

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

45. SYCILLA COLLINS, ETC., ET AL. V. [2015-SC-000675-DG](#) LETCHER  
COMMONWEALTH OF KENTUCKY, **TO BE PUBLISHED**  
TRANSPORTATION CABINET,  
DEPARTMENT OF HIGHWAYS  
**OPINION OF THE COURT BY**  
**JUSTICE CUNNINGHAM –**  
**AFFIRMING**  
MINTON, C.J.; CUNNINGHAM,  
HUGHES, KELLER, VANMETER,  
AND VENTERS, JJ., SITTING. ALL  
CONCUR. WRIGHT, J., NOT SITTING.

**Questions Presented:**  
Administrative Law. Board of Claims. Scope of duty owed by the Transportation Cabinet Bureau of Highways in enforcing regulation regarding length and width of motor vehicles on a “nondesignated” highway.

46. WILLIAM ROBERT RIGDON V. [2015-SC-000689-MR](#) WARREN  
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**  
**OPINION OF THE COURT BY**  
**JUSTICE KELLER –**  
**AFFIRMING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Murder-38 years. No error in permitting extra security in the courtroom or in permitting testimony about a motorcycle club’s culture. Practice of communicating with the court about the substantive merits of the case via electronic communication is strongly discouraged.

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

47. MARSHALL PARKER V. [2014-SC-000526-WC](#) FROM COURT  
WEBSTER COUNTY COAL, LLC TO BE PUBLISHED OF APPEALS  
(DOTIKI MINE), ET AL.

**AND**

WEBSTER COUNTY COAL, LLC [2014-SC-000536-WC](#) FROM COURT  
(DOTIKI MINE) V. TO BE PUBLISHED OF APPEALS  
MARSHALL PARKER, ET AL.

**OPINION OF THE COURT BY  
JUSTICE KELLER –  
AFFIRMING IN PART AND  
REVERSING AND REMANDING IN  
PART**

**Questions Presented:**  
Workers' Compensation. Social Security  
Offset Provision in KRS 342.730(4). Pre-  
existing Condition.

ALL SITTING. CUNNINGHAM, KELLER,  
VENTERS AND WRIGHT, JJ., CONCUR.  
MINTON, C.J., CONCURS IN PART  
AND DISSENTS IN PART BY  
SEPARATE OPINION, IN WHICH  
HUGHES AND VANMETER, JJ., JOIN.

48. LOUISVILLE GAS AND ELECTRIC [2015-SC-000461-DG](#) FRANKLIN  
COMPANY V. TO BE PUBLISHED  
KENTUCKY WATERWAYS ALLIANCE,  
ET AL.

**AND**

COMMONWEALTH OF KENTUCKY, [2015-SC-000462-DG](#) FRANKLIN  
ENERGY AND ENVIRONMENT TO BE PUBLISHED  
CABINET V.

KENTUCKY WATERWAYS ALLIANCE,  
ET AL.

**OPINION OF THE COURT BY  
JUSTICE HUGHES –  
REVERSING**

**Questions Presented:**  
Clean Water Act. Best Practice Judgment  
(BPJ) Analysis. Whether the Cabinet was  
required, as a matter of law, to impose best  
practice judgment (BPJ) analysis, in  
addition to effluent limitation guidelines  
(ELG) when issuing a permit to LG&E for  
the discharge of its wastewaters into the  
Ohio River when the Cabinet's initial  
interpretation of the provisions governing  
the issuance of this permit did not require  
the Cabinet to do so. Whether the reviewing  
court should defer to the Cabinet's  
interpretation of the provisions and  
regulations governing the issuance of a  
permit for the discharge of wastewaters.

ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

49. COMMONWEALTH OF KENTUCKY V. [2015-SC-000597-DG](#) KENTON  
WILLIAM FUGATE  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY**  
**JUSTICE WRIGHT –**  
**REVERSING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Criminal Law. Suppression of prior convictions. Collateral attack of prior convictions involving enhanceable crimes. Use of blanket discussions of constitutional rights waived by guilty pleas. Effect of absence of testimony from defendant that he did not understand effect of prior guilty plea.

