

SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR

WEDNESDAY, MARCH 11, 2026

ROBERTSON FEIX BALLROOM AT
THE EVA AND JIM MARTENS ALUMNI CENTER
WESTERN KENTUCKY UNIVERSITY
BOWLING GREEN, KY

(ALL TIMES LISTED ARE PREVAILING BOWLING GREEN KY TIME)

**10:00 a.m. DAYELIN GONZALEZ ALVAREZ V. ALLSTATE PROPERTY AND
CASUALTY INSURANCE COMPANY
(2024-SC-0348-DG)**

[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)

Auto Insurance. Basic Reparation Benefits. Examination Under Oath. Order of Discovery. KRS 304.39-280. Unlawful Solicitation of Accident Victims. KRS 367.4082. Issues include: (1) whether a BRB claimant must answer the insurance company's questions during an EUO regarding her alleged unlawful solicitation by a chiropractor; and (2) if the BRB claimant refuses to answer questions regarding solicitation during her EUO, whether the insurance company can obtain an order of discovery requiring the claimant to disclose how she selected her medical provider without first requesting the claimant's medical records.

Discretionary Review Granted:	February 13, 2025
Trial Court(s):	Jefferson Circuit Court
Presiding Judge(s):	Hon. Mitchell Perry
Counsel for Appellant, <i>Dayelin Gonzalez Alvarez:</i>	John Ward, Jr. <i>Ward & Simms PLLC</i>
Counsel for Appellee, <i>Allstate Property and Casualty Insurance Company:</i>	Eric Rice Daniel S. Gumm <i>Rice Gumm PLLC</i>

ALL ARGUMENTS WILL BE STREAMED ONLINE AT

WWW.KET.ORG/SUPREMECOURT

WEDNESDAY, MARCH 11, 2026
(CONTINUE)

11:30 a.m. **EMERY LAW OFFICE, INC. V. JOEL FRANKLIN**
(2024-SC-0306-DG)

APPELLANT BRIEF
APPELLEE BRIEF
REPLY BRIEF

Contracts. Employment Law. Contingency Fee. Quantum Meruit. SCR 3.130(5.6). Can a law firm have a “break-up” provision in its employment agreement to avoid a quantum meruit analysis when an employee lawyer leaves the firm with contingency-fee clients or does such a clause violate SCR 3.130(5.6)?

Discretionary Review Granted:	February 13, 2025
Trial Court(s):	Jefferson Circuit Court
Presiding Judge(s):	Hon. Mitchell Perry
Counsel for Appellant, <i>Emery Law Office, Inc.:</i>	Peter L. Ostermiller Andrew S. Epstein <i>Bahe, Cook, Cantley & Nefzger PLC</i>
Counsel for Appellee, <i>Joel Franklin:</i>	Joseph E. Blandford, Jr.

ALL ARGUMENTS WILL BE STREAMED ONLINE AT
WWW.KET.ORG/SUPREMECOURT.

THURSDAY, MARCH 12, 2026

**ROBERTSON FEIX BALLROOM AT
THE EVA AND JIM MARTENS ALUMNI CENTER
WESTERN KENTUCKY UNIVERSITY
BOWLING GREEN, KY**

(ALL TIMES LISTED ARE PREVAILING BOWLING GREEN KY TIME)

**10:00 a.m. TERRELL HARRIS V. COMMONWEALTH OF KENTUCKY
(2024-SC-0263-DG)**

[APPELLANT BRIEF](#)

[APPELLEE BRIEF](#)

[REPLY BRIEF](#)

Criminal Law. Equal Protection. Jury Selection. Peremptory Strikes. Batson. Issues include whether the Commonwealth engaged in purposeful discrimination when: (1) it used a peremptory strike to remove the sole black juror from the panel; (2) the stated race-neutral reason for the strike was provided by the law enforcement representative, a corrections officer; and (3) the corrections officer testified that the black juror stared at him during voir dire and had the same name as a former inmate housed in the corrections officer's jail.

Discretionary Review Granted:	October 16, 2024
Trial Court(s):	Kenton Circuit Court
Presiding Judge(s):	Hon. Kathleen Lape
Counsel for Appellant, <i>Terrell Harris:</i>	Robert C. Yang <i>Department of Public Advocacy</i>
Counsel for Appellee <i>Commonwealth of Kentucky:</i>	Joseph A. Beckett <i>Office of the Attorney General</i>

ALL ARGUMENTS WILL BE STREAMED ONLINE AT

WWW.KET.ORG/SUPREMECOURT

THURSDAY, MARCH 12, 2026
(CONTINUE)

11:30 a.m. JOHN MITCHELL FARMER, M.D. V. BAPTIST HEALTH MEDICAL GROUP, INC., ET AL.
(2025-SC-0042-DG)

[APPELLANT BRIEF](#)

[APPELLEE BRIEF](#)

[REPLY BRIEF](#)

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

[AMICUS CURIAE BRIEF \(KENTUCKY HOSPITAL ASSOCIATION\)](#)

[AMICUS CURIAE BRIEF \(KENTUCKY BOARD OF MEDICAL LICENSURE, ET AL.\)](#)

KRS 311.616. KRS 311.6191. Breach of Contract. Tortious Interference with a Prospective Business Advantage. Issues include statutory interpretation and whether a directed verdict was warranted.

Discretionary Review Granted: June 11, 2025

Trial Court(s): Jefferson Circuit Court

Presiding Judge(s): Hon. Susan Gibson

Counsel for Appellants,
John Mitchell Farmer, M.D.: Kathleen A. DeLaney
DeLaney & DeLaney, LLC

Kevin C. Burke
Jamie K. Neal
Burke Neal PLLC

David L. Sage, II
Hummel Coan & Sage, LLC

ALL ARGUMENTS WILL BE STREAMED ONLINE AT

WWW.KET.ORG/SUPREMECOURT.

THURSDAY, MARCH 12, 2026
(CONTINUE)

Counsel of Appellee,
Baptist Health Medical
Group, Inc., et al.:

Bethany A. Breetz
Stites & Harbison, PLLC

Jeffrey T. Barnett
Robert J. Benvenuti, III
Holly R. Iaccarino
*Barnett, Benvenuti & Butler,
PLLC*

ALL ARGUMENTS WILL BE STREAMED ONLINE AT
WWW.KET.ORG/SUPREMECOURT.