

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 1 of 8

401	HAMM (ROBERT) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING LAMBERT (PRESIDING JUDGE) THOMPSON (CONCURS) AND VANMETER (CONCURS)	<a href="#">2010-CA-000395-MR</a> TO BE PUBLISHED	BOYD
402	COMMONWEALTH OF KENTUCKY VS. GRIDER (ERIC) OPINION AND ORDER AFFIRMING AND DENYING MOTION TO DISMISS AS MOOT MOORE (PRESIDING JUDGE) COMBS (CONCURS) AND LAMBERT (CONCURS)	<a href="#">2010-CA-001484-MR</a> TO BE PUBLISHED	FRANKLIN
403	ALLGEIER (BARBARA) VS. MV TRANSPORTATION, INC. OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING LAMBERT (PRESIDING JUDGE) CLAYTON (CONCURS) AND DIXON (CONCURS)	<a href="#">2010-CA-001907-MR</a> <a href="#">2010-CA-001921-MR</a> TO BE PUBLISHED	JEFFERSON
404	THORNTON (ANTHONY) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND NICKELL (CONCURS)	<a href="#">2011-CA-000032-MR</a> TO BE PUBLISHED	JEFFERSON
405	PATTERSON (DOUGLAS) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) KELLER (CONCURS) AND DIXON (CONCURS)	<a href="#">2011-CA-000045-MR</a> NOT TO BE PUBLISHED	BULLITT
406	GEORGE (ANITA) VS. COFFEY (JILL GEORGE), ET AL. OPINION AFFIRMING KELLER (PRESIDING JUDGE) DIXON (CONCURS) AND NICKELL (CONCURS)	<a href="#">2011-CA-000050-MR</a> NOT TO BE PUBLISHED	FULTON

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 2 of 8

407	SHURE, M.D. (LESLEY), ET AL. VS. FORD (LLOYD), ET AL. OPINION AFFIRMING IN PART AND VACATING IN PART CLAYTON (PRESIDING JUDGE) CAPERTON (CONCURS) AND VANMETER (CONCURS)	<a href="#">2011-CA-000144-MR</a> NOT TO BE PUBLISHED	MUHLENBERG
408	CASSADY (MONROE), ET AL. VS. WOLF CREEK COLLIERIES EMPLOYEE BURIAL FUND, INC. OPINION AFFIRMING COMBS (PRESIDING JUDGE) KELLER (CONCURS) AND STUMBO (CONCURS)	<a href="#">2011-CA-000202-MR</a> TO BE PUBLISHED	MARTIN
409	MARTINEZ (MICHAEL) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) CAPERTON (CONCURS) AND NICKELL (CONCURS)	<a href="#">2011-CA-000363-MR</a> NOT TO BE PUBLISHED	HARDIN
410	INGRAM TRUCKING, INC. VS. ALLEN (CHRISTOPHER B.), ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND NICKELL (CONCURS)	<a href="#">2011-CA-000513-MR</a> TO BE PUBLISHED	ALLEN
411	YOST ENERGY, LLC VS. GAINES (JERRY "PEANUTS"), ET AL. OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) CAPERTON (CONCURS) AND VANMETER (CONCURS)	<a href="#">2011-CA-000554-MR</a> NOT TO BE PUBLISHED	WARREN
412	KAREKEN (WHITNEY) VS. KERHT (CHRIS), ET AL. OPINION AFFIRMING KELLER (PRESIDING JUDGE) CAPERTON (CONCURS) AND THOMPSON (CONCURS)	<a href="#">2011-CA-000633-MR</a> NOT TO BE PUBLISHED	MERCER

