

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

103. KENNETH BUSTER V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE CUNNINGHAM –
[2011-SC-000092-MR](#) HART
[2011-SC-000093-MR](#)
TO BE PUBLISHED

AFFIRMING

ABRAMSON, KELLER, SCOTT, AND VENTERS, JJ., CONCUR. NOBLE, J., DISSENTS BY SEPARATE OPINION IN WHICH MINTON, C.J., JOINS.

Questions Presented:

Four counts of complicity to rape (victim under 12 years of age), first-degree rape, first-degree sodomy, and first-degree sexual abuse-25 years. Conditional guilty plea. Trial court properly denied motion to suppress statements made to a social worker while defendant was not in custody.

104. DONALD JOHNSON V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE NOBLE –
[2011-SC-000137-MR](#) FLOYD
TO BE PUBLISHED

AFFIRMING

ALL SITTING. ALL CONCUR.

Questions Presented:

RCr 11.42. Collateral attack on murder conviction and death sentence, alleging that defendant's unconditional, "blind" guilty plea was coerced.

105. STEVE HANEY, ET AL. V. ONTARIO THOMAS
OPINION OF THE COURT BY JUSTICE CUNNINGHAM -
[2011-SC-000453-DG](#) LYON
TO BE PUBLISHED

AFFIRMING

MINTON, C.J., ABRAMSON, KELLER, AND VENTERS, JJ., CONCUR. NOBLE AND SCOTT, JJ., DISSENT FOR THE REASON THAT THE HEARING WAS REDONE AND WOULD UPHOLD THE ADJUSTMENT COMMITTEE'S ASSESSMENT OF THE INFORMANT'S CREDIBILITY AND, THUS, WOULD REVERSE THE COURT OF APPEALS.

Questions Presented:

Prison Discipline. What must be included in the record of a prison disciplinary action to show sufficient evidence of whether a confidential informant was in fact reliable?

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

106. JOSEPH WAYNE MCFELIA V.
DORINDA MCFELIA
**OPINION OF THE COURT BY JUSTICE
NOBLE -
AFFIRMING**
ALL SITTING. ALL CONCUR.

[2011-SC-000610-DG](#)
TO BE PUBLISHED

LARUE

Questions Presented:
Family Law. Child Support. Issues include whether child custody time sharing agreements should be considered in calculating an individual's child support contribution.

107. TIMOTHY E. MACKAY, JR. V.
COMMONWEALTH OF KENTUCKY
**OPINION OF THE COURT BY
JUSTICE CUNNINGHAM -
AFFIRMING**
ALL SITTING. ALL CONCUR.

[2012-SC-000378-MR](#)
TO BE PUBLISHED

MUHLENBERG

Questions Presented:
Manufacturing methamphetamine, possession of anhydrous ammonia in an unapproved container with the intent to use or manufacture methamphetamine, and PFO 1– 30 years. Defendant did not have standing to challenge search of a house where he failed to establish a possessory or ownership interest in the property. No review of unpreserved alleged error in voir dire. No entitlement to directed verdict of acquittal due to entrapment.

108. JASON E. MORRIS V.
OWENSBORO GRAIN CO., LLC,
ET AL.
**OPINION OF THE COURT -
AFFIRMING**
MINTON, C.J., ABRAMSON,
CUNNINGHAM, NOBLE, SCOTT,
AND VENTERS, JJ., SITTING. ALL
CONCUR. KELLER, J., NOT SITTING.

[2012-SC-000435-WC](#)
TO BE PUBLISHED

FROM COURT
OF APPEALS

Questions Presented:
Workers' Compensation. Does the Longshore and Harbor Workers' Compensation Act, 33 U.S.C. §901 et. seq constitute a "rule of liability" under KRS 342.650(4) so as to preclude an employee who received benefits under the LHWCA from being covered by the Kentucky Workers' Compensation Act.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

109. JACKSON PURCHASE MEDICAL ASSOCIATES V. SARAH CROSSETT, HONORABLE RICHARD M. JOINER, ADMINISTRATIVE LAW JUDGE; AND WORKERS' COMPENSATION BOARD
OPINION OF THE COURT - AFFIRMING
ALL SITTING. ALL CONCUR.
- [2012-SC-000436-WC](#) FROM COURT OF APPEALS
TO BE PUBLISHED
- Questions Presented:**
Workers' Compensation. Is an employee's slip and fall on a sidewalk not owned by her employer compensable based on the "operating premises" exception to the going and coming rule.
110. DONALD RAY BROCK V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE KELLER – AFFIRMING
ALL SITTING. ALL CONCUR.
- [2012-SC-000652-MR](#) BELL
TO BE PUBLISHED
- Questions Presented:**
Second degree burglary, third degree burglary, and first degree PFO. RCr 9.54(2). Trial court did not err in failing to give an instruction on the lesser included offense of criminal trespass, which had not been requested by the defense. Court costs were not imposed by the court's written order.
111. PHILLIP SITAR V. COMMONWEALTH OF KENTUCKY AND LORETTA GLOVER
OPINION OF THE COURT BY JUSTICE KELLER – AFFIRMING
MINTON, C.J., ABRAMSON, CUNNINGHAM, NOBLE, AND VENTERS, JJ., CONCUR, EXCEPT SCOTT, J., CONCURS IN RESULT ONLY.
- [2012-SC-000737-DGE](#) CRITTENDEN
TO BE PUBLISHED
- Questions Presented:**
Family Law. Domestic Violence. KRS 403.725 and 403.720. Issues include whether or not the family court had jurisdiction to enter an Emergency Protective Order based upon faulty or incomplete information in the petition and whether or not the petition sufficiently established the existence of an immediate and present danger of domestic violence.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