50. COMMONWEALTH OF KENTUCKY V. [2015-SC-000021-DG](#) MONROE  
RITA MITCHELL  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY**  
**JUSTICE HUGHES –**  
**REVERSING AND REMANDING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Criminal Law. First-Degree Assault. Non-Relative Caregiver. Whether a non-relative caregiver can be found guilty of first-degree assault when she allowed the disabled adult, for whom she was the primary caregiver, to live in life-threatening squalor.

51. TED H. JEFFERSON, D.O., ET AL. V. [2015-SC-000625-DG](#) MCCracken  
RONALD D. EGGEMEYER  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY**  
**JUSTICE KELLER –**  
**REVERSING AND VACATING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Civil Procedure. Admonitions. Mistrial. Motion for New Trial. Sanctions for Mistrial. Whether the Court of Appeals erred in setting aside the trial court's denial of the motion for a new trial, claiming that the lower court abused its discretion due to a misunderstanding of the facts underlying the motion; Whether a party who requests and receives admonitions, but does not object to the form of the admonition nor asks for a mistrial, has preserved for appeal a challenge to the events which brought about the admonition; and whether the trial court erred in levying sanctions against the defendant physician for conduct allegedly unrelated to the initial acts for which the trial court found him in contempt, arising out of the mistrial of the first trial.

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

52. STEVEN ZAPATA V. [2016-SC-000020-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY  
JUSTICE WRIGHT –  
VACATING AND REMANDING**  
ALL SITTING. ALL CONCUR.
- Questions Presented:**  
Plea under *North Carolina v. Alford* to one count of murder-24 years. Trial court erred by resolving an involuntary plea issue without an evidentiary hearing and without appointing conflict-free counsel.
53. BRIAN HATFIELD V. [2013-SC-000442-MR](#) BELL  
COMMONWEALTH OF KENTUCKY  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. CUNNINGHAM, KELLER,  
VANMETER, VENTERS AND WRIGHT,  
JJ., CONCUR. MINTON, C.J., AND  
HUGHES, J., CONCUR IN RESULT  
ONLY.
54. CANDY MAIDEN V. [2013-SC-000498-MR](#) BELL  
COMMONWEALTH OF KENTUCKY  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. CUNNINGHAM, HUGHES,  
KELLER, VANMETER, AND WRIGHT,  
JJ., CONCUR. VENTERS, J., CONCURS  
IN RESULT ONLY BY SEPARATE  
OPINION IN WHICH MINTON, C.J.,  
JOINS.
55. KENON ANDREWS V. [2015-SC-000325-MR](#) GRAVES  
COMMONWEALTH OF KENTUCKY  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

- |     |  |   |                          |
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| 56. | ROBERT NEWELL V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2015-SC-000685-MR</a><br><b>NOT TO BE PUBLISHED</b> | MCCRACKEN                |
| 57. | ERIK A. TUCKER V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2016-SC-000034-MR</a><br><b>NOT TO BE PUBLISHED</b> | KENTON                   |
| 58. | JAMES R. O'BANNON, JR. V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2016-SC-000069-MR</a><br><b>NOT TO BE PUBLISHED</b> | JEFFERSON                |
| 59. | MARCUS POWELL V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2016-SC-000118-MR</a><br><b>NOT TO BE PUBLISHED</b> | KENTON                   |
| 60. | TIMOTHY M. GOLDEN V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2016-SC-000179-MR</a><br><b>NOT TO BE PUBLISHED</b> | KENTON                   |
| 61. | ARMSTRONG COAL COMPANY,<br>INC. V.<br>NATHAN ATTEBURY, ET AL.<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. MINTON, C.J.;<br>CUNNINGHAM, HUGHES, KELLER,<br>VENTERS, AND WRIGHT, JJ.,<br>CONCUR. VANMETER, J., CONCURS<br>IN RESULT ONLY. | <a href="#">2016-SC-000368-WC</a><br><b>NOT TO BE PUBLISHED</b> | FROM COURT<br>OF APPEALS |

