

UPDATED: 9/20/2018

SEPTEMBER 2018

ORAL ARGUMENT

CALENDAR

Updated 9/20/2018

SEPTEMBER, 2018

SEPTEMBER 17, 2018 **2:00 PM (EASTERN TIME), MOTION PANEL,
JUDGE DONNA DIXON, PJ, JUDGE GLENN ACREE AND
JUDGE DEBRA LAMBERT, ASSOCIATE JUDGES.**

SEPTEMBER 26, 2018 **10:00 AM (EASTERN TIME), SHOW CAUSE HEARING,
2016-CA-000775-MR- *Natasha Harris-Johnson v. Auto Club
Property-Casualty Company, et al.***

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

ELIZABETHTOWN – Contact Belinda Peace – (270) 766-5259

FRANKFORT – Contact Patricia Brauer or Sam Givens - (502) 573-7920

WILMORE – Contact Dr. Steve Clements – (859) 858-3511

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

DATE: Thursday, September 20, 2018

10:00 AM PJ: SMALLWOOD, HON. GENE ACREE, HON. GLENN E. JOHNSON, HON. ROBERT G.

2016CA001301 CHRISTODULOS STAVENS v ABDUL G. BURIDI

2016CA001841

2017CA000063

2017CA000064

Appeal from jury verdict awarding damages to individual investors for fraud and to an association for conversion. Appellant argues that directed verdict or JNOV should have been granted, and an error in instruction regarding conversion; cross-appeal regarding prejudgment interest.

CIVIL JEFFERSON COUNTY HON A. C. MCKAY CHAUVIN

Appellant Atty:

**HOVIOUS, R.
WALTON, THEODORE**

Appellant Name:

STAVENS, CHRISTODULOS

Appellee Atty:

**HINKLE, CASEY
KAPLAN, DAVID
RAMBICURE, CHRISTOPHER**

Appellee Name:

BURIDI, ABDUL

COOGLE, MATTHEW

KENTUCKIANA INVESTORS, LLC.

**** NOTE:*PREVIOUSLY AT 1:45 PM 9/20/18 IN FRANKFORT, KENTUCKY; AND PREVIOUSLY 1:45 PM ON 9/26/18 IN WILMORE, KENTUCKY.**

LOCATION: HARDIN COUNTY JUSTICE CENTER, 120 EAST DIXIE AVENUE, ELIZABETH TOWN, KENTUCKY

DATE: Thursday, September 20, 2018

01:00 PM PJ: TAYLOR, HON. JEFF S.

COMBS, HON. SARA W.

DIXON, HON. DONNA L.

2017CA001006 JESSICA HAWORTH v H.R. BY PARENT AND NEXT FRIEND, REGINA ROBBINS

2017-CA-001006- whether circuit court erred by denying immunity to Louisville police officer.
2017-CA-001007- whether circuit court erred by denying immunity to Louisville mayor and chief of the Louisville Metro Police Department.

CIVIL JEFFERSON COUNTY HON JUDITH E MCDONALD-BURKMAN

Appellant Atty:

DILBECK, JAMES

Appellant Name:

HAWORTH, JESSICA

Appellee Atty:

GREENE, MICHAEL

GREENE, WILSON

Appellee Name:

H.R. BY PARENT AND NEXT FRIEND, REGINA ROBBINS

**** NOTE:**THIS CASE WILL BE HEARD AT THE SAME TIME AS ASSOCIATED CASE #2017CA001007.**

01:00 PM PJ: TAYLOR, HON. JEFF S.

COMBS, HON. SARA W.

DIXON, HON. DONNA L.

2017CA001007

2017-CA-001006- whether circuit court erred by denying immunity to Louisville police officer.
2017-CA-001007- whether circuit court erred by denying immunity to Louisville mayor and chief of the Louisville Metro Police Department.

