

**COURT OF APPEALS OF KENTUCKY**

07/15/2005 AT 2:00 P.M.

PAGE 1 OF 6

|     |   |   |           |
|-----|---|---|-----------|
| 776 | CREUSERE (FREDERICK MICHAEL)<br>VS.<br>KENTUCKY EDUCATION PROFESSIONAL<br>STANDARDS BOARD<br>OPINION AFFIRMING<br>GUIDUGLI (PRESIDING JUDGE)<br>TAYLOR (CONCURS) AND HUDDLESTON<br>(CONCURS)  | 2003-CA-1549-MR<br>NOT TO BE PUBLISHED                    | FRANKLIN  |
| 777 | VAUGHN (JAMES)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>TACKETT (PRESIDING JUDGE)<br>VANMETER (CONCURS) AND MILLER<br>(CONCURS)   | 2003-CA-1928-MR<br>NOT TO BE PUBLISHED                    | CLINTON   |
| 778 | FRANKLIN, JR. (RALPH)<br>VS.<br>HOLSCLAW (BOBBIE), ET AL.<br>OPINION AND ORDER DISMISSING<br>JOHNSON (PRESIDING JUDGE)<br>BUCKINGHAM (CONCURS) AND SCHRODER<br>(CONCURS)  | 2003-CA-1929-MR<br>NOT TO BE PUBLISHED                    | JEFFERSON |
| 779 | HOLLOWAY (DOTTIE)<br>VS.<br>ALEXANDER (ROBERT)<br>OPINION AFFIRMING<br>EMBERTON (PRESIDING JUDGE)<br>BUCKINGHAM (CONCURS) AND JOHNSON<br>(CONCURS)  | 2003-CA-2275-MR<br>TO BE PUBLISHED                        | MCCRACKEN |
| 780 | TYLER (CHARLES WILLIAM)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>JOHNSON (PRESIDING JUDGE)<br>MCANULTY (CONCURS IN RESULT ONLY)<br>AND HUDDLESTON (CONCURS)   | 2003-CA-2623-MR<br>NOT TO BE PUBLISHED                    | MARION    |
| 781 | MARTIN LAND DEVELOPMENT COMPANY,<br>INC., ET AL.<br>VS.<br>BOWLING GREEN AND WARREN COUNTY<br>AIRPORT BOARD<br>OPINION AFFIRMING IN PART,<br>REVERSING IN PART, AND REMANDING<br>SCHRODER (PRESIDING JUDGE)<br>BARBER (CONCURS) AND HUDDLESTON<br>(CONCURS) | 2003-CA-2648-MR<br>2003-CA-2768-MR<br>NOT TO BE PUBLISHED | WARREN    |

**COURT OF APPEALS OF KENTUCKY**

07/15/2005 AT 2:00 P.M.

PAGE 2 OF 6

|     |  |   |            |
|-----|--|---|------------|
| 782 | COMMONWEALTH OF KENTUCKY<br>VS.<br>UNITED SIGN, LTD, ET AL.<br>OPINION VACATING AND REMANDING<br>JOHNSON (PRESIDING JUDGE)<br>BARBER (CONCURS) AND BUCKINGHAM<br>(CONCURS) | 2004-CA-0082-MR<br>2004-CA-0100-MR<br>NOT TO BE PUBLISHED | ROCKCASTLE |
| 783 | PROCTOR (JAMES)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>JOHNSON (PRESIDING JUDGE)<br>BARBER (CONCURS) AND HUDDLESTON<br>(CONCURS)                       | 2004-CA-0407-MR<br>NOT TO BE PUBLISHED                    | WARREN     |
| 784 | CLARK (JULIE MAUDE POLSTON)<br>VS.<br>CLARK, SR. (KENNETH RAY), ET AL.<br>OPINION REVERSING<br>MILLER (PRESIDING JUDGE)<br>BARBER (CONCURS) AND JOHNSON<br>(CONCURS)       | 2004-CA-0465-ME<br>2004-CA-1567-ME<br>NOT TO BE PUBLISHED | JEFFERSON  |
| 785 | PHELPS (JEFFREY C.)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>HENRY (PRESIDING JUDGE)<br>SCHRODER (CONCURS) AND EMBERTON<br>(CONCURS)                     | 2004-CA-0710-MR<br>NOT TO BE PUBLISHED                    | OHIO       |
| 786 | LI (RONGGUI)<br>VS.<br>GOODPASTER, JR. (FLOYD)<br>OPINION AFFIRMING<br>TACKETT (PRESIDING JUDGE)<br>VANMETER (CONCURS) AND MILLER<br>(CONCURS)                             | 2004-CA-0736-MR<br>NOT TO BE PUBLISHED                    | FAYETTE    |
| 787 | NELSON (RONALD)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>VANMETER (PRESIDING JUDGE)<br>KNOPF (CONCURS WITH RESULT) AND<br>TAYLOR (CONCURS)               | 2004-CA-0850-MR<br>NOT TO BE PUBLISHED                    | SCOTT      |

