

SUPREME COURT OF KENTUCKY

ORAL ARGUMENT CALENDAR

THURSDAY, FEBRUARY 11, 2016

**10:00 a.m. MATT JONES, ET AL V. LARRY BENNETT, RUSSELL COUNTY
SHERIFF, ET AL (2014-SC-000425-DG)**

[APPELLANT BRIEF](#)

[APPELLEE BRIEF](#)

[REPLY BRIEF](#)

"Negligence. Qualified Official Immunity. Law Enforcement. Whether a police officer is entitled to qualified official immunity when his failure to prevent a reportedly drunk driver from re-entering his vehicle and turning onto a busy highway resulted in a car accident that seriously injured an innocent motorist."

Discretionary Review granted 5/6/2015

Russell Circuit Court, Judge Vernon Miniard, Jr.

Attorneys for Appellants: Robert L. Bertram and Larry F. Sword

Attorney for Appellees: Arden Winter Robertson Huff

11:00 a.m. KATHY MCABEE V. DARREN C. CHAPMAN, M.D. (2014-SC-000555-DG)

[APPELLANT BRIEF](#)

[APPELLEE BRIEF](#)

[REPLY BRIEF](#)

"Evidence. KRE 615(3). Separation of Witnesses. Experts. Whether the trial court properly exempted the defendant's expert from the separation of witnesses rule based on counsel's statement that the expert's presence was essential to management of the case."

Discretionary Review granted 8/12/2015

Hopkins Circuit Court, Judge James Claud Brantley

Attorney for Appellant: Charles S. Wible

Attorney for Appellee: Charles G. Franklin

SUPREME COURT OF KENTUCKY

ORAL ARGUMENT CALENDAR

FRIDAY, FEBRUARY 12, 2016

- 10:00 a.m. FURLONG DEVELOPMENT CO., LLC, ET AL V. GEORGETOWN-SCOTT COUNTY PLANNING AND ZONING COMMISSION, ET AL (2014-SC-000594-DG)**
"Mutual Release. Performance Bond. Whether a planning commission may call for payment on a performance bond where a developer, on whose behalf the bond was issued in favor of the planning and zoning commission, defaults on its loan obligation to the bank and executes a deed in lieu of foreclosure to the bank and its property management company. And if so, what is the effect of the language of the mutual release which absolves the developer's surety of any further liability upon execution of the deed in lieu of foreclosure, and what is its effect on the bond obligations and the developer's duty to indemnify the surety?"
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
Discretionary Review granted 8/12/2015
Scott Circuit Court, Judge Robert G. Johnson
Attorney for Appellants: Jeffrey Clayton Rager
Attorney for Georgetown-Scott County Planning and Zoning Commission: Charles Perkins
Attorney for EGT Properties, Inc. and United Bank & Trust Company: Steven B. Loy and Monica Hobson Braun
- 11:00 a.m. LEON M. GRIDER V. COMMONWEALTH OF KENTUCKY (2014-SC-000468-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
"Criminal Law. Motions in Limine. Admonitions. Motions for Mistrial. The issue is whether testimony which clearly violates the trial court's order on a motion in limine prohibiting such evidence can be adequately cured by an admonition, or whether the trial court, upon a timely motion, must grant a mistrial."
Discretionary Review granted 6/3/2015
Adair Circuit Court, Judge James L. Bowling, Jr.
Attorney for Appellant: Joseph V. Aprile, II
Attorney for Appellee: Taylor Allen Payne
(Justice Daniel J. Venters is recused)