

KENTUCKY COURT OF APPEALS

FEBRUARY 26, 2021 MINUTES

RELEASED: 10:00 A.M.

132. DERWIN NICKELBERRY v. COMMONWEALTH OF KENTUCKY [2019-CA-0099-MR](#) DAVIESS  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE TAYLOR**  
ACREE, J. (CONCURS) AND  
KRAMER, J. (CONCURS)
133. LAMONTE AKIO WILLIAMS v. COMMONWEALTH OF KENTUCKY [2019-CA-0164-MR](#) FAYETTE  
[2019-CA-0227-MR](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE KRAMER**  
GOODWINE, J. (CONCURS) AND  
MAZE, J. (CONCURS)
134. DENNIS HUTCHINSON v. THE ESTATE OF MILLARD CALEB SKEENS BY AND THROUGH ITS ADMINISTRATOR, STANLEY SKEENS [2019-CA-0877-MR](#) FLOYD  
[2019-CA-0878-MR](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE CALDWELL**  
KRAMER, J. (CONCURS) AND  
MAZE, J. (CONCURS)
135. DERRICK AKINS v. COMMONWEALTH OF KENTUCKY [2019-CA-1244-MR](#) JEFFERSON  
[2020-CA-0236-MR](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE ACREE**  
CLAYTON, C.J. (CONCURS) AND  
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 26, 2021 MINUTES

RELEASED: 10:00 A.M.

136. ROBERT L. WHITESCARVER, ET AL. [2019-CA-1275-MR](#) WARREN  
v. **NOT TO BE PUBLISHED**  
R. WILLIAM A. SCHWANK, M.D.;  
ET AL.
- OPINION AND ORDER AFFIRMING IN PART AND DISMISSING IN PART BY JUDGE COMBS**
- CLAYTON, C.J. (CONCURS) AND CALDWELL, J. (CONCURS)
137. GREGORY CRANDELL v. [2019-CA-1325-MR](#) BULLITT  
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**  
CABINET FOR HEALTH AND FAMILY SERVICES EX REL. MARY J. DILKE
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE MCNEILL**
- CALDWELL, J. (CONCURS) AND MAZE, J. (DISSENTS AND FILES SEPARATE OPINION)
138. EDWARD NEUTZ, ET AL. v. [2019-CA-1412-MR](#) JEFFERSON  
JOE D. TAYLOR, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MAZE**
- CALDWELL, J. (CONCURS) AND KRAMER, J. (CONCURS)
139. ELMO STEWART v. [2019-CA-1553-MR](#) WARREN  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MAZE**
- LAMBERT, J. (CONCURS) AND L. THOMPSON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 26, 2021 MINUTES

RELEASED: 10:00 A.M.

140. DAN GIBSON v. [2019-CA-1847-MR](#) PULASKI  
RON JONES, INDIVIDUALLY; ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE CALDWELL**
- KRAMER, J. (CONCURS) AND  
MAZE, J. (CONCURS)
141. RICARDO COLIN v. [2020-CA-0530-ME](#) KENTON  
AHOLIBHAMA HERNANDEZ-FLORIAN **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MAZE**
- LAMBERT, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)
142. M. S. S. v. [2020-CA-0995-ME](#) WARREN  
J. E. B., ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE DIXON**
- KRAMER, J. (CONCURS) AND  
LAMBERT, J. (DISSENTS AND DOES  
NOT FILE SEPARATE OPINION)

**KENTUCKY COURT OF APPEALS**

**FEBRUARY 26, 2021 MINUTES**

**RELEASED: 10:00 A.M.**

**ORDERS DISMISSING**

PARK CITY GROUP, INC. v.  
JOYCE WARREN

[2020-CA-0937-MR](#)

JEFFERSON

**Entered: FEBRUARY 17, 2021**

MELISSA WINSTEAD (NOW BUCHANAN) v.  
ESTATE OF LOLA SCHWERSINKSKE BY AND  
THROUGH EXECUTOR, ELMER NOWMAN  
WINSTEAD

[2020-CA-1242-MR](#)

WEBSTER

**Entered: FEBRUARY 18, 2021**

**ORDER DENYING PETITION FOR REHEARING**

STEVEN LOGAN v.  
COMMONWEALTH OF KENTUCKY

[2019-CA-1402-MR](#)

FAYETTE

**Entered: FEBRUARY 23, 2021**

**ORDER DENYING MOTION FOR DISCRETIONARY REVIEW**

COMMONWEALTH OF KENTUCKY,  
TRANSPORTATION CABINET, DEPARTMENT  
OF HIGHWAYS v.  
ROMEO DELROSARIO

[2020-CA-1068-D](#)

FLOYD

**Entered: FEBRUARY 18, 2021**

**ORDER GRANTING PETITION FOR WRIT OF PROHIBITION**

THE UNIVERSITY OF LOUISVILLE UNIVERSITY  
OF LOUISVILLE FOUNDATION, LLC v.  
HON. JUDITH MCDONALD-BURKMAN,  
JEFFERSON CIRCUIT COURT JUDGE; ET AL.

[2020-CA-0829-OA](#)

JEFFERSON

**Entered: FEBRUARY 22, 2021**

**KENTUCKY COURT OF APPEALS**

**FEBRUARY 26, 2021 MINUTES**

**RELEASED: 10:00 A.M.**

**ORDER DENYING MOTION FOR INTERLOCUTORY RELIEF**

JOHN A. COLLINS, ET AL. v.  
COMMONWEALTH OF KENTUCKY, ENERGY  
AND ENVIRONMENT CABINET, DEPARTMENT  
OF NATURAL RESOURCES

[2020-CA-1438-I](#)

FRANKLIN

**Entered: FEBRUARY 18, 2021**