# COURT OF APPEALS OF KENTUCKY

07/15/2005 AT 2:00 P.M.

PAGE 3 OF 6

|     |   |  |           |
|-----|---|--|-----------|
| 788 | FARMER (GREG)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>SCHRODER (PRESIDING JUDGE)<br>BARBER (CONCURS) AND KNOFF<br>(CONCURS)  | 2004-CA-0865-MR<br>TO BE PUBLISHED     | PULASKI   |
| 789 | BEAVERS (BRUCE EDWARD)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>JOHNSON (PRESIDING JUDGE)<br>BARBER (CONCURS) AND BUCKINGHAM<br>(CONCURS)   | 2004-CA-1036-MR<br>NOT TO BE PUBLISHED | FAYETTE   |
| 790 | TUCKER (CHRIS)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION VACATING AND REMANDING<br>TAYLOR (PRESIDING JUDGE)<br>GUIDUGLI (CONCURS) AND EMBERTON<br>(CONCURS)                                       | 2004-CA-1168-MR<br>NOT TO BE PUBLISHED | JEFFERSON |
| 791 | MIREMAMI (ROK)<br>VS.<br>GREGORY (JEFFREY ALLEN), ET AL.<br>OPINION AFFIRMING IN PART,<br>REVERSING IN PART AND REMANDING<br>DYCHE (PRESIDING JUDGE)<br>SCHRODER (CONCURS) AND VANMETER<br>(CONCURS)  | 2004-CA-1177-MR<br>NOT TO BE PUBLISHED | PULASKI   |
| 792 | LKS PIZZA, INC.<br>VS.<br>COMMONWEALTH OF KENTUCKY, BY AND<br>ON RELATION OF R.B. RUDOLPH<br>OPINION REVERSING AND REMANDING<br>VANMETER (PRESIDING JUDGE)<br>KNOFF (CONCURS) AND TAYLOR<br>(CONCURS) | 2004-CA-1200-MR<br>TO BE PUBLISHED     | FRANKLIN  |
| 793 | ABRAMS (TROY D.)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>SCHRODER (PRESIDING JUDGE)<br>BARBER (CONCURS) AND KNOFF<br>(CONCURS)   | 2004-CA-1206-MR<br>NOT TO BE PUBLISHED | MADISON   |

# COURT OF APPEALS OF KENTUCKY

07/15/2005 AT 2:00 P.M.

PAGE 4 OF 6

|     |   |   |                                  |
|-----|---|---|----------------------------------|
| 794 | COLLINS (DAVID WAYNE)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>VANMETER (PRESIDING JUDGE)<br>KNOPF (CONCURS) AND TAYLOR<br>(CONCURS)                              | 2004-CA-1424-MR<br>NOT TO BE PUBLISHED                    | MCCRACKEN                        |
| 795 | PENROD (RICHARD)<br>VS.<br>PRIDE JOHNSON HEATING, COOLING &<br>ELECTRIC, ET AL.<br>OPINION AFFIRMING<br>MCANULTY (PRESIDING JUDGE)<br>JOHNSON (CONCURS) AND HUDDLESTON<br>(CONCURS) | 2004-CA-1501-WC<br>NOT TO BE PUBLISHED                    | WORKERS<br>COMPENSATION<br>BOARD |
| 796 | HOOPER (SHALAKO KWABENE)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>MCANULTY (PRESIDING JUDGE)<br>COMBS (CONCURS) AND MILLER<br>(CONCURS)                           | 2004-CA-1554-MR<br>NOT TO BE PUBLISHED                    | JEFFERSON                        |
| 797 | HAMILTON (HARRY)<br>VS.<br>WASHINGTON (MICHAEL), ET AL.<br>OPINION VACATING AND REMANDING<br>JOHNSON (PRESIDING JUDGE)<br>BUCKINGHAM (CONCURS) AND EMBERTON<br>(CONCURS)            | 2004-CA-1705-ME<br>2004-CA-1948-ME<br>NOT TO BE PUBLISHED | HARDIN                           |
| 798 | WRIGHT (JAMES ROCKY)<br>VS.<br>DAMRON (JOHN), ET AL.<br>OPINION AFFIRMING<br>MCANULTY (PRESIDING JUDGE)<br>COMBS (CONCURS) AND MILLER<br>(CONCURS)                                  | 2004-CA-1918-MR<br>NOT TO BE PUBLISHED                    | BOYLE                            |
| 799 | JENNINGS (DAVID B.)<br>VS.<br>KAYS (DEBBIE), ET AL.<br>OPINION AFFIRMING<br>JOHNSON (PRESIDING JUDGE)<br>BARBER (CONCURS) AND HUDDLESTON<br>(CONCURS)                               | 2004-CA-1982-MR<br>NOT TO BE PUBLISHED                    | FRANKLIN                         |

