

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

- |     |   |   |                          |
|-----|---|---|--------------------------|
| 12. | BRIAN M. SCHMIDT V.<br>HAROLD C. LEPPERT JR.<br>AND NATIONWIDE MUTUAL<br>INSURANCE COMPANY<br><b>OPINION OF THE COURT BY<br/>JUSTICE MINTON – AFFIRMING</b> | <a href="#">2005-SC-000555-DG</a><br><b>TO BE PUBLISHED</b>     | JEFFERSON                |
| 13. | FEI INSTALLATION, INC. V.<br>RICHARD WILLIAMS, ET AL.<br><b>OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b>   | <a href="#">2006-SC-000261-WC</a><br><b>TO BE PUBLISHED</b>     | FROM COURT<br>OF APPEALS |
| 14. | COMMONWEALTH OF KENTUCKY V.<br>PATRICK MCKENZIE<br><b>OPINION OF THE COURT BY<br/>JUSTICE SCOTT – <u>REVERSING</u></b><br>MINTON, J., NOT SITTING.          | <a href="#">2005-SC-000257-DG</a><br><b>TO BE PUBLISHED</b>     | CAMPBELL                 |
| 15. | COMMONWEALTH OF KENTUCKY V.<br>PHILLIP YORK<br><b>OPINION OF THE COURT BY<br/>JUSTICE SCOTT – <u>REVERSING</u></b><br>MINTON, J., NOT SITTING.              | <a href="#">2005-SC-000348-DG</a><br><b>TO BE PUBLISHED</b>     | RUSSELL                  |
| 16. | DOUGLAS BULLOCK V.<br>GOODWILL COAL COMPANY, ET AL.<br><b>OPINION OF THE<br/>COURT – <u>REVERSING</u></b><br>LAMBERT, C.J., NOT SITTING.                    | <a href="#">2006-SC-000186-WC</a><br><b>TO BE PUBLISHED</b>     | FROM COURT<br>OF APPEALS |
| 17. | JOHN L. SIMEON V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b>  | <a href="#">2005-SC-000237-MR</a><br><b>NOT TO BE PUBLISHED</b> | BULLITT                  |

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

- |     |  |   |           |
|-----|--|---|-----------|
| 18. | RICHARD ALLEN GEARY V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b><br>SCHRODER, J., FILES A SEPARATE OPINION CONCURRING IN PART AND DISSENTING IN PART. | <a href="#">2005-SC-000296-MR</a><br><b>NOT TO BE PUBLISHED</b> | UNION     |
| 19. | CLYDE JASON LITTON V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b>   | <a href="#">2005-SC-000391-MR</a><br><b>NOT TO BE PUBLISHED</b> | MARTIN    |
| 20. | ANTHONY WARREN V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b><br>NOBLE, J., DISSENTS WITHOUT OPINION.   | <a href="#">2005-SC-000723-MR</a><br><b>NOT TO BE PUBLISHED</b> | JEFFERSON |
| 21. | RAYMOND FREDERICK PATTERSON V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b><br>MCANULTY, J., CONCURS IN RESULT ONLY.                                     | <a href="#">2005-SC-000831-MR</a><br><b>NOT TO BE PUBLISHED</b> | JEFFERSON |
| 22. | MARTINE L. WALLACE V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b>   | <a href="#">2006-SC-000042-MR</a><br><b>NOT TO BE PUBLISHED</b> | JEFFERSON |
| 23. | CAMERON DION DANIELS V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u></b>   | <a href="#">2006-SC-000130-MR</a><br><b>NOT TO BE PUBLISHED</b> | KENTON    |

