

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

203. CROMWELL LOUISVILLE ASSOCIATES, LIMITED PARTNERSHIP V. COMMONWEALTH OF KENTUCKY, JEFFERSON COUNTY PROPERTY VALUATION ADMINISTRATOR
OPINION OF THE COURT BY JUSTICE SCOTT – AFFIRMING
ABRAMSON, J., NOT SITTING.

[2008-SC-000644-DG](#)
TO BE PUBLISHED

JEFFERSON

Questions Presented:
Property Taxes. Administrative Law. The issue is whether the taxpayer loses the right to a refund if he fails to appeal a Property Valuation Administration assessment by failing to conference with PVA during the 13 day inspection period held during the same tax year.

204. RAYMOND CLUTTER V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE ABRAMSON – AFFIRMING

[2008-SC-000747-MR](#)
[2009-SC-000025-MR](#)
TO BE PUBLISHED

GALLATIN

Questions Presented:
Trial court did not err in refusing to dismiss based on prosecutorial delay in violation of the Interstate Agreement on Detainers because Clutter did not properly invoke the act. Trial court did not err when it permitted reference in rebuttal to an incriminating statement attributed to Clutter, because there was no prejudice from Commonwealth's untimely pretrial disclosure of statement.

205. THOMAS CLYDE BOWLING V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE NOBLE – AFFIRMING

[2008-SC-000901-MR](#)
TO BE PUBLISHED

FAYETTE

Questions Presented:
Death Penalty. Appellant sought a new trial based on DNA evidence not available at the time of his trial because appellant could not meet the requirements of the DNA statute, KRS 422.285, the trial court's order denying relief is affirmed.

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

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| 206. | PATRICK PAUL BURKE V.
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE VENTERS – <u>AFFIRMING</u> | <u>2009-SC-000431-MR</u>
TO BE PUBLISHED | JEFFERSON |
| <p>Questions Presented:
Second-degree escape and first-degree persistent felony offender-20 years. Trial court did not err in denying request for a jury instruction on the justification defense of “choice of evils” or in admonishing the jury over objection.</p> | | | |
| 207. | H. DREW MAYO V.
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
CHIEF JUSTICE MINTON –
<u>AFFIRMING</u>
NOBLE, J., CONCURS IN RESULT
ONLY. | <u>2009-SC-000820-MR</u>
TO BE PUBLISHED | MCCRACKEN |
| <p>Questions Presented:
First-degree rape, first-degree sodomy, and second-degree persistent felony offender-20 years. No error in excluding evidence of past consensual sexual relations between defendant and victim, in Commonwealth’s cross-examination and closing argument, in failure to ask the defendant if he declined to poll the jury or in correcting jury verdict forms during deliberations.</p> | | | |
| 208. | QUEBECOR BOOK COMPANY V.
LOU MIKLETICH, ET AL.
OPINION OF THE COURT –
<u>AFFIRMING</u> | <u>2010-SC-000122-WC</u>
TO BE PUBLISHED | FROM COURT
OF APPEALS |
| <p>Questions Presented:
Workers' Compensation. Whether statute of limitations barred compensation for 6% impairment rating due to hazardous noise exposure that occurred more than two years before claim was filed because worker had been informed previously that his hearing loss was work-related but continued to work and sustain additional exposure.</p> | | | |

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

209. WILLIAM HOWARD MORELAND V. COMMONWEALTH
OPINION OF THE COURT BY JUSTICE CUNNINGHAM – AFFIRMING IN PART AND VACATING IN PART
- [2009-SC-000310-MR](#) MCCRACKEN
TO BE PUBLISHED

Questions Presented:
Convictions of rape, sodomy, burglary, and tampering with physical evidence are affirmed; severance of charges not required. Convictions of intimidating a participant in the legal process are vacated because no legal process had been initiated at the time of the offenses.

210. HEATHER ROSE V. COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY JUSTICE SCOTT – REVERSING
- [2007-SC-000123-DG](#) ESTILL
[2007-SC-000603-DG](#)
TO BE PUBLISHED

Questions Presented:
Criminal Law. Search and Seizure. Search Incident to Arrest. Where automobile passenger was arrested on bench warrants and her purse and similar personal containers remained in the car, and driver consented to search of car, issues include whether warrantless search of passenger's purse and other items was unlawful, requiring suppression of evidence discovered within containers.