112. PREMIERTOX 2.0, ET AL. V. HONORABLE VERNON MINIARD, JUDGE, RUSSELL CIRCUIT COURT, ET AL. [2013-SC-000101-MR](#) FROM COURT OF APPEALS
TO BE PUBLISHED
- OPINION OF THE COURT BY JUSTICE VENTERS - AFFIRMING**
ALL SITTING. ALL CONCUR.
- Questions Presented:**
Appeal from the issuance of a writ of prohibition by the Court of Appeals. "Medicaid Managed Care Contract." Circuit Court erroneously ordered appellees to escrow disputed funds.
113. MILDRED ABBOTT, ET AL. V. STANLEY M. CHESLEY, ET AL. [2011-SC-000291-DG](#) BOONE
TO BE PUBLISHED
- OPINION OF THE COURT BY JUSTICE VENTERS - AFFIRMING IN PART AND REVERSING IN PART**
MINTON, C.J., ABRAMSON, KELLER, NOBLE AND SCOTT, JJ., CONCUR. CUNNINGHAM, J., NOT SITTING.
- Questions Presented:**
Torts. Fen-Phen Litigation. Issues include whether plaintiffs were entitled to summary judgment regarding alleged breaches of attorneys' fiduciary duty.
114. COMMONWEALTH OF KENTUCKY V. VITTORIO ORLANDO MARTIN [2011-SC-000616-DG](#) FAYETTE
AND **TO BE PUBLISHED**
VITTORIO ORLANDO MARTIN V. [2012-SC-000190-DG](#) FAYETTE
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**
OPINION OF THE COURT BY JUSTICE ABRAMSON - AFFIRMING IN PART, REVERSING IN PART, AND REMANDING
ALL SITTING. ALL CONCUR.
- Questions Presented:**
Criminal Law. Self-Representation. Issues include whether defendant's *pro-se* motions and the rulings thereon constituted an unequivocal request for self-representation that required a Faretta hearing.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

115. CITY OF FORT THOMAS V. [2011-SC-000725-DG](#) CAMPBELL
CINCINNATI ENQUIRER, A DIVISION
OF GANNETT SATELLITE
INFORMATION NETWORK, INC., ETC. **TO BE PUBLISHED**

**OPINION OF THE COURT BY
JUSTICE ABRAMSON –
AFFIRMING IN PART, REVERSING IN
PART, AND REMANDING**

MINTON, C.J.; CUNNINGHAM, NOBLE,
SCOTT, AND VENTERS, JJ., CONCUR.
KELLER, J., NOT SITTING.

Questions Presented:

Open records. Privacy exception. Issues include whether disclosure of a law enforcement agency's investigative file before a criminal prosecution is complete constitutes "harm" as a matter of law under KRS 61.878(1)(h) and whether the statute requires law enforcement agencies to monitor prosecutors' decisions to disclose information from an investigative file.

116. KENTUCKY RETIREMENT SYSTEMS V. [2011-SC-000471-DG](#) FRANKLIN
ROGER WEST **TO BE PUBLISHED**

**OPINION OF THE COURT BY JUSTICE
CUNNINGHAM –
REVERSING**

MINTON, C.J.; ABRAMSON, AND
VENTERS, JJ., CONCUR. SCOTT,
J., DISSENTS BY SEPARATE
OPINION IN WHICH KELLER AND
NOBLE, JJ., JOIN.

Questions Presented:

Disability Benefits. Application of *Kentucky Retirement Systems v. Brown*, 336 S.W.3d 8 (Ky. 2011) to the burden of proof standard a person seeking disability retirement benefits must satisfy to show that his condition did not pre-exist membership in the retirement system.

117. COMMONWEALTH OF KENTUCKY V. [2012-SC-000144-DG](#) JEFFERSON
CHARLOTTE M. JONES **TO BE PUBLISHED**

**OPINION OF THE COURT BY
JUSTICE CUNNINGHAM –
REVERSING**

MINTON, C.J.; ABRAMSON, SCOTT
AND VENTERS, JJ., CONCUR. NOBLE,
J., DISSENTS BY SEPARATE
OPINION. KELLER, J., NOT SITTING.

Questions Presented:

Criminal Law. Expungements. Propriety of expungement of a completed felony sentence for a 1992 conviction voided in 2010 under KRS 218A.275.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

118. HENRY WEBB, IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE FLOYD COUNTY SCHOOLS, ET AL. **V.**

[2011-SC-000145-DG](#)
TO BE PUBLISHED

FLOYD

PAMELA MEYER

AND

PAMELA MEYER **V.**

[2012-SC-000113-DG](#)
TO BE PUBLISHED

FLOYD

HENRY WEBB, IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE FLOYD COUNTY SCHOOLS, ET AL.

OPINION OF THE COURT BY JUSTICE NOBLE – REVERSING AND REMANDING
ALL SITTING. ALL CONCUR.

Questions Presented:
Employment Law. State Employees. The issue involves the definition of a “reduction in force” as used in KRS 161.011(8) and what, if any, damages to which the employee may be entitled.

119. THOMAS FRAZIER **V.** COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE ABRAMSON –

[2011-SC-000283-DG](#)
TO BE PUBLISHED

BOONE

REVERSING AND REMANDING

MINTON, C.J.; NOBLE, AND VENTERS, JJ., CONCUR.

CUNNINGHAM, J., CONCURS IN RESULT ONLY BY SEPARATE OPINION IN WHICH KELLER AND SCOTT, JJ., JOIN.

