

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

159. JEROME HAWKINS V. [2015-SC-000639-DG](#) HENDERSON
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE WRIGHT –
AFFIRMING
TO BE PUBLISHED

ALL SITTING. CUNNINGHAM,
HUGHES, KELLER, VANMETER,
VENTERS, AND WRIGHT, JJ.,
CONCUR. MINTON, C.J., CONCURS IN
PART AND DISSENTS IN PART BY
SEPARATE OPINION.

Questions Presented:

Criminal Law. First-Degree Trafficking in a Controlled Substance. KRS 218A.1412. Provisions of the first-degree trafficking statute that enhance a defendant's felony class based on the weight of the drug trafficked refer to the aggregate weight of the entire substance not to the portion of the substance's total weight that consists of the pure drug itself.

160. JOHN GRAY V. [2016-SC-000070-MR](#) SCOTT
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE VENTERS –
AFFIRMING
TO BE PUBLISHED

ALL SITTING. ALL CONCUR.

Questions Presented:

Three counts of violating a protective order, kidnapping, two counts of first-degree unlawful imprisonment, first-degree burglary and PFO I-50 years. Admission of evidence of defendant's prior threat against victim was not improper. KRE 404(b). Trial court's decision to give first-degree unlawful imprisonment instructions is not subject to palpable error review where defendant did not object to the giving of that jury instruction.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

161. JERARD GARRETT V. [2016-SC-000263-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE VANMETER –
AFFIRMING
TO BE PUBLISHED

ALL SITTING. MINTON, C.J.
CUNNINGHAM, HUGHES, KELLER,
VANMETER AND WRIGHT, J.J.,
CONCUR. VENTERS, J., CONCURS
IN RESULT ONLY.

Questions Presented:

Two counts of murder, two counts of first-degree robbery, first-degree wanton endangerment, terroristic threatening-Life without possibility of parole for 25 years. Trial court did not abuse its discretion by admitting the Commonwealth's ballistics evidence or by joining the charges and consolidating the indictments. Witness's inability to identify the defendant in a photographic lineup did not bar him from making an in-court identification. Detective did not improperly bolster his testimony. Commonwealth's use of CourtNet information was not improper.

162. LINDA RICHMOND V. [2016-SC-000389-MR](#) MADISON
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE VANMETER –
AFFIRMING
TO BE PUBLISHED

ALL SITTING. ALL CONCUR.

Questions Presented:

First degree assault, 11 counts of first-degree criminal abuse, second-degree assault-70 years. Abuse of a minor. Trial court did not abuse its discretion in admitting the testimony of the foster mother of the victim. KRE 401 and 701.

163. PHILLIP R. CONRAD V. [2017-SC-000107-MR](#) MCLEAN
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
CHIEF JUSTICE MINTON –
AFFIRMING
TO BE PUBLISHED

ALL SITTING. ALL CONCUR.

Questions Presented:

First-degree trafficking in methamphetamine over 2 grams and PFO I- 20 years. Because of the weight of the evidence, detective's statement regarding the use of confidential informants to "catch bigger fish" was not prejudicial. KRE 404(b). No error where trial judge recognized an error existed in the jury instructions before he accepted them and sent the jury back to deliberate with the correct instructions.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

164. RICHARD STORM V. [2016-SC-000457-DG](#) JEFFERSON
LOUIS MARTIN
TO BE PUBLISHED

**OPINION OF THE COURT BY
JUSTICE VANMETER –
AFFIRMING IN PART, REVERSING IN
PART**

ALL SITTING. MINTON, C.J., HUGHES,
VANMETER, WRIGHT, JJ., CONCUR.
VENTERS, J., DISSENTS BY
SEPARATE OPINION IN WHICH
CUNNINGHAM AND KELLER, JJ.,
JOINS.

Questions Presented:
Torts. Public Employee Personal Liability.
County engineer’s personal liability for tree
removal from a public right-of-way creating a
traffic hazard.

