

**SUPREME COURT OF KENTUCKY**  
**ORAL ARGUMENT CALENDAR**

**WEDNESDAY, OCTOBER 17, 2012**

- 9:00 a.m. COMMONWEALTH OF KENTUCKY V. STEADMAN (2010-SC-326-DG) AND (CROSS-MOTION) STEADMAN V. COMMONWEALTH OF KENTUCKY (2011-SC-508-DG)**  
[APPELLANT BRIEF](#)  
[APPELLEE/CROSS-APPELLANT BRIEF](#)  
[APPELLANT/CROSS-APPELLEE BRIEF](#)  
"Criminal Law. Restitution. Jurisdiction. The questions presented include whether a defendant can consent to a delay in a restitution hearing and disposition beyond ten days after entry of final judgment."  
Discretionary Review granted 3/16/11 and 10/19/11  
Logan Circuit Court, Judge Tyler L. Gill  
Attorney for Appellant/Cross-Appellee: Todd Dryden Ferguson  
Attorney for Appellee/Cross-Appellant: Kyle Anthony Burden
- 10:00 a.m. COMMONWEALTH OF KENTUCKY V. HAMILTON, ET AL. (2011-SC-227-DG)**  
[APPELLANT BRIEF](#)  
[APPELLEE BRIEF](#)  
[APPELLANT REPLY BRIEF](#)  
"Challenge to Reclassification of a controlled substance by the Cabinet for Health and Family Services."  
Discretionary Review granted 3/14/12  
Knox Circuit Court, Judge Gregory Allen Lay  
Attorney for Appellant: James Coleman Shackelford  
Attorney for Appellees: Donn Randall Jewell and Travis Alan Rossman
- 11:00 a.m. NO ORAL ARGUMENT**

**THURSDAY, OCTOBER 18, 2012**

- 9:00 a.m. COMMONWEALTH OF KENTUCKY V. OUSLEY (2011-SC-403-DG)**  
[APPELLANT BRIEF](#)  
[APPELLEE BRIEF](#)  
[APPELLANT REPLY BRIEF](#)  
"Criminal Law. Warrantless searches of defendant's trash container. Expectation of privacy."  
Discretionary Review granted 4/18/12  
Fayette Circuit Court, Judge James D. Ishmael, Jr.  
Attorney for Appellant: David Wayne Barr  
Attorney for Appellee: Louis W. Rom
- 10:00 a.m. N.C., A CHILD UNDER EIGHTEEN V. COMMONWEALTH OF KENTUCKY (2011-SC-271-DG)**  
[APPELLANT BRIEF](#)  
[APPELLEE BRIEF](#)  
[APPELLANT REPLY BRIEF](#)  
"Juvenile Law. Custody. Miranda. The issue is whether a juvenile's incriminating statements are admissible where the school's assistant principal questioned the juvenile about criminal conduct in the presence of a school resource officer, who was also a deputy sheriff, without giving the juvenile Miranda warnings or telling the juvenile he was free to leave the office, refuse to answer questions, or free to call his legal guardian. "  
Discretionary Review granted 2/15/12  
Nelson Circuit Court, Judge Robert W. Heaton  
Attorneys for Appellant: Robert Kenneth Strong and Renee Sara Vandenwallbake  
Attorneys for Appellee: Terry Lane Geoghegan and John Samuel Kelley, V.
- 11:00 a.m. FORT MITCHELL COUNTRY CLUB V. TIMOTHY LAMARRE, ET AL. (2011-SC-665-DG)**  
[APPELLANT BRIEF](#)  
[APPELLEE BRIEF](#)  
[APPELLANT REPLY BRIEF](#)  
"Torts. Dram Shop Act. Issues include: whether statutory violations other than the sale of alcohol to a minor deprive a dram shop of the Act's protection; and whether intent to hold intoxicated tortfeasors primarily liable and licensed alcohol sellers only secondarily liable survives Taylor v. King, 345 S.W.3d 237(Ky. App. 2010)."  
Discretionary Review granted 3/14/12  
Kenton Circuit Court, Judge Gregory M. Bartlett  
Attorneys for Appellant: Mark G. Arnzen, Donald L. Stepner and Daniel Edward Linneman  
Attorneys for Appellees: Todd V. McMurtry and Ryan Michael McLane

**FRIDAY, OCTOBER 19, 2012**

**NO ORAL ARGUMENTS**