Questions Presented:
Criminal Law. Search and Seizure. Proper scope and application of *Terry v. Ohio* and *Arizona v. Gant*.

120. ENERGY HOME, DIVISION OF SOUTHERN ENERGY HOMES, INC. **V.**

[2011-SC-000462-DG](#)
TO BE PUBLISHED

DAVISS

BRIAN PEAY AND LORI PEAY

OPINION OF THE COURT BY JUSTICE VENTERS –

REVERSING AND REMANDING
ALL SITTING. ALL CONCUR.

Questions Presented:
Arbitration. Contract Law. Issues include whether a “merger and integration clause” in a purchase agreement barred the parties from entering into a later warranty and arbitration agreement and whether an adhesion contract is automatically unconscionable.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

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| 121. | SHARON TRAVIS V.
HON. JOHN D. MINTON, JR.,
CHIEF JUSTICE OF THE KENTUCKY
SUPREME COURT; AND KENTUCKY
ADMINISTRATIVE OFFICE OF THE
COURTS
MEMORANDUM OPINION OF
THE COURT – DENYING
ABRAMSON, CUNNINGHAM, NOBLE,
SCOTT, AND VENTERS, JJ., AND
SPECIAL JUSTICES CHARLES E.
ENGLISH AND RUTH H. BAXTER,
SITTING. ALL CONCUR.
MINTON, C.J., AND KELLER, J., NOT
SITTING. | 2012-SC-000472-OA
NOT TO BE PUBLISHED | IN SUPREME
COURT |
| 122. | PEGGY MINA V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR. | 2011-SC-000419-MR
NOT TO BE PUBLISHED | PULASKI |
| 123. | MICHAEL KIDD V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR. | 2012-SC-000180-MR
NOT TO BE PUBLISHED | KENTON |
| 124. | ALFRED FRANK SEARS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR. | 2012-SC-000250-MR
NOT TO BE PUBLISHED | JEFFERSON |

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

125. CHRISTIAN MARTINEZ V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
ALL SITTING. MINTON, C.J.; ABRAMSON, CUNNINGHAM, NOBLE, SCOTT AND VENTERS, JJ., CONCUR. KELLER, J., CONCURS, AND NOTES THAT, WHILE SHE UNDERSTANDS THE CONCERN FOR JUDICIAL ECONOMY, A NUMBER OF THESE EVIDENTIARY ISSUES COULD HAVE BEEN ELIMINATED BY TRYING THESE DEFENDANTS SEPARATELY.
- [2012-SC-000252-MR](#)
NOT TO BE PUBLISHED
- JEFFERSON
126. OSCAR UMAR GONZALEZ V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
MINTON, C.J., ABRAMSON, CUNNINGHAM, KELLER, NOBLE, AND SCOTT, JJ., CONCUR. VENTERS, J., CONCURS IN RESULT ONLY.
- [2012-SC-000258-MR](#)
NOT TO BE PUBLISHED
- DAVISS
127. JEREMY BROWNING V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR.
- [2012-SC-000422-MR](#)
NOT TO BE PUBLISHED
- BULLITT
128. ROCK DRILLING, INC. V. CHRISTOPHER R. HOWELL; HONORABLE GRANT S. ROARK, ADMINISTRATIVE LAW JUDGE; AND WORKER’S COMPENSATION BOARD
MEMORANDUM OPINION OF THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR.
- [2012-SC-000586-WC](#)
NOT TO BE PUBLISHED
- FROM COURT OF APPEALS

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

129. BRITTHAVEN OF BENTON V. [2012-SC-000644-WC](#) FROM COURT
VICKI SMITH; HONORABLE **NOT TO BE PUBLISHED** OF APPEALS
LAWRENCE F. SMITH,
ADMINISTRATIVE LAW JUDGE; AND
WORKER'S COMPENSATION BOARD
**MEMORANDUM OPINION OF
THE COURT – AFFIRMING**
ALL SITTING. ALL CONCUR.
130. HOMETOWN CONVENIENCE, LLC V. [2012-SC-000811-WC](#) FROM COURT
BARBARA MCCOY; DR. DANIEL **NOT TO BE PUBLISHED** OF APPEALS
KRENK; HOLSTON VALLEY HOSPITAL;
HONORABLE GRANT S. ROARK,
ADMINISTRATIVE LAW JUDGE; AND
WORKER'S COMPENSATION BOARD
**MEMORANDUM OPINION OF
THE COURT – AFFIRMING**
ALL SITTING. ALL CONCUR.
131. JASON OLIVER V. [2012-SC-000153-MR](#) JESSAMINE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
**MEMORANDUM OPINION OF
THE COURT – AFFIRMING IN PART,
REVERSING IN PART, AND
REMANDING**
ALL SITTING. ALL CONCUR.
132. ROBERT G. MCGREGOR, JR. V. [2012-SC-000245-MR](#) CALDWELL
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
**MEMORANDUM OPINION OF
THE COURT – AFFIRMING IN PART
AND VACATING AND REMANDING
IN PART**
ALL SITTING. MINTON, C.J.;
ABRAMSON, CUNNINGHAM, NOBLE,
SCOTT AND VENTERS, JJ., CONCUR.
KELLER, J., CONCURS IN RESULT
ONLY.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

133. CENTRAL BAPTIST HOSPITAL V. [2012-SC-000752-WC](#) (AMENDED 8/29/2013)
THERESA HAYES, HONORABLE **NOT TO BE PUBLISHED** FROM COURT
CHRIS DAVIS, ADMINISTRATIVE LAW OF APPEALS
JUDGE; AND WORKER'S
COMPENSATION BOARD
**MEMORANDUM OPINION OF
THE COURT – REVERSING AND
REMANDING**
ALL SITTING. ALL CONCUR.

