

COURT OF APPEALS OF KENTUCKY

12/09/2005 AT 10:00 A.M.

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1287	CLARK, SR. (CHARLES L.), ET AL. VS. ROBERT ANDERSON TRUST, ET AL. OPINION AFFIRMING EMBERTON (PRESIDING JUDGE) BUCKINGHAM (CONCURS) AND JOHNSON (CONCURS)	2003-CA-1921-MR 2003-CA-2158-MR NOT TO BE PUBLISHED	DAVIESS
1288	TREADWAY (DARRELL W.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING TACKETT (PRESIDING JUDGE) DYCHE (CONCURS) AND KNOPF (CONCURS)	2004-CA-0272-MR NOT TO BE PUBLISHED	LINCOLN
1289	SMITH (JENNIFER L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING SCHRODER (PRESIDING JUDGE) COMBS (CONCURS) AND HENRY (CONCURS)	2004-CA-0826-MR TO BE PUBLISHED	BELL
1290	FRASER (ROBERT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND JOHNSON (CONCURS)	2004-CA-0917-MR NOT TO BE PUBLISHED	PIKE
1291	SHANNON, SR. (MARK A.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MINTON (PRESIDING JUDGE) BARBER (CONCURS) AND DYCHE (CONCURS)	2004-CA-0962-MR NOT TO BE PUBLISHED	SIMPSON
1292	BROCKMAN (CATINA), ET AL. VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION VACATING AND REMANDING JOHNSON (PRESIDING JUDGE) BARBER (CONCURS) AND BUCKINGHAM (CONCURS)	2004-CA-0982-MR NOT TO BE PUBLISHED	TAYLOR

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1293	MARLAR (SCOTT ALLEN) VS. MARLAR (TONYA DALTON) OPINION AFFIRMING IN PART; VACATING AND REMANDING IN PART MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND JOHNSON (CONCURS)	2004-CA-1176-ME 2004-CA-1244-ME NOT TO BE PUBLISHED	PULASKI
1294	CODY (TIFFANY AMELIA) VS. KIMSEY, DR. (KAREN), ET AL. OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) VANMETER (CONCURS) AND POTTER (DISSENTS WITHOUT SEPARATE OPINION)	2004-CA-1338-MR NOT TO BE PUBLISHED	KNOTT
1295	ISON (GEORGE) VS. CREECH (EDISON), ET AL. OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND JOHNSON (CONCURS)	2004-CA-1396-MR NOT TO BE PUBLISHED	HARLAN
1296	WHITT (JESSE LEO) VS. WHITT (JACQUELINE KING) OPINION AFFIRMING IN PART AND VACATING AND REMANDING IN PART MINTON (PRESIDING JUDGE) BARBER (CONCURS) AND DYCHE (CONCURS IN RESULT ONLY)	2004-CA-1529-MR NOT TO BE PUBLISHED	BELL
1297	NORTHERN STAR, INC., ET AL. VS. UNION PLANTERS BANK, NATIONAL ASSOCIATION, ET AL. OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) HENRY (CONCURS) AND POTTER (CONCURS)	2004-CA-1561-MR NOT TO BE PUBLISHED	MCCREARY
1298	REVENUE CABINET, N/K/A DEPARTMENT OF REVENUE, COMMONWEALTH OF KENTUCKY VS. THE BABCOCK AND WILCOX COMPANY, ET AL. OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING PAISLEY (PRESIDING JUDGE) COMBS (CONCUR) MCANULTY (CONCUR)	2004-CA-1692-MR 2004-CA-1772-MR TO BE PUBLISHED	FRANKLIN