CIVIL JEFFERSON COUNTY HON JUDITH E MCDONALD-BURKMAN

Appellant Atty:

HOERTER, PATRICK
O'CONNELL, MICHAEL

Appellant Name:

LOUISVILLE METRO MAYOR GREG FISCHER
LOUISVILLE METRO POLICE CHIEF STEVE CONRAD

Appellee Atty:

DILBECK, JAMES

GREENE, MICHAEL
GREENE, WILSON

Appellee Name:

H.R. (BY PARENT AND NEXT FRIEND, REGINA ROBBINS)

**** NOTE:**THIS CASE WILL BE HEARD AT THE SAME TIME AS ASSOCIATED CASE #2017CA001006.**

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

DATE: Tuesday, September 25, 2018

11:00 AM PJ: LAMBERT, HON. DEBRA HEMBREE JOHNSON, HON. ROBERT G. MAZE, HON. IRV

2017CA001245 LINDA G. HOLT v THOMPSON HINE

Whether the trial court erred when it dismissed Appellants' claims as time barred; barred by laches; as violative of the rule against double recovery and right to apportionment; barred by issue preclusive and judicial estoppel; public policy; and inter-corporate conspiracy doctrine.

CIVIL KENTON COUNTY HON REBECCA LESLIE KNIGHT

Appellant Atty:

TROUT, EVA
WICKER, J

Appellant Name:

HOLT, LINDA

Appellee Atty:

FAIRLESS, CAROLYN
MCMURTRY, TODD
MONTVILLE, CHRISTOPHER
WINSLOW, KYLE

Appellee Name:

HINE, THOMPSON

**** NOTE:**

01:45 PM PJ: JOHNSON, HON. ROBERT G. CLAYTON, HON. DENISE G. KRAMER, HON. JOY A.

2017CA000394 THE KERNEL PRESS, INC. v UNIVERSITY OF KENTUCKY

2017CA001347

Does FERPA prohibit UK's compliance w/Open Records Act? Does C.L. Act or Violence Against Women Act justify non-compliance w/Open Records Act? Does personal privacy exception apply to files that are redacted? Does preliminary document exception apply?

CIVIL FAYETTE COUNTY HON THOMAS L CLARK

Appellant Atty:

ABATE, MICHAEL
MILLER, THOMAS
WOODFORD, ELIZABETH

Appellant Name:

THE KERNEL PRESS, INC.

Appellee Atty:

BARKER, STEPHEN
BEAUMAN, BRYAN
GEORGE, MEGAN
SALSBUREY, JOSHUA
THRO, WILLIAM

Appellee Name:

UNIVERSITY OF KENTUCKY

**** NOTE:**

LOCATION: ASBURY UNIVERSITY, 1 MACKLEM DRIVE, WILMORE, KENTUCKY**DATE: Wednesday, September 26, 2018****10:30 AM PJ: ACREE, HON. GLENN E. JOHNSON, HON. ROBERT G. SMALLWOOD, HON. GENE****2017CA001060 KENTUCKY CABINET FOR HEALTH AND FAMILY SERVICES v PERRY PUCKETT****2017CA001143**

Civil; Employment: Whether circuit court's review and reversal of the Kentucky Personnel Board's termination of a state employee was proper.

CIVIL FRANKLIN COUNTY HON THOMAS D. WINGATE

Appellant Atty:

Appellant Name:

WOLSING, JENNIFER**KENTUCKY CABINET FOR HEALTH AND FAMILY SERVICES**

Appellee Atty:

Appellee Name:

**EASTERLING, STAFFORD
SIPEK, MARK****KENTUCKY PERSONNEL BOARD****LEIGHTTY, DAVID****PUCKETT, PERRY****** NOTE:**PREVIOUSLY ON 9/20/2018 AT 10:30 AM AT SAME LOCATION.****11:15 AM PJ: JOHNSON, HON. ROBERT G. ACREE, HON. GLENN E. SMALLWOOD, HON. GENE****2016CA000065 ARCHIE RAGER v STEVE HARRISON**

Issues: S.J. dismissing appellees - no finding of facts - stat. of limitations - negligence duty - fraudulent misrep. - atty fees - Violation of Kentucky Consumer Protection Act - Public policy.

