

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 1 OF 11

1232	WILLIAMS (DERRICK O.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KELLER (PRESIDING JUDGE) DIXON (CONCURS) AND GRAVES (CONCURS)	2005-CA-1436-MR NOT TO BE PUBLISHED	JEFFERSON
1233	ELM STREET/MCCRACKEN PIKE PRESERVATION ALLIANCE, INC. VS. SIEGELMAN (FRED), ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) HOWARD (CONCURS) AND KNOPF (CONCURS)	2005-CA-2079-MR NOT TO BE PUBLISHED	WOODFORD
1234	CINTAS CORPORATION VS. SITEX CORPORATION OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND GRAVES (DISSENTS AND FILES A SEPARATE OPINION)	2005-CA-2377-MR 2005-CA-2415-MR NOT TO BE PUBLISHED	HENDERSON
1235	EAGLER (ROBERT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING HOWARD (PRESIDING JUDGE) DIXON (CONCURS) AND THOMPSON (CONCURS)	2005-CA-2578-MR NOT TO BE PUBLISHED	JEFFERSON
1236	COMMONWEALTH OF KENTUCKY VS. DELAHANTY (HON SEAN), ET AL. OPINION VACATING AND REMANDING MOORE (PRESIDING JUDGE) THOMPSON (CONCURS) AND HENRY (CONCURS)	2006-CA-0046-MR NOT TO BE PUBLISHED	JEFFERSON
1237	JONES (JOE BERT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KELLER (PRESIDING JUDGE) LAMBERT (CONCURS) AND STUMBO (CONCURS)	2006-CA-0281-MR NOT TO BE PUBLISHED	MARION

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 2 OF 11

1238	SMITH (NOW WILSON) (SHERRI) VS. CABINET FOR HEALTH AND FAMILY SERVICES OPINION AFFIRMING WINE (PRESIDING JUDGE) THOMPSON (CONCURS) AND KNOPF (CONCURS)	2006-CA-0443-MR NOT TO BE PUBLISHED	FAYETTE
1239	HICKS (JOHN) VS. FLOYD COUNTY BOARD OF EDUCATION OPINION AFFIRMING MOORE (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-0499-MR NOT TO BE PUBLISHED	FLOYD
1240	DOBBINS (VINCENT B.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) COMBS (CONCURS) AND NICKELL (CONCURS)	2006-CA-0515-MR NOT TO BE PUBLISHED	FAYETTE
1241	LOVING (TIMOTHY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) KELLER (CONCURS) AND KNOPF (CONCURS)	2006-CA-0572-MR NOT TO BE PUBLISHED	CHRISTIAN
1242	BRAEHLER (LERA) VS. FLEMING (PAULA) OPINION AFFIRMING STUMBO (PRESIDING JUDGE) NICKELL (CONCURS) AND THOMPSON (DISSENTS AND FILES SEPARATE OPINION)	2006-CA-0643-MR 2006-CA-0976-MR NOT TO BE PUBLISHED	JEFFERSON
1243	RUSSELL (CARLOS) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING VANMETER (PRESIDING JUDGE) KELLER (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-0747-MR TO BE PUBLISHED	PERRY

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 3 OF 11

1244	COLLINS (CHARLES WES) VS. FEDERAL NATIONAL MORTGAGE ASSOCIATION, ET AL. OPINION AFFIRMING NICKELL (PRESIDING JUDGE) ACREE (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-0867-MR NOT TO BE PUBLISHED	MADISON
1245	JONES (CALVIN E.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) TAYLOR (CONCURS) AND WINE (CONCURS)	2006-CA-0960-MR TO BE PUBLISHED	MEADE
1246	SALMON (BRANDON TODD) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING VANMETER (PRESIDING JUDGE) DIXON (CONCURS) AND GRAVES (CONCURS)	2006-CA-1034-DG NOT TO BE PUBLISHED	CALLOWAY
1247	SCOTT (RICHARD KEVIN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KNOPF (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-1151-MR NOT TO BE PUBLISHED	GRAVES
1248	GOODS (TERRILL) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING WINE (PRESIDING JUDGE) LAMBERT (CONCURS) AND TAYLOR (CONCURS)	2006-CA-1187-MR TO BE PUBLISHED	KENTON
1249	HASLETT (ANDREW) VS. FISCHER (CONNIE M.), ET AL. OPINION AFFIRMING KELLER (PRESIDING JUDGE) COMBS (CONCURS) AND BUCKINGHAM (CONCURS)	2006-CA-1255-MR NOT TO BE PUBLISHED	HARDIN

