

KENTUCKY COURT OF APPEALS

DECEMBER 01, 2023 MINUTES

RELEASED: 10:00 A.M.

768. JAMES ANDREW BEETS v. [2022-CA-0337-MR](#) JEFFERSON
KIRA ELIZABETH BEETS [2022-CA-0344-MR](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE GOODWINE
DIXON, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
769. KKR & CO. INC. v. [2022-CA-0347-MR](#) FRANKLIN
COMMONWEALTH OF KENTUCKY [2022-CA-0350-MR](#)
AND [2022-CA-0352-MR](#)
PAAMCO PRISMA, LLC, ET AL. v. [2022-CA-0353-MR](#)
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
AND
DANIEL BOONE FUND, LLC v.
COMMONWEALTH OF KENTUCKY
AND
BLACKSTONE ALTERNATIVE ASSET
MANAGEMENT ASSOCIATES LLC, ET AL.
v.
COMMONWEALTH OF KENTUCKY, ET AL.
**OPINION AFFIRMING IN PART,
REVERSING IN PART, AND REMANDING
BY JUDGE CALDWELL**
DIXON, J. (CONCURS) AND
ECKERLE, J. (CONCURS)
770. GOUTHAM REDDY v. [2022-CA-0365-MR](#) KENTON
SRIKAR REDDY **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE TAYLOR
ACREE, J. (CONCURS) AND
KAREM, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

771. AARON M. ADAMS v. COMMONWEALTH OF KENTUCKY [2022-CA-0430-MR](#) KENTON
NOT TO BE PUBLISHED
OPINION AFFIRMING BY CHIEF JUDGE THOMPSON
ECKERLE, J. (CONCURS) AND TAYLOR, J. (CONCURS)
772. CARRINGTON MORTGAGE SERVICES, LLC v. RED RIVER DEVELOPMENT LLC, ET AL. [2022-CA-0514-MR](#) POWELL
[2022-CA-0516-MR](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE JONES
ACREE, J. (CONCURS) AND DIXON, J. (CONCURS)
773. THANG NGO v. ANTHONY NGO, ET AL. [2022-CA-0573-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION AFFIRMING BY CHIEF JUDGE THOMPSON
ECKERLE, J. (CONCURS) AND KAREM, J. (CONCURS)
774. XAVIER D. SMITH v. COMMONWEALTH OF KENTUCKY [2022-CA-0813-MR](#) CHRISTIAN
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE CALDWELL
DIXON, J. (CONCURS) AND EASTON, J. (CONCURS)
775. JOEL FREDERIC, ET AL. v. CITY OF PARK HILLS BOARD OF ADJUSTMENT, ET AL. [2022-CA-0867-MR](#) KENTON
TO BE PUBLISHED
OPINION REVERSING BY JUDGE ACREE
DIXON, J. (CONCURS) AND TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

DECEMBER 01, 2023 MINUTES

RELEASED: 10:00 A.M.