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 3 of 8

413	BURKE (DEBBIE C.) VS. SHELBY ENERGY COOPERATIVE, INC. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) DIXON (CONCURS) AND VANMETER (CONCURS)	<a href="#">2011-CA-000657-MR</a> NOT TO BE PUBLISHED	SHELBY
414	T. (V.), ET AL. VS. CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. OPINION REVERSING COMBS (PRESIDING JUDGE) LAMBERT (CONCURS) AND MOORE (DISSENTS AND FILES SEPARATE OPINION)	<a href="#">2011-CA-000799-ME</a> NOT TO BE PUBLISHED	LINCOLN
415	HIGGINBOTHAM (BILL) VS. THE ESTATE OF VELMA CHILDERS OPINION AFFIRMING IN PART, VACATING IN PART AND REMANDING NICKELL (PRESIDING JUDGE) CLAYTON (CONCURS) AND MOORE (CONCURS)	<a href="#">2011-CA-000928-MR</a> NOT TO BE PUBLISHED	PIKE
416	MITCHELL (MARCY) VS. LOOMIS (CAREY) OPINION REVERSING AND REMANDING CLAYTON (PRESIDING JUDGE) MOORE (CONCURS IN RESULT ONLY AND FILES SEPARATE OPINION) AND NICKELL (CONCURS IN RESULT ONLY)	<a href="#">2011-CA-001213-MR</a> NOT TO BE PUBLISHED	MENIFEE
417	WATERS (GEORGE) VS. MAYSVILLE FORD LINCOLN MERCURY; HON. CAROLINE PITT CLARK, ADMINISTRATIVE LAW JUDGE; AND WORKERS' COMPENSATION BOARD OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND COMBS (CONCURS)	<a href="#">2011-CA-001761-MR</a> NOT TO BE PUBLISHED	WORKERS' COMP

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 4 of 8

418	BIG LOTS VS. WHITWORTH (LORITTA), ET AL. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) LAMBERT (CONCURS) AND THOMPSON (CONCURS)	<a href="#">2011-CA-002188-WC</a> TO BE PUBLISHED	WORKERS' COMP
-----	--	--	------------------

\*\*\*\*\*

ORDER DENYING PETITION FOR REHEARING:

DONNA C. NAPIER, ET AL  
VS.  
ST. PAUL TRAVELERS, ET AL  
AND  
ST. PAUL TRAVELERS, ET AL  
VS.  
DONNA C. NAPIER, ET AL  
AND  
KENTUCKY INSURANCE GUARANTY  
ASSOCIATION (KIGA)  
VS.  
DONNA C. NAPIER, ET AL  
ENTERED: 05/09/2012

2010-CA-001825-WC  
2010-CA-001923-WC  
2010-CA-001995-WC

WORKERS'  
COMP

\*\*\*\*\*

ORDER DENYING PETITION FOR WRIT OF PROHIBITION:

RONNIE BROCK  
VS.  
HON. JOHN DAVID CAUDILL, JUDGE  
PERRY CIRCUIT COURT  
AND  
COMMONWEALTH OF KENTUCKY  
ENTERED: 05/09/2012

2012-CA-000057-OA

PERRY

JAQUITTA CRAWFORD  
VS.  
HON. MARGARET RYAN HUDDLESTON,  
JUDGE, WARREN CIRCUIT COURT  
AND  
DONALD CRAWFORD  
ENTERED: 05/08/2012

2012-CA-000729-OA

WARREN

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 5 of 8

\*\*\*\*\*

ORDERS DISMISSING:

STEWART TITLE GUARANTY COMPANY  
VS.  
EDWARD FAYE  
ENTERED: 05/09/2012

2009-CA-001962-MR

WARREN

WHEATLEY SEAMLESS GUTTERS, LLC  
VS.  
OVERHEAD DOOR COMPANY  
ENTERED: 05/09/2012

2011-CA-000390-MR

MARION

ANISSA A. ORTA, BY AND THROUGH HER FATHER, JOSE ORTA, AND HER MOTHER, CHASTITY FULKERSON  
VS.  
C&M SMITH RESTAURANTS, INC.  
ENTERED: 05/09/2012

2011-CA-000410-MR

BULLITT

JEFF HENSEL, ET AL  
VS.  
MARK DUNN, ET AL  
ENTERED: 05/09/2012

2011-CA-001198-MR

JEFFERSON

NATHANIEL A. STANLEY  
VS.  
DARLA FLANNERY  
ENTERED: 05/09/2012

2011-CA-001430-MR  
2011-CA-001480-MR

JEFFERSON

BECKFIELD COLLEGE, LLC  
VS.  
CARLA ANTROBUS, ET AL  
ENTERED: 05/09/2012

2011-CA-001468-MR

BOONE

PAUL CASH, AS FIDUCIARY FOR THE ESTATE OF GEORGIA CASH;  
ET AL  
VS.  
STANLEY MCCUBBIN, JR.  
ENTERED: 05/09/2012

2011-CA-001662-MR

TAYLOR

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 6 of 8

JELLICO COMMUNITY HOSPITAL,  
INC.; ET AL  
VS.