211. HAZARD COAL CORPORATION, ET AL. V. LARRY J. KNIGHT, ET AL.
OPINION OF THE COURT BY JUSTICE VENTERS – REVERSING
- [2008-SC-000735-DG](#) PERRY
TO BE PUBLISHED

Questions Presented:
Civil Procedure. Right to Trial by Jury. Waiver. Issues include whether plaintiffs, who demanded jury trial in complaint, waived right by failing to object to court's sua sponte order for bench trial and by participating in bench trial to conclusion without objection.

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

212. ERRICK D. DUNCAN V. [2007-SC-000925-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE ABRAMSON –
REVERSING AND REMANDING
TO BE PUBLISHED

Questions Presented:

The Supreme Court reversed a conviction for kidnapping, sexual abuse, and stalking, where the Commonwealth, during cross-examination and closing argument, grossly overstated the probative value of its DNA evidence. The Court rejected claims of error relating to the kidnapping exemption, a photo identification, and a detective's observation that witnesses frequently have trouble estimating another person's height.

213. NORTH FORK COLLIERIES, LLC V. [2010-SC-000269-I](#) PIKE
BARRY KEVIN HALL, ET AL.
OPINION OF THE COURT BY
JUSTICE ABRAMSON –
REVERSING AND REMANDING
SCHRODER, J., DISSENTS
WITHOUT OPINION. SCOTT, J.,
NOT SITTING.
TO BE PUBLISHED

Questions Presented:

Parties to a coal-mining venture agreed to be jointly liable to a bank for a business loan. When the party that had been paying the loan defaulted, the other brought suit to determine which was liable for the loan to the other. The trial court denied the defaulting party's motion to compel arbitration. On review under CR 65.09, the Supreme Court held that because the pertinent agreement between the parties contained a valid, applicable arbitration clause, the trial court abused its discretion by failing to give it effect.

214. CHARLES DEARMOND V. [2009-SC-000204-MR](#) MUHLENBERG
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
NOT TO BE PUBLISHED

215. BRANDON CHRISTOPHER [2009-SC-000278-MR](#) FAYETTE
ROBINSON V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
NOT TO BE PUBLISHED

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

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| 216. | CHARLES MCCLENDON V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000283-MR
NOT TO BE PUBLISHED | KENTON |
| 217. | LARRY LEE DAVENPORT, II V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000344-MR
NOT TO BE PUBLISHED | DAVISS |
| 218. | RUSSELL GLENN FARMER V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000423-MR
NOT TO BE PUBLISHED | LOGAN |
| 219. | DOMINIC LOWERY V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000588-MR
NOT TO BE PUBLISHED | CAMPBELL |
| 220. | ROGER D. CRAWLEY V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000673-MR
NOT TO BE PUBLISHED | MUHLENBERG |
| 221. | ICG KNOTT COUNTY, LLC V.
RONDEL KEITH THOMAS, ET AL.
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000763-WC
NOT TO BE PUBLISHED | FROM COURT
OF APPEALS |
| 222. | ANTHONY J. TULO V.
ROGER DORE, D/B/A
D & D LOGGING, ET AL.
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2009-SC-000785-WC
NOT TO BE PUBLISHED | FROM COURT
OF APPEALS |
| 223. | JAMES DAMRON V.
KENTUCKY MAY MINING
COMPANY, ET AL.
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2010-SC-000070-WC
NOT TO BE PUBLISHED | FROM COURT
OF APPEALS |

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

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| 224. | SOUTHERN FINANCIAL LIFE
INSURANCE COMPANY V.
HONORABLE STEVEN D. COMBS,
(PIKE CIRCUIT COURT), ET AL.
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2010-SC-000244-MR
NOT TO BE PUBLISHED | PIKE |
| 225. | GARY LYNN KEIM V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING IN PART
AND REVERSING IN PART</u> | 2009-SC-000445-MR
NOT TO BE PUBLISHED | CHRISTIAN |

OPINIONS AND ORDERS – SEPTEMBER 15, 2010

HARLIE LEWIS V. COMMONWEALTH OF KENTUCKY OPINION AND ORDER GRANTED MOTION FOR DISCRETIONARY REVIEW, VACATED COURT OF APPEALS' OPINION AND REMANDED CASE TO THE COURT OF APPEALS FOR FURTHER CONSIDERATION IN LIGHT OF THIS COURT'S RECENT DECISION IN WILBURN V. COMMONWEALTH, 312 S.W.3D 321 (KY.2010)	2010-SC-000106-D	JEFFERSON
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OPINIONS AND ORDERS – SEPTEMBER 23, 2010

KENTUCKY BAR ASSOCIATION V. SANDRA CAMILLE BROOKS OPINION AND ORDER FOUND RESPONDENT TO BE IN CONTEMPT OF THIS COURT.	2010-SC-000139-KB TO BE PUBLISHED	IN SUPREME COURT
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Questions Presented:

Supreme Court has subject matter jurisdiction to discipline a non-lawyer for engaging in the unauthorized practice of law. Brooks held in contempt for violating prior order of Court ordering her to stop engaging in unauthorized activities.