OPINIONS AND ORDERS – AUGUST 21, 2013

GARLOCK SEALING TECHNOLOGIES, 2012-SC-000235-DG MARSHALL
LLC V.
AVA NELL DEXTER, INDIVIDUALLY AND
JAMES M. DEXTER, AS EXECUTOR OF THE
ESTATE OF JAMES G. DEXTER, DECEASED
**ORDER GRANTED DISCRETIONARY REVIEW,
VACATED THE COURT OF APPEALS OPINION
AND REMANDED BACK TO THE COURT OF
APPEALS.**
MINTON, C.J., CUNNINGHAM, NOBLE, SCOTT
AND VENTERS, JJ.; SPECIAL JUSTICE
MARJORIE ANN FARRIS AND SPECIAL JUSTICE
PATRICK R. HUGHES SITTING. ABRAMSON
AND KELLER, JJ., NOT SITTING.

COMMONWEALTH OF KENTUCKY V. 2012-SC-000840-DG BOONE
RODNEY LEE BECKHAM
**ORDER GRANTED DISCRETIONARY REVIEW,
VACATED THE COURT OF APPEALS OPINION
AND REMANDED BACK TO THE COURT OF
APPEALS.**
ALL SITTING. ALL CONCUR.

OPINIONS AND ORDERS – AUGUST 29, 2013

KENTUCKY BAR ASSOCIATION V. [2013-SC-000313-KB](#) IN SUPREME
THOMAS EDWARD KEATING, V **TO BE PUBLISHED** COURT
**ORDER SUSPENDED RESPONDENT FROM
THE PRACTICE OF LAW FOR 18 MONTHS.**
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

OPINIONS AND ORDERS – AUGUST 29, 2013

BARBARA D. BONAR V.
KENTUCKY BAR ASSOCIATION
ORDER PUBLICLY REPRIMANDED MOVANT.
MINTON, C.J.; ABRAMSON, CUNNINGHAM,
KELLER, SCOTT AND VENTERS, JJ.,
CONCUR. NOBLE, J., NOT SITTING.

[2013-SC-000335-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

KENT D. MITCHNER V.
KENTUCKY BAR ASSOCIATION
**ORDER SUSPENDED MOVANT FROM THE
PRACTICE OF LAW FOR 30 DAYS WITH
CONDITIONS.**
ALL SITTING. ALL CONCUR.

[2013-SC-000339-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

KYLE ANTHONY BURDEN V.
KENTUCKY BAR ASSOCIATION
**ORDER SUSPENDED MOVANT FROM THE
PRACTICE OF LAW FOR 30 DAYS WITH
CONDITIONS.**
ALL SITTING. ALL CONCUR.

2013-SC-000349-KB
NOT TO BE PUBLISHED

IN SUPREME
COURT

CHRISTOPHER L. STANSBURY V.
KENTUCKY BAR ASSOCIATION
**ORDER SUSPENDED MOVANT FROM THE
PRACTICE OF LAW FOR 181 DAYS WITH
CONDITIONS.**
ALL SITTING. ALL CONCUR.

[2013-SC-000418-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

COMMONWEALTH OF KENTUCKY,
KENTUCKY BOARD OF NURSING V.
SULLIVAN UNIVERSITY SYSTEM, INC.,
D/B/A SPENCERIAN COLLEGE, ET AL.

2012-SC-000622-DG

JEFFERSON

BRITTANY DIXON, ET AL. V.
DAYMAR COLLEGES GROUP, LLC, ET AL.

2012-SC-000687-DG

MCCRACKEN

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

MATTHEW BALLINGER V. COMMONWEALTH OF KENTUCKY KELLER, J., NOT SITTING.	2012-SC-000694-DG	WARREN
THOMAS KIRCHEIMER, ET AL. V. REGINA S. CARRIER, ET AL.	2012-SC-000716-DG	BRECKINRIDGE
JEFFREY T. CANIFF V. CSX TRANSPORTATION, INC.	2012-SC-000750-DG	PERRY
COMMONWEALTH OF KENTUCKY V. CHRISTOPHER FARMER	2012-SC-000756-DG	LAUREL
COMMONWEALTH OF KENTUCKY V. JAMES BEDWAY	2012-SC-000771-DG	JEFFERSON
PLEAS LUCIAN KAVANAUGH V. COMMONWEALTH OF KENTUCKY	2012-SC-000820-DG	FAYETTE
KAREN DEAN, ET AL. V. BILLY HUMPHREY, MERCER COUNTY FISCAL COURT AND MICHAEL SCULL	2012-SC-000831-DG	MERCER
CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY V. K.H., SR.	2013-SC-000127-DGE	JEFFERSON

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

ARNOLD DAVIS SPRAGUE, IV V. COMMONWEALTH OF KENTUCKY THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000029-D	UNION
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SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