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 4 OF 11

1250	PRATHER (SAMUEL RAY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KELLER (PRESIDING JUDGE) LAMBERT (CONCURS) AND STUMBO (CONCURS)	2006-CA-1267-MR TO BE PUBLISHED	MASON
1251	CARROLL (BILLY RAY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) LAMBERT (CONCURS) AND WINE (CONCURS)	2006-CA-1347-MR NOT TO BE PUBLISHED	KENTON
1252	TURNER (ROY) VS. FUGATE (DEREK W.) OPINION AFFIRMING NICKELL (PRESIDING JUDGE) ACREE (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-1396-MR NOT TO BE PUBLISHED	MADISON
1253	CROFT (ADRIANNA) VS. CROFT (DIMITRI) OPINION REVERSING AND REMANDING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND GRAVES (CONCURS)	2006-CA-1403-MR TO BE PUBLISHED	CALDWELL
1254	COMMONWEALTH OF KENTUCKY, ET AL. VS. PHILLIP MORRIS USA, ET AL. OPINION AND ORDER DISMISSING LAMBERT (PRESIDING JUDGE) TAYLOR (CONCURS) AND WINE (CONCURS)	2006-CA-1425-MR TO BE PUBLISHED	FRANKLIN
1255	BAKER (PAUL) VS. MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ET AL. OPINION AFFIRMING MOORE (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-1450-MR NOT TO BE PUBLISHED	LAUREL

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 5 OF 11

1256	RICE (J. BAYARD) VS. RICE (NOW MOLONEY) (SUSAN) OPINION AFFIRMING COMBS (PRESIDING JUDGE) LAMBERT (CONCURS) AND KNOPF (CONCURS)	2006-CA-1514-MR 2006-CA-1525-MR NOT TO BE PUBLISHED	JEFFERSON
1257	CISSELL (ONDRAUS) VS. KFC CORPORATION, ET AL. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) DIXON (CONCURS) AND COMBS (CONCURS AND FILES SEPARATE OPINION)	2006-CA-1596-MR NOT TO BE PUBLISHED	JEFFERSON
1258	BAKER, JR (DOUGLAS E.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) TAYLOR (CONCURS) AND WINE (CONCURS)	2006-CA-1620-MR NOT TO BE PUBLISHED	BRACKEN
1259	STEWART, JR (DAN D.), ET AL. VS. SLUSHER (JOHN C.), ET AL. OPINION AFFIRMING MOORE (PRESIDING JUDGE) STUMBO (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-1980-MR NOT TO BE PUBLISHED	KNOX
1260	W (J) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING LAMBERT (PRESIDING JUDGE) KELLER (CONCURS) AND STUMBO (CONCURS)	2006-CA-2047-DG NOT TO BE PUBLISHED	FAYETTE
1261	IKARD (HAROLD D'RONE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING WINE (PRESIDING JUDGE) LAMBERT (CONCURS) AND TAYLOR (CONCURS)	2006-CA-2068-MR NOT TO BE PUBLISHED	FAYETTE

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 6 OF 11

1262	HABLER (TONY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KNOPF (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-2072-MR NOT TO BE PUBLISHED	FAYETTE
1263	J. O. VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION AND ORDER DISMISSING KELLER (PRESIDING JUDGE) LAMBERT (CONCURS) AND STUMBO (CONCURS)	2006-CA-2100-ME 2006-CA-2138-ME NOT TO BE PUBLISHED	FAYETTE
1264	NORTHCUTT (PHILLIP) VS. COMMONWEALTH OF KENTUCKY OPINION REVERSING AND REMANDING KNOPF (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-2196-MR NOT TO BE PUBLISHED	CAMPBELL
1265	DAVIS (SUSAN), ET AL. VS. 3 BAR F RODEO, ET AL. OPINION REVERSING AND REMANDING WINE (PRESIDING JUDGE) LAMBERT (CONCURS) AND TAYLOR (CONCURS)	2006-CA-2212-MR TO BE PUBLISHED	GRANT
1266	GRIDER (ANGELA) VS. WILLIAMS (JAMES), ET AL. OPINION VACATING AND REMANDING KNOPF (PRESIDING JUDGE) HOWARD (CONCURS) AND GUIDUGLI (CONCURS)	2006-CA-2475-MR NOT TO BE PUBLISHED	WOODFORD
1267	TALLMAN (TINA), ET AL. VS. CITY OF ELIZABETHTOWN, ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND GRAVES (CONCURS)	2006-CA-2542-MR NOT TO BE PUBLISHED	HARDIN