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1299	KAPLAN (DAVID) VS. PUCKETT (GARY WADE) OPINION AFFIRMING TACKETT (PRESIDING JUDGE) COMBS (CONCURS) AND ROSENBLUM (CONCURS)	2004-CA-1750-MR TO BE PUBLISHED	JEFFERSON
1300	ARAGON (RUBEN) VS. TAYLOR (VERTNER), ET AL. OPINION AFFIRMING PAISLEY (PRESIDING JUDGE) DYCHE (CONCURS) AND GUIDUGLI (CONCURS)	2004-CA-1856-MR NOT TO BE PUBLISHED	FRANKLIN
1301	CHAPA (GREGORY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MCANULTY (PRESIDING JUDGE) COMBS (CONCURS) AND PAISLEY (CONCURS)	2004-CA-1889-MR NOT TO BE PUBLISHED	KENTON
1302	MILLER (BRYAN K.) VS. MILLER (CARLA D. MILLS) OPINION AFFIRMING IN PART AND VACATING AND REMANDING IN PART BARBER (PRESIDING JUDGE) MINTON (CONCURS) AND DYCHE (CONCURS)	2004-CA-2008-MR NOT TO BE PUBLISHED	BATH
1303	UPS CAPITAL BUSINESS CREDIT VS. C.R. CABLE CONSTRUCTION, INC., ET AL. OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING DYCHE (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND PAISLEY (CONCURS)	2004-CA-2062-MR TO BE PUBLISHED	CLARK
1304	COFFMAN (DAVID LEE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING TACKETT (PRESIDING JUDGE) DYCHE (CONCURS) AND KNOPF (CONCURS)	2004-CA-2140-MR NOT TO BE PUBLISHED	CASEY

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1305	CHRISTIAN COUNTY BOARD OF EDUCATION, ET AL. VS. PIGUE (ELMA), ET AL. OPINION AFFIRMING IN PART, VACATING IN PART AND REMANDING SCHRODER (PRESIDING JUDGE) DYCHE (CONCURS) AND ROSENBLUM (CONCURS)	2004-CA-2187-MR 2004-CA-2373-MR NOT TO BE PUBLISHED	CHRISTIAN
1306	ELLIOTT (ARNOLD LEE) VS. COMMONWEALTH OF KENTUCKY OPINION VACATING AND REMANDING COMBS (PRESIDING JUDGE) MCANULTY (CONCURS) AND PAISLEY (CONCURS)	2004-CA-2406-MR NOT TO BE PUBLISHED	BELL
1307	FOISTER (DOYLE W.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) MCANULTY (CONCURS) AND SCHRODER (CONCURS)	2004-CA-2409-MR NOT TO BE PUBLISHED	BELL
1308	HUDSON (COY LEE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) MCANULTY (CONCURS) AND SCHRODER (CONCURS)	2004-CA-2570-MR NOT TO BE PUBLISHED	FAYETTE
1309	STOCTON (KEVIN JAMES) VS. FRENCH (J.L.), ET AL. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) HENRY (CONCURS) AND MILLER (CONCURS)	2004-CA-2637-WC TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
1310	M. (J.) VS. V. (R.), ET AL. OPINION AFFIRMING KNOPF (PRESIDING JUDGE) JOHNSON (CONCURS) AND VANMETER (CONCURS)	2005-CA-0103-ME 2005-CA-0227-ME NOT TO BE PUBLISHED	FAYETTE