165. WILLIAM DAVID ELLINGTON AND [2016-SC-000513-DG](#) BATH
JANE ELLINGTON V.
TO BE PUBLISHED

HARLAN RANDALL BECRAFT, ET AL.
**OPINION OF THE COURT BY
JUSTICE KELLER –
AFFIRMING IN PART AND
REVERSING IN PART**

ALL SITTING. MINTON, HUGHES,
KELLER, VANMETER AND VENTERS,
JJ., CONCUR. CUNNINGHAM AND
WRIGHT, JJ., CONCUR IN RESULT
ONLY WITHOUT OPINION.

Questions Presented:
Real property. Public and private Roads. A
county road can be established only through
formal action of the county. County control is
not necessary to establish a common law
public road. A public road can be established
by informal dedication through estoppel or
prescription. Dedication by estoppel requires
a promise from the landowner and reliance by
the public. Dedication by prescription rests
upon a presumption of a lost grant arising
from the continuous adverse use of the land.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

166. SUPERIOR STEEL, INC., ET AL. V. [2015-SC-000204-DG](#) KENTON
THE ASCENT AT ROEBLING'S BRIDGE, **TO BE PUBLISHED**
LLC., ET AL.
AND
THE ASCENT AT ROEBLING'S BRIDGE [2015-SC-000636-DG](#) KENTON
LLC., ET AL. V. **TO BE PUBLISHED**
SUPERIOR STEEL, INC., ET AL.
AND
DUGAN & MEYERS CONSTRUCTION [2015-SC-000635-DG](#) KENTON
COMPANY V. **TO BE PUBLISHED**
THE ASCENT AT ROEBLING'S BRIDGE
LLC., ET AL.
OPINION OF THE COURT BY
JUSTICE HUGHES –
AFFIRMING IN PART, REVERSING
IN PART, AND REMANDING
MINTON, C.J.; CUNNINGHAM, KELLER,
AND VENTERS, JJ., CONCUR.
VANMETER, J., CONCURS IN PART AND
DISSENTS IN PART BY SEPARATE
OPINION IN WHICH WRIGHT, J., JOINS.
- Questions Presented:**
Contracts. Unjust Enrichment. Implied Contract. Attorney Fees. Subcontractor's claim against the owner under the theory of unjust enrichment. Subcontractor's claim against general contractor, under a contract claim and the theory of implied contract, for extra work performed.
167. SALLY CAROL GRASCH V. [2016-SC-000591-DG](#) FAYETTE
ALBERT FRANKLIN GRASCH, JR. **TO BE PUBLISHED**
OPINION OF THE COURT BY
CHIEF JUSTICE MINTON –
REVERSING AND
REMANDING
MINTON, C.J.; CUNNINGHAM,
HUGHES, KELLER, VENTERS, AND
WRIGHT, JJ., SITTING. MINTON, C.J.;
CUNNINGHAM, HUGHES, KELLER,
VENTERS, AND WRIGHT, JJ.,
CONCUR. VANMETER, J., NOT
SITTING.
- Questions Presented:**
KRS 403.190. Marital Property. Contingent Fee Cases. Whether contingent fee cases of an attorney spouse should be treated as marital property under KRS 403.190.
168. UNINSURED EMPLOYERS' FUND V. [2015-SC-000637-WC](#) FROM COURT
JULIAN HOSKINS, ET AL. V. **NOT TO BE PUBLISHED** OF APPEALS
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

- | | | | |
|------|--|---|------------|
| 169. | TERRY O'BANNON V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u>
ALL SITTING. ALL CONCUR. | 2016-SC-000133-MR
NOT TO BE PUBLISHED | MUHLENBERG |
| 170. | MICHAEL ANDREW HARDY V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u>
ALL SITTING. ALL CONCUR. | 2016-SC-000602-MR
NOT TO BE PUBLISHED | WARREN |
| 171. | ZAYER ADAMS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u>
ALL SITTING. ALL CONCUR. | 2016-SC-000627-MR
NOT TO BE PUBLISHED | CHRISTIAN |
| 172. | QUINTON THOMAS QUARLES V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u>
ALL SITTING. ALL CONCUR. | 2016-SC-000684-MR
NOT TO BE PUBLISHED | CHRISTIAN |
| 173. | DUSTIN SPARKS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u>
MINTON, C.J.; CUNNINGHAM,
HUGHES, KELLER, VANMETER,
AND VENTERS, JJ., CONCUR. WRIGHT,
J., NOT SITTING. | 2017-SC-000206-MR
NOT TO BE PUBLISHED | ESTILL |