776. ALEX THOMPSON v. COMMONWEALTH OF KENTUCKY [2022-CA-0877-MR](#) TAYLOR
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE MCNEILL
CETRULO, J. (CONCURS) AND
KAREM, J. (CONCURS)
777. GRACE WILSON MARSHALL v. BENJAMIN RYAN CAUDILL [2022-CA-0956-MR](#) FAYETTE
[2023-CA-0137-MR](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY CHIEF JUDGE THOMPSON
ECKERLE, J. (CONCURS) AND
TAYLOR, J. (CONCURS IN RESULT ONLY)
778. CARRIE COX, ET AL. v. COMMONWEALTH OF KENTUCKY, ET AL. [2022-CA-1068-MR](#) LEWIS
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE MCNEILL
ACREE, J. (CONCURS) AND
DIXON, J. (CONCURS)
779. JAMES DALE BOYD v. COMMONWEALTH OF KENTUCKY [2022-CA-1082-MR](#) ADAIR
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE KAREM
ACREE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
780. JENNIFER CARR v. THOMAS CARR [2022-CA-1132-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE DIXON
COMBS, J. (CONCURS) AND
ECKERLE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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781. JOANNE ERWIN v. [2022-CA-1188-MR](#) ELLIOTT
CORRECT CARE SOLUTIONS, LLC, ET AL. **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY CHIEF JUDGE THOMPSON
ECKERLE, J. (CONCURS) AND
KAREM, J. (CONCURS)
782. JEREMY DANIEL FAUST v. [2022-CA-1246-MR](#) GRANT
HEATHER LYNN FAUST **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE MCNEILL
CETRULO, J. (CONCURS) AND
KAREM, J. (CONCURS)
783. HICKSTEAD FARM, INC. v. [2022-CA-1284-MR](#) FAYETTE
DAPPLE STUD, LLC, ET AL. [2022-CA-1306-MR](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE MCNEILL
ACREE, J. (CONCURS) AND
DIXON, J. (CONCURS)
784. JORDAN RINGHAM v. [2022-CA-1307-MR](#) JEFFERSON
AIMEE GAMES **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE CETRULO
COMBS, J. (CONCURS) AND
EASTON, J. (CONCURS)
785. FRANKLIN WOOD, JR. v. [2022-CA-1340-MR](#) JEFFERSON
DIANE L. VAN ARSDALE, ET AL. **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE MCNEILL
CETRULO, J. (CONCURS) AND
KAREM, J. (CONCURS)

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786. TREVOR GAMBLE v. [2022-CA-1362-MR](#) MCCRACKEN
RODNEY GAMBLE, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
KAREM, J. (CONCURS)
787. QUIMON TAYLOR v. [2022-CA-1375-MR](#) CHRISTIAN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
788. COMMONWEALTH OF KENTUCKY v. [2022-CA-1376-MR](#) OLDHAM
PERRY JACK PROBUS, JR. **NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING BY JUDGE ECKERLE**
- EASTON, J. (CONCURS) AND
JONES, J. (CONCURS)
789. MATTHEW R. BIGGS v. [2022-CA-1395-MR](#) GREENUP
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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790. RACHEL SIZEMORE v. [2022-CA-1397-MR](#) GREENUP
VIRGIL R. HUTTON, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING IN PART, VACATING
IN PART, AND REMANDING BY JUDGE
EASTON**
- CETRULO, J. (CONCURS) AND
COMBS, J. (CONCURS)
791. DANIEL CAMERON, IN HIS OFFICIAL [2022-CA-1419-MR](#) FRANKLIN
CAPACITY AS KENTUCKY ATTORNEY [2022-CA-1490-MR](#)
GENERAL v. **NOT TO BE PUBLISHED**
ALLISON BALL, IN HER OFFICIAL
CAPACITY AS KENTUCKY STATE
TREASURER, ET AL.
AND
ALLISON BALL, IN HER OFFICIAL
CAPACITY AS KENTUCKY STATE
TREASURER v.
ANDY BESHEAR, IN HIS OFFICIAL
CAPACITY AS GOVERNOR OF THE
COMMONWEALTH OF KENTUCKY, ET AL.
- OPINION AFFIRMING IN PART, AND
VACATING IN PART AND DISMISSING IN
PART BY JUDGE COMBS**
- JONES, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
792. BRANDON DAWSON v. [2022-CA-1430-MR](#) MASON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE
THOMPSON**
- ECKERLE, J. (CONCURS) AND
KAREM, J. (CONCURS)

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793. JESSE OOTEN v. [2022-CA-1436-MR](#) KENTON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
KAREM, J. (CONCURS)
794. DILLIAN FORD v. [2022-CA-1488-MR](#) CARLISLE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
TAYLOR, J. (CONCURS IN PART,
DISSENTS IN PART, AND FILES
SEPARATE OPINION)
795. LOUISVILLE/JEFFERSON COUNTY [2023-CA-0082-MR](#) JEFFERSON
METRO GOVERNMENT, ET AL. v. [2023-CA-0134-MR](#)
LOUISVILLE HISTORICAL LEAGUE, INC., **NOT TO BE PUBLISHED**
ET AL.
AND
OMNI LOUISVILLE, LLC v.
LOUISVILLE HISTORICAL LEAGUE, INC.,
ET AL.
- OPINION VACATING AND REMANDING BY JUDGE CALDWELL**
- DIXON, J. (CONCURS) AND
EASTON, J. (CONCURS)

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796. K.N.N. v. [2023-CA-0089-ME](#) FAYETTE
CABINET FOR HEALTH AND FAMILY [2023-CA-0151-ME](#)
SERVICES, COMMONWEALTH OF **NOT TO BE PUBLISHED**
KENTUCKY, ET AL.
AND
J.B. v.
COMMONWEALTH OF KENTUCKY,
CABINET FOR HEALTH AND FAMILY
SERVICES, ET AL.
OPINION AFFIRMING BY JUDGE MCNEILL
CETRULO, J. (CONCURS) AND
KAREM, J. (CONCURS)
797. JON BUECHELE v. [2023-CA-0113-MR](#) NELSON
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE EASTON
CETRULO, J. (CONCURS) AND
COMBS, J. (CONCURS)
798. KAREEM M. EDWARDS v. [2023-CA-0164-MR](#) LYON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE EASTON
CETRULO, J. (CONCURS) AND
COMBS, J. (CONCURS)
799. JESSICA MORELAND, ET AL. v. [2023-CA-0175-MR](#) GRAVES
GRAVES COUNTY BOARD OF **NOT TO BE PUBLISHED**
EDUCATION, ET AL.
OPINION AFFIRMING BY JUDGE
CETRULO
COMBS, J. (CONCURS) AND
EASTON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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800. DONALD J. SHARP v. [2023-CA-0208-MR](#) GREEN
SAMUEL L. SHARP, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KAREM**
- ACREE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
801. BRE'ANNA KING, ET AL. v. [2023-CA-0231-MR](#) JEFFERSON
JEFFERSON COUNTY BOARD OF **NOT TO BE PUBLISHED**
EDUCATION D/B/A JEFFERSON COUNTY
PUBLIC SCHOOLS, ET AL.
- OPINION AFFIRMING BY CHIEF JUDGE THOMPSON**
- ECKERLE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
802. K.A.N. v. [2023-CA-0248-ME](#) MONTGOMERY
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**
CABINET FOR HEALTH AND FAMILY
SERVICES, ET AL.
- OPINION AFFIRMING BY JUDGE CALDWELL**
- ACREE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
803. DONJUAN JOHNSON v. [2023-CA-0254-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE ECKERLE**
- THOMPSON, C.J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

DECEMBER 01, 2023 MINUTES

RELEASED: 10:00 A.M.

