

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

31. CAROL GREISSMAN V. [2017-SC-000518-DG](#) OLDHAM
RAWLINGSS AND ASSOCIATES, PLLC **TO BE PUBLISHED**
OPINION OF THE COURT BY
JUSTICE VANMETER –
AFFIRMING
ALL SITTING. ALL CONCUR.
- Questions Presented:**
Torts. Wrongful Termination. Public Policy Exception. Lawyers. SCR 3.130(5.6). Employment Agreement which contained a covenant not to compete, contained a savings clause exempting the solicitation of legal work from coverage to the extent necessary to comply with rules of professional responsibility applicable to attorneys, did not violate SCR 3.130(5.6).
32. KEITH RANDALL SPARKMAN, ETC. V. [2017-SC-000541-DG](#) KNOTT
CONSOL ENERGY, INC., ET AL. **TO BE PUBLISHED**
OPINION OF THE COURT BY
JUSTICE VANMETER –
AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
AND VANMETER, JJ., CONCUR.
LAMBERT, J., CONCURS IN RESULT
ONLY. BUCKINGHAM, J., NOT
SITTING. WRIGHT, J., DISSENTS BY
SEPARATE OPINION.
- Questions Presented:**
Parent corporation of a wholly owned subsidiary has a qualified privilege to interfere with the contractual relations of its wholly owned subsidiary unless it employs wrongful means or its interference is not in the economic interest of the subsidiary.
33. JESSE LEROY GRAHAM V. [2018-SC-000055-MR](#) MUHLENBERG
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**
OPINION OF THE COURT BY
JUSTICE WRIGHT –
AFFIRMING
ALL SITTING. ALL CONCUR.
- Questions Presented:**
Eight counts of first-degree sodomy, four counts of first-degree sexual abuse-30 years. Several charges, KRE 404(b). Evidence of other crimes or bad acts. Bystander gesturing to a witness. Testimony was not a *Moss* violation.

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

34. JOHN B. BAUGHMAN V. COMMONWEALTH OF KENTUCKY, ENERGY AND ENVIRONMENT CABINET, ET AL. [2018-SC-000104-DG](#) FRANKLIN
TO BE PUBLISHED
- Questions Presented:**
Administrative Law. Appointment of Receiver. Payment of Costs of Receiver. CR 54.04. Trial court was not authorized to impose fees and expenses sought by a receiver appointed by the court against a prevailing party, which is a state agency carrying out its enforcement duties.
35. RONNIE LEACH V. COMMONWEALTH OF KENTUCKY, [2018-SC-000239-MR](#) OHIO
TO BE PUBLISHED
- Questions Presented:**
Six counts of Sexual Abuse in the First Degree, victim under 12" one count of Sexual Abuse in the First Degree; and four counts of Sodomy in the First Degree, victim under 12-Life. "Other Bad Acts" Evidence. Trial court did not err in admitting KRE 404(b) and KRE 404(c) evidence. "Rape Shield" provisions of KRE 412 were applicable. Objection to Admission of Facebook messages was waived by defendant.
36. DIXIE MEINDERS, ET AL. V. DARYL K. MIDDLETON [2018-SC-000251-DGE](#) MCCracken
TO BE PUBLISHED
- Questions Presented:**
KRE 403.270(1). De Facto Custodian. Time Period required for defacto custodian status must be continuous. Any active participator by a parent evincing a desire to regain custody is sufficient to toll the time period required for defacto custodian status.
- OPINION OF THE COURT BY JUSTICE HUGHES – AFFIRMING**
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR. BUCKINGHAM, J., NOT SITTING.
- OPINION OF THE COURT BY JUSTICE KELLER – AFFIRMING**
ALL SITTING. ALL CONCUR.
- OPINION OF THE COURT BY JUSTICE LAMBERT – AFFIRMING IN PART AND REVERSING IN PART**
ALL SITTING. BUCKINGHAM, HUGHES, LAMBERT, KELLER, AND WRIGHT, J.J., ALL CONCUR. MINTON, C.J., CONCURRING IN RESULT ONLY IN WHICH VANMETER, J. JOINS.