2011-CA-001725-MR

WHITLEY

MICHAEL WIDENDER, ET AL  
ENTERED: 05/09/2012

TIMOTHY OWEN FULTON, ET AL  
VS.

2011-CA-001793-MR

LEWIS

2011-CA-001933-MR

CHERI LYNN FULTON  
AND  
CHERI LYNN FULTON, ET AL  
VS.  
TIMOTHY OWEN FULTON  
ENTERED: 05/09/2012

ANTHONY LLOYD MITCHELL  
VS.  
CHRISTINA ANN MITCHELL  
ENTERED: 05/09/2012

2011-CA-002004-MR

JEFFERSON

DANNIE RAY MCINTIRE  
VS.  
NANCY JOAN MCINTIRE  
ENTERED: 05/09/2012

2011-CA-002142-MR

OLDHAM

2011-CA-002206-MR

CHARLIE E. POORE, ADMINISTRATOR  
OF THE ESTATE OF JOSEPH CONLEY  
POORE, II, A/K/A J. CONLEY POORE, II;  
ET AL  
VS.

2011-CA-002164-MR

JEFFERSON

OWL CREEK COMMUNITY  
ASSOCIATION, INC.; ET AL  
ENTERED: 05/09/2012

FRANK YORK  
VS.  
AMANDA YORK  
ENTERED: 05/09/2012

2012-CA-000294-ME

BULLITT

MINDY CORNETT  
VS.  
GYPSIE MARSH  
ENTERED: 05/09/2012

2012-CA-000283-ME

CARTER

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 7 of 8

JAMES W. OWENS, CHARTERED  
VS.

2012-CA-000353-MR

FRANKLIN

COMMONWEALTH OF KENTUCKY,  
BY AND ON RELATION OF JONATHAN  
S. MILLER, SECRETARY, FINANCE  
AND ADMINISTRATION CABINET  
ENTERED: 05/09/2012

AMANDA BAKER DASSEL  
VS.  
DURRETT SHANE SUTTOR  
ENTERED: 05/09/2012

2012-CA-000516-MR

SHELBY

\*\*\*\*\*

ORDER DENYING PETITION FOR REHEARING FROM PREVIOUS WEEK ENDING 05/04/2012:

NICK RATLIFF  
VS.  
COMMONWEALTH OF KENTUCKY  
ENTERED: 05/04/2012

2010-CA-000928-MR

LAWRENCE

JASON H. CROSS, ET AL  
VS.  
LELAND E. COX, ET AL  
ENTERED: 05/04/2012

2010-CA-001511-MR

BARREN

\*\*\*\*\*

ORDER AFFIRMING FROM PREVIOUS WEEK ENDING 05/04/2012:

WILLIAM WALKER  
VS.  
STEVE HANEY, WARDEN  
ENTERED: 05/04/2012

2011-CA-001508-MR

BOYLE

**COURT OF APPEALS OF KENTUCKY**

05/11/2012 AT 10:00

PAGE 8 of 8

\*\*\*\*\*

ORDER DENYING PETITION FOR WRIT OF PROHIBITION FROM PREVIOUS WEEK ENDING 05/04/2012:

PERSELS & ASSOCIATES, LLC,  
K. DAVID BRADLEY, JR., AND  
ROBERT R. GILLISPIE  
VS.

2012-CA-000276-OA

DAVIESS

HON. JOSEPH CASTLEN,  
JUDGE, DAVIESS CIRCUIT  
COURT

ENTERED: 05/04/2012

\*\*\*\*\*

ORDERS DISMISSING FROM PREVIOUS WEEK ENDING 05/04/2012:

GUY A. HUGUELET, III, AND  
AND MCLONEY HUGUELET  
VS.

2011-CA-001743-MR

FAYETTE

PEOPLES EXCHANGE BANK  
AND TOWN & COUNTRY BANK  
AND TRUST COMPANY

ENTERED: 05/04/2012

BRENDA OLLER  
VS.

2012-CA-000171-MR

JEFFERSON

SHARON STEFF

ENTERED: 05/04/2012

INDEVA-CORP ENERGY, INC. &  
RICHARDSON LAND CO., LLC  
VS.

2012-CA-000406-I

FLOYD

SANDY RIVER COAL, INC., ET AL

ENTERED: 05/04/2012