DEBORAH THEISEN, EXECUTRIX AND INDIVIDUAL HEIR OF THE ESTATE OF DEWEY JONES, DECEASED V. CLEO WILSON, INDIVIDUALLY AND IN HIS CAPACITY AS EXECUTOR OF THE ESTATE OF CLAYTON WILSON, ET AL. CUNNINGHAM, J., WOULD GRANT.	2012-SC-000088-D	PULASKI
JAE H. PARK V. COMMONWEALTH OF KENTUCKY MINTON, C.J., CUNNINGHAM, NOBLE, SCOTT AND VENTERS, JJ., AND PHILIP W. COLLIER AND MARK D. GUILFOYLE, SPECIAL JUSTICES, SITTING.	2012-SC-000233-D	JEFFERSON
WILMA JEAN SWOPE V. MARJORIE CHRISMAN, ET AL.	2012-SC-000284-D	BREATHITT
REVEL ZAIN V. JOE BLUE, JAILER KELLER, J., NOT SITTING.	2012-SC-000607-D	HOPKINS
NATHANIEL WOOD V. COMMONWEALTH OF KENTUCKY MINTON, C.J., NOT SITTING.	2012-SC-000617-D	BARREN
BASS WEBB V. COMMONWEALTH OF KENTUCKY	2012-SC-000681-D	FAYETTE
JOSEPH CASEY V. COMMONWEALTH OF KENTUCKY THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000682-D	KENTON

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

BOONESPRING TRANSITIONAL CARE CENTER, LLC V. CABINET FOR HEALTH AND FAMILY SERVICES, ETC. ET AL. AND CABINET FOR HEALTH AND FAMILY SERVICES, ETC. V. BAPTIST CONVALESCENT CENTER, INC., ETC., ET AL.	2012-SC-000708-D	FRANKLIN
DOMONI BLINCOE V. COMMONWEALTH OF KENTUCKY	2012-SC-000714-D	JEFFERSON
MARK BRADFORD V. FIA CARD SERVICES, N.A.	2012-SC-000717-D	WARREN
TIMOTHY A. SPEARS V. KENTUCKY INSURANCE AGENCY, INC., ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000724-D	MADISON
SHY LAMONT HEATH V. COMMONWEALTH OF KENTUCKY	2012-SC-000725-D	JEFFERSON
DEANA D. FULLER, AS ADMINISTRATRIX, OF THE ESTATE OF DERRICK FULLER, ET AL. V. ENTERPRISE RENT-A-CAR COMPANY OF KENTUCKY, LLC	2012-SC-000730-D	JEFFERSON
TIM MONTAZ GENTRY V. COMMONWEALTH OF KENTUCKY THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000736-D	FAYETTE
MELVIN CARSON V. COMMONWEALTH OF KENTUCKY	2012-SC-000738-D	HENDERSON

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

COMMONWEALTH OF KENTUCKY EX REL. JACK CONWAY, ATTORNEY GENERAL V. SANDOZ, INC., ET AL. CUNNINGHAM AND KELLER, JJ., WOULD GRANT.	2012-SC-000739-D	FRANKLIN
CHARLIE RHYMER V. KENTUCKY FARM BUREAU MUTUAL INSURANCE COMPANY KELLER, J., NOT SITTING.	2012-SC-000748-D	LAUREL
THORO-GRAPH, INC. AND JERRY BROWN V. JAMES M. LAUFFER THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000749-D	JOHNSON
TAX EASE LIEN INVESTMENTS 1, LLC V. WINSTON COTNER HINKLE, A/K/A WINSON COTNER HINKLE, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000753-D	BALLARD
THE ESTATE OF VIRGINIA M. LAMB, BY AND THROUGH EILEEN ANNE NIEDT, ADMINISTRATRIX V. WEHRMAN & WEHRMAN, CHARTERED, AND D. ANTHONY BRINKER	2012-SC-000760-D	CAMPBELL
PAUL LOVELACE V. COMMONWEALTH OF KENTUCKY	2012-SC-000764-D	CAMPBELL
SUZANNE CARTER AND JAMES CARTER V. HSBC MORTGAGE CORPORATION USA	2012-SC-000766-D	TRIMBLE
JOSEPH ANTHONY WEST, ET AL. V. REPUBLIC WESTERN INSURANCE COMPANY AND U-HAUL INTERNATIONAL, INC. KELLER, J., WOULD GRANT. VENTERS, J., NOT SITTING.	2012-SC-000767-D	PULASKI

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

STELLUTI KERR, LLC V. BASTIAN MATERIAL HANDLING, LLC.	2012-SC-000768-D	JEFFERSON
LOWRY R. WATKINS, JR., INDIVIDUALLY, ET AL. V. STOCK YARDS BANK & TRUST COMPANY, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. KELLER, J., NOT SITTING.	2012-SC-000769-D	JEFFERSON
WILLIAM CHAMES V. COMMONWEALTH OF KENTUCKY	2012-SC-000777-D	KENTON
TRENTON BENTLEY V. CHALMER BENTLEY	2012-SC-000780-D	WASHINGTON
KEVIN JONES V. TOYOTETSU AMERICA, INC.	2012-SC-000782-D	PULASKI
IRVINE AND PYLES DRILLING COMPANY, INC. V. RANDALL L. STATHERS, HUSBAND, ET AL.	2012-SC-000784-D	GARRARD
RON GIBSON V. RAYCOM TV BROADCASTING, INC., D/B/A WAVE-3 TV, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000789-D	JEFFERSON
YAQOB TAFAN THOMAS V. COMMONWEALTH OF KENTUCKY	2012-SC-000792-D	FAYETTE
ROBERT E. TAYLOR, III V. BOWLING GREEN MUNICIPAL UTILITIES	2012-SC-000793-D	WARREN