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 7 OF 11

1268	POLK (ROBERT L.) VS. SAPP (DOUG), ET AL. OPINION AFFIRMING WINE (PRESIDING JUDGE) LAMBERT (CONCURS) AND TAYLOR (CONCURS)	2006-CA-2553-MR NOT TO BE PUBLISHED	FRANKLIN
1269	BRANCH (REGINALD) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING KELLER (PRESIDING JUDGE) LAMBERT (CONCURS) AND STUMBO (CONCURS)	2006-CA-2558-MR NOT TO BE PUBLISHED	FAYETTE
1270	TUBBS (JON) VS. SMITH (RAY) OPINION AFFIRMING KELLER (PRESIDING JUDGE) DIXON (CONCURS) AND GRAVES (CONCURS)	2006-CA-2584-MR NOT TO BE PUBLISHED	CALLOWAY
1271	GOMEZ (EDUARDO ROMAN) VS. GOMEZ (CHERYL) OPINION AFFIRMING ROSENBLUM (PRESIDING JUDGE) ACREE (CONCURS) AND VANMETER (CONCURS)	2006-CA-2585-MR NOT TO BE PUBLISHED	PULASKI
1272	PETTIWAY (VICTOR L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) MOORE (CONCURS) AND VANMETER (CONCURS)	2007-CA-0112-MR NOT TO BE PUBLISHED	FAYETTE
1273	EGBERT (HAROLD) VS. COMMONWEALTH OF KENTUCKY OPINION DISMISSING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND ROSENBLUM (CONCURS)	2007-CA-0135-MR NOT TO BE PUBLISHED	LEWIS

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 8 OF 11

1274	BREATHITT COUNTY BOARD OF EDUCATION VS. PRATER (DOT) OPINION AFFIRMING WINE (PRESIDING JUDGE) DIXON (CONCURS) AND VANMETER (DISSENTS AND FILES SEPARATE OPINION)	2007-CA-0141-MR NOT TO BE PUBLISHED	BREATHITT
1275	SMITH (JOEY KENT) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING DIXON (PRESIDING JUDGE) KELLER (CONCURS) AND GRAVES (CONCURS)	2007-CA-0156-MR NOT TO BE PUBLISHED	JEFFERSON
1276	PITCOCK, JR (RICHARD) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) MOORE (CONCURS) AND VANMETER (CONCURS)	2007-CA-0207-MR NOT TO BE PUBLISHED	FAYETTE
1277	LOWE'S HOME CENTER VS. PASSMORE (WILBER D.), ET AL. OPINION REVERSING MOORE (PRESIDING JUDGE) THOMPSON (CONCURS) AND GRAVES (CONCURS)	2007-CA-0345-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD
1278	D. C. VS. S. T., ET AL. OPINION AFFIRMING KELLER (PRESIDING JUDGE) HENRY (CONCURS) AND TAYLOR (DISSENTS AND FILES SEPARATE OPINION)	2007-CA-0442-ME NOT TO BE PUBLISHED	HARDIN
1279	CHANEY (NOW SAYLOR) (REBECCA NANTZ) VS. CHANEY (ARTHUR GREEN) OPINION AFFIRMING HOWARD (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND KNOPF (CONCURS)	2007-CA-0502-ME NOT TO BE PUBLISHED	ANDERSON

