

COURT OF APPEALS OF KENTUCKY

08/26/2005 AT 2:00 P.M.

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911	HUTSON (JOSEPH) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING TAYLOR (PRESIDING JUDGE) HUDDLESTON (CONCURS) AND SCHRODER (CONCURS) ***ON REMAND FROM SUPREME COURT***	2002-CA-1603-MR TO BE PUBLISHED	CAMPBELL
912	SHERMAN MOBILE PARK, LLC, ET AL. VS. GREENPOINT CREDIT, LLC, ET AL. OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) BUCKINGHAM (CONCURS) AND MINTON (CONCURS)	2002-CA-2146-MR NOT TO BE PUBLISHED	GRANT
913	THEISEN (DEBORAH) VS. ESTATE OF CLAYTON C. WILSON, ET AL. OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) BARBER (DISSENTS AND FILES SEPARATE OPINION) AND EMBERTON (CONCURS)	2003-CA-0277-MR NOT TO BE PUBLISHED	PULASKI
914	PEMBROKE ROAD WAREHOUSES, LLC VS. EAGLE WAY AG, LLC, ET AL. OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) JOHNSON (CONCURS) AND MINTON (CONCURS)	2003-CA-1372-MR 2003-CA-1373-MR NOT TO BE PUBLISHED	CHRISTIAN
915	DUNCAN (FRANK) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING TACKETT (PRESIDING JUDGE) DYCHE (CONCURS) AND HENRY (CONCURS)	2003-CA-1654-MR NOT TO BE PUBLISHED	GREEN
916	LOGAN COUNTY, KENTUCKY, ET AL. VS. APEX ENVIRONMENTAL, LLC OPINION AFFIRMING CASE NO. 2003- CA-1859-MR, 2003-CA-1891-MR, 2003- CA-1941-MR, 2004-CA-0189-MR; OPINION REVERSING AND REMANDING CASE NO. 2004-CA-0099-MR MILLER (PRESIDING JUDGE) HENRY (CONCURS) AND VANMETER (CONCURS)	2003-CA-1859-MR 2003-CA-1891-MR 2003-CA-1941-MR 2004-CA-0099-MR 2004-CA-0189-MR NOT TO BE PUBLISHED	LOGAN

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917	JAMES (KENNETH), ET AL. VS. SEVRE-DUSZYNSKA (JANICE), ET AL. OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) COMBS (CONCURS) AND MCANULTY (CONCURS)	2003-CA-2166-MR 2003-CA-2235-MR TO BE PUBLISHED	FAYETTE
918	SCOTT (JASON) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DYCHE (PRESIDING JUDGE) HENRY (CONCURS) AND TACKETT (CONCURS)	2003-CA-2234-MR 2003-CA-2239-MR NOT TO BE PUBLISHED	PIKE
919	COMMONWEALTH OF KENTUCKY VS. BROWN (KAREN) OPINION REVERSING HENRY (PRESIDING JUDGE) COMBS (CONCURS) AND TACKETT (CONCURS)	2003-CA-2624-MR 2003-CA-2714-MR NOT TO BE PUBLISHED	FAYETTE
920	COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES VS. BYER (HON. JOAN), ET AL. OPINION REVERSING MINTON (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND JOHNSON (CONCURS)	2003-CA-2677-ME TO BE PUBLISHED	JEFFERSON
921	RANKIN (BRADLEY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND MILLER (DISSENTS AND FILES SEPARATE OPINION)	2004-CA-0288-MR NOT TO BE PUBLISHED	HOPKINS
922	MERRIFIELD (RICHARD SCOTT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING HUDDLESTON (PRESIDING JUDGE) TACKETT (CONCURS) AND TAYLOR (CONCURS)	2004-CA-0657-MR NOT TO BE PUBLISHED	GRAYSON

