

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

111. DARWIN SELECT INSURANCE COMPANY N/K/A ALLIED WORLD SURPLUS LINES INSURANCE COMPANY v. ASHLAND HOSPITAL CORPORATION D/B/A KING'S DAUGHTERS MEDICAL CENTER, ET AL.
AND
HOMELAND INSURANCE COMPANY OF NEW YORK v. ASHLAND HOSPITAL CORPORATION D/B/A KING'S DAUGHTERS MEDICAL CENTER, ET AL.
OPINION AFFIRMING AND REMANDING WITH DIRECTIONS BY JUDGE TAYLOR
CALDWELL, J. (CONCURS) AND KAREM, J. (CONCURS)
- [2016-CA-0372-MR](#)
[2016-CA-0396-MR](#)
NOT TO BE PUBLISHED
- BOYD
112. CASEY SHANNON HENNESSY v. SANDRA DENISE HENNESSY
OPINION AFFIRMING BY JUDGE ACREE
THOMPSON, C.J. (CONCURS) AND MCNEILL, J. (CONCURS)
- [2021-CA-1050-MR](#)
NOT TO BE PUBLISHED
- NELSON
113. ALEXANDER G. CARPENTER v. BARRY GOODALL, ET AL.
OPINION AFFIRMING BY JUDGE ACREE
CETRULO, J. (CONCURS) AND GOODWINE, J. (CONCURS)
- [2021-CA-1311-MR](#)
TO BE PUBLISHED
- JEFFERSON

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

114. LANNY R. ARNOLD v. [2021-CA-1489-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY JUDGE
ACREE**
THOMPSON, C.J. (CONCURS) AND
MCNEILL, J. (CONCURS)
115. SCOTT HILL, ET AL. v. [2022-CA-0242-MR](#) KENTON
MARC TISCHBEIN, ET AL. **NOT TO BE PUBLISHED**
**OPINION REVERSING AND
REMANDING BY JUDGE TAYLOR**
JONES, J. (CONCURS) AND
CETRULO, J. (CONCURS IN RESULT
ONLY)
116. WESLEY G. ALDRIDGE v. [2022-CA-0285-MR](#) LYON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY JUDGE
ACREE**
GOODWINE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
117. MARY BURDETTE v. [2022-CA-0341-MR](#) SCOTT
AMOS BURDETTE **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY JUDGE
ACREE**
THOMPSON, C.J. (CONCURS) AND
MCNEILL, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

118. BLAKE P. WALKER v. [2022-CA-0368-MR](#) ADAIR
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
LAMBERT**
- CALDWELL, J. (CONCURS) AND
GOODWINE, J. (CONCURS)
-
119. A & G COAL CORPORATION, ET AL. v. [2022-CA-0493-MR](#) FRANKLIN
COMMONWEALTH OF KENTUCKY, [2022-CA-0505-MR](#)
ENERGY AND ENVIRONMENT **NOT TO BE PUBLISHED**
CABINET
- OPINION AFFIRMING BY JUDGE
TAYLOR**
- CETRULO, J. (CONCURS) AND
JONES, J. (CONCURS)
-
120. RAYMOND EDWARD RHORER v. [2022-CA-0571-MR](#) CAMPBELL
DIANA L. RHORER **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
ACREE**
- GOODWINE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

121. RUSSELL COLEMAN, IN HIS OFFICIAL CAPACITY AS ATTORNEY GENERAL OF THE COMMONWEALTH OF KENTUCKY, ET AL. v. ANDY BESHEAR, IN HIS OFFICIAL CAPACITY AS GOVERNOR OF THE COMMONWEALTH OF KENTUCKY, ET AL.
- [2022-CA-0837-MR](#)
[2022-CA-0838-MR](#)
[2022-CA-0991-MR](#)
TO BE PUBLISHED
- JEFFERSON
- AND**
JONATHAN SHELL, IN HIS OFFICIAL CAPACITY AS COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE v. ANDY BESHEAR, IN HIS OFFICIAL CAPACITY AS GOVERNOR OF THE COMMONWEALTH OF KENTUCKY, ET AL.
- AND**
LEGISLATIVE RESEARCH COMMISSION v. ANDY BESHEAR, IN HIS OFFICIAL CAPACITY AS GOVERNOR OF THE COMMONWEALTH OF KENTUCKY, ET AL.
- OPINION AND ORDER REVERSING AND REMANDING IN ALL APPEALS; DENYING THE GOVERNOR’S MOTION TO DISMISS IN NO. 2022-CA-0991-MR; AND DENYING THE ATTORNEY GENERAL’S MOTION FOR LEAVE TO FILE AN AMICUS BRIEF IN NO. 2022-CA-0991-MR BY JUDGE ECKERLE**
- JONES, J. (CONCURS) AND COMBS, J. (CONCURS AND FILES SEPARATE OPINION)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

122. KEYONA BINGHAM v. COMMONWEALTH OF KENTUCKY [2022-CA-1201-MR](#) TRIGG
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE ECKERLE
ACREE, J. (CONCURS) AND COMBS, J. (CONCURS IN RESULT ONLY)
123. HAZEM GARADA v. KENTUCKY BOARD OF MEDICAL LICENSURE [2022-CA-1338-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE LAMBERT
CALDWELL, J. (CONCURS) AND GOODWINE, J. (CONCURS)
124. D.L.R. v. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. [2022-CA-1454-ME](#) LOGAN
[2022-CA-1456-ME](#)
[2022-CA-1457-ME](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE TAYLOR
COMBS, J. (CONCURS) AND MCNEILL, J. (CONCURS)
125. BAPTIST HEALTHCARE SYSTEM, INC. D/B/A BAPTIST HEALTH PADUCAH v. MERCY HEALTH-LOURDES HOSPITAL, LLC D/B/A MERCY HEALTH-LOURDES HOSPITAL, ET AL. [2022-CA-1471-MR](#) FRANKLIN
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE ECKERLE
EASTON, J. (CONCURS) AND JONES, J. (DISSENTS AND FILES SEPARATE OPINION)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