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

174. MARK TATUM V. [2016-SC-000510-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING IN PART,
AND REVERSING IN PART
MINTON, C.J.; HUGHES, KELLER,
VANMETER, VENTERS AND WRIGHT,
JJ., CONCUR. CUNNINGHAM, J.,
CONCURS IN RESULT ONLY BY
SEPARATE OPINION.
175. TREMEL J. SMITH V. [2016-SC-000542-MR](#) CHRISTIAN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING IN PART
AND REVERSING IN PART
ALL SITTING. MINTON, C.J.;
CUNNINGHAM, KELLER, VANMETER,
AND WRIGHT, JJ., CONCUR. HUGHES
AND VENTERS, JJ., CONCUR IN
RESULT ONLY.
176. FANNIE L. CRUSE V. [2015-SC-000506-WC](#) FROM COURT
HENDERSON COUNTY BOARD OF **NOT TO BE PUBLISHED** OF APPEALS
EDUCATION, ET AL.
MEMORANDUM OPINION OF
THE COURT – AFFIRMING IN PART
REVERSING IN PART, AND
REMANDING
ALL SITTING. CUNNINGHAM, KELLER,
VENTERS AND WRIGHT, JJ., CONCUR.
MINTON, C.J., CONCURS IN PART AND
DISSENTS IN PART BY SEPARATE
OPINION IN WHICH HUGHES AND
VANMETER, JJ., JOIN.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

177. ROBIN D. WILSON V. [2017-SC-000237-WC](#) FROM COURT
DERBY CITY SIGN & ELECTRIC, INC. **NOT TO BE PUBLISHED** OF APPEALS
ET AL.
**MEMORANDUM OPINION OF
THE COURT – REVERSING**
ALL SITTING. ALL CONCUR.

OPINION AND ORDER – DECEMBER 7, 2017

JUDY MARTIN V. 2017-SC-000129-DG JEFFERSON
PARKING AUTHORITY OF RIVER CITY, INC.
**ORDER GRANTED DISCRETIONARY REVIEW.
THE COURT OF APPEALS DECISION IS
VACATED AND THIS CASE IS REMANDED TO
THE COURT OF APPEALS FOR FURTHER
CONSIDERATION IN LIGHT OF PARKING
AUTHORITY OF RIVER CITY, INC. V.
BRIDGEFIELD CASUALTY INSURANCE
COMPANY, 477 S.W. 3D 598 (KY. APP. 2015).**
ALL SITTING. ALL CONCUR.

OPINION AND ORDERS – DECEMBER 14, 2017

MEREDITH LYNN LAWRENCE V. [2017-SC-000519-KB](#) IN SUPREME
KENTUCKY BAR ASSOCIATION **TO BE PUBLISHED** COURT
**ORDER OF SUSPENSION FROM THE
PRACTICE OF LAW FOR 5 YEARS WITH
CONDITIONS.**
ALL SITTING. ALL CONCUR.

DANNY PERKINS BUTLER V. [2017-SC-000530-KB](#) IN SUPREME
KENTUCKY BAR ASSOCIATION **TO BE PUBLISHED** COURT
ORDER OF PERMANENT DISBARMENT.
ALL SITTING. ALL CONCUR.

