

**SUPREME COURT OF KENTUCKY  
ORAL ARGUMENT CALENDAR**

**THURSDAY, DECEMBER 9, 2021**

**9:00 a.m. HALEY BELT V. CINCINNATI INSURANCE COMPANY  
(2019-SC-0426-DG & 2020-SC-0310-DG)**

**[APPELLANT/CROSS-APPELLEE BRIEF](#)**

**[APPELLEE/CROSS-APPELLANT RESPONSE BRIEF](#)**

**[APPELLANT/CROSS-APPELLEE REPLY BRIEF](#)**

**[APPELLEE/CROSS-APPELLANT REPLY BRIEF](#)**

**[AMICUS CURIAE BRIEF \(INSURANCE INSTITUTE OF KENTUCKY\)](#)**

**[AMICUS CURIAE BRIEF \(KENTUCKY DEFENSE COUNSEL\)](#)**

**[AMICUS CURIAE BRIEF \(UNITED POLICYHOLDERS\)](#)**

**[AMICUS CURIAE BRIEF \(KENTUCKY JUSTICE ASSOCIATION\)](#)**

Torts. Insurance. Bad Faith. The issue in this case is whether a catering company's commercial general liability insurer legitimately contested its obligation to cover damages after UTV accident that occurred when: (1) the catering company's members were hosting a party at their home; (2) the members gave their teenage son permission to give rides around the yard in the company UTV to one passenger at a time; (3) the teenage son drove the UTV to a neighboring subdivision with three teenage passengers; and (4) while in the subdivision, the son hit a curb, overturned the UTV, and severely injured one of his passengers.

Discretionary Review Granted: 7/1/2020

Cross-Motion for Discretionary Review Granted: 8/21/20

Bullitt Circuit Court, Judge Rodney Burress

Counsel for Appellant: Jennifer Moore, Emily A. DeVuono, and Donald S. Battcher

Counsel for Appellee: Ronald L. Green and James M. Inman

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[WWW.KET.ORG/SUPREMECOURT](http://WWW.KET.ORG/SUPREMECOURT).**

**SUPREME COURT OF KENTUCKY  
ORAL ARGUMENT CALENDAR**

**THURSDAY, DECEMBER 9, 2021**  
**(CONTINUED)**

**10:00 a.m. JOHNNY R. COX V. COMMONWEALTH OF KENTUCKY  
(2020-SC-0391-DG)**  
**[APPELLANT BRIEF](#)**  
**[APPELLEE BRIEF](#)**  
**[REPLY BRIEF](#)**

Criminal Law. *Miranda* Rights. Competency. Right to Counsel. The issue in this case is whether the trial court erred in denying the defendant's motion to suppress his confession based upon his assertion that the police interrogator allegedly ignored his request for counsel made during his interview with police. Additionally, appellant seeks review of his claim that he did not knowingly and intelligently waive his *Miranda* rights during the police interview.

Discretionary Review Granted: 12/09/2020

Fayette Circuit Court, Judge Thomas L. Clark

Counsel for Appellant: Shannon R. Dupree

Counsel for Appellee: Robert L. Baldrige, Chad Meredith

**11:00 a.m. CHARMIN WATSON, ET AL. V. LANDMARK UROLOGY, P.S.C., ET AL  
(2020-SC-0587-DG)**  
**[APPELLANT BRIEF](#)**  
**[APPELLEE BRIEF](#)**  
**[REPLY BRIEF](#)**

**[AMICUS CURIAE BRIEF \(AMERICAN MEDICAL ASSOCIATION &  
KENTUCKY MEDICAL ASSOCIATION\)](#)**

Medical Negligence. Informed Consent. KRS 304.40-320(2). Expert Testimony. The issue in this case is whether expert testimony is required to establish the risks of medical treatment which are "substantial" and "recognized among other healthcare providers who perform similar treatments or procedures." An additional issue presented is whether informed consent should include not only the risk of injury, but also the mechanism of injury, and that a treatment could lead to additional treatment or procedures.

Discretionary Review Granted: 3/17/21

Scott Circuit Court, Judge Jeremy Mattox

Counsel for Appellants: B. Clark Batten, II, D. Seth Coomer, Stephen M. O'Brien, III

Counsel for Appellees: Clayton L. Robinson and Jonathan D. Weber

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