COURT OF APPEALS OF KENTUCKY

07/15/2005 AT 2:00 P.M.

PAGE 5 OF 6

|     |  |  |                                  |
|-----|--|--|----------------------------------|
| 800 | COLEMAN (GLEN DALE)<br>VS.<br>ROAD FORK DEVELOPMENT COMPANY,<br>INC., ET AL.<br>OPINION AFFIRMING<br>TAYLOR (PRESIDING JUDGE)<br>TACKETT (CONCURS) AND HUDDLESTON<br>(CONCURS)     | 2005-CA-0207-WC<br>NOT TO BE PUBLISHED | WORKERS<br>COMPENSATION<br>BOARD |
| 801 | LUNSFORD (KYLE D.)<br>VS.<br>MANALAPAN MINING COMPANY, INC., ET<br>AL.<br>OPINION REVERSING AND REMANDING<br>KNOPF (PRESIDING JUDGE)<br>BARBER (CONCURS) AND SCHRODER<br>(CONCURS) | 2005-CA-0549-WC<br>TO BE PUBLISHED     | WORKERS<br>COMPENSATION<br>BOARD |

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ORDER DENYING MOTION FOR DISCRETIONARY REVIEW:

MAYSVILLE BOARD OF ADJUSTMENT, ET                      2005-CA-0943-D                      MASON  
AL.  
VS.  
ADAMSON (DONALD)  
ENTERED: 7/11/05

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ORDER DENYING MOTION FOR LEAVE TO FILE LATE PETITION FOR REHEARING:

STEPHENSON (MARK)    2003-CA-2081-MR                      GRANT  
VS.  
GRANT COUNTY AMBULANCE SERVICE,  
INC., ET AL.  
ENTERED: 7/11/05

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ORDERS DENYING PETITION FOR REHEARING:

BUENA VISTA, LLC, ET AL.                                      2003-CA-1848-MR                      MARION  
VS.    2003-CA-1849-MR  
YOUNG (JULIANNE MAY), ET AL.                              2003-CA-1818-MR  
ENTERED: 7/11/05

STATHIS (MICHAEL G.)    2004-CA-0556-MR                      FAYETTE  
VS.  
UNIVERSITY OF KENTUCKY, ET AL.  
ENTERED: 7/13/05

COURT OF APPEALS OF KENTUCKY

07/15/2005 AT 2:00 P.M.

PAGE 6 OF 6

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ORDER MODIFYING OPINION RENDERED ON JUNE 17, 2005. THE ATTACHED  
OPINION IS SUBSTITUTED IN ITS ENTIRETY:

SCHMIDT (BRIAN M.) 2004-CA-0784-MR JEFFERSON  
VS.  
LEPPERT, JR. (HAROLD C.), ET AL.  
ENTERED: 7/15/05

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ORDERS FROM PREVIOUS WEEK ENDING JULY 8, 2005:  
ORDER GRANTING MOTION FOR DISCRETIONARY REVIEW AND VACATING AND  
REMANDING:

BROWN (CHARLOTTE) 2005-CA-0578-DG WARREN  
VS.  
ESTATE OF RAYMOND ROBERT BROWN, ET  
AL.  
ENTERED: 7/8/05

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ORDER DENYING 65.07 RELIEF:

LONGWORTH (CATHY), ET L. 2005-CA-0865-I WHITLEY  
VS.  
BIRD (NOLAN), INDIVIDUALLY, ET AL.  
ENTERED: 7/8/05