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

OPINIONS AND ORDERS – SEPTEMBER 23, 2010

INTERACTIVE MEDIA ENTERTAINMENT AND GAMING ASSOCIATION, INC. V. HON. THOMAS D. WINGATE, JUDGE, FRANKLIN CIRCUIT COURT, ET AL. AND INTERACTIVE GAMING COUNCIL, A NON-PROFIT TRADE ASSOCIATION V. HON. THOMAS D. WINGATE, JUDGE, FRANKLIN CIRCUIT COURT, ET AL. OPINION AND ORDER GRANTED TRANSFER AND DENIED PETITION. MINTON, C.J., ALSO CONCURS BY SEPARATE OPINION IN WHICH CUNNINGHAM, J., JOINS.	2010-SC-000212-TG TO BE PUBLISHED	FRANKLIN
KENTUCKY BAR ASSOCIATION V. CHARLES E. CHRISTIAN OPINION AND ORDER PERMANENTLY DISBARRED RESPONDENT FROM THE PRACTICE OF LAW IN THE COMMONWEALTH OF KENTUCKY.	2010-SC-000265-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. KYLE DAVID KERSEY OPINION AND ORDER PERMANENTLY DISBARRED RESPONDENT FROM THE PRACTICE OF LAW IN THE COMMONWEALTH OF KENTUCKY.	2010-SC-000419-KB TO BE PUBLISHED	IN SUPREME COURT
JAMES ANTHONY RESKIN V. KENTUCKY BAR ASSOCIATION OPINION AND ORDER PERMANENTLY DISBARRED MOVANT FROM THE PRACTICE OF LAW IN THE COMMONWEALTH OF KENTUCKY.	2010-SC-000510-KB TO BE PUBLISHED	IN SUPREME COURT
TERRY W. TYLER V. KENTUCKY BAR ASSOCIATION OPINION AND ORDER RESTORED MOVANT TO THE PRACTICE OF LAW.	2010-SC-000540-KB NOT TO BE PUBLISHED	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

OPINIONS AND ORDERS – SEPTEMBER 23, 2010

RONALD R. SNYDER V. KENTUCKY BAR ASSOCIATION OPINION AND ORDER PERMANENTLY DISBARRED MOVANT FROM THE PRACTICE OF LAW IN THE COMMONWEALTH OF KENTUCKY.	2010-SC-000549-KB TO BE PUBLISHED	IN SUPREME COURT
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**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
SEPTEMBER 15, 2010**

SHAWNEE TELECOM RESOURCES, INC., SUCCESSOR BY MERGER TO SHAWNEE TECHNOLOGY, INC., V. KATHY BROWN	2009-SC-000574-DG	FAYETTE
LAWRENCE A. LAPOINTE, ET AL. V. TODD HAWES	2010-SC-000033-DG	SPENCER
COMMONWEALTH OF KENTUCKY V. RYAN JONES	2010-SC-000123-DG	HARDIN

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
SEPTEMBER 15, 2010**

WAYNE BUSH, M.D. V. KERRI BULLINGTON	2009-SC-000698-D	WARREN
JOSHUA SLONE V. CRAIG IBERT, ET AL.	2010-SC-000021-D	FAYETTE
VERONICA STIVERS V. KENTUCKY RETIREMENT SYSTEMS	2010-SC-000040-D	FRANKLIN
BOBBI CAUDILL V. SALYERSVILLE NATIONAL BANK THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2010-SC-000073-D	MAGOFFIN

