

KENTUCKY COURT OF APPEALS

JUNE 24, 2022 MINUTES

RELEASED: 10:00 A.M.

398. TAWAIN LEWIS v. COMMONWEALTH OF KENTUCKY [2019-CA-1230-MR](#) JEFFERSON  
**NOT TO BE PUBLISHED**  
**OPINION VACATING AND REMANDING BY JUDGE K. THOMPSON**  
GOODWINE, J. (CONCURS) AND TAYLOR, J. (CONCURS)
399. ALECS CROSSLAND v. GORDON NEAL, JR., ET AL. [2019-CA-1462-MR](#) ADAIR  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE K. THOMPSON**  
COMBS, J. (CONCURS) AND LAMBERT, J. (CONCURS)
400. SAMANTHA KILLARY v. LINDA THOMPSON, ET AL. [2020-CA-0194-MR](#) JEFFERSON  
**TO BE PUBLISHED**  
**OPINION REVERSING AND REMANDING BY JUDGE CALDWELL**  
MCNEILL, J. (CONCURS) AND MAZE, J. (DISSENTS AND FILES SEPARATE OPINION)
401. STEPHON NEWCOMB v. COMMONWEALTH OF KENTUCKY [2020-CA-0269-MR](#) SCOTT  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE TAYLOR**  
LAMBERT, J. (CONCURS) AND MCNEILL, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JUNE 24, 2022 MINUTES

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402. MICHAEL SKIDMORE v. TKC HOLDINGS/KEEFE GROUP, ET AL. [2020-CA-0340-WC](#) WORKERS' COMPENSATION BOARD  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE JONES**  
ACREE, J. (CONCURS) AND GOODWINE, J. (CONCURS)
403. ABBIE CHRISTINE BLEVINS, ET AL. v. ESTATE OF PHILLIP DAVID BLEVINS, ET AL. [2020-CA-0404-MR](#) WAYNE  
**NOT TO BE PUBLISHED**  
**OPINION REVERSING AND REMANDING BY JUDGE K. THOMPSON**  
GOODWINE, J. (CONCURS) AND TAYLOR, J. (CONCURS)
404. JOSEPH EBU v. COMMONWEALTH OF KENTUCKY [2020-CA-0553-MR](#) FAYETTE  
**TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE K. THOMPSON**  
ACREE, J. (CONCURS) AND CALDWELL, J. (CONCURS)
405. VICTOR MARRERO-CHARLEMAN v. COMMONWEALTH OF KENTUCKY [2020-CA-0608-MR](#) KENTON  
[2020-CA-0763-MR](#)  
[2020-CA-0765-MR](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE MCNEILL**  
LAMBERT, J. (CONCURS) AND TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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406. DONNA POWERS v.  
KENTUCKY FARM BUREAU MUTUAL  
INSURANCE COMPANY
- [2020-CA-1011-MR](#)  
**TO BE PUBLISHED**
- MCCRACKEN
- OPINION AFFIRMING BY JUDGE CALDWELL**
- GOODWINE, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
407. MARY JONES, ET AL. v.  
WAL-MART STORES EAST, LIMITED,  
ET AL.
- [2020-CA-1598-MR](#)  
**NOT TO BE PUBLISHED**
- MUHLENBERG
- OPINION AFFIRMING BY JUDGE ACREE**
- CETRULO, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
408. DUWAN MASON v.  
COMMONWEALTH OF KENTUCKY
- [2021-CA-0006-MR](#)  
**NOT TO BE PUBLISHED**
- JEFFERSON
- OPINION AFFIRMING BY JUDGE ACREE**
- CETRULO, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
409. AJAYKUMAR PARIKH, ET AL. v.  
THE CECILIAN BANK
- [2021-CA-0012-MR](#)  
**NOT TO BE PUBLISHED**
- HARDIN
- OPINION AFFIRMING BY JUDGE ACREE**
- CETRULO, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
410. RONALD N. ARNSPERGER, JR. v.  
SAINT ELIZABETH MEDICAL CENTER,  
INC., D/B/A ST. ELIZABETH FLORENCE
- [2021-CA-0115-MR](#)  
**NOT TO BE PUBLISHED**
- BOONE
- OPINION REVERSING BY JUDGE ACREE**
- TAYLOR, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)

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RELEASED: 10:00 A.M.