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 9 OF 11

1280	T. J. T. T. H., ET AL. VS. COMMONWEALTH OF KENTUCKY, ET AL. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND ROSENBLUM (CONCURS)	2007-CA-0503-ME NOT TO BE PUBLISHED	PIKE
1281	JONES (BRIAN E.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) ROSENBLUM (CONCURS IN RESULT)	2007-CA-0551-MR NOT TO BE PUBLISHED	JEFFERSON
1282	UNITED PARCEL SERVICE VS. MARTIN (CAROLYN), ET AL. OPINION AFFIRMING KELLER (PRESIDING JUDGE) TAYLOR (CONCURS) AND HENRY (CONCURS)	2007-CA-0873-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD
1283	SHAW (PATRICIA L.) VS. JANE TODD CRAWFORD HOSPITAL, ET AL. OPINION AFFIRMING IN PART, AND VACATING AND REMANDING IN PART VANMETER (PRESIDING JUDGE) DIXON (CONCURS) AND GRAVES (CONCURS)	2007-CA-0981-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD
1284	AMERICAN NURSING CARE, INC. VS. DENEILYA UPTON, ET AL. OPINION AFFIRMING DIXON (PRESIDING JUDGE) VANMETER (CONCURS) AND WINE (CONCURS)	2007-CA-1082-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD
1285	HALL (HUGH DONAT), ET AL. VS. COYLE (ELAINE), ET AL. OPINION AND ORDER DENYING DIXON (PRESIDING JUDGE) TAYLOR (CONCURS) AND VANMETER (CONCURS)	2007-CA-1441-DR TO BE PUBLISHED	WASHINGTON

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ORDER DENYING PETITION FOR REHEARING:

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 10 OF 11

R.V. 2006-CA-1464-MR CALLOWAY
VS.
COMMONWEALTH OF KENTUCKY,
CABINET FOR HEALTH AND FAMILY
SERVICES
ENTERED: 10/29/07

A.V., SR. 2006-CA-1551-MR CALLOWAY
VS.
COMMONWEALTH OF KENTUCKY, CABINET
FOR HEALTH AND FAMILY SERVICES
ENTERED: 10/29/07

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ORDER AFFIRMING:

DESHAWN SHAW 2007-CA-1777-MR LYON
VS.
BECKY PANCAKE, WARDEN
ENTERED: 10/30/07

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ORDERS DISMISSING:

WILLIAM SCOTT NIEMEIER 2007-CA-0473-MR BOONE
VS.
COMMONWEALTH OF KENTUCKY

AMERICAN PHYSICIANS ASSURANCE 2007-CA-1338-MR GREENUP
CORPORATION AND
VS. 2007-CA-1360-MR
ANDREA WOMACK, ADMINISTRATOR OF
THE ESTATE OF HOMER WOMACK, JR.,
ET AL
AND:
FAMILY MEDICINE CENTER, PLLC
VS.
AMERICAN PHYSICIANS ASSURANCE
CORPORATION

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ORDERS STRIKING CASES FROM DOCKET FROM PREVIOUS WEEK ENDING 10/26/07:

ROBERT E. ROSE 2007-CA-1662-OA COURT OF
VS. APPEALS
HON. MARTIN MCDONALD, ET AL
ENTERED: 10/25/07

URIAH PASHA 2007-CA-1736-OA COURT OF
VS. APPEALS
HON. REBECCA PHILLIPS, ET AL
ENTERED: 10/25/07

COURT OF APPEALS OF KENTUCKY

11/02/2007 AT 10:00 A.M.

PAGE 11 OF 11

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ORDER DENYING MOTION TO EXTEND TIME TO FILE PETITION FOR REHEARING FROM WEEK ENDING 10/19/07:

JAMES WILLIAM VESTAL 2005-CA-956-MR FRANKLIN
VS.
JOHN MOTLEY, ET AL
ENTERED: 10/16/07

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ORDER DISMISSING FROM PREVIOUS WEEK ENDING 10/12/07:

THEODORE L. MUSSLER, JR. 2005-CA-2044-MR JEFFERSON
VS.
TRIPLE M. BUSINESS PRODUCTS, INC.
ENTERED: 10/12/07

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ORDER DISMISSING FROM PREVIOUS WEEK ENDING 07/06/07:

DONALD RAY CULVER 2005-CA-997-MR HENDERSON
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 07/05/07

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ORDERS DISMISSING FROM PREVIOUS WEEK ENDING 02/09/07:

WANDA G. GOODSON 2005-CA-2586-MR JEFFERSON
VS.
COMMONWEALTH OF KENTUCKY
ENTERED: 02/09/07

JOSEPH C. HOWLETT, ET AL 2006-CA-416-MR SHELBY
VS.
OTIS TURNER
ENTERED: 02/09/07:

SHANNON FERRELL 2006-CA-1101-MR JEFFERSON
VS.
PATRICIA DAVIS
ENTERED: 02/09/07