

KENTUCKY COURT OF APPEALS

NOVEMBER 08, 2024 MINUTES

RELEASED: 10:00 A.M.

689. THE ELK HORN COAL COMPANY, LLC [2023-CA-0412-MR](#) LETCHER  
v. [2023-CA-0423-MR](#)  
DEANE MINING, LLC, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE TAYLOR**
- CETRULO, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
690. COMMONWEALTH OF KENTUCKY v. [2023-CA-0540-MR](#) JESSAMINE  
SAMUEL GAMBREL **TO BE PUBLISHED**
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE A. JONES**
- CALDWELL, J. (CONCURS) AND  
CETRULO, J. (CONCURS)
691. BARRY A. SATURDAY v. [2023-CA-0541-MR](#) FAYETTE  
ASHWOOD TOWNHOUSES OF **NOT TO BE PUBLISHED**  
LAREDO ASSOCIATION, INC.
- OPINION AFFIRMING BY JUDGE MCNEILL**
- ECKERLE, J. (CONCURS) AND  
GOODWINE, J. (CONCURS)
692. CLINTON HULSEY v. [2023-CA-0719-MR](#) KENTON  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE CETRULO**
- ECKERLE, J. (CONCURS) AND  
GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

NOVEMBER 08, 2024 MINUTES

RELEASED: 10:00 A.M.

693. LAURA PANTOJA v. [2023-CA-0959-MR](#) JEFFERSON  
ATOMIC TRANSPORT, LLC, ET AL. **TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
ACREE**
- THOMPSON, C.J. (CONCURS) AND  
L. JONES, J. (CONCURS)
694. CITY OF PROSPECT, KENTUCKY v. [2023-CA-1020-MR](#) JEFFERSON  
LOUISVILLE METRO GOVERNMENT, **NOT TO BE PUBLISHED**  
ET AL.
- OPINION AFFIRMING BY JUDGE  
EASTON**
- THOMPSON, C.J. (CONCURS) AND  
KAREM, J. (CONCURS)
695. CHASTITY ELLISON v. [2023-CA-1136-MR](#) KENTON  
WAYNE ELLISON **NOT TO BE PUBLISHED**
- OPINION AND ORDER DISMISSING  
BY JUDGE TAYLOR**
- ECKERLE, J. (CONCURS) AND  
A. JONES, J. (CONCURS)
696. KATHY MUNN v. [2023-CA-1365-MR](#) GREENUP  
OUR LADY OF BELLEFONTE **NOT TO BE PUBLISHED**  
HOSPITAL
- OPINION AFFIRMING BY CHIEF  
JUDGE THOMPSON**
- ACREE, J. (CONCURS) AND  
CALDWELL, J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**NOVEMBER 08, 2024 MINUTES**

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

697. JUSTIN GIBBS, AKA JUSTIN N. GIBBS [2023-CA-1433-MR](#) WOLFE  
v. **NOT TO BE PUBLISHED**  
FIFTH THIRD BANK, NA  
**OPINION AFFIRMING BY JUDGE  
CETRULO**  
CALDWELL, J. (CONCURS) AND  
A. JONES, J. (CONCURS)
698. FAYSAL HASSAN, ET AL. v. [2024-CA-0163-MR](#) JEFFERSON  
FIRST FINANCIAL INSURANCE **NOT TO BE PUBLISHED**  
COMPANY  
**OPINION AFFIRMING BY JUDGE  
CETRULO**  
ACREE, J. (CONCURS) AND  
A. JONES, J. (CONCURS)
699. C.G. v. [2024-CA-0261-ME](#) JACKSON  
CABINET FOR HEALTH AND FAMILY [2024-CA-0262-ME](#)  
SERVICES, ET AL. **NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
CALDWELL**  
A. JONES, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
700. NORTON HEALTHCARE v. [2024-CA-0444-WC](#) WORKERS'  
GINA M. MURPHY, ET AL. **TO BE PUBLISHED** COMPENSATION  
**OPINION REVERSING AND BOARD**  
**REMANDING BY JUDGE ECKERLE**  
GOODWINE, J. (CONCURS) AND  
MCNEILL J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**NOVEMBER 08, 2024 MINUTES**

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

701. KENTUCKY EMPLOYERS' MUTUAL INSURANCE v. ROGER HALL, ET AL.	<a href="#">2024-CA-1021-WC</a> <b>TO BE PUBLISHED</b>	WORKERS' COMPENSATION BOARD
<b>OPINION REVERSING AND REMANDING BY JUDGE CETRULO</b>		
CALDWELL, J. (CONCURS) AND A. JONES, J. (CONCURS)		

