

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 1 of 11

605	ABUKAR (MOHAMUD) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING THOMPSON (PRESIDING JUDGE) COMBS (CONCURS) AND D. LAMBERT (CONCURS)	2012-CA-001527-MR TO BE PUBLISHED	KENTON
606	FOX TROT CORPORATION, ET AL. VS. FORCHT BANK, NA OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND THOMPSON (CONCURS)	2013-CA-001084-MR NOT TO BE PUBLISHED	FAYETTE
607	PARSON (DEREK) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING STUMBO (PRESIDING JUDGE) JOHNSON (CONCURS) AND NICKELL (CONCURS)	2014-CA-001502-MR NOT TO BE PUBLISHED	KENTON
608	ORDWAY (LARRY R.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DIXON (PRESIDING JUDGE) ACREE (CONCURS) AND JONES (CONCURS)	2014-CA-001618-MR NOT TO BE PUBLISHED	CHRISTIAN
609	BENTON (ADRIAN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) STUMBO (CONCURS) AND TAYLOR (CONCURS)	2014-CA-001809-MR 2016-CA-000500-MR NOT TO BE PUBLISHED	FAYETTE
610	MASON (RONALD), ET AL. VS. STEGALL (BILLY), ET AL. OPINION AFFIRMING JOHNSON (PRESIDING JUDGE) ACREE (CONCURS) AND TAYLOR (CONCURS)	2015-CA-000999-MR NOT TO BE PUBLISHED	MADISON

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 2 of 11

611	KILBURN (MARION) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KRAMER (PRESIDING JUDGE) ACREE (CONCURS) AND JONES (CONCURS)	2015-CA-001145-MR NOT TO BE PUBLISHED	FLOYD
612	KENTUCKY TAX BILL SERVICING, INC. VS. B&P APARTMENTS, INC., ET AL. OPINION REVERSING AND REMANDING D. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND TAYLOR (CONCURS)	2015-CA-001322-MR TO BE PUBLISHED	MONTGOMERY
613	WEATHERLY (HEIDI) VS. LAKE CUMBERLAND COMMUNITY ASSOCIATION, INC., ET AL. OPINION AFFIRMING KRAMER (PRESIDING JUDGE) ACREE (CONCURS) AND JONES (CONCURS)	2015-CA-001468-MR NOT TO BE PUBLISHED	PULASKI
614	FOX TROT PROPERTIES, LLC VS. DLX, INC. OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND CLAYTON (CONCURS)	2015-CA-001515-MR TO BE PUBLISHED	LETCHER
615	SHACKELFORD (DAVID) VS. LEWIS (PAUL WESLEY), M.D., ET AL. OPINION REVERSING AND REMANDING D. LAMBERT (PRESIDING JUDGE) TAYLOR (CONCURS) AND JONES (CONCURS IN RESULT ONLY)	2015-CA-001750-MR NOT TO BE PUBLISHED	BOYD
616	JOINER (CHRISTOPHER), ET AL. VS. TRAN & P PROPERTIES, LLC, ET AL. OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) NICKELL (CONCURS) AND TAYLOR (CONCURS IN RESULT ONLY)	2015-CA-001794-MR TO BE PUBLISHED	JEFFERSON

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 3 of 11

617	WILLIS (TED) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MAZE (PRESIDING JUDGE) STUMBO (CONCURS) AND TAYLOR (CONCURS)	2015-CA-001851-MR NOT TO BE PUBLISHED	DAVISS
618	HENSLEY (DUSTIN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING JOHNSON (PRESIDING JUDGE) ACREE (CONCURS) AND TAYLOR (CONCURS)	2015-CA-001873-MR NOT TO BE PUBLISHED	BELL
619	HEREFORD (DIANNA) VS. NORTON HEALTHCARE, INC., ET AL. OPINION AFFIRMING STUMBO (PRESIDING JUDGE) JOHNSON (CONCURS) AND NICKELL (CONCURS)	2015-CA-001958-MR NOT TO BE PUBLISHED	JEFFERSON
620	LICKTEIG (CHARLES T.), II VS. SCHWAB (SGT. JAMES M.), JR. OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) COMBS (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)	2016-CA-000045-MR NOT TO BE PUBLISHED	JEFFERSON
621	CROWE (MICHAEL WAYNE) VS. COMMONWEALTH OF KENTUCKY OPINION VACATING AND REMANDING D. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND THOMPSON (CONCURS)	2016-CA-000134-MR NOT TO BE PUBLISHED	FAYETTE
622	P. (J.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND STUMBO (CONCURS)	2016-CA-000273-ME 2016-CA-000274-ME NOT TO BE PUBLISHED	OLDHAM