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

- |     |  |   |                          |
|-----|--|---|--------------------------|
| 24. | PAUL DAVID GOINS V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b>   | <a href="#">2006-SC-000193-MR</a><br><b>NOT TO BE PUBLISHED</b> | PENDLETON                |
| 25. | RUTH WALKER V.<br>CABINET FOR HEALTH<br>SERVICES, ET AL.<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b>  | <a href="#">2006-SC-000360-WC</a><br><b>NOT TO BE PUBLISHED</b> | FROM COURT<br>OF APPEALS |
| 26. | OLIVIA ANNE STEWART V.<br>UNIFIRST CORPORATION, ET AL.<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b><br>SCHRODER, J., NOT SITTING.  | <a href="#">2006-SC-000396-WC</a><br><b>NOT TO BE PUBLISHED</b> | FROM COURT<br>OF APPEALS |
| 27. | RICHARD BAKER V.<br>INDUSTRIAL POWDER<br>COATING, ET AL.<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b>  | <a href="#">2006-SC-000444-WC</a><br><b>NOT TO BE PUBLISHED</b> | FROM COURT<br>OF APPEALS |
| 28. | MARTIN COUNTY COAL<br>CORPORATION, ET AL. V.<br>HONORABLE DANIEL R. SPARKS,<br>JUDGE, MARTIN CIRCUIT COURT, ET AL.<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING</u></b><br>SCOTT, J., NOT SITTING. | <a href="#">2006-SC-000621-MR</a><br><b>NOT TO BE PUBLISHED</b> | MARTIN                   |
| 29. | TIMOTHY DWAYNE MORMAN V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF THE<br/>COURT – <u>AFFIRMING IN PART AND<br/>VACATING AND REMANDING IN PART</u></b>   | <a href="#">2005-SC-000957-MR</a><br><b>NOT TO BE PUBLISHED</b> | JOHNSON                  |

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**OPINIONS AND ORDERS – FEBRUARY 22, 2007**

JAN SCHURCH SCHOLL V.  
KENTUCKY BAR ASSOCIATION  
**ORDER DENIED MOVANT'S  
REINSTATEMENT.**  
MCANULTY, J., NOT SITTING.

[2004-SC-000183-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

GREGORY SCOTT STAPLES V.  
KENTUCKY BAR ASSOCIATION  
**ORDER RESTORED MOVANT TO  
THE PRACTICE OF LAW.**

[2006-SC-000818-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION,  
CLE COMMISSION V.  
BENJAMIN ALLEN FLETCHER  
**RESPONDENT ORDERED TO PAY  
\$300.00 TO THE KBA IN LIEU OF  
SUSPENSION FOR NON COMPLIANCE  
WITH CLE REQUIREMENTS.**  
SCHRODER, J., CONCURS IN PART AND  
DISSENTS IN PART BY SEPARATE  
OPINION, WITH MINTON AND NOBLE, J.J.,  
JOINING THAT OPINION.

[2006-SC-000936-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**OPINIONS AND ORDERS – FEBRUARY 22, 2007**

**JAMES D. HOWES V.  
KENTUCKY BAR ASSOCIATION  
ORDER GRANTED MOVANT’S MOTION  
TO APPROVE THE NEGOTIATED  
SANCTION IN THIS CASE.**

MINTON, J., CONCURS IN THE  
SANCTION IMPOSED BY THE COURT  
BUT DISAGREES WITH THE COURT’S  
SUA SPONTE DISMISSAL OF COUNT V  
WITHOUT BRIEFING OR ARGUMENT.  
HOWES ADMITTED THAT HE VIOLATED  
SCR 3.130-7.05(2) (ADVERTISEMENTS)  
WHEN HE FAILED TO SUBMIT THE  
SOLICITATION LETTERS TO THE  
ATTORNEYS’ ADVERTISING COMMISSION.  
MCANULTY, J., ALSO CONCURS  
WITH MINTON J.

[2007-SC-000086-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**SHERIDAN MARTIN V.  
KENTUCKY BAR ASSOCIATION  
ORDER SUSPENDED MOVANT  
FROM THE PRACTICE OF LAW  
FOR 30 DAYS.**