411. MEGAN CASH v. [2021-CA-0269-MR](#) MCCREARY  
STEPHEN CASH **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE ACREE**
- K. THOMPSON, J. (CONCURS) AND  
JONES, J. (CONCURS IN RESULT ONLY)
412. TRAVIS SHELTON, ET AL. v. [2021-CA-0397-MR](#) WAYNE  
RICHIE ATKINSON, ET AL. **NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING  
BY JUDGE CALDWELL**
- CETRULO, J. (CONCURS) AND  
MAZE, J. (CONCURS)
413. JOSEPH D. COCKROFT v. [2021-CA-0549-MR](#) UNION  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE DIXON**
- MCNEILL, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
414. ANDREW TODD v. [2021-CA-0553-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY, **TO BE PUBLISHED**  
EX REL. MICHAEL J. O'CONNELL IN HIS  
OFFICIAL CAPACITY AS JEFFERSON  
COUNTY ATTORNEY
- OPINION REVERSING BY JUDGE MAZE**
- GOODWINE, J. (CONCURS) AND  
JONES, J. (CONCURS)

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415. E.R. v. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY, ET AL. [2021-CA-0593-ME](#) [2021-CA-0594-ME](#) KENTON  
**NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE K. THOMPSON**
- ACREE, J. (CONCURS) AND JONES, J. (CONCURS)
416. LESLIE GERALDS v. JANICE GERALDS [2021-CA-0667-MR](#) JEFFERSON  
**TO BE PUBLISHED**
- OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING BY JUDGE L. THOMPSON**
- CETRULO, J. (CONCURS) AND GOODWINE, J. (CONCURS)
417. TIMOTHY POOLE v. VALETTA BROWNE [2021-CA-0805-MR](#) FAYETTE  
**NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING BY JUDGE L. THOMPSON**
- CALDWELL, J. (CONCURS) AND TAYLOR, J. (CONCURS)
418. A.P. v. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. [2021-CA-0918-ME](#) [2021-CA-0919-ME](#) [2021-CA-0920-ME](#) [2021-CA-0921-ME](#) OLDHAM  
**NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE JONES**
- GOODWINE, J. (CONCURS) AND MAZE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

JUNE 24, 2022 MINUTES

RELEASED: 10:00 A.M.

419. WILMA ENGLAND, ON BEHALF OF HER TWO MINOR GRANDCHILDREN, AND HEIRS-AT-LAW OF CURTIS H. "BUDDY" YEARY, ET AL. v. SUSAN M. HEINRICH, IN HER CAPACITY AS EXECUTRIX OF THE CURTIS H. "BUDDY" YEARY ESTATE, AND THE TRUSTEE OF THE INTER VIVOS TRUST OF CURTIS H. "BUDDY" YEARY, ET AL.
- OPINION AFFIRMING BY JUDGE COMBS**
- ACREE, J. (CONCURS) AND MAZE, J. (CONCURS)
- [2021-CA-0972-MR](#) BELL  
**NOT TO BE PUBLISHED**
420. GLENN EDWARD HIGDON v. KIMBERLY JANE HIGDON
- OPINION REVERSING AND REMANDING BY JUDGE MAZE**
- GOODWINE, J. (CONCURS) AND JONES, J. (CONCURS)
- [2021-CA-0981-MR](#) HARDIN  
**NOT TO BE PUBLISHED**
421. BOBBY JONES v. WEST LIBERTY PLANNING AND ZONING COMMISSION
- OPINION AFFIRMING BY JUDGE CETRULO**
- ACREE, J. (CONCURS) AND L. THOMPSON, J. (CONCURS)
- [2021-CA-1024-MR](#) MORGAN  
**NOT TO BE PUBLISHED**
422. MICHAEL NEWMAN, ET AL. v. J.A., A MINOR, BY AND THROUGH S.A., HIS MOTHER AND NEXT FRIEND
- OPINION AFFIRMING IN PART AND REVERSING AND REMANDING IN PART BY CHIEF JUDGE CLAYTON**
- ACREE, J. (CONCURS) AND TAYLOR, J. (CONCURS)
- [2021-CA-1044-MR](#) JEFFERSON  
**NOT TO BE PUBLISHED**

KENTUCKY COURT OF APPEALS

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423. BASHIR ADEN v. [2021-CA-1049-WC](#) WORKERS'  
SUMMITT TRUCKING, ET AL. NOT TO BE COMPENSATION  
BOARD  
**OPINION AFFIRMING BY JUDGE ACREE**  
PUBLISHED  
JONES, J. (CONCURS) AND  
K. THOMPSON, J. (CONCURS)

**ORDERS DISMISSING**

TIMOTHY ROLLIN v. [2021-CA-1203-MR](#) HARDIN  
COMMONWEALTH OF KENTUCKY  
**Entered: JUNE 21, 2022**

ARTAVIS GROVES v. [2021-CA-1350-MR](#) BULLITT  
COMMONWEALTH OF KENTUCKY  
**Entered: JUNE 21, 2022**

**ORDER DENYING MOTION FOR INTERLOCUTORY RELIEF**

RACETRAC PETROLEUM, INC. v. [2022-CA-0111-I](#) FRANKLIN  
FRANKFORT SHELL FOODMART, LLC, ET AL.  
**Entered: JUNE 20, 2022**