

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 1 of 11

515	BYRD (RANDY L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DIXON (PRESIDING JUDGE) KRAMER (CONCURS) AND J. LAMBERT (CONCURS)	2013-CA-000038-MR 2013-CA-000039-MR 2013-CA-000073-MR NOT TO BE PUBLISHED	KENTON
516	GUARDIAN ANGEL STAFFING AGENCY, INC. VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING ACREE (PRESIDING JUDGE) MAZE (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)	2013-CA-000090-MR 2013-CA-000143-MR 2013-CA-000150-MR 2013-CA-000348-MR NOT TO BE PUBLISHED	FRANKLIN
517	COHRON (DAVID T.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND NICKELL (CONCURS)	2013-CA-000458-MR NOT TO BE PUBLISHED	JEFFERSON
518	ROBINSON (BRANDON C.), SR. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) COMBS (CONCURS) AND JONES (CONCURS)	2013-CA-000509-MR NOT TO BE PUBLISHED	FAYETTE
519	COMMONWEALTH OF KENTUCKY, FINANCE AND ADMINISTRATION CABINET, DEPARTMENT OF REVENUE VS. PETROTEK, LLC, ET AL. OPINION AFFIRMING ACREE (PRESIDING JUDGE) MAZE (CONCURS) AND THOMPSON (CONCURS)	2013-CA-001152-MR NOT TO BE PUBLISHED	FRANKLIN
520	WILSON (REID HUNTER), M.D. VS. WILSON (SARAH SPRAGUE) OPINION AFFIRMING JONES (PRESIDING JUDGE) ACREE (CONCURS) AND J. LAMBERT (CONCURS)	2013-CA-001473-MR NOT TO BE PUBLISHED	HENDERSON

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 2 of 11

521	LUCKETT (BRIAN) VS. MURRELL (WILLIAM) OPINION REVERSING AND REMANDING CLAYTON (PRESIDING JUDGE) COMBS (CONCURS) AND STUMBO (CONCURS)	2013-CA-001548-MR NOT TO BE PUBLISHED	JEFFERSON
522	ESTATE OF LOLA BROWN VS. BROWN (FRANKIE L.), ET AL. OPINION VACATING AND REMANDING VANMETER (PRESIDING JUDGE) CLAYTON (CONCURS) AND JONES (CONCURS)	2013-CA-001720-MR NOT TO BE PUBLISHED	KENTON
523	DUFFY (LAURA ELIZABETH) VS. DUFFY (RYAN JOHN) OPINION AFFIRMING ACREE (PRESIDING JUDGE) JONES (CONCURS) AND NICKELL (CONCURS)	2013-CA-001782-MR NOT TO BE PUBLISHED	FAYETTE
524	KENTUCKY RSA #4 CELLULAR GENERAL PARTNERSHIP, ET AL. VS. BOBLITT (ALICE MOORE), ET AL. OPINION REVERSING AND REMANDING CLAYTON (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (DISSENTS AND FILES SEPARATE OPINION)	2013-CA-002133-MR NOT TO BE PUBLISHED	NELSON
525	ALAMI (ERFAN), ET AL. VS. LEXTINTON-FAYETTE URBAN COUNTY GOVERNMENT, ET AL. OPINION REVERSING AND REMANDING J. LAMBERT (PRESIDING JUDGE) DIXON (CONCURS IN RESULT ONLY) AND KRAMER (DISSENTS)	2014-CA-000099-MR NOT TO BE PUBLISHED	FAYETTE
526	KORCSMAROS (ROBERT B.) VS. STANOFF (IRVYNE) OPINION AFFIRMING ACREE (PRESIDING JUDGE) STUMBO (CONCURS) AND TAYLOR (CONCURS)	2014-CA-000112-MR NOT TO BE PUBLISHED	DAVIESS