**ORDER GRANTING MOTION TO PUBLISH OPINION**

C.M., ET AL. v. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL.	<a href="#">2023-CA-1459-ME</a> <a href="#">2023-CA-1460-ME</a> <a href="#">2023-CA-1461-ME</a> <a href="#">2023-CA-1462-ME</a> <a href="#">2023-CA-1463-ME</a> <a href="#">2023-CA-1464-ME</a> <a href="#">2023-CA-1465-ME</a> <a href="#">2023-CA-1466-ME</a>	CALLOWAY
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**Entered: NOVEMBER 08, 2024**

**ORDERS DISMISSING**

NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA v. KENTUCKY FARM BUREAU MUTUAL INSURANCE COMPANY	<a href="#">2024-CA-0067-MR</a>	FAYETTE
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**Entered: OCTOBER 30, 2024**

AUDRA YEAGER v. ESTATE OF AVERY SHRADER, BY AND THROUGH ADMINISTRATOR WILLIAM ALI SHRADER	<a href="#">2024-CA-0249-MR</a>	KENTON
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**Entered: NOVEMBER 04, 2024**

STACY OBRIAN SAVAGE v. COMMONWEALTH OF KENTUCKY	<a href="#">2024-CA-0520-MR</a>	LAUREL
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**Entered: NOVEMBER 04, 2024**

KENTUCKY COURT OF APPEALS

NOVEMBER 08, 2024 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

WILLIAM C. LINDSEY v.  
COMMONWEALTH OF KENTUCKY

[2024-CA-0722-MR](#)

OHIO

**Entered: NOVEMBER 04, 2024**

JENNIFER MOUNTS v.  
COMMONWEALTH OF KENTUCKY

[2024-CA-0830-MR](#)

SCOTT

**Entered: NOVEMBER 04, 2024**

DAVID U. SHIRLEY, II v.  
MELISSA ANN WIGGINS

[2024-CA-0926-MR](#)

PENDLETON

**Entered: NOVEMBER 04, 2024**

GERRY BERNARDO v.  
TRISHA BERNARDO

[2024-CA-1010-MR](#)

FAYETTE

**Entered: NOVEMBER 06, 2024**

PAUL J. DEOM v.  
COMMONWEALTH OF KENTUCKY

[2024-CA-1057-MR](#)

HENRY

**Entered: NOVEMBER 04, 2024**

KELVIN BOWERS v.  
CINDY GAY SMITH

[2024-CA-0884-MR](#)

BARREN

**Entered: NOVEMBER 04, 2024**

E.T.H. v.  
CABINET FOR HEALTH AND FAMILY  
SERVICES, COMMONWEALTH OF KENTUCKY,  
ET AL.

[2024-CA-0911-ME](#)

[2024-CA-0912-ME](#)

[2024-CA-0913-ME](#)

WARREN

**Entered: NOVEMBER 04, 2024**

**KENTUCKY COURT OF APPEALS**

**NOVEMBER 08, 2024 MINUTES**

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

**ORDERS DISMISSING**

LUBBREA MARIE CARTER v.  
SERVICE FINANCIAL COMPANY

[2024-CA-0201-MR](#)

JEFFERSON

**Entered: OCTOBER 31, 2024**

**ORDER DENYING PETITION FOR REHEARING**

KENNETH MATTINGLY v.  
COMMONWEALTH OF KENTUCKY

[2023-CA-1337-MR](#)

JEFFERSON

**Entered: OCTOBER 31, 2024**

**ORDER DENYING MOTION FOR DISCRETIONARY REVIEW**

SARAH NALLEY v.  
HOUSING AUTHORITY OF BARDSTOWN

[2024-CA-0958-D](#)

NELSON

**Entered: NOVEMBER 04, 2024**

**ORDER AFFIRMING**

JUAN CHAIREZ v.  
DAVID GREEN, WARDEN

[2024-CA-0934-ME](#)

MORGAN

**Entered: NOVEMBER 04, 2024**

**ORDER DENYING PETITION FOR WRIT OF MANDAMUS**

IJEOMA ODIGWE v.  
HON. MICA WOOD PENCE, SPECIAL JUDGE,  
DAVIESS CIRCUIT COURT, ET AL.

[2024-CA-0815-OA](#)

DAVIESS

**Entered: NOVEMBER 04, 2024**