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

62. ROGER BRENT BOLING V. [2016-SC-000465-WC](#) FROM COURT  
OWENSBORO MUNICIPAL UTILITIES, **NOT TO BE PUBLISHED** OF APPEALS  
ET AL.  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
63. JOHN DAVID LEE V. [2016-SC-000526-MR](#) FROM COURT  
HON. PAULA F. SHERLOCK, JUDGE, **NOT TO BE PUBLISHED** OF APPEALS  
JEFFERSON FAMILY COURT,  
ET AL.  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
64. MOSES KUH BANDER V. [2015-SC-000149-MR](#) JESSAMINE  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING IN PART,  
REVERSING IN PART AND  
REMANDING**  
ALL SITTING. CUNNINGHAM, KELLER,  
VANMETER, AND WRIGHT, JJ.,  
CONCUR. HUGHES, J., CONCURS  
IN PART AND DISSENTS IN PART BY  
SEPARATE OPINION IN WHICH  
MINTON, C.J., AND VENTERS, J., JOIN.
65. COMMONWEALTH OF KENTUCKY V. [2016-SC-000137-DG](#) MCLEAN  
JOHN J. HUGHES **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF  
THE COURT – REVERSING**  
ALL SITTING. ALL CONCUR.
66. DAVID ALBERT SOLOWAY V. [2016-SC-000290-MR](#) CAMPBELL  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF  
THE COURT – REVERSING AND  
REMANDING**  
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

OPINION AND ORDERS – APRIL 27, 2017

INQUIRY COMMISSION V. DANNY PERKINS BUTLER <b>ORDER OF TEMPORARY SUSPENSION FROM THE PRACTICE OF LAW.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2016-SC-000668-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. CHRISTOPHER DAVID WIEST <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 2 YEARS WITH CONDITIONS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2017-SC-000039-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. DENNIS MICHAEL STUTSMAN <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 30 DAYS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2017-SC-000098-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. DAVID CARY FORD <b>ORDER OF PERMANENT DISBARMENT.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2017-SC-000099-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
CHRISTOPHER LEE STANSBURY V. KENTUCKY BAR ASSOCIATION <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 2 YEARS WITH CONDITIONS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2017-SC-000100-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
JAMES DAVID JOHNSON V. KENTUCKY BAR ASSOCIATION <b>ORDER OF PERMANENT DISBARMENT.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2017-SC-000114-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
APRIL 19, 2017**

JANET CONOVER, WARDEN, ET AL. V. KRISTY LAWLESS <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000320-DG	SHELBY
COMMONWEALTH OF KENTUCKY V. BILLY REED CAUDILL	2016-SC-000419-DG	WOLFE
SOPHAL PHON V. COMMONWEALTH OF KENTUCKY	2016-SC-000468-DG	WARREN
GOVERNMENT EMPLOYEES INSURANCE COMPANY V. ANITA HOUCHENS, INDIVIDUALLY, ETC., ET AL. <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000546-DG	JEFFERSON
MARTY ELLIOTT, ET AL. V. WARREN LANHAM	2017-SC-000052-DG	BOYLE
AMERICAN MINING INSURANCE COMPANY V. PETERS FARMS, LLC <b>VANMETER, J., NOT SITTING.</b>	2017-SC-000066-DG	OWSLEY
WILLIAM ROY HELM, JR. V. COMMONWEALTH OF KENTUCKY	2017-SC-000084-DG	HARDIN
COVENTRY HEALTH AND LIFE INSURANCE COMPANY V. LETTIE SEXTON, ETC., ET AL.	2017-SC-000095-DG	HARLAN
SHARON LANHAM V. HARRY L. SEEGER	2017-SC-000146-DG	NELSON
GRANT THORNTON, LLP V. WILLIAM J. YUNG, ET AL.	2017-SC-000151-DG	KENTON



**SUPREME COURT OF KENTUCKY**

**APRIL 27, 2017 MINUTES**

**RELEASED: 10:00 A.M.**

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
APRIL 19, 2017**

JOSEPH C. BOWDEN V. COMMONWEALTH OF KENTUCKY	2016-SC-000208-D	FAYETTE
TEDDY ALBERT ALLMAN V. THE UNIVERSITY OF KENTUCKY, GILL HEART INSTITUTE, ET AL.	2016-SC-000225-D	FAYETTE
CASSANDRA COLO'N V. NORTON HOSPITAL, INC., ETC. <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000329-D	JEFFERSON
PATRICK WAYNE RAY V. COMMONWEALTH OF KENTUCKY	2016-SC-000332-D	BELL
SUNRISE CHILDREN'S SERVICES, INC. V. KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION, ET AL.	2016-SC-000343-D	HARDIN
KEVIN VAN BUREN V. COMMONWEALTH OF KENTUCKY	2016-SC-000357-D	HOPKINS
PREFERRED AUTOMOTIVE SERVICES, INC. V. INSIGHT KENTUCKY PARTNERS II, L.P. <b>WRIGHT, J., WOULD GRANT.</b>	2016-SC-000372-D	JEFFERSON
GERALDINE BARE V. KENTUCKY RETIREMENT SYSTEMS, ET AL.	2016-SC-000374-D	FRANKLIN
JEFF H. CHOATE, ET AL. V. BANK OF CADIZ & TRUST COMPANY	2016-SC-000377-D	TRIGG
THE CITY OF HENDERSON UTILITY COMMISSION V. MICHAEL C. DONTA, EXECUTIVE DIRECTOR, ETC., ET AL.	2016-SC-000390-D	HENDERSON
CHARLES STANFILL, JR. V. COMMONWEALTH OF KENTUCKY	2016-SC-000391-D	CALLOWAY

