

KENTUCKY COURT OF APPEALS

JUNE 10, 2022 MINUTES

RELEASED: 10:00 A.M.

368. GERRY BERNARDO v. [2019-CA-1528-MR](#) FAYETTE  
TRISHA BERNARDO **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
K. THOMPSON**
- ACREE, J. (CONCURS) AND  
DIXON, J. (CONCURS)
369. KEVIN PEARSON v. [2019-CA-1565-MR](#) LYON  
CORRECT CARE SOLUTIONS, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
K. THOMPSON**
- CLAYTON, C.J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)
370. TERRY GREGORY v. [2019-CA-1876-MR](#) MCLEAN  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
K. THOMPSON**
- ACREE, J. (CONCURS) AND  
DIXON, J. (CONCURS)
371. KAREN SLOAN, ET AL. v. [2020-CA-1433-MR](#) MCCRACKEN  
BANK OF OKLAHOMA (NOW KNOWN AS **NOT TO BE PUBLISHED**  
"BOKF"), N.A., AS TRUSTEE OF THE  
CHARLES R. JONES, SR. INTER VIVOS  
TRUST DATED MAY 1, 1973 AND THE  
EULA KATHLEEN JONES TESTAMENTARY  
TRUST U/W/D OCTOBER 24, 1967
- OPINION AFFIRMING BY JUDGE  
LAMBERT**
- MAZE, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JUNE 10, 2022 MINUTES

RELEASED: 10:00 A.M.

372. DOUG GABEHART, LLC D/B/A ALL AMERICAN CONSTRUCTION v. PAUL DICKEN, ET AL. [2021-CA-0355-WC](#) **NOT TO BE PUBLISHED** WORKERS' COMPENSATION BOARD
- OPINION AFFIRMING BY JUDGE TAYLOR**
- LAMBERT, J. (CONCURS) AND MCNEILL, J. (CONCURS)
373. MICHAEL HORN v. COMMONWEALTH OF KENTUCKY [2021-CA-0669-MR](#) **NOT TO BE PUBLISHED** FAYETTE
- OPINION AFFIRMING BY JUDGE LAMBERT**
- CETRULO, J. (CONCURS) AND DIXON, J. (CONCURS)
374. R.L.M. v. D.L.N., ET AL. [2021-CA-0745-ME](#) **NOT TO BE PUBLISHED** MCCrackEN
- OPINION AFFIRMING BY JUDGE CALDWELL**
- MCNEILL, J. (CONCURS) AND TAYLOR, J. (DISSENTS AND DOES NOT FILE SEPARATE OPINION)
375. TONYA SHERRIE HALL v. PAUL BRADY HALL [2021-CA-1003-MR](#) **NOT TO BE PUBLISHED** BULLITT
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE DIXON**
- CETRULO, J. (CONCURS) AND LAMBERT, J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**JUNE 10, 2022 MINUTES**

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

376. LARRY EDWARD MOFIELD AND GLEN WILSON, IN THEIR INDIVIDUAL CAPACITIES AS EMPLOYEES OF THE MEADE COUNTY BOARD OF EDUCATION  
v.  
HUNTER KNOTH

[2021-CA-1004-MR](#)  
**NOT TO BE PUBLISHED**

MEADE

**OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**

COMBS, J. (CONCURS) AND  
GOODWINE, J. (CONCURS)

377. JASON BECKETT v.  
NUBIA BECKETT

[2021-CA-1144-ME](#)  
**NOT TO BE PUBLISHED**

FAYETTE

**OPINION REVERSING BY JUDGE TAYLOR**

MAZE, J. (CONCURS) AND  
JONES, J. (DISSENTS AND DOES NOT  
FILE SEPARATE OPINION)

**ORDERS DISMISSING**

P.W. v.  
COMMONWEALTH OF KENTUCKY, CABINET  
FOR HEALTH AND FAMILY SERVICES, ET AL.

[2021-CA-0841-ME](#)  
[2021-CA-0842-ME](#)

BOYLE

**Entered: JUNE 06, 2022**

KATHERINE YOTTER v.  
KEITH ALLEN BRONNER

[2021-CA-0909-MR](#)

JEFFERSON

**Entered: JUNE 03, 2022**

RONNIE DARYL RIVERS, ET AL. v.  
ANNETIA SUE RIVERS

[2021-CA-1134-MR](#)

CARTER

**Entered: JUNE 03, 2022**

KENTUCKY COURT OF APPEALS

JUNE 10, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

KATIE MARIE HEDDLESTON v.  
ROBERT HEDDLESTON, IV

[2021-CA-1266-ME](#)

BOONE

**Entered: JUNE 06, 2022**

MICHAEL CHAD BARKLEY v.  
AMY KALBER

[2021-CA-1372-ME](#)

JEFFERSON

**Entered: JUNE 06, 2022**

COURTNEY BOSSOLO, F/K/A COURTNEY  
DISCHAR v.  
RUSSELL DISCHAR

[2021-CA-1479-MR](#)

BOONE

**Entered: JUNE 03, 2022**

CHRIS HENDERSON v.  
TODD MILLIGAN, ET AL.