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923	STEWART, JR. (ELMER JAY), ET AL. VS. ROY (DWIGHT), ET AL. OPINION AFFIRMING JOHNSON (PRESIDING JUDGE) BARBER (CONCURS) AND HUDDLESTON (CONCURS)	2004-CA-0671-MR NOT TO BE PUBLISHED	ADAIR
924	WEINBERG (DAVID A.) VS. GILFEDDER (BRIAN P.) OPINION AFFIRMING HUDDLESTON (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND TAYLOR (DISSENTS AND FILES SEPARATE OPINION)	2004-CA-0812-MR NOT TO BE PUBLISHED	FAYETTE
925	HORN (MICHAEL LEE) VS. HORN (KATHY LYNN (HARRIS)) OPINION AFFIRMING TACKETT (PRESIDING JUDGE) DYCHE (CONCURS) AND HENRY (CONCURS)	2004-CA-0943-MR NOT TO BE PUBLISHED	PIKE
926	KELLEY (KATHY ANN COX) VS. KELLEY (FLOYD MICHAEL) OPINION AFFIRMING MILLER (PRESIDING JUDGE) HENRY (CONCURS) AND VANMETER (CONCURS)	2004-CA-0986-MR NOT TO BE PUBLISHED	CHRISTIAN
927	LINDSEY (JUDITH GAYLE) VS. TORGERSON (JAMES EDWARD) OPINION VACATING AND REMANDING BUCKINGHAM (PRESIDING JUDGE) KNOPF (CONCURS IN PART, DISSENTS IN PART AND FILES SEPARATE OPINION) AND TAYLOR (CONCURS)	2004-CA-1021-MR NOT TO BE PUBLISHED	JEFFERSON
928	HODGES (KATHERINE), ET AL. VS. LOCKABY (MICHAEL), ET AL. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) HENRY (CONCURS) AND SCHRODER (CONCURS)	2004-CA-1032-MR NOT TO BE PUBLISHED	LAUREL

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929	VANNOY (SIDNEY) VS. MILUM, M.D. (DR. JOSEPH A.), ET AL. OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) JOHNSON (CONCURS) AND MINTON (CONCURS)	2004-CA-1073-MR TO BE PUBLISHED	HOPKINS
930	UNDERWOOD (WILLIE R.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING HUDDLESTON (PRESIDING JUDGE) TACKETT (CONCURS) AND TAYLOR (CONCURS)	2004-CA-1140-MR NOT TO BE PUBLISHED	HOPKINS
931	IBRAHIM (MANSOUR) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BARBER (PRESIDING JUDGE) BUCKINGHAM (CONCURS) AND JOHNSON (DISSENTS AND FILES SEPARATE OPINION)	2004-CA-1227-MR 2004-CA-1228-MR NOT TO BE PUBLISHED	FAYETTE
932	MYERS (ROBERT L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DYCHE (PRESIDING JUDGE) BUCKINGHAM (CONCURS) AND TAYLOR (CONCURS)	2004-CA-1323-MR NOT TO BE PUBLISHED	BARREN
933	ESTES (WILLIAM), ET AL. VS. THURMAN (VIRGIE) OPINION REVERSING AND REMANDING BUCKINGHAM (PRESIDING JUDGE) JOHNSON (CONCURS) AND MINTON (CONCURS)	2004-CA-1525-MR TO BE PUBLISHED	BALLARD
934	SMITH (JOSEPH ALLAN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DYCHE (PRESIDING JUDGE) KNOPF (CONCURS) AND TACKETT (CONCURS)	2004-CA-1690-MR NOT TO BE PUBLISHED	FAYETTE

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935	SMITH (GEORGE G.) VS. COMMONWEALTH OF KENTUCKY OPINION VACATING AND REMANDING BUCKINGHAM (PRESIDING JUDGE) DYCHE (CONCURS) AND TAYLOR (CONCURS)	2004-CA-2152-MR NOT TO BE PUBLISHED	GRAVES
936	N. (W.) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING DYCHE (PRESIDING JUDGE) KNOPF (CONCURS) AND TACKETT (CONCURS)	2004-CA-2579-DG NOT TO BE PUBLISHED	GRANT
937	CRAWFORD (BARBARA) VS. UNIVERSITY OF LOUISVILLE, ET AL. OPINION AFFIRMING MINTON (PRESIDING JUDGE) HENRY (CONCURS) AND MCANULTY (CONCURS)	2005-CA-0138-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD

CORRECTION TO MINUTES OF AUGUST 19, 2005:

CASE NO. 2004-CA-2038-MR IS NOT DISMISSED. ONLY THE ASSOCIATED CASE NO. 2004-CA-1478 WAS DISMISSED.