[2007-SC-000095-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

|  |                   |           |
|--|-------------------|-----------|
| COMMONWEALTH OF KENTUCKY,<br>CABINET FOR HEALTH AND FAMILY<br>SERVICES V.<br>EPI CORPORATION                   | 2006-SC-000348-DG | ANDERSON  |
| COMMONWEALTH OF KENTUCKY,<br>TRANSPORTATION CABINET,<br>DEPARTMENT OF HIGHWAYS V.<br>SHANNON D. SEXTON, ET AL. | 2006-SC-000454-DG | JEFFERSON |
| FLEGLES, INC. V.<br>TRUSERV CORPORATION  | 2006-SC-000471-DG | CARLISLE  |
| STANLEY K. SPEES V.<br>KENTUCKY LEGAL AID AND<br>ESMERALDA MARIE VASQUEZ-OROSCO                                | 2006-SC-000506-DG | MCCRACKEN |
| ERIC QUINTANA V.<br>COMMONWEALTH OF KENTUCKY   | 2006-SC-000629-DG | NELSON    |
| DAVID RAY BURTON V.<br>CSX TRANSPORTATION, INC.  | 2006-SC-000695-DG | JEFFERSON |
| GARY LEE BROOKS, JR. V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000709-DG | HENDERSON |
| COMMONWEALTH OF KENTUCKY V.<br>DEBORAH MILLER ALLEN  | 2006-SC-000723-DG | MAGOFFIN  |
| BRIAN BOTTOM AND<br>MELISSA BOTTOM V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000823-DG | RUSSELL   |
| AMERICAN GENERAL<br>HOME EQUITY, INC. V.<br>TERESA KESTEL  | 2006-SC-000830-DG | MERCER    |

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

MARCUS JEROME LAWRENCE V. 2006-SC-000877-DG WARREN  
COMMONWEALTH OF KENTUCKY

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

ENVIRONMENTAL CAPITAL 2006-SC-000177-D LINCOLN  
INTERNATIONAL, LLC V.  
PBK BANK, INC.

GRIFFIN INDUSTRIES, INC. V. 2006-SC-000453-D LOGAN  
BOBBY J. MULLEN  
**COURT OF APPEALS' OPINION  
ORDERED NOT TO BE PUBLISHED**

JANE A MEEK, ET AL. V. 2006-SC-000501-D FAYETTE  
HENRY C. VASCONEZ, M.D.

THIRD STREET SANITATION CO., INC. V. 2006-SC-000528-D JEFFERSON  
LOUISVILLE AND JEFFERSON COUNTY  
SEWER DISTRICT, ET AL.

LATONDRA EVANS, ET AL. V. 2006-SC-000534-D JEFFERSON  
PRIMUS AUTOMOTIVE  
FINANCIAL SERVICES

MARY ALICE RAISOR, INDIVIDUALLY 2006-SC-000552-D JEFFERSON  
AND AS TRUSTEE UNDER THE  
REVOCABLE TRUST OF  
WILLIAM R. BURKETT, SR., V.  
WILLIAM R. BURKETT, JR., ET AL.

**AND**  
DODD & DODD PLLC, ET AL. V. 2006-SC-000780-D JEFFERSON  
WILLIAM R. BURKETT, III, ET AL.  
**COURT OF APPEALS' OPINION  
ORDERED TO BE PUBLISHED**

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

|  |                  |           |
|--|------------------|-----------|
| TARGET OIL & GAS CORPORATION<br>AND MICHAEL SMITH V.<br>COMMONWEALTH OF KENTUCKY,<br>DEPARTMENT OF FINANCIAL<br>INSTITUTIONS, DIVISION OF SECURITIES<br><b>COURT OF APPEALS' OPINION<br/>ORDERED NOT TO BE PUBLISHED</b> | 2006-SC-000557-D | FRANKLIN  |
| CHERYL FREEMAN-JACKSON, D.D.S. V.<br>KENTUCKY BOARD OF DENTISTRY   | 2006-SC-000586-D | JEFFERSON |
| UNIVERSAL MANAGEMENT, INC.,<br>D/B/A HOME CLASSICS, ET AL. V.<br>LOUISA JUNCTION, LTD.   | 2006-SC-000615-D | LAWRENCE  |
| ERIC D. WILSON V.<br>LAWHORN FORD SALES, INC.<br><b>COURT OF APPEALS' OPINION<br/>ORDERED NOT TO BE PUBLISHED</b>  | 2006-SC-000619-D | RUSSELL   |
| MATTHEW BAKER AND<br>MARGARET BAKER V.<br>BEECH BEND RACEWAY<br>PARK, INC., ET AL.<br><b>AND</b><br>BEECH BEND RACEWAY<br>PARK, INC., ET AL. V.<br>MATTHEW BAKER AND<br>MARGARET BAKER, ET AL.                           | 2006-SC-000645-D | LOGAN     |
|  | 2006-SC-000655-D | LOGAN     |
| JOHN D. BROWN V.<br>COMMONWEALTH OF KENTUCKY   | 2006-SC-000651-D | PIKE      |
| OLLIE HALL V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000676-D | FULTON    |