KENTUCKY BAR ASSOCIATION V. [2017-SC-000556-KB](#) IN SUPREME
ALAN RICHARD STEWART **TO BE PUBLISHED** COURT
**ORDER OF SUSPENSION FROM THE
PRACTICE OF LAW FOR 5 YEARS WITH
CONDITIONS.**
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

BINGHAM GREENEBAUM DOLL, LLP V. MEREDITH L. LAWRENCE	2017-SC-000105-DG	KENTON
KENTUCKY DEPARTMENT OF CORRECTIONS V. MARK DIXON	2017-SC-000127-DG	FRANKLIN
P.B., ET AL. V. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES	2017-SC-000360-DGE	CLARK
JEWISH HOSPITAL & ST. MARY'S HEALTHCARE, INC., ETC. V. DARRELL HOUSE, CO-GUARDIAN OF KAYLEN ALEXANDER, A MINOR, ET AL.	2017-SC-000440-DG	BULLIETT
COMMONWEALTH OF KENTUCKY V. MICHAEL PADGETT	2017-SC-000441-DG	DAVIESS
DAVID WAYNE BAILEY V. SHANNON JONES, ET AL.	2017-SC-000604-DG	FRANKLIN

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

STUART PILCH V. COMMONWEALTH OF KENTUCKY	2017-SC-000074-D	FAYETTE
ANGELA TUCKER V. BLUEGRASS.ORG, ETC. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2017-SC-000089-D	FAYETTE
LEWIS WILLIAMSON V. MOREHEAD STATE UNIVERSITY, ET AL.	2017-SC-000093-D	ROWAN
UNIVERSITY RADIOLOGICAL ASSOCIATES, P.S.C. V. RONALD SATTENBERG, M.D.	2017-SC-000126-D	JEFFERSON

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

JOHN POOLE V. KENTUCKIANA COMFORT CENTER, INC., ET AL.	2017-SC-000132-D	FRANKLIN
WILLIAM BROOKS V. COMMONWEALTH OF KENTUCKY	2017-SC-000137-D	GRAYSON
PETER R. BRADLEY, III V. JENNIFER M. BRADLEY	2017-SC-000162-D	WOODFORD
CITY OF BROOKSVILLE, ET AL. V. JUSTIN WARNER CUNNINGHAM, J., WOULD GRANT.	2017-SC-000170-D	BRACKEN
JAY MORGAN V. GREG FISCHER	2017-SC-000192-D	JEFFERSON
LAKE CUMBERLAND REGIONAL HOSPITAL LLC, ETC. V. BRUCE DIXON, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2017-SC-000249-D	PULASKI
CONNIE MARSHALL V. MALONE STAFFING	2017-SC-000282-D	JEFFERSON
FLOYD SCHAMBON V. COMMONWEALTH OF KENTUCKY AND BARBARA SCHAMBON V. COMMONWEALTH OF KENTUCKY THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. MINTON, C.J., NOT SITTING.	2017-SC-000330-D 2017-SC-000332-D	WARREN WARREN
STEWART JOHNSON V. COMMONWEALTH OF KENTUCKY	2017-SC-000361-D	POWELL

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

NANCY B. FORCHT V. FORCHT BANK, N.A.	2017-SC-000364-D	JEFFERSON
ASHA PATEL, ET AL. V. ROBERT C. GAME, M.D., ET AL.	2017-SC-000385-D	WARREN
TERESA O'BRIEN CONLEY V. MOUNTAIN COMPREHENSIVE CARE CENTER, INC. KELLER, J., WOULD GRANT.	2017-SC-000386-D	FLOYD
ANDREA BOONE DUNCAN V. KEVIN TODD DUNCAN	2017-SC-000389-D	JEFFERSON
MARY PUPO QUINTANA V. LAFAYETTE G. OWENS, M.D., ET AL.	2017-SC-000390-D	JEFFERSON
STELLA COLLINS, ET AL. V. RIDGWAY NURSING & REHABILITATION FACILITY, LLC., ET AL.	2017-SC-000398-D	BATH
CHARLES HENSLEY V. COMMONWEALTH OF KENTUCKY	2017-SC-000409-D	HARLAN
CHARLES T. LICKTEIG, II V. SGT. JAMES M. SCHWAB, JR.	2017-SC-000411-D	JEFFERSON
ALI AL-MAQABLH V. LINDSEY JO ALLEY	2017-SC-000427-D	TRIMBLE
WILLIAM ANTHONY HOURIGAN V. CURTIS-MARUYASU AMERICA, INC., ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.	2017-SC-000429-D	MARION
FOX TROT PROPERTIES, LLC, ET AL. V. FORCHT BANK, NA WRIGHT, J., NOT SITTING.	2017-SC-000430-D	FAYETTE