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
SEPTEMBER 15, 2010**

THOMAS LEE V. COMMONWEALTH OF KENTUCKY	2010-SC-000101-D	ADAIR
WILLIAM BOHL V. CITY OF COLD SPRING THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2010-SC-000110-D	CAMPBELL
RICK RANDOLPH, ET AL. V. WAYNE JOHNSON	2010-SC-000111-D	WAYNE
DOUG DAWSON V. U.S. 60 ASSOCIATES, LLC, ET AL.	2010-SC-000143-D	CLARK
GARY ROBERT COLBERG V. SUSAN ELAINE COLBERG	2010-SC-000146-D	JEFFERSON
JAMES EDWARD HOWARD V. COMMONWEALTH OF KENTUCKY	2010-SC-000196-D	MCCRACKEN
DAMIEN A. SUBLETT V. COMMONWEALTH OF KENTUCKY	2010-SC-000237-D	JEFFERSON
KEITH MILLER V. COMMONWEALTH OF KENTUCKY	2010-SC-000242-D	JEFFERSON
KEVIN LAMONT ADAMS V. COMMONWEALTH OF KENTUCKY	2010-SC-000278-D	JEFFERSON
TERRY DEAN HAYNES V. COMMONWEALTH OF KENTUCKY	2010-SC-000313-D	PIKE
TERRY L. GOODMAN V. MELISSA L. CRAIG	2010-SC-000464-DE	JEFFERSON
CHRISTOPHER STAFFORD, ET AL. V. BETTY TAYOR, ET AL.	2010-SC-000488-DE	GREENUP

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE
MOTION FOR DISCRETIONARY REVIEW – SEPTEMBER 17, 2010**

DARRYL R. REED V. 2010-SC-000337-D OLDHAM
JOSEPH WOODS, ET AL.

JOE A. BROWDER, JR. V. 2010-SC-000339-D DAVIESS
COMMONWEALTH OF KENTUCKY

COURT ORDERS DENYING PETITION FOR REHEARING – SEPTEMBER 23, 2010

MICHAEL DALE ST. CLAIR V. [2005-SC-000828-MR](#) BULLITT
COMMONWEALTH OF KENTUCKY
**ORDER MODIFIED OPINION OF THE COURT
BY CHIEF JUSTICE MINTON, RENDERED
APRIL 22, 2010, BY SUBSTITUTION OF
NEW OPINION.**

LARRY THOMAS JONES AND [2007-SC-000922-DG](#) HICKMAN
GERALD HENLEY V. CALLOWAY
COMMONWEALTH OF KENTUCKY
**ORDER MODIFIED OPINION OF THE COURT
BY JUSTICE SCHRODER, RENDERED
APRIL 22, 2010, BY SUBSTITUTION OF
NEW OPINION.**

BILLY MASH V. 2008-SC-000951-MR MCCracken
COMMONWEALTH OF KENTUCKY

SARAH FORTNEY (ADMINISTRATOR OF 2009-SC-000429-WC FROM COURT
THE ESTATE OF CLARENCE FORTNEY, OF APPEALS
DECEASED), ET AL. V.
AIRTRAN AIRWAYS, INC., ET AL.

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

SHAWN WINDSOR V. [2008-SC-000383-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY
**ORDER CORRECTED OPINION OF THE
COURT, RENDERED AUGUST 26, 2010,
BY SUBSTITUTION OF NEW OPINION.**
ENTERED: SEPTEMBER 20, 2010

NORMAN GRAHAM V. [2009-SC-000069-MR](#) TODD
COMMONWEALTH OF KENTUCKY
**ORDER CORRECTED OPINION OF THE
COURT BY JUSTICE NOBLE, RENDERED
AUGUST 26, 2010, BY SUBSTITUTION OF
PAGE 2.**
ENTERED: SEPTEMBER 10, 2010

ANTWAN LADALE HAYES V. [2009-SC-000087-MR](#) HARDIN
COMMONWEALTH OF KENTUCKY
**ORDER CORRECTED OPINION OF THE
COURT BY JUSTICE SCOTT, RENDERED
AUGUST 26, 2010, BY SUBSTITUTION OF
PAGE 15.**
ENTERED: SEPTEMBER 14, 2010

WHITAKER BANK, INC. V. 2010-SC-000147-CL UNITED STATES
LAKE CUMBERLAND MARINE, LLC BANKRUPTCY
**ORDER DECLINED REQUEST TO ANSWER COURT
CERTIFIED QUESTIONS OF LAW EASTERN
DISTRICT**
ENTERED: SEPTEMBER 23, 2010

SOPHIE V. CAMPBELL, ET AL. V. 2010-SC-000158-DG JEFFERSON
GEORGE W. CAMPBELL
**ORDER GRANTED PARTIES' JOINT MOTION
TO DISMISS APPEAL.**
ENTERED: SEPTEMBER 20, 2010

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

IN RE: SUE HAMILTON
**ORDER DENIED MOTION FOR
RECONSIDERATION AND CORRECTED
OPINION AND ORDER, ENTERED
JUNE 17, 2010, BY SUBSTITUTION
OF NEW OPINION AND ORDER.**
ENTERED: SEPTEMBER 23, 2010

