

SUPREME COURT OF KENTUCKY

ORAL ARGUMENT CALENDAR

THURSDAY, DECEMBER 7, 2017

- 9:00 a.m. MICHAEL SCALISE, ET AL. V. SUZETTE SEWELL-SCHEUERMANN
(2016-SC-0246-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
[AMICUS CURIAE BRIEF](#)
[AMICUS CURIAE BRIEF](#)
"Taxes. Mayor and City Council. KRS 92.340. Issues include whether the city's mayor and council members are personally liable for spending excess funds raised under the city's sanitation tax on other legitimate city expenses."
Discretionary Review granted 3/15/2017
Jefferson Circuit Court, Judge Brian C. Edwards
Attorneys for Appellants: Jason B. Bell and Matthew C. Hess
Attorney for Appellee: C. Dean Furman, Jr.
(RESCHEDULED FROM OCTOBER 26, 2017)
- 10:00 a.m. MICHAEL DONNELL MAUPIN V. COMMONWEALTH OF KENTUCKY
(2016-SC-000448-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
"Criminal Law. KY Constitution § 115. Judgment of Acquittal. Sex Offender Registry. Whether the Commonwealth may appeal from a judgment of acquittal entered by a trial judge after the jury returned a guilty verdict."
Discretionary Review granted 6/8/2017
Fayette Circuit Court, Judge Ernesto Scorsone
Attorney for Appellant: Emily Holt Rhorer
Attorney for Appellee: Francisco Villalobos, II
- 11:00 a.m. AMERICAN MINING INSURANCE COMPANY V. PETERS FARMS, LLC
(2017-SC-000066-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
"Insurance Coverage. Interpretation of "Occurrence." Measure of Damages. The issue involves the interpretation of insurance policy language as to an "occurrence," to determine whether there is coverage for the mistaken mining of another's property. In addition, there is an issue regarding the measure of

damages in such a case, specifically, the reasonable royalty rate vs. the market rate of the coal minus the extraction costs."

Discretionary Review granted 4/19/2017

Owsley Circuit Court, Judge Thomas P. Jones

Attorneys for Appellant: Virginia Hamilton Snell and Amanda Warford Edge

Attorneys for Appellee: Mendel Austin Mehr, Phillip Gray Fairbanks and Bartley Kemble Hagerman

(VanMeter, J., not sitting.)