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

GREGORY SCOTT ROSS V. COMMONWEALTH OF KENTUCKY	2017-SC-000432-D	JEFFERSON
COMMONWEALTH OF KENTUCKY V. LEIGHA N. DEVILLE	2017-SC-000437-D	MCCRACKEN
DILIPKUMAR PATEL V. COMMONWEALTH OF KENTUCKY	2017-SC-000443-D	HARDIN
ELIEZAR SANCHEZ, A/K/A ELIESER SANCHEZ-SALGADO V. COMMONWEALTH OF KENTUCKY	2017-SC-000444-D	JEFFERSON
PANGIE BOOKER V. KRISTEN GOETZINGER, LIEUTENANT, ET AL.	2017-SC-000454-D	SHELBY
KARL DEXTER STELLY V. LOUISE JOY STELLY	2017-SC-000463-D	JEFFERSON
BOARD OF EDUCATION OF SCOTT COUNTY KENTUCKY, ET AL. V. CLARA CLAY	2017-SC-000467-D	SCOTT
KEVIN P. SEREY V. ELIZABETH M. SEREY	2017-SC-000476-D	OLDHAM
KASEY KAZEE V. COMMONWEALTH OF KENTUCKY	2017-SC-000482-D	BOYD
KENTUCKY TAX BILL SERVICING, INC. V. UNION SAVINGS BANK, ET AL.	2017-SC-000521-D	PENDLETON
KEITH MCCAIN V. COMMONWEALTH OF KENTUCKY WRIGHT, J., WOULD GRANT.	2017-SC-000527-D	JEFFERSON
GAVIN SCHILLING V. ERIN MONAHAN	2017-SC-000534-DE	JEFFERSON

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
DECEMBER 7, 2017**

K & G BEAR CREEK RETREAT, LLC, ET AL. V. 2017-SC-000540-D BOYD
KENTUCKY FARMERS BANK

CHRISTINA RUSSO V. 2017-SC-000542-DE GRANT
SCOTT RUSSO

MARCUS ANTWAN CHAMBERS V. 2017-SC-000585-D FAYETTE
COMMONWEALTH OF KENTUCKY
VENTERS, J., WOULD GRANT.

**COURT ORDER DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE
MOTION FOR DISCRETIONARY REVIEW – DECEMBER 11, 2017**

JAMES M. LAYNE V. 2017-SC-000617-D FAYETTE
COMMONWEALTH OF KENTUCKY
HUGHES, KELLER, VENTERS, AND WRIGHT,
JJ., SITTING. ALL CONCUR.

COURT ORDERS GRANTING MOTION TO TRANSFER – DECEMBER 6, 2017

COMMONWEALTH OF KENTUCKY, CABINET 2017-SC-000614-TG FRANKLIN
FOR HEALTH AND FAMILY SERVICES, EX 2017-SC-000615-TG
REL., ET AL. V.
EZRA CLAYCOMB, A MINOR, BY AND
THROUGH HIS NEXT FRIEND, NATURAL
GUARDIAN AND PARENT, ET AL.
ALL SITTING. ALL CONCUR.

COURT ORDERS DENYING MOTION TO TRANSFER – DECEMBER 14, 2017

KENTUCKY HORSE RACING COMMISSION V. 2017-SC-000523-T FRANKLIN
H. GRAHAM MOTION AND GEORGE
STRAWBRIDGE, JR.
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

COURT ORDER DENYING PETITION FOR REHEARING – DECEMBER 14, 2017

STEEL CREATIONS, BY AND THROUGH KESA, ETC., ET AL. V. INJURED WORKERS' PHARMACY, ET AL. 2016-SC-000217-WC FROM COURT OF APPEALS

AND
INJURED WORKERS PHARMACY, ET AL. V. STEEL CREATIONS BY AND THROUGH KESA, ETC., ET AL. 2016-SC-000222-WC FROM COURT OF APPEALS

ALL CONCUR. MINTON, C.J.; CUNNINGHAM, HUGHES, KELLER, VENTERS, JJ., AND SPECIAL JUSTICES DAVID SAMFORD AND KIMBERLY MCCANN, SITTING. VANMETER AND WRIGHT, JJ., NOT SITTING.