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

THE DAYTON POWER AND LIGHT COMPANY V. COMMONWEALTH OF KENTUCKY, FINANCE AND ADMINISTRATION CABINET NOBLE, J., WOULD GRANT.	2012-SC-000794-D	FRANKLIN
ROSALYN WINKFIELD V. COMMONWEALTH OF KENTUCKY KELLER, J., NOT SITTING.	2012-SC-000800-D	FAYETTE
TYWAN BEAUMONT V. COMMONWEALTH OF KENTUCKY KELLER, J., NOT SITTING.	2012-SC-000806-D	JEFFERSON
CHRISTOPHER B. CASWELL V. JACQUELINE K. RICHARDSON	2012-SC-000809-D	JEFFERSON
VISION DEVELOPMENT, LLC V. BOWLING GREEN MUNICIPAL UTILITIES BOARD, ET AL.	2012-SC-000817-D	WARREN
AMERICAN SAVINGS BANK, F.S.B. V. CITIZENS NATIONAL BANK	2012-SC-000818-D	GREENUP
JEREMY WATKINS V. COMMONWEALTH OF KENTUCKY	2012-SC-000821-D	JEFFERSON
THE ESTATE OF ANGELA DAWN WHITAKER, BY AND THROUGH CHRISTY KING, THE ADMINISTRATRIX, ET AL. V. MILLER BROTHERS COAL, LLC. KELLER, J., WOULD GRANT.	2012-SC-000830-D	FLOYD
CLIFTON BROOKS NEALIS V. COMMONWEALTH OF KENTUCKY	2013-SC-000016-D	BATH
MONICA HALE-KEHRT V. KENTUCKY RETIREMENT SYSTEMS	2013-SC-000025-D	FRANKLIN

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

LOUISVILLE METRO HOUSING AUTHORITY V. DEBRA BROCK, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2012-SC-000035-D	JEFFERSON
RANDY A. MAREMA, ET AL. V. FIRST FEDERAL SAVINGS BANK OF ELIZABETHTOWN, INC.	2013-SC-000037-D	HARDIN
TYRUS LAMONT HARVEY V. COMMONWEALTH OF KENTUCKY	2013-SC-000054-D	JEFFERSON
STEVE CHARLES V. MARY LOZIER	2013-SC-000080-D	PIKE
DAWN RUSSELL-ZABAD V. JANET CONOVER, WARDEN, KENTUCKY CORRECTIONAL INSTITUTION FOR WOMEN KELLER, J., NOT SITTING.	2013-SC-000179-D	SHELBY
SARA BETH TRUMAN V. AMANDA MARIE LILLARD	2013-SC-000202-DE	FAYETTE
BILLY R. BOWMAN V. PHIL HAZLE, JAILER FOR CALLOWAY COUNTY	2013-SC-000211-D	CALLOWAY
KEVIN JUSTICE, INDIVIDUALLY, AND AS PRINCIPAL OF EAST RIDGE HIGH SCHOOL V. ALESHIA COLEMAN, A MINOR, BY AND THROUGH HER MOTHER AND NEXT FRIEND, JAMIE COLEMAN BUGG AND JAMIE COLEMAN BUGG, INDIVIDUALLY KELLER, J., NOT SITTING.	2013-SC-000249-D	PIKE
JOHN DAVID LEE V. JILL LEANNE STANLEY, F/K/A LEE KELLER, J., NOT SITTING.	2013-SC-000260-DE	JEFFERSON

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
AUGUST 21, 2013**

G.J.D. V. 2013-SC-000327-DE WARREN
CABINET FOR HEALTH AND FAMILY
SERVICES, COMMONWEALTH OF KENTUCKY
AND D.R.M., A CHILD
KELLER, J., WOULD GRANT.

**COURT ORDERS DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE
MOTION FOR DISCRETIONARY REVIEW**

JAMES HIGHTOWER V. 2013-SC-000305-D MCCracken
COMMONWEALTH OF KENTUCKY
ENTERED: AUGUST 27, 2013

ROBERT C. MANLEY, III V. 2013-SC-000360-MR FRANKLIN
COMMONWEALTH OF KENTUCKY
ENTERED: AUGUST 26, 2013

CLARENCE SCISNEY, ET AL. V. 2013-SC-000493-D HOPKINS
VIVIAN SNORTON, ET AL.
ENTERED: AUGUST 27, 2013

ROSEMARY C. CREECH, ET AL. V. 2013-SC-000534-D WOLFE
KEITH BRADLEY, ET AL.
ENTERED: AUGUST 27, 2013

COURT ORDERS GRANTING MOTION TO TRANSFER – AUGUST 29, 2013

CAROLYN BAUGHMAN V. 2013-SC-000265-TG LAUREL
COMMONWEALTH OF KENTUCKY
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS DENYING MOTION TO TRANSFER – AUGUST 29, 2013

KENTUCKY JAILER'S ASSOCIATION, INC., ET AL. V. NORTHEAST REGINAL JAIL AUTHORITY, ET AL. MINTON, C.J.; ABRAMSON, CUNNINGHAM, KELLER, NOBLE AND VENTERS, JJ., CONCUR. SCOTT, J., WOULD GRANT.	2013-SC-000292-T	FRANKLIN
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COURT ORDERS DENYING PETITION FOR REHEARING – AUGUST 29, 2013

JOSEPH S. GONCALVES V. COMMONWEALTH OF KENTUCKY ALL SITTING. ALL CONCUR.	2010-SC-000142-MR	NELSON
AMANDA JOHNSON V. COMMONWEALTH OF KENTUCKY ALL SITTING. ALL CONCUR.	2011-SC-000365-MR	LAUREL
CHARLES FRANKLIN MICHAEL V. COMMONWEALTH OF KENTUCKY ALL SITTING. ALL CONCUR.	2012-SC-000097-MR	NELSON
COMMONWEALTH OF KENTUCKY, UNINSURED EMPLOYERS' FUND V. CHRISTOPHER ALLEN, ETC., ET AL. ORDER MODIFIED AND DEPUBLISHED THE OPINION RENDERED APRIL 25, 2013 BY SUBSTITUTION OF NEW OPINION IN LIEU OF THE ORIGINAL. MINTON, C.J.; ABRAMSON, CUNNINGHAM, NOBLE, SCOTT AND VENTERS, JJ., CONCUR. KELLER, J., NOT SITTING.	2012-SC-000099-WC	FROM COURT OF APPEALS
COREY D. TOOGOOD, JR. V. COMMONWEALTH OF KENTUCKY ALL SITTING. ALL CONCUR.	2012-SC-000214-MR	JEFFERSON
REGINALD L. GRIDER V. COMMONWEALTH OF KENTUCKY ALL SITTING. ALL CONCUR.	2012-SC-000454-MR	JEFFERSON

