

**COURT OF APPEALS OF KENTUCKY**

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| 364 | DAY (EULALA)<br>VS.<br>SALLEE (BOBBY), ET AL.<br>OPINION AND ORDER DISMISSING<br>KELLER (PRESIDING JUDGE)<br>CAPERTON (CONCURS) AND<br>VANMETER (CONCURS)  | <a href="#">2007-CA-002354-MR</a><br>NOT TO BE PUBLISHED                                      | BREATHITT |
| 365 | TUCKER STATION NEIGHBORHOOD<br>ASSOCIATION, INC., ET AL.<br>VS.<br>LOUISVILLE/JEFFERSON COUNTY<br>METRO GOVERNMENT BOARD OF<br>ZONING , ET AL.<br>OPINION AFFIRMING<br>NICKELL (PRESIDING JUDGE)<br>THOMPSON (CONCURS) AND<br>VANMETER (CONCURS) | <a href="#">2008-CA-000018-MR</a><br>NOT TO BE PUBLISHED                                      | JEFFERSON |
| 366 | CITIZENS NATIONAL BANK OF<br>JESSAMINE COUNTY<br>VS.<br>WASHINGTON MUTUAL BANK, ET AL.<br>OPINION REVERSING<br>NICKELL (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND KELLER<br>(CONCURS)  | <a href="#">2008-CA-000155-MR</a><br>TO BE PUBLISHED  | GARRARD   |
| 367 | WHALEN (TIMOTHY DALE), ET AL.<br>VS.<br>NORFOLK SOUTHERN CORPORATION<br>OPINION AFFIRMING<br>NICKELL (PRESIDING JUDGE)<br>CLAYTON (CONCURS) AND VANMETER<br>(CONCURS)  | <a href="#">2008-CA-000296-MR</a><br>NOT TO BE PUBLISHED                                      | GRANT     |
| 368 | HORN (CLAY); AND HORN (SUSAN KAY)<br>VS.<br>HUFFMAN (STEPHEN A.), ET AL.<br>OPINION AFFIRMING<br>VANMETER (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND HARRIS<br>(CONCURS)   | <a href="#">2008-CA-000968-MR</a><br><a href="#">2008-CA-001589-MR</a><br>NOT TO BE PUBLISHED | GARRARD   |
| 369 | JONES (CASEY)<br>VS.<br>ERNSPIKER (CHERI), ET AL.<br>OPINION AFFIRMING<br>NICKELL (PRESIDING JUDGE)<br>COMBS (CONCURS) AND TAYLOR<br>(CONCURS)   | <a href="#">2008-CA-001316-MR</a><br>NOT TO BE PUBLISHED                                      | JEFFERSON |

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| 370 | CAUDILL (SHELBY)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>NICKELL (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND VANMETER<br>(CONCURS)   | <a href="#">2008-CA-001485-MR</a><br>NOT TO BE PUBLISHED | FLEMING   |
| 371 | BROWN (GLENN)<br>VS.<br>LOUISVILLE JEFFERSON COUNTY<br>REDEVELOPMENT AUTHORITY, INC.,<br>ET AL.<br>OPINION AFFIRMING IN PART,<br>VACATING IN PART AND REMANDING<br>LAMBERT (PRESIDING JUDGE)<br>ACREE (CONCURS) AND KELLER<br>(CONCURS IN PART, DISSENTS IN<br>PART AND FILES A SEPARATE<br>OPINION) | <a href="#">2008-CA-001890-MR</a><br>TO BE PUBLISHED     | JEFFERSON |
| 372 | BARRETT (SAMUEL T.), ET AL<br>VS.<br>MULLIGAN (JANET), ET AL.<br>OPINION AFFIRMING<br>STUMBO (PRESIDING JUDGE)<br>TAYLOR (CONCURS) AND VANMETER<br>(CONCURS)   | <a href="#">2008-CA-001987-MR</a><br>NOT TO BE PUBLISHED | JEFFERSON |
| 373 | DAVIS (LOGAN), ET AL.<br>VS.<br>CITIBANK N.A. , ET AL.<br>OPINION AFFIRMING<br>BUCKINGHAM (PRESIDING JUDGE)<br>TAYLOR (CONCURS) AND ACREE<br>(CONCURS)   | <a href="#">2008-CA-002245-MR</a><br>NOT TO BE PUBLISHED | JESSAMINE |
| 374 | RODGERS (PAUL)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION VACATING AND REMANDING<br>COMBS (PRESIDING JUDGE)<br>KELLER (CONCURS) AND VANMETER<br>(CONCURS)   | <a href="#">2008-CA-002287-MR</a><br>TO BE PUBLISHED     | GRAVES    |
| 375 | COMMONWEALTH OF KENTUCKY<br>VS.<br>HALL (JOSH)<br>OPINION REMANDING<br>COMBS (PRESIDING JUDGE)<br>CAPERTON (CONCURS) AND WHITE<br>(CONCURS)  | <a href="#">2009-CA-000017-MR</a><br>NOT TO BE PUBLISHED | SHELBY    |