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

|  |                  |           |
|--|------------------|-----------|
| WILBUR TAYLOR V.<br>COMMONWEALTH OF KENTUCKY   | 2006-SC-000683-D | FAYETTE   |
| SCOTT PAENG WITT V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000699-D | FAYETTE   |
| PAT CARGILL AND<br>SHERMAN ARTHUR V.<br>GREATER SALEM BAPTIST<br>CHURCH, INC., ET AL.  | 2006-SC-000720-D | JEFFERSON |
| SHERMAN LEWIS TOWNSEND V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000728-D | CASEY     |
| SUSAN RIDDLE, INDIVIDUALLY AND<br>AS MOTHER AND NEXT FRIEND OF<br>JAMES ROBERT LOGAN MCKNIGHT V.<br>OWENSBORO MERCY HEALTH<br>SYSTEM, ET AL. | 2006-SC-000735-D | DAVIESS   |
| JONATHAN MANDEL RANKIN V.<br>COMMONWEALTH OF KENTUCKY  | 2006-SC-000770-D | FAYETTE   |
| JOEY HART V.<br>COMMONWEALTH OF KENTUCKY   | 2006-SC-000782-D | MCCRACKEN |
| JAMES HENRY JOHNSON V.<br>COMMONWEALTH OF KENTUCKY<br><b>COURT OF APPEALS' OPINION<br/>ORDERED NOT TO BE PUBLISHED</b>                       | 2006-SC-000800-D | MASON     |
| JOHN ROEDER V.<br>JOE RION, WARDEN   | 2006-SC-000815-D | FAYETTE   |

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
FEBRUARY 14, 2007**

|   |                  |           |
|---|------------------|-----------|
| MATTHEW LEHR V.<br>COMMONWEALTH OF KENTUCKY   | 2006-SC-000821-D | HARDIN    |
| R.G.B. V.<br>CABINET FOR HEALTH AND FAMILY<br>SERVICES, COMMONWEALTH OF<br>KENTUCKY, ET AL. | 2006-SC-000860-D | FAYETTE   |
| B.J.C. V.<br>COMMONWEALTH OF KENTUCKY,<br>CABINET FOR HEALTH AND FAMILY<br>SERVICES, ET AL. | 2006-SC-000869-D | HARLAN    |
| ROBERT EARL SUMMERFORD, SR. V.<br>COMMONWEALTH OF KENTUCKY                                  | 2006-SC-000878-D | FAYETTE   |
| LOUIS M. MICHELSON AND<br>LINDA MICHELSON V.<br>THE PADUCAH BANK AND<br>TRUST COMPANY       | 2006-SC-000879-D | MCCRACKEN |

**COURT ORDERS DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE  
MOTION FOR DISCRETIONARY REVIEW – FEBRUARY 16, 2007**

|                                       |                  |        |
|---------------------------------------|------------------|--------|
| LUKE KEITH, JR. V.<br>ALVERT ROBINSON | 2007-SC-000056-D | LAUREL |
|---------------------------------------|------------------|--------|

**COURT ORDERS GRANTING MOTION TO TRANSFER – FEBRUARY 7, 2007**

|  |                   |           |
|--|-------------------|-----------|
| RAYMOND ANDERSON, JR. V.<br>COMMONWEALTH OF KENTUCKY | 2006-SC-000894-TG | HENDERSON |
| FREDERICK MILLER V.<br>COMMONWEALTH OF KENTUCKY      | 2007-SC-000048-TG | WARREN    |

