

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

94. JOSEPH MIRUS v.
TAYLOR LANDS, ET AL. [2022-CA-0098-MR](#) ROWAN
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
ACREE**
EASTON, J. (CONCURS) AND
JONES, J. (CONCURS)
95. DR. JOHN D. RHODES III, ET AL. v. [2022-CA-0340-MR](#) JEFFERSON
GEORGE T. UNDERHILL & [2022-CA-0342-MR](#)
ASSOCIATES, LLC, D/B/A UNDERHILL **NOT TO BE PUBLISHED**
ASSOCIATES, ET AL.
**OPINION AFFIRMING APPEAL NO.
2022-CA-0340-MR AND AFFIRMING
CROSS-APPEAL NO.
2022-CA-0342-MR BY JUDGE TAYLOR**
ACREE, J. (CONCURS) AND
KAREM, J. (CONCURS)
96. JOSEPH D. COOK v. [2022-CA-0406-MR](#) LEE
DANIEL AKERS, WARDEN, ET AL. **NOT TO BE PUBLISHED**
**OPINION AND ORDER DISMISSING
BY JUDGE TAYLOR**
COMBS, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
97. RAMON DEJESUS AYALA v. [2022-CA-0515-MR](#) HARDIN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY JUDGE
ACREE**
KAREM, J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

98. J.P., ET AL. v. [2023-CA-0046-ME](#) BREATHITT
S.C., ET AL. **NOT TO BE PUBLISHED**
- OPINION AND ORDER DISMISSING
BY JUDGE ACREE**
- GOODWINE, J. (CONCURS) AND
JONES, J. (CONCURS)
99. MICHAEL W. CLAY v. [2023-CA-0105-MR](#) FAYETTE
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
KAREM**
- GOODWINE, J. (CONCURS) AND
MCNEILL J. (CONCURS)
100. ROBERT A. JONES v. [2023-CA-0229-MR](#) JEFFERSON
TRIPLE SPRINGS, INC. **NOT TO BE PUBLISHED**
- OPINION REVERSING AND
REMANDING BY JUDGE CALDWELL**
- THOMPSON, C.J. (CONCURS) AND
EASTON, J. (CONCURS)
101. B.B. v. [2023-CA-0410-ME](#) MUHLENBERG
COMMONWEALTH OF KENTUCKY, [2023-CA-0414-ME](#)
CABINET FOR HEALTH AND FAMILY **NOT TO BE PUBLISHED**
SERVICES, ET AL.
- OPINION AFFIRMING BY JUDGE
ACREE**
- GOODWINE, J. (CONCURS) AND
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

102. A.E. v.
A.E.A., ET AL. [2023-CA-0601-ME](#) SHELBY
[2023-CA-0603-ME](#)
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
KAREM**
ECKERLE, J. (CONCURS) AND
JONES, J. (CONCURS)
103. BRIDGET MICHELLE CLAVERY v.
ART EATABLES, LLC [2023-CA-0703-MR](#) JEFFERSON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY CHIEF
JUDGE THOMPSON**
EASTON, J. (CONCURS) AND
GOODWINE, J. (CONCURS)
104. REBECCA SWITZER-PEMBLE v.
LAWRENCE PEMBLE [2023-CA-0712-ME](#) JEFFERSON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
LAMBERT**
MCNEILL, J. (CONCURS IN RESULT
ONLY) AND
TAYLOR, J. (DISSENTS AND DOES
NOT FILE SEPARATE OPINION)
105. E.D.M., NATURAL MOTHER v.
A.G.S., A CHILD, ET AL. [2023-CA-0775-ME](#) HARDIN
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
CETRULO**
ACREE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

106. JAMES C. SAVAGE v. [2023-CA-0831-MR](#) MUHLENBERG
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE EASTON**
- THOMPSON, C.J. (CONCURS) AND GOODWINE, J. (CONCURS)
107. L.R. v. [2023-CA-0856-ME](#) JEFFERSON
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**
CABINET FOR HEALTH AND FAMILY SERVICES, ET AL.
- OPINION AFFIRMING BY JUDGE LAMBERT**
- CETRULO, J. (CONCURS) AND TAYLOR, J. (CONCURS)
108. DAVID CORBIN v. [2023-CA-0868-MR](#) ADAIR
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- EASTON, J. (CONCURS) AND GOODWINE, J. (CONCURS)
109. K.O. v. [2023-CA-0897-ME](#) CALLOWAY
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**
CABINET FOR HEALTH AND FAMILY SERVICES, ET AL.
- OPINION VACATING BY JUDGE GOODWINE**
- ACREE, J. (CONCURS) AND JONES, J. (DISSENTS AND DOES NOT FILE SEPARATE OPINION)

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

110. THOMPSON CATERING & SPECIAL EVENTS v. KIMMINEE COSTELLO, ET AL.	2023-CA-1301-WC NOT TO BE PUBLISHED	WORKERS' COMPENSATION BOARD
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**OPINION AFFIRMING BY JUDGE
EASTON**

THOMPSON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)