COURT ORDERS DISMISSING

EDWARD H. FLINT V. COACH HOUSE, INC. 2017-SC-000214-D JEFFERSON
CUNNINGHAM, KELLER, VANMETER, VENTERS AND WRIGHT, JJ., AND SPECIAL JUSTICES NORMAN E. HARNED AND JOHN S. REED, SITTING. ALL CONCUR. MINTON, C.J., AND HUGHES, J., NOT SITTING.
ENTERED: NOVEMBER 16, 2017

COMMONWEALTH OF KENTUCKY, EX REL JAMES NATHANIEL DAVIS V. SUMMER RISER BERGER 2017-SC-000333-D KENTON
HUGHES, KELLER, VENTERS, AND WRIGHT, JJ., SITTING. ALL CONCUR.
ENTERED: DECEMBER 11, 2017

SHAWN TIGUE V. COMMONWEALTH OF KENTUCKY 2017-SC-000406-TG BELL
HUGHES, KELLER, VENTERS, AND WRIGHT, JJ., SITTING. ALL CONCUR.
ENTERED: DECEMBER 11, 2017

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

COURT ORDER DISMISSING

JOHNNY ANDERSON V.
COMMONWEALTH OF KENTUCKY
ENTERED: NOVEMBER 13, 2017

2017-SC-000475-D

HICKMAN

COURT ORDERS

KINDRED NURSING CENTERS
LIMITED PARTNERSHIP, ETC, ET AL. V.
BEVERLY WELLNER, ETC.
ORDER CORRECTED THE OPINION OF THE
COURT RENDERED NOVEMBER 2, 2017,
BY SUBSTITUTION OF THIS OPINION IN LIEU
OF THE ORIGINAL OPINION.

[2013-SC-000431-I](#)
TO BE PUBLISHED

CLARK

SAINT AUGUSTINE SCHOOL; DIOCESE
OF COVINGTON V.
JANET CROPPER
ORDER CORRECTED THE OPINION OF THE
COURT ENTERED NOVEMBER 2, 2017, BY
SUBSTITUTION OF THIS OPINION IN LIEU OF
THE ORIGINAL OPINION.
ENTERED: NOVEMBER 2, 2017

[2016-SC-000243-DG](#)
TO BE PUBLISHED

BRACKEN

KENTUCKY BAR ASSOCIATION V.
KENNETH JOSEPH BADER
ORDER CORRECTED THE OPINION AND
ORDER ENTERED NOVEMBER 2, 2017, BY
SUBSTITUTION OF THIS OPINION AND
ORDER IN LIEU OF THE ORIGINAL OPINION
AND ORDER.
ENTERED: NOVEMBER 7, 2017

[2017-SC-000312-KB](#)
TO BE PUBLISHED

IN SUPREME
COURT

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

CHRISTOPHER EDWARD LACH V.
KENTUCKY BAR ASSOCIATION
ENTERED: NOVEMBER 1, 2017

2017-SC-000583-KB

IN SUPREME
COURT

SUPREME COURT OF KENTUCKY

DECEMBER 14, 2017 MINUTES

RELEASED: 10:00 A.M.

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

ELIZABETH ANNETTE MCGEE WRIGHT V. KENTUCKY BAR ASSOCIATION ENTERED: NOVEMBER 1, 2017	2017-SC-000584-KB	IN SUPREME COURT
---	--------------------------	-----------------------------

REBECCA NOELLE ALGENIO V. KENTUCKY BAR ASSOCIATION ENTERED: NOVEMBER 30, 2017	2017-SC-000636-KB	IN SUPREME COURT
--	--------------------------	-----------------------------