2010-SC-000276-CF

IN SUPREME
COURT

BOMBARDIER RECREATIONAL
PRODUCTS, INC., ET AL. **V.**
HON. JAMES R. SCHRAND, JUDGE,
BOONE CIRCUIT COURT, ET AL.
**ORDER GRANTED APPELLANTS' MOTION
TO WITHDRAW APPEAL.**
ENTERED: SEPTEMBER 17, 2010

2010-SC-000386-MR

BOONE

GLEN HICKS, M.D. **V.**
JAMES W. HUTCHERSON, ET AL.
**ORDER GRANTED MOVANT'S MOTION
TO WITHDRAW MOTION FOR
DISCRETIONARY REVIEW.**
ENTERED: SEPTEMBER 14, 2010

2010-SC-000396-D

BOONE

WEDDLE ENTERPRISES, INC. **V.**
ROYCE JASPER, ET AL.
**ORDER GRANTED APPELLANT'S MOTION
TO WITHDRAW APPEAL.**
ENTERED: SEPTEMBER 14, 2010

2010-SC-000404-WC

FROM COURT
OF APPEALS

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION – SEPTEMBER 15, 2010**

PAUL PHILIP CLEMENS **V.**
KENTUCKY BAR ASSOCIATION

2010-SC-000594-KB

IN SUPREME
COURT

BENJAMIN PATRICK CASSEDY **V.**
KENTUCKY BAR ASSOCIATION

2010-SC-000595-KB

IN SUPREME
COURT

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION – SEPTEMBER 15, 2010**

JULIE MURPHY BURNSTEIN V. KENTUCKY BAR ASSOCIATION	2010-SC-000596-KB	IN SUPREME COURT
JOSEPH G. SCHIFF V. KENTUCKY BAR ASSOCIATION	2010-SC-000597-KB	IN SUPREME COURT
DIANNA ROLPH RAGAN V. KENTUCKY BAR ASSOCIATION	2010-SC-000598-KB	IN SUPREME COURT
LOREN PAUL KING V. KENTUCKY BAR ASSOCIATION	2010-SC-000599-KB	IN SUPREME COURT
STEVEN MICHAEL MCCARTY V. KENTUCKY BAR ASSOCIATION	2010-SC-000600-KB	IN SUPREME COURT
MARGARET F. CASE V. KENTUCKY BAR ASSOCIATION	2010-SC-000601-KB	IN SUPREME COURT
ELIZABETH EVE PERKINS V. KENTUCKY BAR ASSOCIATION	2010-SC-000602-KB	IN SUPREME COURT
JAMES POOLE DAHLBERG V. KENTUCKY BAR ASSOCIATION	2010-SC-000603-KB	IN SUPREME COURT
JOSEPH T. CONDIT V. KENTUCKY BAR ASSOCIATION	2010-SC-000604-KB	IN SUPREME COURT

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION – SEPTEMBER 16, 2010**

SKY WADE SMITH V. KENTUCKY BAR ASSOCIATION	2010-SC-000605-KB	IN SUPREME COURT
PARKER W. DUNCAN, JR. V. KENTUCKY BAR ASSOCIATION	2010-SC-000606-KB	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

SEPTEMBER 23, 2010 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE
KENTUCKY BAR ASSOCIATION – SEPTEMBER 16, 2010**

WALTER JOHN BRAWAND III V. KENTUCKY BAR ASSOCIATION	2010-SC-000607-KB	IN SUPREME COURT
BARBARA ELLEN ULLMAN GERLA V. KENTUCKY BAR ASSOCIATION	2010-SC-000608-KB	IN SUPREME COURT
SCOTT ALLAN WILSON V. KENTUCKY BAR ASSOCIATION	2010-SC-000609-KB	IN SUPREME COURT
RONALD CHANDLER NOWICKI V. KENTUCKY BAR ASSOCIATION	2010-SC-000610-KB	IN SUPREME COURT
MATTHEW PAUL FORGUE V. KENTUCKY BAR ASSOCIATION	2010-SC-000611-KB	IN SUPREME COURT
MATTHEW JUSTUS HARDEN V. KENTUCKY BAR ASSOCIATION	2010-SC-000612-KB	IN SUPREME COURT
MARK DAVID POLSTON V. KENTUCKY BAR ASSOCIATION	2010-SC-000613-KB	IN SUPREME COURT
RONALD MERL HAYES V. KENTUCKY BAR ASSOCIATION	2010-SC-000614-KB	IN SUPREME
DAVID WAYNE RUTLEDGE V. KENTUCKY BAR ASSOCIATION	2010-SC-000615-KB	IN SUPREME