CIVIL MADISON COUNTY HON WILLIAM G. CLOUSE

Appellant Atty:

Appellant Name:

GOEING, MATTHEW**RAGER, ARCHIE**

Appellee Atty:

Appellee Name:

**BOWMAN, LESLIE
SIMONS, DANIEL****HARRISON, STEVE****BROOKS, ROBERT****JAYNES, DONALD****GILBERT, JAMES****WILLIAMS, JIMMY****** NOTE:***PREVIOUSLY ON SEPTEMBER 20, 2018 @ 11:15 AM. SAME LOCATION.**

LOCATION: ASBURY UNIVERSITY, 1 MACKLEM DRIVE, WILMORE, KENTUCKY

DATE: Wednesday, September 26, 2018

01:00 PM PJ: JOHNSON, HON. ROBERT G. ACREE, HON. GLENN E. SMALLWOOD, HON. GENE
2017CA001291 COMMONWEALTH OF KENTUCKY FINANCE v KELLIE LANG

Personnel action, Stat. Interpretation of KRS 18A and 132.370.

CIVIL	FRANKLIN COUNTY	HON PHILLIP J. SHEPHERD
<u>Appellant Atty:</u>		<u>Appellant Name:</u>
BISHOP, CARY		COMMONWEALTH OF KENTUCKY FINANCE
HOLBROOK, ROSEMARY		KENTUCKY PERSONNEL CABINET
<u>Appellee Atty:</u>		<u>Appellee Name:</u>
EASTERLING, STAFFORD		KENTUCKY PERSONNEL BOARD
FAURI, PAUL		LANG, KELLIE

**** NOTE:**PREVIOUSLY ON SEPTEMBER 20, 2018 @ 1:00 PM. SAME LOCATION.**

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

DATE: Wednesday, September 26, 2018

10:00 AM PJ: LAMBERT, HON. JAMES H.

KRAMER, HON. JOY A.

TAYLOR, HON. JEFF S.

2016CA000775

NATASHA HARRIS-JOHNSON v AUTO CLUB PROPERTY-CASUALTY INSURANCE CO.

Appeal from involuntary dismissal of claims for breach of contract, negligence, common law bad faith, violation of the unfair claims settlement practices act, consumer protection act, and uniform state building code. Issues involve discovery violations.

CIVIL MCCRACKEN COUNTY

HON TIMOTHY KALTENBACH

Appellant Atty:

TRAVIS, DAVID
TRAVIS, WILLIAM

Appellant Name:

HARRIS-JOHNSON, NATASHA

Appellee Atty:

HARNED, NORMAN

ANDREWS, JENNIFER
DEEP, W.

WALTER, CHARLES

BOSWELL, J
EWALD, WILLIAM
OVERDIER, FREDERICK

Appellee Name:

AUTO CLUB PROPERTY-CASUALTY INSURANCE
CO.

EMERGENCY RESTORATION & CONTRACTING,
INC.

IMPERIAL INSURANCE RESTORATION AND
REMODELING, INC.

INDEPENDENT MITIGATION & CLEANING
CONSERVATION NETWORK,

**** NOTE: **SHOW CAUSE HEARING****

12:00 PM PJ: THOMPSON, HON. KELLY

JONES, HON. ALLISON E.

LAMBERT, HON. JAMES H.

2017CA001478

DAN HOWARD v LESLIE MATTHEW SPRADLIN

Appeal from summary judgment by building owner whose commercial property was destroyed when appellee parked a truck at landowner's store after business hours without express permission. The truck contained a firearm and ammunition clip. During the night, the truck was apparently set on fire. The fire spread to the eaves of the store causing total destruction.

CIVIL LAWRENCE COUNTY

HON JOHN DAVID PRESTON

Appellant Atty:

ADAMS, ELDRED JR

Appellant Name:

HOWARD, DAN

Appellee Atty:

PORTER, JOHN

Appellee Name:

SPRADLIN, LESLIE

**** NOTE:**

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

DATE: Wednesday, September 26, 2018

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

JONES, HON. ALLISON E.

THOMPSON, HON. KELLY

2016CA001723

CAMERON MASON STEELE v COMMONWEALTH OF KENTUCKY

Appeal from conviction for possession of materials portraying a minor in a sexual performance. Issues include whether the court should have granted directed verdict of acquittal and whether the trial court properly permitted introduction of photos for Commonwealth.

CRIMINAL

JEFFERSON COUNTY

HON ANGELA MCCORMICK BISIG

Appellant Atty:

DENISON, TIMOTHY

Appellant Name:

STEELE, CAMERON

Appellee Atty:

BARRY, MARK

Appellee Name:

COMMONWEALTH OF KENTUCKY

**** NOTE:**