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

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| 37. | KENTUCKY DEPARTMENT OF CORRECTIONS V. MARK DIXON
OPINION OF THE COURT BY JUSTICE HUGHES – REVERSING
MINTON, C.J.; BUCKINGHAM, HUGHES, KELLER, LAMBERT, AND WRIGHT, JJ., SITTING. ALL CONCUR.
VANMETER, J., NOT SITTING, | 2017-SC-000127-DG
TO BE PUBLISHED | FRANKLIN |
| <p>Questions Presented:
Criminal Law. Corrections. Violent Offenders. KRS 197.047. Work-Time Credit. Corrections was not required to award work-time credits to an inmate serving an aggregate sentence composed of consecutive sentences for both violent and non-violent crimes.</p> | | | |
| 38. | ROBERT TAYLOR V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING. | 2017-SC-000442-MR
NOT TO BE PUBLISHED | JEFFERSON |
| 39. | DESHON W. DORSEY V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING. | 2017-SC-000558-MR
NOT TO BE PUBLISHED | JEFFERSON |
| 40. | WILLARD CALHOUN V. COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., CONCUR. BUCKINGHAM, J., NOT SITTING. | 2018-SC-000017-MR
NOT TO BE PUBLISHED | GREEN |

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

41. JOHN GEORGE BOULDER V. [2018-SC-000021-MR](#) FAYETTE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. BUCKINGHAM, J.,
NOT SITTING.
42. ANGEL TORRES, III V. [2018-SC-000075-MR](#) DAVIESS
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.
43. MELISSA J. SANCHEZ V. [2018-SC-000136-MR](#) BELL
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.
44. CHRISTOPHER GREGORY V. [2018-SC-000139-WC](#) FROM COURT
A & G TREE SERVICE, ET AL. **NOT TO BE PUBLISHED** OF APPEALS
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

45. ODILON PAZ-SALVADOR V. [2018-SC-000171-MR](#) SCOTT
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.
46. ANTONIO CORDERIERO DOUGLAS V. [2018-SC-000250-MR](#) DAVIESS
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.
47. WILLIAM FULTZ V. [2018-SC-000280-MR](#) MADISON
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.
48. GEORGE LADD V. [2018-SC-000388-MR](#) WARREN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
MEMORANDUM OPINION OF
THE COURT – AFFIRMING
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

49. EARL TIPTON V. [2018-SC-000400-MR](#) FROM COURT
HON. LARRY MILLER, JUDGE, NOT TO BE PUBLISHED OF APPEALS
POWELL CIRCUIT COURT, ET AL.
**MEMORANDUM OPINION OF
THE COURT – AFFIRMING**
MINTON, C.J.; HUGHES, KELLER,
LAMBERT, VANMETER AND WRIGHT,
JJ., SITTING. ALL CONCUR.
BUCKINGHAM, J., NOT SITTING.

OPINION AND ORDERS – APRIL 18, 2019

KENTUCKY RETIREMENT SYSTEMS, ET 2017-SC-000573-DG FRANKLIN
AL. V.
MARSHA JETT
**ORDER GRANTED DISCRETIONARY REVIEW,
VACATED THE COURT OF APPEALS DECISION
AND REMANDED THE CASE TO THE COURT OF
APPEALS FOR FURTHER CONSIDERATION IN
LIGHT OF THIS COURT’S RECENT DECISIONS
IN *BRADLEY V. KENTUCKY RETIREMENT
SYSTEMS, 2017-SC-000275-DG AND KENTUCKY
RETIREMENT SYSTEMS V. ASHCRAFT,
2017-SC-000345-DG.***
BUCKINGHAM, J., NOT SITTING.
ENTERED: APRIL 11, 2019

CARROLL HUBBARD, JR. V. [2018-SC-000436-KB](#) IN SUPREME
KENTUCKY BAR ASSOCIATION TO BE PUBLISHED COURT
**ORDER OF SUSPENSION FROM THE
PRACTICE OF LAW FOR 60 DAYS WITH
CONDITIONS.**
MINTON, C.J.; HUGHES, KELLER, LAMBERT,
VANMETER AND WRIGHT, JJ., SITTING. ALL
CONCUR. BUCKINGHAM, J., NOT SITTING.

