

KENTUCKY COURT OF APPEALS

NOVEMBER 04, 2022 MINUTES

RELEASED: 10:00 A.M.

698. EDIEL GIJON-CRUZ v.
COMMONWEALTH OF KENTUCKY [2020-CA-0078-MR](#) BOURBON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
K. THOMPSON**
DIXON, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
699. TAMMY LINDSEY v.
STATE AUTO PROPERTY & CASUALTY
INSURANCE COMPANY [2020-CA-0890-MR](#) JEFFERSON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
K. THOMPSON**
ACREE, J. (CONCURS) AND
CALDWELL, J. (CONCURS)
700. COMMONWEALTH OF KENTUCKY,
JUSTICE CABINET, DEPARTMENT OF
CORRECTIONS v.
NORA PERKINSON, ET AL. [2020-CA-1023-MR](#) OLDHAM
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
K. THOMPSON**
ACREE, J. (CONCURS) AND
DIXON, J. (CONCURS)
701. JEFFREY DOUGOUD v.
COMMONWEALTH OF KENTUCKY [2020-CA-1101-MR](#) CAMPBELL
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
K. THOMPSON**
DIXON, J. (CONCURS IN RESULT ONLY)
AND MCNEILL, J. (CONCURS IN RESULT
ONLY)

KENTUCKY COURT OF APPEALS

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702. BILLY MELTON v. [2021-CA-0103-MR](#) MONROE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MCNEILL**
- JONES, J. (CONCURS) AND
MAZE, J. (CONCURS)
703. DOUGLAS WAIN, ET AL. v. [2021-CA-0202-MR](#) FAYETTE
CENTRAL BANK AND TRUST COMPANY, **NOT TO BE PUBLISHED**
ET AL.
- OPINION AFFIRMING BY JUDGE MAZE**
- ACREE, J. (CONCURS) AND
JONES, J. (CONCURS)
704. WILLIAM JAMES LEWIS v. [2021-CA-0229-MR](#) FAYETTE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
K. THOMPSON**
- JONES, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
705. KAENJANT L. SMITH v. [2021-CA-0230-MR](#) LAUREL
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION VACATING AND REMANDING BY
JUDGE K. THOMPSON**
- ACREE, J. (CONCURS) AND
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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706. CHARLES "SKEE" BAUER v. [2021-CA-0618-MR](#) OLDHAM
ROGER BAUER, BOTH INDIVIDUALLY **NOT TO BE PUBLISHED**
AND ON BEHALF OF THE CHARLES F.
BAUER REALTY PARTNERSHIP, LLLP
- OPINION AFFIRMING BY JUDGE
LAMBERT**
- CETRULO, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
707. TOMA WASHINGTON v. [2021-CA-0661-MR](#) FRANKLIN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE
CLAYTON**
- ACREE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
708. RITA R. WHITE, ET AL. v. [2021-CA-0668-MR](#) JEFFERSON
TIARA M. FOWLER, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE DIXON**
- LAMBERT, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
709. COMMONWEALTH OF KENTUCKY v. [2021-CA-1116-MR](#) FAYETTE
ABDUL A. TYREE **NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING
BY JUDGE CALDWELL**
- CLAYTON, C.J. (CONCURS) AND
K. THOMPSON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

NOVEMBER 04, 2022 MINUTES

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710. CHARLES STINSON v.
MARTY DYKES, LLC [2021-CA-1165-MR](#) RUSSELL
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY CHIEF JUDGE
CLAYTON**
JONES, J. (CONCURS) AND
L. THOMPSON, J. (CONCURS)
711. MARK A. WOODS v.
COMMUNITY MEDICAL ASSOCIATES, INC.
D/B/A NORTON SURGICAL ASSOCIATES,
ET AL. [2021-CA-1224-MR](#) JEFFERSON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
CALDWELL**
GOODWINE, J. (CONCURS) AND
JONES, J. (CONCURS)
712. J.A.C. v.
CABINET FOR HEALTH AND FAMILY
SERVICES, ET AL. [2021-CA-1420-ME](#) MARSHALL
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
GOODWINE**
ACREE, J. (CONCURS) AND
CETRULO, J. (CONCURS)
713. JONATHAN ALFRED WEAVER v.
RICKI RENÉE WEAVER [2021-CA-1506-MR](#) JEFFERSON
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
LAMBERT**
MAZE, J. (CONCURS) AND
TAYLOR, J. (DISSENTS AND DOES NOT
FILE SEPARATE OPINION)

KENTUCKY COURT OF APPEALS

NOVEMBER 04, 2022 MINUTES

RELEASED: 10:00 A.M.

714. JON MAND v. [2022-CA-0167-MR](#) RUSSELL
BARRY BACK, ET AL. **NOT TO BE PUBLISHED**

**OPINION REVERSING AND REMANDING
BY JUDGE L. THOMPSON**

ACREE, J. (CONCURS) AND
MCNEILL, J. (CONCURS)

ORDERS DISMISSING

BRITTANY DI BATTISTA, IN HER CAPACITY AS [2022-CA-0152-MR](#) CAMPBELL
ADMINISTRATOR OF THE ESTATE OF [2022-CA-0182-MR](#)
JEFFREY J. KENT, DECEASED v.
SAINT ELIZABETH MEDICAL CENTER, INC.,
ET AL.

Entered: NOVEMBER 01, 2022

REBECCA MANNING v. [2022-CA-0892-D](#) CHRISTIAN
NEW HOPE PROPERTIES, LLC

Entered: NOVEMBER 02, 2022

SUSAN TYLER WITTEN v. [2022-CA-1237-MR](#) JEFFERSON
SUE FOSTER, ET AL.

Entered: OCTOBER 28, 2022

JESSICA NEAL v. [2022-CA-1075-EL](#) CAMPBELL
COMMONWEALTH OF KENTUCKY, STATE
BOARD OF ELECTIONS, ET AL.

Entered: OCTOBER 26, 2022

LEAH GOLDEN v. [2022-CA-0587-MR](#) JEFFERSON
JEFFREY MORGENTHAU

Entered: OCTOBER 28, 2022

KENTUCKY COURT OF APPEALS

NOVEMBER 04, 2022 MINUTES

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ORDER GRANTING MOTION TO SET ASIDE

SUSAN TYLER WITTEN v.
SUE FOSTER, ET AL.

[2022-CA-1238-EL](#)

JEFFERSON

Entered: OCTOBER 28, 2022

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

THE ESTATE OF RA'JAY AVERY, BY &
THROUGH THE ADMINISTRATRIX, SHENITA
AVERY, ET AL. v.
HON. A.C. MCKAY CHAUVIN, JUDGE,
JEFFERSON CIRCUIT COURT, ET AL.

[2022-CA-0988-OA](#)

JEFFERSON

Entered: NOVEMBER 01, 2022