ORDER GRANTING MOTION TO PUBLISH OPINION

BILL DUNN, MCCRACKEN COUNTY PROPERTY VALUATION ADMINISTRATOR v. SARATOGA, LLC, ET AL.	2022-CA-1470-MR	MCCRACKEN
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Entered: FEBRUARY 23, 2024

ORDERS DISMISSING

BILLY RAY THOMAS MAYBRIER v. COMMONWEALTH OF KENTUCKY	2023-CA-1241-MR	NICHOLAS
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Entered: FEBRUARY 19, 2024

ERICA JANE CHAVEZ v. KENTUCKIANA FINANCE, LLC	2023-CA-1295-MR	JEFFERSON
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Entered: FEBRUARY 16, 2024

BARBARA U. WILEY v. VANDERBILT MORTGAGE AND FINANCE, INC., ET AL.	2023-CA-1315-MR	JACKSON
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Entered: FEBRUARY 19, 2024

HILLCREST NURSING HOME OF CORBIN, INC., ET AL. v. WALTER HOSKINS, AS EXECUTOR OF THE ESTATE OF BESSIE MORGAN, ET AL.	2023-CA-1389-MR	WHITLEY
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Entered: FEBRUARY 19, 2024

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

JOHN ABBINGTON THOMAS, ET AL. v.
BRIANNA ROBINSON, ET AL.

[2023-CA-1409-MR](#)

CALLOWAY

Entered: FEBRUARY 15, 2024

WILLOW CHERRY v.
COMMONWEALTH OF KENTUCKY

[2023-CA-1414-MR](#)

FAYETTE

Entered: FEBRUARY 19, 2024

RONALD D. SCOTT, II v.
LESHA PRATER, ET AL.

[2023-CA-1477-MR](#)

PIKE

Entered: FEBRUARY 20, 2024

DAVON BURKE v.
KENTON FISCAL COURT, ET AL.

[2023-CA-1483-MR](#)

KENTON

Entered: FEBRUARY 19, 2024

KEYONA MALIKA CAMPBELL v.
COMMONWEALTH OF KENTUCKY

[2024-CA-0041-MR](#)

HART

Entered: FEBRUARY 19, 2024

DARRELL PENNINGTON v.
COLEEN PENNINGTON

[2023-CA-0515-MR](#)

HARLAN

Entered: FEBRUARY 16, 2024

ZACH LUKINS, ET AL. v.
SPENCER BRANHAM, A MINOR, BY AND
THROUGH HIS NEXT FRIEND, AVENELLE
SHAFFER

[2023-CA-1412-MR](#)

JOHNSON

Entered: FEBRUARY 20, 2024

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

KEY SOURCE PROPERTIES, LLC, ET AL. v.
HOWARD HARDY HOUSE, LLC

[2023-CA-1467-MR](#)

JEFFERSON

Entered: FEBRUARY 19, 2024

BOBBY R. BRASHEAR v.
COMMONWEALTH OF KENTUCKY

[2024-CA-0095-MR](#)

JEFFERSON

Entered: FEBRUARY 20, 2024

MIDWEST AUTO STORE L.L.C. v.
CONSUMER PORTFOLIO SERVICES INC.

[2023-CA-0826-MR](#)

BOONE

Entered: FEBRUARY 14, 2024

TOMIKA TARYN SMITH v.
EAGLE FINANCIAL SERVICES, INC. D/B/A
FITZPATRICK'S FURNITURE FINANCE

[2023-CA-1041-MR](#)

JEFFERSON

Entered: FEBRUARY 16, 2024

CHRISTOPHER MICHAEL EVANS v.
COMMONWEALTH OF KENTUCKY

[2023-CA-1397-MR](#)

DAVIESS

Entered: FEBRUARY 19, 2024

T.B. v.
COMMONWEALTH OF KENTUCKY, CABINET
FOR HEALTH AND FAMILY SERVICES, ET AL.

[2023-CA-1435-ME](#)

CALLOWAY

Entered: FEBRUARY 16, 2024

KENTUCKY COURT OF APPEALS

FEBRUARY 23, 2024 MINUTES

RELEASED: 10:00 A.M.

ORDER DENYING PETITION FOR REHEARING

A.S. v.
CABINET FOR HEALTH AND FAMILY
SERVICES, COMMONWEALTH OF KENTUCKY,
ET AL.

[2022-CA-1327-ME](#)

KENTON

Entered: FEBRUARY 16, 2024

ORDER DENYING MOTION TO RECONSIDER

BRUCE ANTONIO JOHNSON-BACHELOR v.
ASHILEE DES'MONIQUE BARNES

[2023-CA-1269-ME](#)

JEFFERSON

Entered: FEBRUARY 15, 2024

ORDER GRANTING PETITION FOR WRIT OF MANDAMUS

CLINTON ROARK v.
HON. GREGORY A. LAY, JUDGE,
KNOX CIRCUIT COURT, ET AL.

[2024-CA-0048-OA](#)

KNOX

Entered: FEBRUARY 19, 2024