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 4 of 11

623	MCKINNEY (THOMAS N.), JR. VS. COLEMAN (JERRY M.), ET AL. OPINION VACATING AND REMANDING J. LAMBERT (PRESIDING JUDGE) DIXON (CONCURS) AND STUMBO (CONCURS)	2016-CA-000303-MR NOT TO BE PUBLISHED	JEFFERSON
624	REDNER (ROGER) VS. THE ESTATE OF MIKE EVERT OPINION AFFIRMING MAZE (PRESIDING JUDGE) KRAMER (CONCURS) AND STUMBO (CONCURS)	2016-CA-000379-MR NOT TO BE PUBLISHED	FAYETTE
625	MCDOWELL (JOSHUA) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) KRAMER (CONCURS) AND NICKELL (CONCURS)	2016-CA-000425-MR NOT TO BE PUBLISHED	GRAYSON
626	CONLEY (TERESA O'BRIEN) VS. MOUNTAIN COMPREHENSIVE CARE CENTER, INC. OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND CLAYTON (CONCURS)	2016-CA-000454-MR NOT TO BE PUBLISHED	FLOYD
627	FOREE (BOBBY), JR. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KRAMER (PRESIDING JUDGE) JOHNSON (CONCURS) AND NICKELL (CONCURS)	2016-CA-000599-MR NOT TO BE PUBLISHED	TRIMBLE
628	COMMONWEALTH OF KENTUCKY, KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION VS. HOURIGAN (WILLIAM ANTHONY), ET AL. OPINION REVERSING J. LAMBERT (PRESIDING JUDGE) DIXON (CONCURS) AND STUMBO (CONCURS)	2016-CA-000628-MR 2016-CA-000697-MR TO BE PUBLISHED	MARION

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 5 of 11

629	MILLER (FREDERICK LOUIS) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING STUMBO (PRESIDING JUDGE) MAZE (CONCURS) AND TAYLOR (CONCURS)	2016-CA-000748-MR NOT TO BE PUBLISHED	WARREN
630	LEMASTER (DEBORAH), AS ADMINISTRATRIX OF THE ESTATE OF TRAVIS LEMASTER, DECEASED VS. MEDICAL PROTECTIVE INSURANCE SERVICES, INC. OPINION AFFIRMING COMBS (PRESIDING JUDGE) ACREE (CONCURS) AND D. LAMBERT (CONCURS)	2016-CA-000826-MR NOT TO BE PUBLISHED	JOHNSON
631	BONDS (TYRREN LAVAL) VS. TALBOTT (NICOLE) OPINION AND ORDER DISMISSING ACREE (PRESIDING JUDGE) COMBS (CONCURS) AND D. LAMBERT (CONCURS)	2016-CA-000936-ME NOT TO BE PUBLISHED	DAVIESS
632	ROMANS (CHARLES R.) VS. JOHNSON (DOUG), ET AL. OPINION AFFIRMING JONES (PRESIDING JUDGE) ACREE (CONCURS) AND KRAMER (CONCURS)	2016-CA-000941-MR NOT TO BE PUBLISHED	OLDHAM
633	TEXAS (MICHAEL P.) VS. ENOVAPREMIER, LLC OPINION AFFIRMING STUMBO (PRESIDING JUDGE) MAZE (CONCURS) AND TAYLOR (CONCURS)	2016-CA-000947-MR NOT TO BE PUBLISHED	JEFFERSON
634	SANDERSON (TAMARA L.), M.D. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING JONES (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND MAZE (CONCURS)	2016-CA-000988-MR NOT TO BE PUBLISHED	FRANKLIN