[2022-CA-0057-MR](#)

MCCRACKEN

**Entered: JUNE 03, 2022**

KINGSLEY PERDON v.  
BRITTNEY E. PERDON

[2022-CA-0060-MR](#)

DAVISS

**Entered: JUNE 02, 2022**

AMANDA AVILES v.  
DENNY A. QUISENBERRY, SR.

[2022-CA-0064-ME](#)

OHIO

**Entered: JUNE 07, 2022**

J.S. v.  
CABINET FOR HEALTH AND FAMILY  
SERVICES, ET AL.

[2022-CA-0072-ME](#)

ALLEN

**Entered: JUNE 07, 2022**

KENTUCKY COURT OF APPEALS

JUNE 10, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

J.J.L. v. [2022-CA-0196-ME](#) CRITTENDEN  
COMMONWEALTH OF KENTUCKY, CABINET  
FOR HEALTH AND FAMILY SERVICES, ET AL.

**Entered: JUNE 07, 2022**

LIAM HAMILTON v. [2022-CA-0244-MR](#) RUSSELL  
GREG MICHAEL SCHELLER

**Entered: JUNE 06, 2022**

APRIL PAYTON v. [2022-CA-0255-MR](#) JEFFERSON  
TECA, INC., D/B/A FANTASTIC SAMS

**Entered: JUNE 06, 2022**

CHARLES TREVOR FUGAZZI v. [2022-CA-0156-MR](#) KENTON  
CARRIE L. FUGAZZI

**Entered: JUNE 07, 2022**

ARNOLD EVERSOLE v. [2020-CA-1289-MR](#) KENTON  
ROBERT BARNETT, ET AL.

**Entered: JUNE 06, 2022**

WILLIAM BROCK LADY, ET AL. v. [2021-CA-1309-MR](#) CALDWELL  
APEX FUND SERVICES CUSTODIAN FOR  
CERES TAX RECEIVABLES LLC

**Entered: JUNE 03, 2022**

ANTONIO MARIECUSS HOWARD v. [2021-CA-0895-MR](#) WARREN  
COMMONWEALTH OF KENTUCKY

**Entered: JUNE 02, 2022**

KENTUCKY COURT OF APPEALS

JUNE 10, 2022 MINUTES

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**ORDERS DISMISSING**

KENNETH JUSTIN HOOKER v.  
COMMONWEALTH OF KENTUCKY

[2021-CA-1198-MR](#)

KNOX

**Entered: JUNE 02, 2022**

JASON R. MAYO v.  
KENTUCKY DEPARTMENT OF CORRECTIONS

[2022-CA-0330-MR](#)

OLDHAM

**Entered: JUNE 02, 2022**

ANTWOIN WILLIAMS v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0395-MR](#)

JEFFERSON

**Entered: JUNE 02, 2022**

WEHR CONSTRUCTORS, INC. v.  
CHAMBERS PAINTING, LLC, ET AL.  
**AND**  
TRAVELERS CASUALTY & SURETY COMPANY  
OF AMERICA v.  
CHAMBERS PAINTING, LLC, ET AL.

[2021-CA-0032-MR](#)  
[2021-CA-0068-MR](#)  
[2021-CA-0492-MR](#)

ROWAN

**Entered: JUNE 03, 2022**

ROBERT HAYDEN v.  
COMMONWEALTH OF KENTUCKY

[2021-CA-1200-MR](#)

JEFFERSON

**Entered: JUNE 02, 2022**

JEFFREY C. MAYBERRY, ET AL. v.  
COMMONWEALTH OF KENTUCKY, ET AL.

[2021-CA-1260-MR](#)

FRANKLIN

**Entered: JUNE 06, 2022**

**KENTUCKY COURT OF APPEALS**

**JUNE 10, 2022 MINUTES**

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

**ORDERS DISMISSING**

W.K.C. v. [2021-CA-1414-ME](#) MONTGOMERY  
CABINET FOR HEALTH AND FAMILY  
SERVICES, COMMONWEALTH OF KENTUCKY,  
ET AL.

