

**SUPREME COURT OF KENTUCKY**

**ORAL ARGUMENT CALENDAR**

**WEDNESDAY, DECEMBER 10, 2014**

- 9:00 a.m. Commonwealth of Kentucky v. Michael Young, et al (2013-SC-000367-DG)**  
[Appellant Brief](#)  
[Appellee Brief](#)  
"Criminal Law. KRS 514.040. Theft By Deception. Adoption. Birth Mother Living Expenses. Issues include whether the trial court correctly refused to dismiss theft by deception charges against birth parents who solicited and accepted living expenses from prospective adoptive parents without disclosing that they had already accepted living expenses from an adoption agency representing other prospective adoptive parents."  
Discretionary Review granted 04/9/2014  
Lawrence Circuit Court, Judge John David Preston  
Attorneys for Appellant: William Bryan Jones and Perry Thomas Ryan  
Attorneys for Appellees: Roy Alyette Durham, II and Karen Shuff Maurer
- 10:00 a.m. Commonwealth of Kentucky v. Floyd Wright (2013-SC-000226-DG) and Floyd Wright v. Commonwealth of Kentucky (2013-SC-000824-DG) (Cross Motion)**  
[Appellant Brief](#)  
[Appellee/Cross-Appellant Brief](#)  
[Appellant/Cross-Appellee Reply Brief](#)  
[Appellee/Cross-Appellant Reply Brief](#)  
"Criminal Law. Jury Use of Evidence. Issues include the propriety of a jury's use of the prosecutor's laptop to replay audiotape of a drug transaction admitted into evidence as an exhibit."  
Discretionary Review granted 12/11/13 and 3/12/14 (Cross)  
Pendleton Circuit Court, Judge Jay Delaney  
Attorneys for Appellant/Cross-Appellee: Gregory C. Fuchs  
Attorneys for Appellee/Cross-Appellant: Brandon Neil Jewell
- 11:00 a.m. Mikail Sajjaad Muhammad v. Kentucky Parole Board (2013-SC-000420-DG)**  
[Appellant Brief](#)  
[Appellee Brief](#)  
[Reply Brief](#)  
"Criminal Law. Postincarceration Supervision. Issues include whether a defendant who made a plea bargain with the Commonwealth's Attorney to not revoke his postincarceration supervision is entitled to the benefit of that bargain even though KRS 532.043(5) gives full authority to the Parole Board to make that determination."  
Discretionary Review granted 12/11/2013  
Oldham Circuit Court, Judge Karen A. Conrad  
Attorney for Appellant: Aaron Reed Baker  
Attorney for Appellee: John C. Cummings

**SUPREME COURT OF KENTUCKY**

**ORAL ARGUMENT CALENDAR**

**THURSDAY, DECEMBER 11, 2014**

- 9:00 a.m. Harrod Concrete and Stone Co. v. B. Todd Crutcher, Individually, and as Trustee of the B. Todd Crutcher Living Trust, et al (2013-SC-000549-DG)**  
[Appellant Brief](#)  
[Appellee Brief](#)  
[Reply Brief](#)  
"Trespass. Damages. Issues include the proper measure of damages for removal of underground limestone absent reduction in the fair market value of the real estate."  
Discretionary Review granted 06/11/2014  
Franklin Circuit Court, Judge Thomas D. Wingate  
Attorneys for Appellant: Robert W. Kellerman and Sarah Jackson Bishop  
Attorney for Appellees: J. Robert Lyons, Jr.
- 10:00 a.m. Hon Ann Bailey Smith, Chief Judge, Jefferson District Court v. Commonwealth of Kentucky, Ex Rel Michael J. O'Connell, et al (2013-SC-000828-TG)**  
[Appellant Brief](#)  
[Appellee Brief](#)  
[Reply Brief](#)  
[Amici Curiae Brief](#)  
[Amici Curiae Brief](#)  
[Amici Curiae Brief](#)  
"Writ of Prohibition. KRS 186.574(6), Drive Safe Louisville (DSL). KRS 24.175(3), Imposition of court costs. RCr 8.04."  
Transfer Granted 04/17/2014  
Jefferson Circuit Court, Judge Judith E. McDonald-Burkman  
Attorneys for Appellant: Virginia Hamilton Snell, Deborah H. Patterson, and Sara Christine Veeneman  
Attorneys for Appellees: Michael J. O'Connell, David A Sexton, and James Bruce Miller
- 11:00 a.m. Theodore Maras v. Commonwealth of Kentucky (2013-SC-000267-DG)**  
[Appellant Brief](#)  
[Appellee Brief](#)  
[Reply Brief](#)  
"Criminal Law. KRS 508.140. Stalking. RCr 10.04. Post-Verdict Juror Statements. Issues include: (1) whether the elements of the stalking statute are met where the victim does not fear for her own safety, but does fear for the safety of others; (2) whether jurors' post-verdict comments suggesting that they may have misinterpreted the instructions are admissible to impeach the verdict."  
Discretionary Review granted 2/12/14  
Jefferson Circuit Court, Judge Mary M. Shaw  
Attorneys for Appellant: Daniel T. Goyette and Bruce P. Hackett  
Attorney for Appellee: William Robert Long, Jr.