804. CHERYL SWANSON v. [2023-CA-0262-MR](#) GREENUP
BRITTANY TACKETT, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KAREM**
- THOMPSON, C.J. (CONCURS) AND
ECKERLE, J. (CONCURS)
805. NOAH ADAMS v. [2023-CA-0308-MR](#) BOYLE
KENTUCKY PAROLE BOARD, ET AL. **NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING
BY JUDGE CALDWELL**
- EASTON, J. (CONCURS AND FILES
SEPARATE OPINION) AND
DIXON, J. (DISSENTS AND DOES NOT
FILE SEPARATE OPINION)
806. ALYSSA MCDONALD v. [2023-CA-0569-ME](#) HOPKINS
TIMOTHY MCGUIRE **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KAREM**
- THOMPSON, C.J. (CONCURS) AND
ECKERLE, J. (CONCURS)
807. CHRISTOPHER LOVE v. [2023-CA-0705-ME](#) CAMPBELL
LAUREN ELIZABETH UNDERWOOD **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
CETRULO**
- COMBS, J. (CONCURS) AND
EASTON, J. (CONCURS)
808. GENERAL MOTORS v. [2023-CA-0722-WC](#) WORKERS'
THOMAS PAYNE, ET AL. **TO BE PUBLISHED** COMPENSATION
BOARD
- OPINION AFFIRMING BY JUDGE DIXON**
- COMBS, J. (CONCURS) AND
ECKERLE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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809. TRANE CO. v. [2023-CA-0995-WC](#) WORKERS'
GEOFFREY HAMMONS, ET AL. **NOT TO BE** COMPENSATION
OPINION AFFIRMING BY JUDGE COMBS **PUBLISHED** BOARD
CETRULO, J. (CONCURS) AND
EASTON, J. (CONCURS)

ORDERS DISMISSING

BRADLEY ALAN SEARS v. [2023-CA-0387-ME](#) CRITTENDEN
ZORINE BLACK

Entered: NOVEMBER 08, 2023

HOPKINS COUNTY, KENTUCKY, ET AL. v. [2023-CA-0598-MR](#) HOPKINS
JARRETT BACKHURST, ET AL. [2023-CA-0627-MR](#)

Entered: NOVEMBER 28, 2023

JOHN HUFFMAN, ET AL. v. [2023-CA-0907-MR](#) KENTON
CITY OF CRESCENT SPRINGS, KENTUCKY
BOARD OF ADJUSTMENTS, ET AL.

Entered: NOVEMBER 16, 2023

NORMA ELAINE NUNN v. [2023-CA-0992-MR](#) HARDIN
MCBURR ENTERPRISES, INC.
D/B/A MCDONALD'S #2440, ET AL.

Entered: NOVEMBER 28, 2023

LOUISE PENNINGTON v. [2023-CA-0235-MR](#) LESLIE
EARNEST L. BAKER

Entered: NOVEMBER 28, 2023

BENJAMIN G. DUSING v. [2023-CA-1042-MR](#) KENTON
JILL BAKKER

Entered: NOVEMBER 28, 2023

KENTUCKY COURT OF APPEALS

DECEMBER 01, 2023 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

ASHLEY WITHERS v.
SHATERRIAH GRANT, ET AL.

[2023-CA-1044-MR](#)

JEFFERSON

Entered: **NOVEMBER 28, 2023**

WILLIE JOE NAPOLEON METCALF v.
COMMONWEALTH OF KENTUCKY

[2023-CA-1267-ME](#)

LAUREL

Entered: **NOVEMBER 21, 2023**

ORDER DENYING PETITION FOR REHEARING

GLEN R. HALL, II v.
MELINDA O. HALL, INDIVIDUALLY AND AS
EXECUTRIX OF THE ESTATE OF GLEN R.
HALL, ET AL.

[2022-CA-1204-MR](#)

WHITLEY

Entered: **NOVEMBER 15, 2023**

ORDER DENYING MOTION TO RECONSIDER

MARCUS S. MINIX, SR. v.
HON. THOMAS DAWSON WINGATE,
JUDGE, FRANKLIN CIRCUIT COURT, ET AL.

[2023-CA-0669-OA](#)

FRANKLIN

Entered: **NOVEMBER 22, 2023**

ORDER AFFIRMING

BROOKS WILLIAM HOUCK v.
COMMONWEALTH OF KENTUCKY

[2023-CA-1209-ME](#)

NELSON

Entered: **NOVEMBER 28, 2023**

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

DAVID JONES, INDIVIDUALLY, ET AL. v.
HON. COLE ADAMS MAIER,
JUDGE, CLARK CIRCUIT COURT, ET AL.

[2023-CA-1116-OA](#)

CLARK

Entered: **NOVEMBER 22, 2023**