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 6 of 11

635	A. (T.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING ACREE (PRESIDING JUDGE) JONES (CONCURS) AND KRAMER (CONCURS)	2016-CA-001086-ME NOT TO BE PUBLISHED	HARDIN
636	OWENS (COURTNEY) VS. COMMONWEALTH OF KENTUCKY OPINION DISMISSING D. LAMBERT (PRESIDING JUDGE) COMBS (CONCURS) AND THOMPSON (CONCURS)	2016-CA-001226-MR NOT TO BE PUBLISHED	KNOTT
637	HENSLEY (CHARLES) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) KRAMER (CONCURS) AND THOMPSON (CONCURS)	2016-CA-001283-MR NOT TO BE PUBLISHED	HARLAN
638	H. (T.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING JONES (PRESIDING JUDGE) STUMBO (CONCURS) AND TAYLOR (CONCURS)	2016-CA-001522-ME 2016-CA-001523-ME NOT TO BE PUBLISHED	HART
639	OLIVER (SANDRA) VS. WISNOSKI (JENNIFER) OPINION AFFIRMING NICKELL (PRESIDING JUDGE) ACREE (CONCURS) AND MAZE (CONCURS)	2016-CA-001789-ME NOT TO BE PUBLISHED	MEADE
640	MCBAEN (ABIGAYLE) VS. MCBAEN (ROBERT) OPINION AFFIRMING ACREE (PRESIDING JUDGE) DIXON (CONCURS) AND STUMBO (CONCURS)	2016-CA-001812-ME NOT TO BE PUBLISHED	WARREN

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 7 of 11

ORDERS FOR THE WEEK ENDING 07/14/2017:

ORDERS DISMISSING:

KINDRED NURSING CENTERS 2013-CA-001352-MR HARDIN
LIMITED PARTNERSHIP, ET AL.
VS.
SARAH YOUNG, ET AL.
ENTERED: 07/14/2017

LACIE COOK, ET AL. 2017-CA-000012-MR JEFFERSON
VS.
MARK BOLTON, DIRECTOR LOUISVILLE METRO DEPARTMENT OF CORRECTIONS
ENTERED: 07/14/2017

ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW:

JOSEPH LEVEY 2017-CA-000406-DR JEFFERSON
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 07/14/2017

CHARLES W. JOHNSON 2017-CA-000735-DR MEADE
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 07/14/2017

CLARENCE FIELD AMERICAN 2017-CA-000796-DR BOYD
LEGION POST NO. 76
VS.
CLARENCE FIELD AMERICAN LEGION POST NO. 76 BUILDING CORPORATION
ENTERED: 07/14/2017

ORDER DENYING MOTION FOR BELATED APPEAL:

DEREK TRUMBO 2017-CA-000166-MR JEFFERSON
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 07/14/2017

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 8 of 11

ORDERS DENYING MOTION FOR INTERLOCUTORY RELIEF:

AL J. SCHNEIDER COMPANY, INC. 2017-CA-000729-I JEFFERSON
VS.
ACKERSON & YANN, PLLC
ENTERED: 07/14/2017

CHARLES ASBURY, ET AL. 2017-CA-000800-I PIKE
VS.
ELIZABETH BURNETTE CHARBONNEAU, ET AL.
ENTERED: 07/14/2017

ORDERS DENYING PETITION FOR WRIT OF MANDAMUS AND PROHIBITION:

RICHARD TURPIN 2017-CA-000454-OA HENDERSON
VS.
HON. KAREN WILSON, JUDGE, ET AL.
ENTERED: 07/14/2017

RALPH GENTRY 2017-CA-000455-OA FRANKLIN
VS.
HON. PHILLIP SHEPHERD, JUDGE, ET AL.
ENTERED: 07/14/2017

JAMES MORRIS 2017-CA-000547-OA HENDERSON
VS.
HON. KAREN WILSON, JUDGE, ET AL.
ENTERED: 07/14/2017

JAMES TOWNSEND 2017-CA-000583-OA CLARK
VS.
HON. WILLIAM G. CLOUSE, JR., ET AL.
ENTERED: 07/14/2017

GREGORY SHIELDS 2017-CA-000636-OA FAYETTE
VS.
HON. THOMAS TRAVIS, JUDGE, ET AL.
ENTERED: 07/14/2017

TRAVIS MITCHELL CASSIDY 2017-CA-000643-OA CLARK
VS.
HON. NORA J. SHEPHERD, JUDGE, ET AL.
ENTERED: 07/14/2017

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 9 of 11

ORDERS FOR THE WEEK ENDING 07/21/2017:

ORDERS DISMISSING:

WILLIAM G. DEVINE VS. ANNMARIE J. DEVINE ENTERED: 07/17/2017	2015-CA-001062-MR	FAYETTE
MARLENE WHITE, ET AL. VS. PETER BROWN, ET AL. ENTERED: 07/19/2017	2016-CA-001312-MR	FAYETTE
TIMOTHY L. JONES D/B/A JONES REALTY, ET AL. VS. THE BANK OF HARLAN ENTERED: 07/17/2017	2016-CA-001550-MR	HARLAN
DEBORAH FIELDS VS. RAY FIELDS ENTERED: 07/17/2017	2016-CA-001672-MR	LAUREL
MICHAEL CAWOOD, ET AL. VS. BLUEGRASS FEDERAL SAVINGS AND LOAN, ET AL. ENTERED: 07/17/2017	2016-CA-001675-MR	LAUREL
NORTHPOINT SENIOR SERVICES, KY I, LLC, ET AL. VS. EFFIE TUBBS ENTERED: 07/17/2017	2016-CA-001691-MR	FAYETTE
FREDERICK HARLON DUNN VS. AMANDA NICHOLE DUNN ENTERED: 07/17/2017	2016-CA-001749-MR 2016-CA-001750-MR	DAVIESS
DENYO VS. GREGORY WINFIELD, ET AL. ENTERED: 07/17/2017	2016-CA-001775-WC	WORKERS' COMP

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 10 of 11

HOWARD PATRICK, JR. VS. TAMARA MELENDEZ, ET AL. ENTERED: 07/17/2017	2016-CA-001896-MR	JEFFERSON
D.G., A MINOR CHILD VS. COMMONWEALTH OF KENTUCKY ENTERED: 07/17/2017	2016-CA-001916-ME	BULLITT
KAREN KOCH VS. VICTORIA SERRANO ENTERED: 07/17/2017	2016-CA-001952-ME	JEFFERSON
C.M., A MINOR CHILD VS. COMMONWEALTH OF KENTUCKY ENTERED: 07/17/2017	2017-CA-000037-ME	GARRARD
GALINA VOLKOVITSKAYA VS. GOLDMAN SACHS MORTGAGE COMPANY, ET AL. ENTERED: 07/17/2017	2017-CA-000140-MR	JEFFERSON
RUBEN RIOS SALINAS VS. HON. PHILLIP SHEPHERD, JUDGE, ET AL. ENTERED: 07/17/2017	2017-CA-000182-OA	FRANKLIN
JAMES R. THOMAS VS. COMMONWEALTH OF KENTUCKY ENTERED: 07/19/2017	2017-CA-000196-ME	HENRY
ANALISE THERESA MELGAR VS. PATRICK BRYAN FAULKNER, ET AL. ENTERED: 07/17/2017	2017-CA-000246-ME	FAYETTE
G.W.S. VS. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. ENTERED: 07/17/2017	2017-CA-000261-ME 2017-CA-000262-ME	FAYETTE

COURT OF APPEALS OF KENTUCKY

07/21/2017 AT 10:00 A.M.

PAGE 11 of 11

TAMMY WILLIS, 2017-CA-000308-MR JEFFERSON
AS ADMINISTRATRIX OF THE ESTATE OF ADAM ANGLIN
VS.
CROWN AUTO SALES AND SERVICE, LLC
ENTERED: 07/17/2017

TOYOTA MOTOR MANUFACTURING, 2017-CA-000408-WC WORKERS' COMP
KENTUCKY, INC.
VS.
WILLIAM MARK WEDDING, ET AL.
ENTERED: 07/17/2017

GREGORY SMITH BUTLER 2017-CA-000611-MR FAYETTE
VS.
VALARI JONES BUTLER
ENTERED: 07/17/2017

J.S. 2017-CA-000776-ME MEADE
VS.
CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL.
ENTERED: 07/18/2017

ROBERT W. LUCAS, ET AL. 2017-CA-000919-MR HARRISON
VS.
JMB FOUNDATION-SOUTHSIDE, LLC
ENTERED: 07/17/2017

ORDER DENYING PETITION FOR REHEARING

DAVID VORHERR, ET AL. 2015-CA-000763-MR KENTON
VS.
BRETT COLDIRON, ET AL.
ENTERED: 07/19/2017