

UPDATED: 04/02/2013

MAY 2013

ORAL ARGUMENT

CALENDAR

Report Updated On: 04/02/2013

04/02/2013

MAY, 2013

THERE WILL BE NO COURT MEETING.

May 8, 2013

1:30 P.M., (FRANKFORT TIME) MOTION PANEL,
JUDGE CLAYTON, PRES., CHIEF JUDGE ACREE,
AND JUDGE LAMBERT, ASSOC.

**PHONE NUMBERS WHERE PANEL MEMBERS CAN BE REACHED WHEN ORAL
ARGUMENTS SCHEDULED:**

FRANKFORT – Contact Sam Givens or Mary Zagale - (502) 573-7920

LOUISVILLE – Contact Melanie Montgomery – (502) 595-3440

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,
FRANKFORT, KENTUCKY**

DATE: Wednesday, May 8, 2013

12:45 PM PJ: LAMBERT, HON. JAMES H.

ACREE, HON. GLENN E.

DIXON, HON. DONNA L.

2012CA001508

TOYOTA MOTOR MANUFACTURING, KENTUCKY, INC. v PATRICK KELLEY

Appeal in wage and hour claim case from the order of the Scott Circuit Court certifying a class action pursuant to CR 23.

CIVIL

SCOTT COUNTY

HON ROBERT G. JOHNSON

Appellant Atty:

Appellant Name:

MEREDITH, STEPHEN

TOYOTA MOTOR MANUFACTURING, KENTUCKY,
INC.

POLKINGHORN , JAMES

ROACH, JOHN

SAVARISE, JEFFREY

WEATHERHOLT, TIMOTHY

.....
Appellee Atty:

Appellee Name:

HUGHES, ELIZABETH

KELLEY, PATRICK

KOFFMAN, NORA

ROARK, ROBERT

WALTHER, JEFFREY

LYCAN, DAVID

KENTUCKY CHAMBER OF COMMERCE

SLAUGHTER, CHRISTOPHER
.....

**** NOTE:**

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Wednesday, May 8, 2013

01:00 PM PJ: CAPERTON, HON. MICHAEL O.

MAZE, HON. IRV

THOMPSON, HON. KELLY

2012CA001310

DEPARTMENT OF NATURAL RESOURCES v BERTHA ADKINS

Commonwealth appeals from interlocutory order; issue of sovereign immunity and motion to dismiss.

CIVIL

PIKE COUNTY

HON STEVEN D. COMBS

Appellant Atty:

Appellant Name:

HUFFMAN, LANCE
PATRICK, TAMARA

DEPARTMENT OF NATURAL RESOURCES

Appellee Atty:

Appellee Name:

PILLERSDORF, NED

ADKINS, BERTHA

STAPLETON, ROBERT

STAPLETON, ROBERT

** NOTE:

01:45 PM PJ: MAZE, HON. IRV

CAPERTON, HON. MICHAEL O.

THOMPSON, HON. KELLY

2012CA000805

BUCK ELKINS v COMMONWEALTH OF KENTUCKY

Appeal from conviction for manufacturing methamphetamine. Whether police testimony about ammonia smell and finding of several items of methamphetamine precursors and equipment was sufficient to support a conviction for manufacturing methamphetamine.

CRIMINAL

LAUREL COUNTY

HON JOHN KNOX MILLS

Appellant Atty:

Appellant Name:

HORSMAN, LINDA
SCHMIDT, KATHLEEN

ELKINS, BUCK

Appellee Atty:

Appellee Name:

FUCHS, GREGORY

COMMONWEALTH OF KENTUCKY

** NOTE:

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Wednesday, May 8, 2013

02:30 PM PJ: THOMPSON, HON. KELLY

CAPERTON, HON. MICHAEL O.

MAZE, HON. IRV

2012CA000891

STEPHEN C. SHY, D.O. v DENNIS WALKER, AS CO-ADMINISTRATOR

CIVIL

FLOYD COUNTY

HON JOHN DAVID CAUDILL

Appellant Atty:

BROWN, DANIEL
BURCHETT, STEPHEN
O'HARE, ANNE
OFFUTT, D JR

Appellant Name:

SHY, D.O., STEPHEN

Appellee Atty:

ERDMANN, CORY
O'BRIEN, STEPHEN III

Appellee Name:

WALKER, DENNIS

**** NOTE:**

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Wednesday, May 29, 2013

01:30 PM PJ: COMBS, HON. SARA W.

CLAYTON, HON. DENISE G.

VANMETER, HON. LAURANCE B.

2012CA000573

MELISSA K. PENNINGTON v WAGNER'S PHARMACY, INC.

Employment discrimination case in which appellant challenges her firing based on her weight and appearance, characterized by the employer as a "handicap" justifying her termination.

CIVIL

JEFFERSON COUNTY

HON SUSAN SCHULTZ GIBSON

Appellant Atty:

GREGORY, HARRY III
KIMBALL, PHILIP

Appellant Name:

PENNINGTON, MELISSA

Appellee Atty:

CLARE, BRIAN

Appellee Name:

WAGNER'S PHARMACY, INC.

** NOTE:

02:15 PM PJ: CLAYTON, HON. DENISE G.

COMBS, HON. SARA W.

VANMETER, HON. LAURANCE B.

2012CA000788

TORI VAN BERG v COMMONWEALTH OF KENTUCKY

An appeal from the trial Court's denial of shock probation.

DAVIESS COUNTY

HON JOSEPH W CASTLEN

Appellant Atty:

APRILE, JOSEPH II

Appellant Name:

BERG, TORI

Appellee Atty:

CROSS, JEFFREY

Appellee Name:

COMMONWEALTH OF KENTUCKY

** NOTE: