

# COURT OF APPEALS OF KENTUCKY

10/14/2005 AT 10:00 A.M.

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1111	COUCH (JULIE A.) (NOW RIGGS) VS. COUCH (DAVID MICHAEL) OPINION VACATING AND REMANDING TACKETT (PRESIDING JUDGE) HENRY (CONCURS) AND VANMETER (CONCURS)	2003-CA-0789-MR NOT TO BE PUBLISHED	HARDIN
1112	DELONG (GERALD E.) VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION REVERSING IN PART, VACATING IN PART AND REMANDING JOHNSON (PRESIDING JUDGE) BARBER (CONCURS) AND BUCKINGHAM (CONCURS)	2003-CA-1896-MR NOT TO BE PUBLISHED	BARREN
1113	TOFTNESS (GLORIA) VS. KENTUCKY RETIREMENT SYSTEMS OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND MILLER (CONCURS)	2004-CA-0813-MR NOT TO BE PUBLISHED	FRANKLIN
1114	TURNER (JOE), ET AL. VS. DEPARTMENT OF CORRECTIONS, ET AL. OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) HENRY (CONCURS) AND MINTON (CONCURS)	2004-CA-0861-MR NOT TO BE PUBLISHED	FRANKLIN
1115	HINES (JAMES G.) VS. FURLONG (STEVEN E.) OPINION VACATING AND REMANDING MCANULTY (PRESIDING JUDGE) HENRY (CONCURS) AND SCHRODER (CONCURS)	2004-CA-0901-MR NOT TO BE PUBLISHED	WARREN
1116	BROWN (LINDA F.), ET AL. VS. LOWE'S HOME CENTERS, INC., ET AL. OPINION VACATING AND REMANDING MINTON (PRESIDING JUDGE) BARBER (CONCURS) AND SCHRODER (DISSENTS WITHOUT SEPARATE OPINION)	2004-CA-1006-MR NOT TO BE PUBLISHED	FAYETTE

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1117	FELIX (MAXINE S.) VS. LYKINS ENTERPRISES, INC., ET AL. OPINION VACATING AND REMANDING COMBS (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND MILLER (DISSENTS AND FILES SEPARATE OPINION)	2004-CA-1305-MR NOT TO BE PUBLISHED	MASON
1118	CHILDRESS (FREDERICK J.), ET AL. VS. TAYLOR DEVELOPMENT, INC. OPINION AFFIRMING TACKETT (PRESIDING JUDGE) HENRY (CONCURS) AND VANMETER (CONCURS)	2004-CA-1409-MR NOT TO BE PUBLISHED	KENTON
1119	NEAL (LATERRENCE DUANE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BARBER (PRESIDING JUDGE) JOHNSON (CONCURS) AND MILLER (CONCURS)	2004-CA-1462-MR NOT TO BE PUBLISHED	JEFFERSON
1120	POLLITT (BASIL C.), ET AL. VS. COMMONWEALTH OF KENTUCKY, PUBLIC SERVICE COMMISSION OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) KNOPF (CONCURS) AND VANMETER (CONCURS)	2004-CA-1516-MR NOT TO BE PUBLISHED	FRANKLIN
1121	COMMONWEALTH OF KENTUCKY VS. ARMSTRONG (HON. DONALD), ET AL. OPINION AFFIRMING KNOPF (PRESIDING JUDGE) TACKETT (CONCURS) AND ROSENBLUM (CONCURS)	2004-CA-1764-MR NOT TO BE PUBLISHED	JEFFERSON
1122	REYNOLDS (DARRELL) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND JOHNSON (CONCURS)	2004-CA-2223-MR NOT TO BE PUBLISHED	LAUREL

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1123	COLE (JULIUS) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KNOPF (PRESIDING JUDGE) DYCHE (CONCURS) AND TACKETT (CONCURS)	2004-CA-2228-MR NOT TO BE PUBLISHED	MCCRACKEN
1124	STONE (KENNETH) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BARBER (PRESIDING JUDGE) BUCKINGHAM (CONCURS) AND JOHNSON (CONCURS)	2004-CA-2329-MR NOT TO BE PUBLISHED	HENDERSON
1125	FLAGET FUELS, INC. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KNOPF (PRESIDING JUDGE) DYCHE (CONCURS) AND TACKETT (CONCURS)	2004-CA-2364-MR NOT TO BE PUBLISHED	FRANKLIN
1126	SHAIN (BONITA) VS. BURNETT (THOMAS) OPINION AFFIRMING BARBER (PRESIDING JUDGE) MINTON (CONCURS) AND TAYLOR (CONCURS IN RESULT)	2004-CA-2395-ME NOT TO BE PUBLISHED	JEFFERSON
1127	CARITAS MEDICAL CENTER VS. STOUT (LYNDA), ET AL. OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND JOHNSON (CONCURS)	2005-CA-0380-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD

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ORDER DENYING PETITION FOR REHEARING:

RICH (RICKEY)  
VS.  
COMMONWEALTH OF KENTUCKY  
ENTERED: 10/11/05

2003-CA-2004-MR RUSSELL

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ORDER DENYING CR 76.36 RELIEF:

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KINDRED HEALTHCARE, INC., ET AL.  
VS.  
HON. DARREN W. PECKLER, JUDGE  
BOYLE CIRCUIT COURT, ET AL.  
ENTERED: 10/11/05

2005-CA-1502-OA

IN COURT OF  
APPEALS

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ORDER DENYING MOTION FOR BELATED APPEAL:

PETERS (GARY)  
VS.  
CABINET FOR HEALTH AND FAMILY  
SERVICES  
ENTERED: 10/10/05

2004-CA-1630-ME

MADISON

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ORDER DENYING PETITION FOR REHEARING AND MODIFYING OPINION RENDERED  
JULY 22, 2005. THE ATTACHED OPINION IS SUBSTITUTED IN ITS ENTIRETY:

ROLAND (ROBERT L.)  
VS.  
COMMONWEALTH OF KENTUCKY  
ENTERED: 10/14/05

2004-CA-1461-MR

KENTON

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ORDER GRANTING MOTION TO PUBLISH OPINION RENDERED ON SEPTEMBER 2,  
2005. THE ATTACHED OPINION IS SUBSTITUTED IN ITS ENTIRETY:

D. (S.R.)  
VS.  
B. (T.L.), FORMERLY D. (T.L.)  
ENTERED: 10/14/05

2004-CA-1309-MR

JEFFERSON

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ORDERS DISMISSING:

MERRITT (WILLIAM GREGORY) 2003-CA-2486-MR JEFFERSON  
VS.  
THE CIT GROUP/CONSUMER FINANCE,  
INC., ET AL.  
ENTERED: 10/12/05

JOHNSON (YVONNE R.) 2004-CA-2393-MR JEFFERSON  
VS.  
COMMONWEALTH OF KENTUCKY, ET AL.  
ENTERED: 10/10/05

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ORDERS FROM PREVIOUS WEEK ENDING OCTOBER 7, 2005:  
ORDER GRANTING INTERLOCUTORY RELIEF UNDER CR 65.07:

KENTUCKY HIGH SCHOOL ATHLETIC 2005-CA-1149-MR WOLFE  
ASSOCIATION  
VS.  
CHARLES STAMPER, ET AL.  
ENTERED: 10/07/05

ORDER DISMISSING:

P & S ENTERTAINMENT, LLC (D/B/A 2005-CA-0378-MR JEFFERSON  
LOUISVILLE GOLD CLUB)  
VS.  
LOUISVILLE/JEFFERSON COUNTY METRO  
GOVERNMENT  
ENTERED: 10/06/05