

**SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR**

WEDNESDAY, SEPTEMBER 22, 2021

- 10:00 a.m. CITY OF VERSAILLES, ET AL. V. SHIRLEY JANE JOHNSON
(2020-SC-0431-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
[AMICUS CURIAE BRIEF \(KENTUCKY CEMETERY ASSOCIATION, INC.\)](#)
Torts. Duties of Cemetery Owners. Issues presented include whether ownership of a cemetery plot suffices to create perpetual ongoing mutuality of benefit, with the accompanying duties owed by cemetery owners to invitees rather than to licensees.
Discretionary Review Granted: 3/17/21
Woodford Circuit Court, Judge Brian Privett
Counsel for Appellants: Victoria F. Dickson, Jonathan L. Gay & Erica K. Mack
Counsel for Appellee: Ryan E. Singleton
Counsel for Amicus Curiae: Stephen A. Brooks
- 11:00 a.m. FREDERICK JONES V. COMMONWEALTH OF KENTUCKY
(2019-SC-0651-DG)**
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
[AMICUS CURIAE BRIEF \(FRIENDS OF JEFFERSON COUNTY PUBLIC LAW LIBRARY, ET AL.\)](#)
KRS 431.073. Poor Persons. KRS 453.190. Issues presented include whether circuit courts may waive the fees required to obtain a felony expungement when the defendant qualifies as a poor person who is entitled to proceed without payment of costs and fees.
Discretionary Review Granted: 9/16/2020
Jefferson Circuit Court, Judge Audra J. Eckerle
Counsel for Appellant: S. Stewart Pope, John Young, Cassandra F. Kennedy, Michael P. Abate & Cassie Chambers Armstrong
Counsel for Appellee: Robert Baldridge
Counsel for Amicus Curiae: Kurt X. Metzmeier, Todd Lewis & Angela Rea

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WWW.KET.ORG/SUPREMECOURT.**

**SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR**

THURSDAY, SEPTEMBER 23, 2021

**10:00 a.m. KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION V. MICHAEL NICHOLS AND NORTON HEALTHCARE, INC.
(2019-SC-0477-DG)**

[APPELLANT BRIEF](#)

[APPELLEE BRIEF \(NORTON HEALTHCARE, INC.\)](#)

[APPELLEE BRIEF \(MICHAEL NICHOLS\)](#)

[REPLY BRIEF](#)

[AMICUS CURIAE \(UNITED STATES\)](#)

[AMICUS CURIAE \(KENTUCKY CHAMBER OF COMMERCE, ET AL.\)](#)

[AMICUS CURIAE \(COMMONWEALTH OF KENTUCKY\)](#)

Administrative Law. Unemployment Compensation. Ky. Const. § 116.

Unauthorized Practice of Law. Issues presented involve the constitutionality of KRS 341.470(3), permitting non-lawyer representatives to appear on behalf of corporate or partnership employers before a referee or the commission in unemployment compensation proceedings.

Discretionary Review Granted: 7/1/2020

Jefferson Circuit Court, Judge Audra J. Eckerle

Counsel for Appellant: Amy D. Cabbage, Sam Flynn, John Ghaelian, Maria Russell & Linda Keeton

Counsel for Appellees: Donna King Perry, Jeremy S. Rogers, Alina Klimkina, Robyn Smith & J. Gregory Troutman

Counsel for Amicus Curiae: Jay Ingle, Heather Becker, Victor Maddox, Timothy D. Thompson & Brad Hinshelwood

Lambert, Nickell, JJ., not sitting. Special Justices Jeffery Edwards and Frederick A. Higdon sitting.

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**SUPREME COURT OF KENTUCKY
ORAL ARGUMENT CALENDAR**

THURSDAY, SEPTEMBER 23, 2021
(CONTINUED)

**11:00 a.m. INDEPENDENCE BANK C/O PAUL BRADFORD AND MICHAEL BURNS,
AS LIMITED GUARDIAN AND LIMITED CONSERVATOR OF ANTHONY
W. NOEL V. TREVOR WELCH, IN HIS OFFICIAL CAPACITY AS AN
EMPLOYEE, SERVANT, AND/OR AGENT OF LEXINGTON FAYETTE
URBAN COUNTY GOVERNMENT AND/OR LEXINGTON FAYETTE
URBAN COUNTY GOVERNMENT DIVISION OF POLICE, ET AL.
(2019-SC-0192-DG)
[APPELLANT BRIEF](#)
[APPELLEE BRIEF](#)
[REPLY BRIEF](#)
[AMICUS CURIAE BRIEF \(KENTUCKY JUSTICE ASSOCIATION\)](#)
Sovereign Immunity. Waiver. Insurance. Retained Limits. KRS 67.180.
Issues presented include whether a governmental entity that purchases a
retained limits policy is obligated to incur the costs of defense of claims
made under that policy, when no duty to defend exists under that policy, and
whether such cost is one which a sovereign immunity defense seeks to
avoid.
Discretionary Review Granted: 8/21/19
Fayette Circuit Court, Judge Kimberly N. Bunnell
Counsel for Appellants: Sandra M. Varellas & D. Todd Varellas
Counsel for Appellees: Jason S. Morgan & Kathryn C. Eckert
Counsel for Amicus Curiae: Kevin C. Burke
Nickell, J., not sitting.**

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