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS DISMISSING

LANNY D. GREER, REAL PARTY IN INTEREST V. HON. JOHN KNOX MILLS, JUDGE, LAUREL CIRCUIT COURT, ET AL. ENTERED: AUGUST 26, 2013	2012-SC-000452-MR	LAUREL
WILLIAM HELM V. COMMONWEALTH OF KENTUCKY ENTERED: AUGUST 26, 2013	2012-SC-000463-MR	HARDIN
JAMES RIVER COAL COMPANY V. DOYLE EDWIN WHITAKER, ET AL. ENTERED: AUGUST 26, 2013	2013-SC-000242-WC	FROM COURT OF APPEALS
M. SCOTT BARRETT, ET AL. V. HON. OLU ALFREDO STEVENS, JUDGE, JEFFERSON CIRCUIT COURT, ET AL. ENTERED: AUGUST 27, 2013	2013-SC-000306-MR	JEFFERSON
COMMONWEALTH OF KENTUCKY V. LELAND BURNS ENTERED: AUGUST 27, 2013	2013-SC-000328-D	WARREN
ALMA HALL V. LAUREN COHEN ENTERED: JULY 5, 2013	2013-SC-000331-D	WARREN
MARTIN F. MCDONALD V. JUDICIAL CONDUCT COMMISSION ENTERED: AUGUST 26, 2013	2012-SC-000392-RR	IN SUPREME COURT
BOBBY G. WOMBLES, PREFERRED AUTOMOTIVE SALES, INC. V. MICHAEL ALLEN HAMILTON, PREFERRED AUTOMOTIVE SALES, INC., ET AL. ENTERED: JULY 2, 2013	2013-SC-000336-MR	JEFFERSON

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

SATYABRATA CHATTERJEE, M.D., ET AL. V. 2013-SC-000358-MR LAUREL
HON. JOHN KNOX MILLS, JUDGE, LAUREL
CIRCUIT COURT, ET AL.
ENTERED: AUGUST 26, 2013

COMMONWEALTH OF KENTUCKY V. 2011-SC-000159-DG ANDERSON
JIMMIE HAWKINS, SR.

AND
JIMMIE HAWKINS, SR. V. 2012-SC-000187-DG ANDERSON

COMMONWEALTH OF KENTUCKY
**THE VOTE OF THE SIX MEMBERS OF THIS
COURT PARTICIPATING IN THE
DETERMINATION OF THIS APPEAL BEING
EQUALLY DIVIDED, PURSUANT TO SCR 1.020,
THE OPINION OF THE COURT OF APPEALS
HEREBY STAND AFFIRMED.**
MINTON, C.J., NOBLE, AND VENTERS, JJ.,
WOULD AFFIRM THE RESULT OF THE COURT
OF APPEALS ON OTHER GROUNDS.
ABRAMSON, CUNNINGHAM, AND SCOTT, JJ.,
WOULD REVERSE THE COURT OF APPEALS'
OPINION AND REINSTATE THE TRIAL
COURT'S DECISION. KELLER, J., NOT SITTING.
ENTERED: AUGUST 29, 2013

HAROLD WHITLEY, ET AL. V. [2011-SC-000612-DG](#) ROBERTSON
ROBERTSON COUNTY; ROBERTSON
COUNTY FISCAL COURT; MARYANNA
ROBINSON
TO BE PUBLISHED
**ORDER CORRECTED OPINION OF THE
COURT BY JUSTICE VENTERS RENDERED
APRIL 25, 2013, BY SUBSTITUTION OF THIS
OPINION IN LIEU OF THE ORIGINAL.**
ENTERED: AUGUST 8, 2013

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

FRANCISCO GILBERTTO RODRIGUEZ V. COMMONWEALTH OF KENTUCKY ORDER CORRECTED THE OPINION OF THE COURT RENDERED APRIL 25, 2013, BY SUBSTITUTION OF NEW OPINION IN LIEU OF THE ORIGINAL. ENTERED: JULY 17, 2013	2012-SC-000049-MR TO BE PUBLISHED	CHRISTIAN
KENTUCKY BAR ASSOCIATION V. ERIC C. DETERS ORDER DENIED RESPONDENT'S MOTION FOR RECONSIDERATION. MINTON, C.J.; ABRAMSON, CUNNINGHAM, KELLER, NOBLE, AND VENTERS, JJ., SITTING. ALL CONCUR. SCOTT, J., NOT SITTING. ENTERED: AUGUST 29, 2013	2012-SC-000666-KB 2012-SC-000667-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. KUNGU NJUGUNA ORDER DENIED RESPONDENT'S MOTION TO RECONSIDER AND MODIFIED THE OPINION AND ORDER ENTERED MARCH 21, 2013 BY SUBSTITUTION OF NEW OPINION AND ORDER IN LIEU OF THE ORIGINAL. MINTON, C.J., ABRAMSON, CUNNINGHAM, KELLER, NOBLE, SCOTT AND VENTERS, JJ., SITTING. ALL CONCUR. ENTERED: AUGUST 29, 2013	2012-SC-000755-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. JEFFREY M. BLUM ORDER DENIED RESPONDENT'S MOTION TO RECONSIDER. MINTON, C.J., ABRAMSON, CUNNINGHAM, NOBLE, SCOTT AND VENTERS, JJ., CONCUR. KELLER, J., NOT SITTING. ENTERED: AUGUST 29, 2013	2012-SC-000825-KB	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