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 3 of 11

527	PADGETT (MARK L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) VANMETER (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)	2014-CA-000142-MR NOT TO BE PUBLISHED	CAMPBELL
528	COWAN (ALFONSO J.), JR. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING VANMETER (PRESIDING JUDGE) JONES (CONCURS) AND STUMBO (CONCURS)	2014-CA-000360-MR NOT TO BE PUBLISHED	JEFFERSON
529	GILL (JEREMY) VS. COMMONWEALTH OF KENTUCKY OPINION VACATING STUMBO (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)	2014-CA-000362-DG TO BE PUBLISHED	BUTLER
530	ROTHFUSS (LARRY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) COMBS (CONCURS) AND JONES (CONCURS)	2014-CA-000474-MR NOT TO BE PUBLISHED	KENTON
531	BOBBITT (LESTER) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING STUMBO (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (CONCURS)	2014-CA-000484-MR NOT TO BE PUBLISHED	JEFFERSON
532	COLLINS (BRANDON LEE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) ACREE (CONCURS) AND D. LAMBERT (CONCURS)	2014-CA-000501-MR 2014-CA-000621-MR NOT TO BE PUBLISHED	FAYETTE

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 4 of 11

533	WALLACE (ALISHA WILLIAMS) VS. THE ZERO COMPANY, ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) THOMPSON (CONCURS) AND VANMETER (CONCURS)	2014-CA-000604-MR NOT TO BE PUBLISHED	JEFFERSON
534	KINCAID (KEVIN), ET AL. VS. CENTRAL BANK & TRUST CO., ET AL. OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND MAZE (CONCURS)	2014-CA-000672-MR NOT TO BE PUBLISHED	FAYETTE
535	HENDRICK (TIFFANY) VS. HENDRICK (JAMES BRENT) OPINION AFFIRMING STUMBO (PRESIDING JUDGE) CLAYTON (CONCURS) AND J. LAMBERT (CONCURS)	2014-CA-000828-MR NOT TO BE PUBLISHED	WARREN
536	HINKSTON (ANTONIO LAMAR) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING IN PART, VACATING IN PART AND REMANDING MAZE (PRESIDING JUDGE) D. LAMBERT (CONCURS) AND THOMPSON (CONCURS)	2014-CA-000896-MR NOT TO BE PUBLISHED	BOONE
537	STEVENSON (WADE ALVIN), JR. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) ACREE (CONCURS) AND TAYLOR (CONCURS)	2014-CA-001008-MR NOT TO BE PUBLISHED	FAYETTE
538	HOUCHIN (DAVID EUGENE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) STUMBO (CONCURS) AND THOMPSON (CONCURS)	2014-CA-001165-MR NOT TO BE PUBLISHED	GRAYSON

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 5 of 11

539	ROBERSON (KELVIN EUGENE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) DIXON (CONCURS) AND KRAMER (CONCURS)	2014-CA-001424-MR NOT TO BE PUBLISHED	TRIGG
540	KRAMER (EDWARD) VS. DEPARTMENT OF CORRECTIONS OFFENDER INFORMATION SERVICES, ET AL. OPINION AFFIRMING STUMBO (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (CONCURS)	2014-CA-001497-MR NOT TO BE PUBLISHED	FRANKLIN
541	B (W. D.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AND ORDER AFFIRMING CLAYTON (PRESIDING JUDGE) KRAMER (CONCURS) AND VANMETER (CONCURS)	2014-CA-001513-ME 2014-CA-001540-ME 2014-CA-001541-ME 2014-CA-001542-ME NOT TO BE PUBLISHED	HANCOCK
542	POWELL (RICHARD), ET AL. VS. JAMES MARINE, INC., ET AL. OPINION AFFIRMING STUMBO (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (DISSENTS AND FILES SEPARATE OPINION)	2014-CA-001580-ME NOT TO BE PUBLISHED	MARSHALL
543	GALLMAR CONTRACTING VS. NEWTON (JAMES L.), ET AL. OPINION AFFIRMING IN PART, REVERSING IN PART AND REMANDING STUMBO (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND THOMPSON (CONCURS)	2014-CA-001586-WC 2014-CA-001700-WC NOT TO BE PUBLISHED	WORKERS' COMP
544	MELCHER (TERRY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) STUMBO (CONCURS) AND THOMPSON (CONCURS)	2014-CA-001739-MR TO BE PUBLISHED	OHIO