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
APRIL 19, 2017**

GRAVES COUNTY BOARD OF EDUCATION V. CITY OF MAYFIELD, KENTUCKY, ET AL.	2016-SC-000587-D	GRAVES
MELONIE DEANA PURSIFULL, ET AL. V. KENNY ABNER, ET AL. <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.</b>	2016-SC-000589-D	BELL
COMMONWEALTH OF KENTUCKY V. DERRICK A. HARGROVE	2016-SC-000665-D	JEFFERSON
TRAXX MANAGEMENT COMPANY, ET AL. V. MARK ADDISON <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000675-D	FAYETTE
ERIC LLOYD HERMANSEN, ET AL. V. MATTHEW BEVIN, GOVERNOR <b>CUNNINGHAM, J., WOULD GRANT DISCRETIONARY REVIEW AND FILES REASONS, AND KELLER, J. JOINS.</b>	2016-SC-000676-D	FRANKLIN
STEPHEN HUTCHENS V. COMMONWEALTH OF KENTUCKY <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000680-D	JEFFERSON
S.S. V. COMMONWEALTH OF KENTUCKY <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000683-D	BULLITT
CAITLIN COWAN V. COMMONWEALTH OF KENTUCKY <b>VANMETER, J., NOT SITTING.</b>	2016-SC-000691-D	MADISON
ALANYA HOPPIUS V. METROPOLITAN LIFE INSURANCE COMPANY	2016-SC-000694-D	JEFFERSON
MIKE ELLIOTT V. COMMONWEALTH OF KENTUCKY	2017-SC-000002-D	LAUREL

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
APRIL 19, 2017**

KENNETH R. SMITH, M.D., ET AL. V. WILBERT E. HORSLEY <b>KELLER, J., WOULD GRANT. VANMETER, J., NOT SITTING.</b>	2017-SC-000006-D	JEFFERSON
JERRY WEBB V. COMMONWEALTH OF KENTUCKY	2017-SC-000009-D	CARTER
COMMONWEALTH OF KENTUCKY V. DEANTON GREENWADE	2017-SC-000012-D	CHRISTIAN
STEPHEN WILLIAM BARALT V. MELISSA MITCHELL BARALT	2017-SC-000018-D	SPENCER
TERRY BOYD V. STEPHEN COOMES	2017-SC-000030-D	JEFFERSON
MICHAEL LEMON V. COMMONWEALTH OF KENTUCKY	2017-SC-000043-D	JEFFERSON
K. NORMAN BERRY ASSOCIATES, ARCHITECTS, PLLC V. D.W. WILBURN, INC. <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.</b>	2017-SC-000046-D	OLDHAM
FRENCH MYERS. V. COMMONWEALTH OF KENTUCKY <b>VANMETER, J., NOT SITTING.</b>	2017-SC-000065-D	MONTGOMERY
PHILLIP BURTON V. COMMONWEALTH OF KENTUCKY	2017-SC-000067-D	FULTON
ESTASON L. DIBBLE, ET AL. V. MARK BOLTON, ETC.	2017-SC-000069-D	JEFFERSON
RICKEY MCMICHAEL, ET AL. V. MARK BOLTON, ETC.	2017-SC-000070-D	JEFFERSON

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
APRIL 19, 2017**

GARRY SWAN. V. 2017-SC-000075-D HENDERSON  
COMMONWEALTH OF KENTUCKY

STEPHEN SMITH V. 2017-SC-000081-D FRANKLIN  
TEACHERS' RETIREMENT SYSTEM OF  
KENTUCKY  
**VANMETER, J., NOT SITTING.**

MAXIM FUZAILOV, ET AL. V. 2017-SC-000096-D JEFFERSON  
STATE REALTY CORPORATION, ET AL.