INQUIRY COMMISSION V. [2018-SC-000595-KB](#) IN SUPREME
ANDREW NICHOLAS CLOONEY TO BE PUBLISHED COURT
ORDER OF TEMPORARY SUSPENSION.
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

OPINION AND ORDERS – APRIL 18, 2019

KENTUCKY BAR ASSOCIATION V. CHRISTY HANLEY SHIRCLIFF ORDER GRANTING MOTION TO AMEND. MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR. BUCKINGHAM, J., NOT SITTING.	<u>2018-SC-000607-KB</u> TO BE PUBLISHED	IN SUPREME COURT
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KENTUCKY BAR ASSOCIATION V. ANDREW NICHOLAS CLOONEY ORDER OF INDEFINITE SUSPENSION. ALL SITTING. ALL CONCUR.	<u>2019-SC-000114-KB</u> TO BE PUBLISHED	IN SUPREME COURT
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**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

EDWARD ELDER V. KENTUCKY RETIREMENT SYSTEMS	2017-SC-000258-DG	FRANKLIN
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COMMONWEALTH OF KENTUCKY, KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION V. ELIZABETH MILES, ET AL. WRIGHT, J., NOT SITTING.	2018-SC-000455-DG	LETCHER
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COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES V. KELSEY E. FRIEND, JR., PIKE COUNTY DISTRICT JUDGE, ET AL. LAMBERT, J., NOT SITTING.	2018-SC-000550-DG	PIKE
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BRENT FOREMAN, ET AL. V. AUTO CLUB PROPERTY-CASUALTY INSURANCE COMPANY	2018-SC-000618-DG	JEFFERSON
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FRANK LASSITER V. WILLIAM M. LANDRUM, III, ETC.	2018-SC-000657-DG	WOODFORD
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SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

LP LOUISVILLE EAST, LLC D/B/A
SIGNATURE HEALTHCARE OF EAST
LOUISVILLE, ET AL. **V.**
KENNETH R. PATTON, ADMINISTRATOR OF
THE ESTATE OF TOMMY ROBERT PATTON

2019-SC-000016-DG

JEFFERSON

JESSICA SNEED **V.**
UNIVERSITY OF LOUISVILLE HOSPITAL,
ET AL.

2019-SC-000048-DG

JEFFERSON

COMMONWEALTH OF KENTUCKY EX REL.
JOHN TILLEY, ETC. **V.**
STARS INTERACTIVE HOLDINGS (IOM) LTD.,
ETC., ET AL.

2019-SC-000058-DG

FRANKLIN

RONNY L. STAMPER **V.**
COMMUNITY FINANCIAL SERVICES BANK,
F/D/B/A BANK OF BENTON

2019-SC-000100-DG

MARSHALL

DONNA DISSELKAMP **V.**
NORTON HEALTHCARE, INC.

2019-SC-000102-DG

JEFFERSON

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
MARCH 29, 2019**

BARBAROSIA WILLIAMS RICHARDSON,
ET AL. **V.**
COMMONWEALTH OF KENTUCKY, KENTUCKY
TRANSPORTATION CABINET

2018-SC-000604-D

FAYETTE

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

DONNA BARTRUM **V.**
KENTUCKY RETIREMENT SYSTEMS, ET AL.
**THE OPINION OF THE COURT OF APPEALS
IS ORDERED NOT TO BE PUBLISHED.
BUCKINGHAM, J., NOT SITTING.**