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 6 of 11

545	SHOCKLEY (SHAUN) VS. RUSSELL (JESSICA), ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) ACREE (CONCURS) AND STUMBO (CONCURS)	2014-CA-001745-ME NOT TO BE PUBLISHED	ALLEN
546	TOYOTA MOTOR MANUFACTURING, KENTUCKY, INC. VS. TUDOR (JASON), ET AL. OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) THOMPSON (CONCURS) AND VANMETER (CONCURS)	2014-CA-001752-WC NOT TO BE PUBLISHED	WORKERS' COMP
547	MCINTOSH (DAVID) VS. CAMPBELL (KAYLA) OPINION AFFIRMING JONES (PRESIDING JUDGE) STUMBO (CONCURS) AND VANMETER (CONCURS)	2014-CA-002084-ME NOT TO BE PUBLISHED	BREATHITT

ORDERS FOR THE WEEK ENDING 06/19/2015:

ORDERS DISMISSING:

JEREMY HENLEY 2014-CA-000018-MR CARLISLE
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 06/16/2015

KENNETH WAYNE JEWELL 2014-CA-000378-MR SPENCER
VS.
JEWELL ACRES, LLC, ET AL.
ENTERED: 06/18/2015

WILLIAM B. FUSON 2014-CA-000880-MR BELL
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 06/16/2015

JOSHUA BOLING 2014-CA-001157-MR KENTON
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 06/16/2015

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 7 of 11

SCOTT ROBERTS VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/17/2015	2014-CA-001224-MR	FAYETTE
TIMOTHY DOWELL VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/16/2015	2014-CA-001254-MR	CAMPBELL
CHARLES BAKER VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/18/2015	2014-CA-001291-MR	PENDLETON
JOHN SCHELL VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/18/2015	2014-CA-001342-MR	LAUREL
CLAYTON PATTERSON, SR. VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/16/2015	2014-CA-001416-MR	CARROLL
DEVERY RUSSELL VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/16/2015	2014-CA-001447-MR	JEFFERSON
COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES VS. SUSAN DOYLE ENTERED: 06/18/2015	2014-CA-001597-MR	MASON
LATRICE JOHNSON VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/16/2015	2014-CA-001601-MR	JEFFERSON
WATHA MARTIN VS. AYREIST BIZOR ENTERED: 06/16/2015	2014-CA-001918-ME	WARREN

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 8 of 11

CITY OF WILLIAMSBURG VS. AMERICAN PET FOOD MANUFACTURING COMPANY, LLC, ET AL. ENTERED: 06/18/2015	2014-CA-001975-MR	WHITLEY
HADEN G. DICKERSON VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/16/2015	2014-CA-001981-MR	FAYETTE
VERNIE L. MASSEY VS. MICHELLE C. MASSEY ENTERED: 06/16/2015	2015-CA-000042-ME	BOONE
TRISTAN HALL VS. COMMONWEALTH OF KENTUCKY ENTERED: 06/19/2015	2015-CA-000046-MR	WHITLEY
JULIE A. ESTILL VS. WELLS FARGO BANK, NA ENTERED: 06/18/2015	2015-CA-000067-MR	FRANKLIN
CABOT TURFWAY RIDGE 1 LLC, ET AL. VS. U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, SUCCESSOR-IN-INTEREST TO BANK OF AMERICA, N.A., ETC. ENTERED: 06/18/2015	2015-CA-000113-MR	BOONE
DAVID A. INGALA VS. JENNIFER INGALA ENTERED: 06/18/2015	2015-CA-000214-MR	KENTON
MARK MCGAHA, ET AL. VS. DAMON MCGAHA ENTERED: 06/18/2015	2015-CA-000341-MR	RUSSELL
LIBERTY BILLING 2.0, LLC VS. KRISTINE KAISER GIBBONS, ET AL. ENTERED: 06/18/2015	2015-CA-000377-MR	FAYETTE