INQUIRY COMMISSION V.
DENNIS MICHAEL RITCHIE
**ORDER CORRECTED ORDER OF
TEMPORARY SUSPENSION, ENTERED
MAY 23, 2013, BY SUBSTITUTION OF
THIS ORDER IN LIEU OF THE
ORIGINAL.**
ENTERED: AUGUST 9, 2013

[2013-SC-000131-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

KENTUCKY BAR ASSOCIATION V.
EARL C. MULLINS, JR.
**ORDER GRANTED RESPONDENT'S MOTION
TO RECONSIDER AND MODIFIED THE
OPINION AND ORDER RENDERED MAY 23,
2013, BY SUBSTITUTION OF THE ENTIRE
OPINION AND ORDER.**
ALL SITTING. ALL CONCUR.

[2013-SC-000169-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION**

RONNIE JOHNSON V.
KENTUCKY BAR ASSOCIATION
ENTERED: JUNE 18, 2013

2013-SC-000396-KB

IN SUPREME
COURT

JAMES MICHAEL NORRIS V.
KENTUCKY BAR ASSOCIATION
ENTERED: JUNE 26, 2013

2013-SC-000411-KB

IN SUPREME
COURT

PATRICIA PROCTOR V.
KENTUCKY BAR ASSOCIATION
ENTERED: JUNE 26, 2013

2013-SC-000412-KB

IN SUPREME
COURT

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION**

ERIC MARTIN SEVDY V. KENTUCKY BAR ASSOCIATION ENTERED: JUNE 28, 2013	2013-SC-000416-KB	IN SUPREME COURT
BRUCE FREDERICK CLARK V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 2, 2013	2013-SC-000417-KB	IN SUPREME COURT
JAY MIDDLETON TANNON V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 8, 2013	2013-SC-000432-KB	IN SUPREME COURT
PAUL W. ROSENBLUM V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 8, 2013	2013-SC-000435-KB	IN SUPREME COURT
ELIZABETH MAHLIAN CARMICHAEL V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 8, 2013	2013-SC-000438-KB	IN SUPREME COURT
TOSHIKAZU MIY AMOTO V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 11, 2013	2013-SC-000452-KB	IN SUPREME COURT
BRADLEY SCOTT CHRISTY V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 17, 2013	2013-SC-000472-KB	IN SUPREME COURT
LARA BEAULIEU DARR V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 17, 2013	2013-SC-000473-KB	IN SUPREME COURT
JIN KYUNG GILL V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 17, 2013	2013-SC-000474-KB	IN SUPREME COURT
DAVID TYREE LEWIS V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 17, 2013	2013-SC-000475-KB	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION**

ROBERT RANDOLPH BEHNKEN V. KENTUCKY BAR ASSOCIATION ENTERED: JULY 23, 2013	2013-SC-000480-KB	IN SUPREME COURT
MARK HAROLD REED V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 7, 2013	2013-SC-000515-KB	IN SUPREME COURT
JUDY M. WRIGHT V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 7, 2013	2013-SC-000521-KB	IN SUPREME COURT
TRAVIS LEE FLOEHMAN V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000565-KB	IN SUPREME COURT
TRAVIS LEE FLOEHMAN V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000565-KB	IN SUPREME COURT
THOMAS NEWBY WHITE, III V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000566-KB	IN SUPREME COURT
JOHN EDWARD ZAK V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000567-KB	IN SUPREME COURT
JAMES W.B. AUSENBAUGH V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000568-KB	IN SUPREME COURT
ALLISON RENEE MELTON V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 22, 2013	2013-SC-000569-KB	IN SUPREME COURT
KRISTINA DALTON MALONE V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000571-KB	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION**

ADAM JACOB ROMOSLAWSKI V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000572-KB	IN SUPREME COURT
ROBERT JAMES BARTELS V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000573-KB	IN SUPREME COURT
NANCY JEAN EHRLICH V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000574-KB	IN SUPREME COURT
ROBERT LEE MCKINNEY II V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000575-KB	IN SUPREME COURT
HOWARD L. MOCERF V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000576-KB	IN SUPREME COURT
DAVID LAIRD MCMURRAY V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000577-KB	IN SUPREME COURT
LESLIE TODD WHITE V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000578-KB	IN SUPREME COURT
ROBERT CHRISTOPHER RICHARDSON V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000579-KB	IN SUPREME COURT
MARY GRACE OBERMEYER V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000580-KB	IN SUPREME COURT
REBECCA JEAN DAVIS V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000581-KB	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

AUGUST 29, 2013 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION**

RICHARD J. CURRIER V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000582-KB	IN SUPREME COURT
DEBORAH SPRING V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000583-KB	IN SUPREME COURT
ANN D. NUNN V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000584-KB	IN SUPREME COURT
DARYL WALKER V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000585-KB	IN SUPREME COURT
BARBARA HEPFINGER TUFFENDSAM V. KENTUCKY BAR ASSOCIATION ENTERED: AUGUST 23, 2013	2013-SC-000586-KB	IN SUPREME COURT