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| 376 | COMBS (RUTH)<br>VS.<br>ADMINISTRATIVE OFFICE OF THE<br>COURTS , ET AL.<br>OPINION AFFIRMING<br>DIXON (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND WINE<br>(CONCURS)       | <a href="#">2009-CA-000165-MR</a><br>NOT TO BE PUBLISHED | PERRY   |
| 377 | DISCOVER BANK<br>VS.<br>SEA (DOROTHY)<br>OPINION AFFIRMING<br>STUMBO (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND WHITE<br>(CONCURS)                                      | <a href="#">2009-CA-000515-MR</a><br>NOT TO BE PUBLISHED | CLARK   |
| 378 | RUNYON (TERRY)<br>VS.<br>COMMONWEALTH OF KENTUCKY<br>OPINION AFFIRMING<br>DIXON (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND WINE<br>(CONCURS)                            | <a href="#">2009-CA-000544-MR</a><br>NOT TO BE PUBLISHED | ESTILL  |
| 379 | PAGEL (WAYNE)<br>VS.<br>PAGEL (BRENDA)<br>OPINION AFFIRMING<br>LAMBERT (PRESIDING JUDGE)<br>STUMBO (CONCURS) AND WHITE<br>(CONCURS)                                     | <a href="#">2009-CA-000564-MR</a><br>NOT TO BE PUBLISHED | MASON   |
| 380 | MAZURKA (GLENDA), ET AL.<br>VS.<br>COOPER (BYRON), ET AL.<br>OPINION REVERSING AND<br>REMANDING<br>STUMBO (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND WHITE<br>(CONCURS) | <a href="#">2009-CA-000565-MR</a><br>NOT TO BE PUBLISHED | FAYETTE |
| 381 | BLAINE COMPANY, INC.<br>VS.<br>LOOKOUT CORPORATE CENTER , ET<br>AL.<br>OPINION AFFIRMING<br>KNOPF (PRESIDING JUDGE)<br>CAPERTON (CONCURS) AND STUMBO<br>(CONCURS)       | <a href="#">2009-CA-000605-MR</a><br>NOT TO BE PUBLISHED | KENTON  |

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| 364 | LITTERAL (ROBERT EUGENE)<br>VS.<br>LITTERAL (LISHA DAWN)<br>OPINION AFFIRMING IN PART,<br>REVERSING IN PART, AND<br>REMANDING<br>DIXON (PRESIDING JUDGE)<br>LAMBERT (CONCURS) AND WINE<br>(CONCURS) | <a href="#">2009-CA-000647-MR</a><br>NOT TO BE PUBLISHED | GREENUP          |
| 365 | GARDNER (JESSE)<br>VS.<br>VISION MINING, INC. , ET AL.<br>OPINION REVERSING AND<br>REMANDING<br>LAMBERT (PRESIDING JUDGE)<br>KELLER (CONCURS) AND WINE<br>(CONCURS)                                 | <a href="#">2009-CA-000874-WC</a><br>TO BE PUBLISHED     | WORKERS'<br>COMP |
| 366 | LINEBAUGH (MARK E.), ET AL.<br>VS.<br>CARROLL (ROBERT C.), ET AL.<br>OPINION REVERSING AND<br>REMANDING<br>COMBS (PRESIDING JUDGE)<br>CLAYTON (CONCURS) AND STUMBO<br>(CONCURS)                     | <a href="#">2009-CA-000888-MR</a><br>NOT TO BE PUBLISHED | EDMONSON         |
| 367 | YOUNG (RANDALL)<br>VS.<br>LEECO, INC. , ET AL.<br>OPINION AFFIRMING<br>ACREE (PRESIDING JUDGE)<br>CLAYTON (CONCURS) AND HARRIS<br>(CONCURS)   | <a href="#">2009-CA-000892-WC</a><br>NOT TO BE PUBLISHED | WORKERS'<br>COMP |
| 368 | LEON (FABIAN)<br>VS.<br>PENSKE TRUCK LEASING CO.<br>OPINION AFFIRMING<br>STUMBO (PRESIDING JUDGE)<br>TAYLOR (CONCURS) AND VANMETER<br>(CONCURS)   | <a href="#">2009-CA-000930-MR</a><br>NOT TO BE PUBLISHED | JEFFERSON        |
| 369 | BROWN (MARGARET H.), ET AL.<br>VS.<br>KERR (PHILLIP), ET AL.<br>OPINION AFFIRMING<br>MOORE (PRESIDING JUDGE)<br>ACREE (CONCURS) AND BUCKINGHAM<br>(CONCURS)   | <a href="#">2009-CA-000943-MR</a><br>NOT TO BE PUBLISHED | HARDIN           |