**Entered: JUNE 07, 2022**

MIKE LEE BIRKLA v. [2021-CA-1441-ME](#) BULLITT  
BROOKE NICOLE BIRKLA, ON BEHALF OF  
MINOR CHILD K.B.

**Entered: JUNE 06, 2022**

NORTHPOINT SENIOR SERVICES, KY I, LLC [2022-CA-0031-MR](#) FAYETTE  
D/B/A NORTHPOINT LEXINGTON HEALTHCARE  
CENTER, ET AL. v.  
SHIRLEY WISEMAN, AS CO-GUARDIANS TO  
SHERRIE MCVAY, ET AL.

**Entered: JUNE 03, 2022**

SHEILA FAY SCHEPERS, ET AL. v. [2022-CA-0214-MR](#) JEFFERSON  
TERRENCE L. MCCOY, ET AL.

**Entered: JUNE 03, 2022**

G.M.A., ET AL. v. [2021-CA-1510-ME](#) GALLATIN  
D.A., ET AL.

**Entered: JUNE 06, 2022**

MICHAEL BAKER v. [2022-CA-0256-MR](#) SCOTT  
KELLY SERVICES INC., ET AL.

**Entered: JUNE 06, 2022**

**KENTUCKY COURT OF APPEALS**

**JUNE 10, 2022 MINUTES**

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

BENJAMIN G. DUSING v.  
BRIAN HALLORAN, ET AL.

[2022-CA-0405-MR](#)

KENTON

**Entered: JUNE 03, 2022**

**ORDER DISMISSING PETITION FOR WRIT OF MANDAMUS**

GARRY SWAN v.  
HON. MITCH PERRY, JUDGE, JEFFERSON  
CIRCUIT COURT, ET AL.

[2021-CA-1199-OA](#)

JEFFERSON

**Entered: JUNE 03, 2022**

**ORDERS DENYING PETITIONS FOR REHEARING**

MARIO SANCHEZ v.  
RODNEY MCMILLIN, M.D., ET AL.

[2020-CA-0052-MR](#)

JEFFERSON

**Entered: JUNE 06, 2022**

ANDRE FANT, JR. v.  
COMMONWEALTH OF KENTUCKY

[2021-CA-0253-MR](#)

LYON

**Entered: JUNE 06, 2022**

**ORDER AFFIRMING**

MICHAEL R. DESPAIN v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0520-ME](#)

JEFFERSON

**Entered: JUNE 02, 2022**

**ORDER DENYING MOTION FOR BELATED APPEAL**

JEROME CATLETT v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0268-MR](#)

CHRISTIAN

**Entered: JUNE 02, 2022**



**KENTUCKY COURT OF APPEALS**

**JUNE 10, 2022 MINUTES**

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

**ORDER DENYING MOTION TO RECONSIDER**

PAUL EUSNER, ET AL. v.  
HON. BRIAN CHRISTOPHER MCCLOUD, JUDGE  
GREENUP CIRCUIT COURT, ET AL.

[2021-CA-0929-OA](#)

GREENUP

**Entered: JUNE 03, 2022**

**ORDERS DENYING DISCRETIONARY REVIEW**

CHARLES BESSELMAN, JR. v.  
WALTON TOWNHOMES

[2022-CA-0228-D](#)

BOONE

**Entered: JUNE 06, 2022**

LANELL COLLIER v.  
DELISE MAYBERRY

[2022-CA-0248-D](#)

KENTON

**Entered: JUNE 07, 2022**

**ORDER DENYING PETITION FOR WRIT OF MANDAMUS**

JOHN R. CECIL, JR. v.  
HON. SUSAN SCHULTZ GIBSON, JUDGE  
JEFFERSON CIRCUIT COURT, ET AL.

[2022-CA-0327-OA](#)

JEFFERSON

**Entered: JUNE 02, 2022**

**ORDERS DENYING PETITIONS FOR WRIT OF PROHIBITION**

R.A.R. v.  
HON. BRUCE PETRIE, SPECIAL JUDGE,  
FRANKLIN CIRCUIT COURT, ET AL.

[2022-CA-0159-OA](#)

FRANKLIN

**Entered: JUNE 07, 2022**

KAYCEE DEMAREE v.  
HON. SQUIRE WILLIAMS, III, JUDGE,  
FRANKLIN CIRCUIT COURT, DIV. III, ET AL.

[2022-CA-0281-OA](#)

FRANKLIN

**Entered: JUNE 07, 2022**