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**COURT ORDERS DENYING PETITION FOR REHEARING – FEBRUARY 22, 2007**

|   |  |                          |
|---|--|--------------------------|
| FORTUNE J. WILLIAMS, M.D. V.<br>COMMONWEALTH OF KENTUCKY  | 2003-SC-000319-MR                      | LEWIS                    |
| CITY OF LOUISVILLE, DIVISION OF FIRE V.<br>FIRE SERVICE MANAGERS ASSOCIATION,<br>BY AND THROUGH ITS PRESIDENT,<br>MATTHEW L. KAELIN, AND<br>MATTHEW L. KAELIN, INDIVIDUALLY | 2004-SC-000443-DG                      | JEFFERSON                |
| COMMONWEALTH OF KENTUCKY V.<br>HUGH MARLOWE   | 2004-SC-000459-MR<br>2005-SC-000984-MR | HARLAN                   |
| VIRGIL LEE KELLY V.<br>COMMONWEALTH OF KENTUCKY   | 2004-SC-000786-MR                      | CLARK                    |
| LOUISVILLE GAS & ELECTRIC CO. V.<br>JONATHON MARK ROBERSON<br>(INDIVIDUALLY AND AS ADMINISTRATOR OF<br>THE ESTATE OF SHYTONE M. ROBERSON)                                   | 2005-SC-000188-DG                      | JEFFERSON                |
| WILLIAM EUGENE THOMPSON V.<br>COMMONWEALTH OF KENTUCKY  | 2005-SC-000268-MR                      | PIKE                     |
| VINCENT C. STOPHER V.<br>COMMONWEALTH OF KENTUCKY   | 2005-SC-000371-MR                      | JEFFERSON                |
| COMMONWEALTH OF KENTUCKY V.<br>GERALD YOUNG   | 2005-SC-000556-DG                      | FAYETTE                  |
| CLARENCE ROBINSON V.<br>COMMONWEALTH OF KENTUCKY  | 2005-SC-000750-MR                      | LINCOLN                  |
| JIMMIE R. RADFORD V.<br>HON. EDDIE C. LOVELACE, JUDGE,<br>CUMBERLAND CIRCUIT COURT, AND<br>COMMONWEALTH OF KENTUCKY   | 2005-SC-001024-MR                      | FROM COURT<br>OF APPEALS |

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

**COURT ORDERS DENYING PETITION FOR REHEARING – FEBRUARY 22, 2007**

|  |                   |                          |
|--|-------------------|--------------------------|
| CLARK REGIONAL MEDICAL CENTER V.<br>LENORA LOVINGS, ET AL. | 2006-SC-000027-WC | FROM COURT<br>OF APPEALS |
| RONNIE GAY CORNETT V.<br>COMMONWEALTH OF KENTUCKY          | 2006-SC-000032-MR | BOYLE                    |
| KENNETH R. CRABTREE V.<br>COMMONWEALTH OF KENTUCKY         | 2006-SC-000235-MR | HANCOCK                  |

**COURT ORDERS**

|  |  |         |
|--|--|---------|
| MARK ROSS AND CHRISTINE ROSS V.<br>RALPH D. POWELL AND<br>DEBORAH POWELL<br><b>ORDER CORRECTED OPINION<br/>RENDERED NOVEMBER 22, 2006,<br/>BY SUBSTITUTION OF PAGES 1 AND 3.<br/>ENTERED: JANUARY 31, 2007</b>   | <a href="#">2004-SC-000008-DG</a>      | FAYETTE |
| J.D. DAVIS V.<br>CITY OF WINCHESTER, ET AL.<br><b>ORDER CORRECTED ORDER<br/>DENYING REHEARING ENTERED<br/>DECEMBER 21, 2006, BY<br/>SUBSTITUTION OF PAGE 1.<br/>ENTERED: JANUARY 30, 2007</b>  | <a href="#">2004-SC-000820-DG</a>      | CLARK   |
| BOYD FISCAL COURT V.<br>PHILIP STURGILL, ETC., ET AL.<br><b>ORDER VACATED ORDER GRANTING<br/>DISCRETIONARY REVIEW ENTERED<br/>OCTOBER 12, 2005. THE MOTION FOR<br/>DISCRETIONARY REVIEW OF THE<br/>DECISION OF THE COURT OF APPEALS<br/>IS DENIED AND THE OPINION SHALL<br/>REMAIN NOT TO BE PUBLISHED.<br/>ENTERED: FEBRUARY 22, 2007</b> | 2005-SC-000332-DG<br>2005-SC-000842-DG | BOYD    |

SUPREME COURT OF KENTUCKY

MINUTES

FEBRUARY 22, 2007

RELEASED: 2:00 P.M.