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 9 of 11

T.H. 2015-CA-000404-ME CAMPBELL
VS.
CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL.
ENTERED: 06/19/2015

COMMONWEALTH OF KENTUCKY 2015-CA-000481-OA JEFFERSON
VS.
HON. OLU A. STEVENS, JUDGE, ET AL.
ENTERED: 06/17/2015

COMMONWEALTH OF KENTUCKY 2015-CA-000500-MR JEFFERSON
VS. 2015-CA-000501-MR
RAQUAN CARMICHAEL, ET AL. 2015-CA-000502-MR
ENTERED: 06/18/2015 2015-CA-000503-MR

CALIPH ALJA-IZ 2015-CA-000560-MR JEFFERSON
VS.
BROADWAY MANAGEMENT GROUP
ENTERED: 06/19/2015

ORDERS DENYING PETITION FOR REHEARING:

BOBBY CARPENTER 2012-CA-000994-MR FAYETTE
VS.
UNIVERSITY OF KENTUCKY, ET AL.
ENTERED: 06/16/2015

LISA SHUCK, ET AL. 2012-CA-001429-MR FAYETTE
VS.
UNIVERSITY OF KENTUCKY, ET AL.
ENTERED: 06/16/2015

PUBLIC SERVICE COMMISSION OF 2013-CA-001625-MR FRANKLIN
KENTUCKY 2013-CA-001630-MR
VS.
BRANDENBURG TELEPHONE COMPANY AND SPRINT COMMUNICATIONS COMPANY, L.P.
ENTERED: 06/17/2015

ORDER DENYING PETITION FOR WRIT OF MANDAMUS/PROHIBITION:

DONALD RAY VIOLETT 2014-CA-001626-OA WARREN
VS.
HON. JOHN R. GRISE, JUDGE, ET AL.
ENTERED: 06/17/2015

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 10 of 11

TRISTAN HALL 2015-CA-000012-OA WHITLEY
VS.
HON. HENRY JOHNSON, SPECIAL JUDGE, ET AL.
ENTERED: 06/17/2015

WILLIE SCOTT BURNS 2015-CA-000226-OA GREENUP
VS.
HON. ROBERT CONLEY, JUDGE, ET AL.
ENTERED: 06/17/2015

DEER RUN ESTATES, LLC 2015-CA-000324-OA MERCER
VS.
HON. DARREN W. PECKLER, JUDGE, ET AL.
ENTERED: 06/17/2015

ORDER GRANTING PETITION FOR WRIT OF PROHIBITION:

BOARD OF TRUSTEES OF THE 2015-CA-000314-OA FAYETTE
LEXINGTON-FAYETTE URBAN GOVERNMENT POLICEMEN'S AND FIREFIGHTER'S
RETIREMENT FUND
VS.
HON. PAMELA R. GOODWINE, JUDGE, ET AL.
ENTERED: 06/16/2015

ORDERS REMANDING:

LESLIE WOODWORTH 2015-CA-000366-MR FAYETTE
VS.
BRUCE CARTER, WLEX 18 NEWS
ENTERED: 06/17/2015

LESLIE SOUTHWOOD 2015-CA-000395-MR BREATHITT
VS.
BREATHITT COUNTY SHERRIFF DEPARTMENT, ET AL.
ENTERED: 06/17/2015

ORDERS AFFIRMING:

JAMES D. MCGIBBONS 2015-CA-000656-MR BOYLE
VS.
AMY NICHOL MCGIBBONS
ENTERED: 06/18/2015

COURT OF APPEALS OF KENTUCKY

06/19/2015 AT 10:00 A.M.

PAGE 11 of 11

JOSHUA TRAVIS JONES

2015-CA-000657-MR

BOYLE

VS.

BRANDY MAE JONES

ENTERED: 06/18/2015