

**SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR**

WEDNESDAY, MARCH 12, 2014

- 9:00 a.m. COMMONWEALTH OF KENTUCKY, KENTUCKY BOARD OF NURSING V. SULLIVAN UNIVERSITY SYSTEM, INC., ETC., ET AL. (2012-SC-622-DG)**
[Appellant's Brief](#)
[Appellee's Brief](#)
[Appellant's Reply Brief](#)
"Administrative Law. Issues include the extent to which courts defer to administrative agencies in interpretation of regulations and retroactive application of regulations."
Discretionary Review granted 8/21/2013
Jefferson Circuit Court, Judge Olu Alfredo Stevens
Attorneys for Appellant: David Domene, Bryce Lee Cotton, and Tyler Martin Jolley
Attorneys for Appellees: Grover C. Potts, Jr., Mitzi Denise Wyrick, Emily Christine Lamb, Mark Alvin Robinson, Michael A. Valenti, and John Edward Hanley II
- 10:00 a.m. KAVANAUGH V. COMMONWEALTH OF KENTUCKY (2012-SC-820-DG)**
[Appellant's Brief](#)
[Appellee's Brief](#)
[Appellant's Reply Brief](#)
"Criminal Law. Suppression of Evidence. *Terry* Search. Search Incident to Arrest. Issues include whether evidence acquired during search incident to arrest that followed allegedly excessive *Terry* search must be suppressed."
Discretionary Review granted 8/21/2013
Fayette Circuit Court, Judge Pamela Goodwine
Attorney for Appellant: Robert Chung-Hua Yang
Attorney for Appellee: Courtney J. Hightower
- 11:00 a.m. PENNYRILE ALLIED COMMUNITY SERVICES, INC. V. ROGERS (2013-SC-012-DG)**
[Appellant's Brief](#)
[Appellee's Brief](#)
[Appellant's Reply Brief](#)
"Employment Law. Retaliation. Whistleblower Act. Issues include whether the protections of the Whistleblower Act apply if the conduct reported by the employee does not touch on a matter of public concern."
Discretionary Review granted 9/18/2013
Perry Circuit Court, Judge William Engle III
Attorneys for Appellant: Robert Dmitri Bobrow and David Eugene Crittenden
Attorney for Appellee: Anthony James Bucher

**SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR**

THURSDAY, MARCH 13, 2014

9:00 a.m. NO ORAL ARGUMENT

10:00 a.m. ST. CLAIR V. COMMONWEALTH OF KENTUCKY (2012-SC-130-MR)

[Appellant's Brief \(Part 1\)](#)

[Appellant's Brief \(Part 2\)](#)

[Appellee's Brief](#)

[Appellant's Reply Brief](#)

"Death Penalty"

Hardin Circuit Court, Judge Thomas O. Castlen

Attorneys for Appellant: Susan Jackson Balliet, Samuel N. Potter and Robert
Chung-Hua Yang

Attorneys for Appellee: William Robert Long, Jr.

11:00 a.m. NO ORAL ARGUMENT

FRIDAY, MARCH 14, 2014

NO ORAL ARGUMENT