**COURT ORDERS**

|  |   |  |
|--|---|--|
| DONALD BLEVINS, ETC. V.<br>SUSAN LAWRENCE, ET AL.<br><b>AND</b><br>ANN BROWN, ETC., ET AL. V.<br>SUSAN LAWRENCE, ET AL.<br><b>AND</b><br>SUSAN LAWRENCE, ET AL. V.<br>WILLIAM BUSHART, ETC., ET AL.<br><b>AND</b><br>BOBBIE HOLSCRAW, ETC. V.<br>SUSAN LAWRENCE, ET AL.<br><b>AND</b><br>KENNETH TABB, ETC. V.<br>SUSAN LAWRENCE, ET AL.<br><b>ORDER DISMISSED APPEAL.</b><br>ENTERED: FEBRUARY 13, 2007 | 2005-SC-000923-DG<br><br>2005-SC-000924-DG<br><br>2005-SC-000925-DG<br><br>2005-SC-000933-DG<br><br>2005-SC-000934-DG | FRANKLIN<br><br>FRANKLIN<br><br>FRANKLIN<br><br>FRANKLIN<br><br>FRANKLIN |
| COURTNEY MARTIN,<br>REAL PARTY IN INTEREST V.<br>COMMONWEALTH OF KENTUCKY<br><b>ORDER DISMISSED APPEAL.</b><br>ENTERED: FEBRUARY 13, 2007  | 2006-SC-000625-MR   | JEFFERSON  |
| JOHN D. ROGERS V.<br>KENTUCKY OFFICE OF BAR ADMISSIONS<br><b>ORDER DIRECTED THE BOARD OF<br/>BAR EXAMINERS TO CERTIFY THAT<br/>MOVANT SUCCESSFULLY COMPLETED<br/>EXAMINATION PURSUANT TO AMENDED<br/>SCR 3.500(3).</b><br>ENTERED: FEBRUARY 22, 2007   | <a href="#">2006-SC-000880-OA</a><br><b>TO BE PUBLISHED</b>   | IN SUPREME<br>COURT  |
| JULIAN CHESTNUT V.<br>JUDITH MCDONALD-BURKMAN, JUDGE,<br>JEFFERSON CIRCUIT COURT, ET AL.<br><b>ORDER DISMISSED APPEAL.</b><br>ENTERED: FEBRUARY 6, 2007  | 2006-SC-000920-OA   | FROM COURT<br>OF APPEALS   |

**SUPREME COURT OF KENTUCKY**

**MINUTES**

**FEBRUARY 22, 2007**

**RELEASED: 2:00 P.M.**

**COURT ORDERS**

JAMES W. STEADMAN V. 2006-SC-000935-D BARREN  
COMMONWEALTH OF KENTUCKY  
**ORDER DENIED MOTION TO PROCEED  
IN FORMA PAUPERIS AND TO SUSPEND  
THE REQUIREMENTS OF CR 76.12(4).**  
ENTERED: FEBRUARY 13, 2007

EDDIE CARDINE V. 2007-SC-000024-OA FROM COURT  
HON. DENISE CLAYTON, JUDGE, OF APPEALS  
JEFFERSON CIRCUIT COURT, ET AL.  
**ORDER DISMISSED APPEAL.**  
ENTERED: FEBRUARY 8, 2007

FAYE SIZEMORE V. 2007-SC-000035-OA OWSLEY  
WILLIAM W. TRUDE JR., JUDGE,  
OWSLEY CIRCUIT COURT, ET AL.  
**ORDER DISMISSED APPEAL.**  
ENTERED: JANUARY 25, 2007

**COURT ORDER PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF  
THE KENTUCKY BAR ASSOCIATION**

ERIC REUEL OLSON V. 2006-SC-000843 IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: FEBRUARY 8, 2007**