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| 371 | COLLIER (JAMES)<br>VS.<br>KENTUCKY STATE REFORMATORY ,<br>ET AL.<br>OPINION AFFIRMING<br>STUMBO (PRESIDING JUDGE)<br>TAYLOR (CONCURS) AND VANMETER<br>(CONCURS)   | <a href="#">2009-CA-001294-MR</a><br>NOT TO BE PUBLISHED                                      | OLDHAM           |
| 372 | CLIMATE CONTROL OF KENTUCKY<br>VS.<br>MUTHLER (TOM), ET AL.<br>OPINION AFFIRMING IN PART,<br>REVERSING IN PART AND REMANDING<br>CAPERTON (PRESIDING JUDGE)<br>ACREE (CONCURS) AND THOMPSON<br>(CONCURS) | <a href="#">2009-CA-001371-WC</a><br><a href="#">2009-CA-001461-WC</a><br>NOT TO BE PUBLISHED | WORKERS'<br>COMP |
| 373 | SIPE (GARY)<br>VS.<br>HARRISON MEMORIAL HOSPITAL, ET<br>AL.<br>OPINION REVERSING<br>WHITE (PRESIDING JUDGE)<br>COMBS (CONCURS) AND CAPERTON<br>(CONCURS)  | <a href="#">2009-CA-001458-WC</a><br>NOT TO BE PUBLISHED                                      | WORKERS'<br>COMP |
| 374 | GIPSON FARMS TRUCKING, LLC<br>VS.<br>BALLARD (JOHNEY), ET AL.<br>OPINION AFFIRMING<br>STUMBO (PRESIDING JUDGE)<br>COMBS (CONCURS) AND CLAYTON<br>(CONCURS)  | <a href="#">2009-CA-001784-WC</a><br>NOT TO BE PUBLISHED                                      | WORKERS'<br>COMP |
| 375 | ROBBINS (BRENDA)<br>VS.<br>CLAIRE'S STORES, INC., ET AL.<br>OPINION AFFIRMING<br>CAPERTON (PRESIDING JUDGE)<br>COMBS (CONCURS) AND WHITE<br>(CONCURS)   | <a href="#">2009-CA-002039-WC</a><br>NOT TO BE PUBLISHED                                      | WORKERS'<br>COMP |

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ORDERS DENYING PETITION FOR REHEARING:

JANE KINCAID JOHNSON, ET AL  
VS.  
JOHNSON, TRUE & GUARNIERI  
ENTERED: 04/06/2010

2008-CA-000653-MR

FAYETTE

WILLIAM CLARK  
VS.  
COMMONWEALTH OF KENTUCKY  
ENTERED: 04/06/2010

2008-CA-001906-MR

DAVIESS

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ORDERS DENYING PETITION FOR WRIT OF PROHIBITION:

WAYNE GILEZAN AND  
SYLVIA GILEZAN  
VS.  
HON. SUSAN SCHULTZ GIBSON,  
JUDGE, JEFFERSON CIRCUIT COURT  
DIVISION 12  
AND  
LENVIL HURT, ET AL

2010-CA-000089-OA

JEFFERSON

AMIE WALTON  
VS.  
HON. WILLIAM MAINS, SPECIAL  
JUDGE, FLEMING CIRCUIT COURT  
AND  
JASON TODD WALTON  
ENTERED: 04/07/2010

2010-CA-000584-OA

FLEMING