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1311	WRIGHT (NATHAN J.) VS. WRIGHT (JAMIE C.) OPINION VACATING AND REMANDING GUIDUGLI (PRESIDING JUDGE) HENRY (CONCURS) AND POTTER (CONCURS)	2005-CA-0540-ME 2005-CA-0657-ME TO BE PUBLISHED	FLOYD
1312	STORM (SHARON LYNN) F/K/A SHARON LYNN MULLINS VS. MULLINS (JERRY R.) OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) HENRY (CONCURS) AND POTTER (DISSENTS AND FILES SEPARATE OPINION)	2005-CA-0647-ME TO BE PUBLISHED	FLOYD
1313	LUDKA (JOHN) VS. M.G. CONSTRUCTION, ET AL. OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) KNOPF (CONCURS) AND MCANULTY (CONCURS)	2005-CA-0769-WC 2005-CA-0959-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
1314	F. (Z.Z.) A CHILD VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KNOPF (PRESIDING JUDGE) BARBER (CONCURS) AND HENRY (CONCURS)	2005-CA-0785-ME NOT TO BE PUBLISHED	PENDLETON
1315	TEETER (TINA) VS. UNITED PARCEL SERVICE, ET AL. OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) VANMETER (CONCURS) AND POTTER (CONCURS IN PART, DISSENTS IN PART, AND FILES SEPARATE OPINION)	2005-CA-0900-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
1316	CLARK REGIONAL MEDICAL CENTER VS. LOVINGS, LENORA, ET AL. OPINION AFFIRMING VANMETER (PRESIDING JUDGE) TAYLOR (CONCURS) AND POTTER (CONCURS IN RESULT AND FILES SEPARATE OPINION)	2005-CA-0965-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD

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1317	HUFF (LORETTA MARIE), ET AL. VS. MASONIC HOMES, INC., ET AL. OPINION AFFIRMING TACKETT (PRESIDING JUDGE) DYCHE (CONCURS) AND KNOPF (CONCURS)	2005-CA-1097-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
1318	EGNER (HELEN) VS. MILLS MANOR NURSING HOME, ET AL. OPINION AFFIRMING KNOPF (PRESIDING JUDGE) JOHNSON (CONCURS) AND VANMETER (CONCURS)	2005-CA-1280-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
1319	DRESSER INSTRUMENT DIVISION VS. COLWELL (SUE E.), ET AL. OPINION REVERSING GUIDUGLI (PRESIDING JUDGE) MCANULTY (CONCURS) AND KNOPF (CONCURS IN RESULT AND FILES SEPARATE OPINION)	2005-CA-1452-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD

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	WILSON (MICHAEL L.) VS. HAEBERLIN (GLENN), WARDEN ENTERED: 12/08/05	2005-CA-1191-MR	LYON
	MILLER (FREDRICK RAY) VS. PANCAKE (BECKY), WARDEN ENTERED: 12/08/05	2005-CA-2291-MR	LYON

ORDER DENYING PETITION FOR WRIT OF PROHIBITION:

	HELTON (TERESA JO) N/K/A MOORE VS. HON. DAVID A TAPP, JUDGE PULASKI CIRCUIT COURT, ET AL. ENTERED: 12/07/05	2005-CA-2348-OA	IN COURT OF APPEALS
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ORDER MODIFYING OPINION RENDERED NOVEMBER 10, 2005. THE ATTACHED OPINION IS
SUBSTITUTED IN ITS ENTIRETY:

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YAMAHA MOTOR MANUFACTURING
CORPORATION OF AMERICA, ET AL.
VS.
COMMONWEALTH OF KENTUCKY, FINANCE
AND ADMINISTRATION CABINET, ET AL.
ENTERED: 12/09/05

2004-CA-1172-MR

FRANKLIN

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ORDER MODIFYING OPINION RENDERED NOVEMBER 18, 2005. THE ATTACHED OPINION IS
SUBSTITUTED IN ITS ENTIRETY:

PADGETT (AMY) NOW HATFIELD
VS.
COMMONWEALTH OF KENTUCKY
ENTERED:12/09/05

2004-CA-1943-MR

MEADE

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	MAXBERRY (TIMOTHY) VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/08/05	2004-CA-2162-MR	FAYETTE
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CLARK (DAVID ALLEN) VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/08/05	2005-CA-0762-MR	JEFFERSON
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HOWARD (JAMES) VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/08/05	2005-CA-1562-MR	DAVIESS
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ORDERS FROM PREVIOUS WEEK ENDING DECEMBER 2, 2005:

ORDER DISMISSING:

HUGHES, SUSAN VS. BOARD OF EDUCATION OF WAYNE COUNTY, KENTUCKY, ET AL. ENTERED: 12/02/05	2004-CA-1344-MR	WAYNE
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