**COURT ORDERS DENYING MOTION TO TRANSFER – APRIL 27, 2017**

CATHOLIC HEALTH INITIATIVES, INC., 2017-SC-000011-T LAUREL  
ET AL. V.  
KEVIN RAY WELLS, SR.  
**ALL SITTING. ALL CONCUR.**

LACIE COOK, ET AL. V. 2017-SC-000023-T JEFFERSON  
MARK BOLTON, DIRECTOR, ETC., ET AL.  
**ALL SITTING. ALL CONCUR.**

**COURT ORDERS DENYING PETITION FOR REHEARING – APRIL 27, 2017**

THOMAS K. STONE V. 2015-SC-000040-DG JEFFERSON  
PENNIE DUBARRY (NOW DETORRES), ET AL.  
**MINTON, C.J.; CUNNINGHAM, HUGHES,  
KELLER, VENTERS AND WRIGHT, JJ.,  
CONCUR. VANMETER, J., NOT SITTING.**

JEFFREY LEE KOLLEY V. 2016-SC-000339-MR HARDIN  
COMMONWEALTH OF KENTUCKY  
**ALL SITTING. ALL CONCUR.**

SUPREME COURT OF KENTUCKY

APRIL 27, 2017 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DISMISSING**

WILLIE LOVE TALLEY V. MAC AUTO TEAM, LLC, ET AL. <b>HUGHES, CUNNINGHAM, VENTERS AND WRIGHT, JJ., SITTING. ALL CONCUR.</b> ENTERED: APRIL 19, 2017	2016-SC-000500-D	JESSAMINE
HENRY PODGURSKY, D/B/A MODERN WOODWORKING V. ROBERT DECKER, ET AL. <b>AND</b> UNINSURED EMPLOYERS' FUND V. HENRY PODGURSKY, D/B/A MODERN WOODWORKING, ET AL. <b>HUGHES, CUNNINGHAM, VENTERS AND WRIGHT, JJ., SITTING. ALL CONCUR.</b> ENTERED: APRIL 19, 2017	2016-SC-000630-WC  2016-SC-000646-WC	FROM COURT OF APPEALS  FROM COURT OF APPEALS
BRANDON SMITH V. COMMONWEALTH OF KENTUCKY <b>ENTERED: MARCH 28, 2017</b>	2016-SC-000652-D	LIVINGSTON
PBI BANK, INC. V. SIGNATURE POINT CONDOMINIUMS, LLC., ET AL. <b>HUGHES, CUNNINGHAM, VENTERS AND WRIGHT, JJ., SITTING. ALL CONCUR.</b> ENTERED: APRIL 19, 2017	2017-SC-000007-D	JEFFERSON
C.D.F. V. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY <b>ENTERED: MARCH 21, 2017</b>	2017-SC-000019-D	JEFFERSON
PAUL DEWAYNE YORK V. COMMONWEALTH OF KENTUCKY <b>ENTERED: APRIL 4, 2017</b>	2017-SC-000056-D	MASON

**SUPREME COURT OF KENTUCKY**

**APRIL 27, 2017 MINUTES**

**RELEASED: 10:00 A.M.**

**COURT ORDERS DISMISSING**

ROBERT ANTHONY MADISON V.  
COMMONWEALTH OF KENTUCKY  
**ENTERED: MARCH 17, 2017**

2017-SC-000106-D

FAYETTE

DARRIONTA WILLIAMS V.  
COMMONWEALTH OF KENTUCKY  
**ENTERED: MARCH 24, 2017**

2017-SC-000118-D

WARREN

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

ERIN ELIZABETH RICH V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: MARCH 24, 2017**

2017-SC-000102-KB

IN SUPREME  
COURT

TIMOTHY JOSEPH NAVILLE V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: MARCH 28, 2017**

2017-SC-000148-KB

IN SUPREME  
COURT

JAMIE LINN WYMAN V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: MARCH 28, 2017**

2017-SC-000149-KB

IN SUPREME  
COURT

LOUIS M. MEINERS, JR. V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: MARCH 28, 2017**

2017-SC-000150-KB

IN SUPREME  
COURT