126. EDWARD MCGREW v.
COMMONWEALTH OF KENTUCKY [2023-CA-0096-MR](#) BALLARD
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
LAMBERT**
CETRULO, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
127. DOROTHY ASH v.
COMMONWEALTH OF KENTUCKY [2023-CA-0104-MR](#) DAVIESS
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
ECKERLE**
ACREE, J. (CONCURS) AND
COMBS, J. (CONCURS)
128. JAIME MCCOY, ET AL. v.
JUDY PAFUNDA, ET AL. [2023-CA-0108-MR](#) PIKE
NOT TO BE PUBLISHED
**OPINION REVERSING AND
REMANDING BY JUDGE GOODWINE**
ACREE, J. (CONCURS) AND
JONES, J. (CONCURS)
129. ROBERT MANGINE v.
KRISTEN MANGINE [2023-CA-0109-MR](#) KENTON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
MCNEILL**
LAMBERT, J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

130. JEFFREY SCOTT, ET AL. v. [2023-CA-0191-MR](#) JESSAMINE
JESSAMINE COUNTY-CITY OF
WILMORE JOINT BOARD OF
ADJUSTMENT, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
ECKERLE**
- ACREE, J. (CONCURS) AND
COMBS, J. (CONCURS)
131. OWEN NATION, ET AL. v. [2023-CA-0211-MR](#) JEFFERSON
JOHN A.G. PADDOCK **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
EASTON**
- THOMPSON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)
132. JANICE HAMILTON v. [2023-CA-0225-MR](#) JEFFERSON
LOUISVILLE & JEFFERSON COUNTY
METROPOLITAN SEWER DISTRICT **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
GOODWINE**
- ACREE, J. (CONCURS) AND
JONES, J. (CONCURS)
133. KENTUCKY STATE UNIVERSITY [2023-CA-0320-MR](#) FRANKLIN
FOUNDATION, INC. v. **NOT TO BE PUBLISHED**
FRANKFORT NEWSMEDIA, LLC
- OPINION AFFIRMING BY JUDGE
ACREE**
- GOODWINE, J. (CONCURS) AND
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

134. UNIVERSITY OF KENTUCKY, ET AL. v. [2023-CA-0398-ME](#) FRANKLIN
AMELIA LONG, ET AL. [2023-CA-0411-ME](#)
AND NOT TO BE PUBLISHED
COMMONWEALTH OF KENTUCKY,
DEPARTMENT OF REVENUE v.
AMELIA LONG, INDIVIDUALLY AND
ON BEHALF OF A CLASS OF OTHERS
SIMILARLY SITUATED, ET AL.
**OPINION AFFIRMING IN PART,
REVERSING IN PART, AND
REMANDING BY JUDGE ACREE**
GOODWINE, J. (CONCURS) AND
JONES, J. (CONCURS)
135. BRIANA GEBELL v. [2023-CA-0443-MR](#) BRACKEN
DEBBIE APPLEMAN, ET AL. **NOT TO BE PUBLISHED**
**OPINION REVERSING AND
REMANDING BY JUDGE KAREM**
GOODWINE, J. (CONCURS) AND
MCNEILL J. (CONCURS)
136. NATHAN FORD v. [2023-CA-0628-ME](#) CAMPBELL
ELIZABETH NICOLE WILSEY **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY CHIEF
JUDGE THOMPSON**
EASTON, J. (CONCURS) AND
GOODWINE, J. (CONCURS)
137. RMI, INC. v. [2023-CA-0730-MR](#) GRAYSON
CITY OF LEITCHFIELD, KENTUCKY, **NOT TO BE PUBLISHED**
ET AL.
**OPINION AFFIRMING BY CHIEF
JUDGE THOMPSON**
EASTON, J. (CONCURS) AND
GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MARCH 01, 2024 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

RICK PIPPIN, ET AL. v.
MAC'S CONVENIENCE STORES, LLC, ET AL.

[2023-CA-1088-MR](#)

JEFFERSON

Entered: FEBRUARY 23, 2024

LA'DON ARNOLD v.
LOUISVILLE/JEFFERSON CO. METRO
GOVERNMENT

[2023-CA-1484-MR](#)

JEFFERSON

Entered: FEBRUARY 22, 2024

LINDA SHEARER, ET AL. v.
ANDERSON COUNTY FISCAL COURT, ET AL.

[2024-CA-0077-MR](#)

ANDERSON

Entered: FEBRUARY 22, 2024

TRAVIS CRAFT v.
LUCIA DE LA CRUZ

[2023-CA-1447-MR](#)

FAYETTE

Entered: FEBRUARY 22, 2024

WILLIAM DANIEL WILSON v.
REZARTA ZIU WILSON

[2023-CA-0544-MR](#)

BARREN

Entered: FEBRUARY 23, 2024

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

ARTIS ANDERSON v.
HON. JEFFREY C. MOSS, JUDGE,
JESSAMINE CIRCUIT COURT, ET AL.

[2023-CA-1342-OA](#)

JESSAMINE

Entered: FEBRUARY 22, 2024