AIR RELIEF, INC. 2004-CA-1478-MR GRAVES
VS.
RICHARDSON (DAVID EARL), ET AL.
ENTERED: 8/12/05

ORDER WITHDRAWING PRIOR ORDER OF JUNE 15, 2005:

LEWIS (PAUL WILLIAM) 2005-CA-0811-MR OLDHAM
VS.
CHANDLER (LARRY), WARDEN
ENTERED: 8/25/05

ORDER DENYING PETITION FOR REHEARING:

LAWSON (JAMES N.) 2004-CA-1635-ME JEFFERSON
VS.
LANGFORD (LISA M.), FORMERLY
LAWSON
ENTERED: 8/23/05

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ORDER DENYING PETITION FOR WRIT OF PROHIBITION:

HERBERT (KEVIN) 2005-CA-1313-OA IN COURT OF
VS. APPEALS
HON. JERRY BOWLES, JUDGE
JEFFERSON CIRCUIT COURT, ET AL.
ENTERED: 8/25/05

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ORDER DENYING PETITION FOR REHEARING AND MODIFYING OPINION RENDERED ON
MAY 27, 2005. THE ATTACHED OPINION IS SUBSTITUTED IN ITS ENTIRETY:

FINCK (MICHAEL S.) 2003-CA-2398-MR JEFFERSON
VS. 2003-CA-2445-MR
FINCK (WILMA M.)
ENTERED: 8/26/05

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ORDERS DISMISSING:

COMMONWEALTH ALUMINUM CORPORATION, 2005-CA-0264-MR HANCOCK
ETC., ET AL.
VS.
BOARD OF EDUCATION OF HANCOCK
COUNTY, KENTUCKY, ET AL.
ENTERED: 8/25/05

CARTER (JOSEPH W.) 2005-CA-0363-MR PULASKI
VS.
CARTER (IRENE)
ENTERED: 8/25/05

KREILEIN (MYRON LEE) 2005-CA-0430-MR JEFFERSON
VS.
KREILEIN (AMY LEE), NOW JONES
ENTERED: 8/22/05

WILSON (BOBBY) 2004-CA-0494-MR MARION
VS.
GLASSCOCK (JAMES DOUGLAS)
ENTERED: 8/25/05

HOMELAND, INCORPORATED 2005-CA-0777-MR BOURBON
VS.
KENTUCKY BOARD OF TAX APPEALS, ET
AL.
ENTERED: 8/22/05

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ORDERS DISMISSING (CONTINUED):

BEASLEY (WILLIAM T.) 2005-CA-0827-MR JEFFERSON
VS.
RICHARDSON & RICHARDSON, P.S.C.
ENTERED: 8/22/05

LONG (JEREMIAH D.) 2005-CA-0948-MR HARDIN
VS.
ALLENDER (JANE A.)
ENTERED: 8/22/05

RODRIGUEZ (TRAVIS JEREMY) 2005-CA-0969-ME MCCRACKEN
VS.
EVANS (JENNIFER LEIGH)
ENTERED: 8/22/05

OTTEN (NANCY BROWN) 2005-CA-1130-ME FRANKLIN
VS.
OTTEN (WILLIAM MARTIN)
ENTERED: 8/22/05

CARRITHERS (MATTHEW) 2005-CA-1246-MR JEFFERSON
VS.
COMMONWEALTH OF KENTUCKY,
TRANSPORTATION CABINET, DIVISION
OF DRIVER LICENSING
ENTERED: 8/22/05

TRADITIONAL BANK, INC. 2005-CA-1346-MR MONTGOMERY
VS.
PRIME FINANCIAL SERVICES, INC.
ENTERED: 8/22/05