

**PUBLISHED OPINIONS
KENTUCKY COURT OF APPEALS
JANUARY 1, 2024 to JANUARY 31, 2024**

Note to practitioners: These are the Opinions designated for publication by the Kentucky Court of Appeals for the specified time period. Practitioners should Shephardize all case law for subsequent history prior to citing it.

I. CRIMINAL LAW

A. COMMONWEALTH OF KENTUCKY v. TYRONE ANTOINNE HARTSFIELD

[2022-CA-1388-MR](#)

1/05/2024

2024 WL 56917

Opinion by COMBS, SARA WALTER; ACREE, J. (CONCURS) AND ECKERLE, J. (CONCURS)

DISCRETIONARY REVIEW GRANTED 06/05/2024

In this criminal case of first impression, the Commonwealth challenged the Fayette Circuit Court's denial of a motion *in limine* to exclude a portion of police video camera footage. In that disputed footage, the police officer who responded to a rape investigation was heard to comment that he did not believe the victim's allegations against the defendant. The Court of Appeals reversed and concluded that the trial court erred in denying the Commonwealth's motion to exclude and that the testimonial nature of the video improperly infringed upon the province of the jury to determine the victim's credibility.