2017-SC-000188-D

FRANKLIN

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

LISA LOVINS V. KENTUCKY RETIREMENT SYSTEMS KELLER, J., WOULD GRANT THE MOTION FOR DISCRETIONARY REVIEW, VACATE THE COURT OF APPEALS OPINION AND REMAND THE CASE TO THE COURT OF APPEALS FOR FURTHER CONSIDERATION IN LIGHT OF THIS COURT'S RECENT DECISIONS IN <i>BRADLEY V. KENTUCKY RETIREMENT SYSTEMS, 567 S.W.3D 114 (KY. 2018) AND KENTUCKY RETIREMENT SYSTEMS V. ASHCRAFT, 559 S.W.3D 812 (KY. 2018). BUCKINGHAM, J., NOT SITTING.</i>	2017-SC-000276-D	FRANKLIN
JANICE MILLS V. KENTUCKY RETIREMENT SYSTEMS, ET AL. BUCKINGHAM, J., NOT SITTING.	2018-SC-000140-D	FRANKLIN
KUCHLE REALTY COMPANY, LLC V. THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, ET AL. BUCKINGHAM, J., NOT SITTING.	2018-SC-000335-D	KENTON
TYRICE C. ADAMS V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2018-SC-000346-D	JEFFERSON
LOUISA COMMUNITY BANK, INC., ET AL. V. KEVIN R. MULLINS, ET AL. BUCKINGHAM, J., NOT SITTING.	2018-SC-000434-D	LAWRENCE
ANTHONY ORR V. CURT HAUN BUCKINGHAM, J., NOT SITTING.	2018-SC-000464-D	NELSON
QUINCY OMAR CROSS V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2018-SC-000476-D	GRAVES

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

JULIANA N. MADAKI V. THE BANK OF NEW YORK MELLON WRIGHT, J., WOULD GRANT. BUCKINGHAM, J., NOT SITTING.	2018-SC-000480-D	SPENCER
COMMONWEALTH OF KENTUCKY V. JOHNATHAN YOUNG, ET AL. LAMBERT, J., NOT SITTING.	2018-SC-000547-D	MONROE
LATONYA SMITH V. KENTUCKY RETIREMENT SYSTEMS BUCKINGHAM, J., NOT SITTING.	2018-SC-000549-D	FRANKLIN
ROY WALLING V. KENTUCKY RETIREMENT SYSTEM BUCKINGHAM, J., NOT SITTING.	2018-SC-000597-D	FRANKLIN
MICHAEL W. DURHAM, JR. V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2018-SC-000643-D	BOYLE
L. V. V. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2018-SC-000660-DE	FAYETTE
JOSEPH P. COLVIN, JR. V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2018-SC-000668-D	JEFFERSON
EDGEMONT MANOR NURSING HOME, INC., ET AL. V. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. BUCKINGHAM, J., NOT SITTING.	2019-SC-000008-D	FRANKLIN

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

FAYE RENNELL HOBSON V. COMMONWEALTH OF KENTUCKY, UNEMPLOYMENT INSURANCE COMMISSION, ET AL. BUCKINGHAM, J., NOT SITTING.	2019-SC-000022-D	HARDIN
VINCENT DOOLEY V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000028-D	JEFFERSON
JEFFREY STINE V. COMMONWEALTH OF KENTUCKY THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. WRIGHT, J., WOULD PUBLISH THE OPINION OF THE COURT OF APPEALS. BUCKINGHAM, J., NOT SITTING.	2019-SC-000029-D	JEFFERSON
BREANNA DRAPER V. TRACE CREEK GIRL'S SOFTBALL, INC., ET AL. LAMBERT AND VANMETER, JJ., WOULD GRANT. BUCKINGHAM, J., NOT SITTING.	2019-SC-000034-D	TAYLOR
JEFFREY HORKHEIMER V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000036-D	CALLOWAY
SHELDON EDWARDS V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000040-D	ROCKCASTLE
COMMONWEALTH OF KENTUCKY V. HON. JULIE MUTH GOODMAN, JUDGE, ETC, ET AL. BUCKINGHAM, J., NOT SITTING.	2019-SC-000043-D	FAYETTE

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

JOHN D. LEE V. COMMONWEALTH OF KENTUCKY KELLER AND LAMBERT, JJ., WOULD GRANT. BUCKINGHAM, J., NOT SITTING.	2019-SC-000046-D	NELSON
MARY DENISE THOMPSON, R. N. V. KENTUKY BOARD OF NURSING, ET AL. BUCKINGHAM, J., NOT SITTING.	2019-SC-000050-D	JEFFERSON
DR. CHRISTODULOS STAVENS, ET AL. V. ABDUL D. BURIDI, ET AL. BUCKINGHAM, J., NOT SITTING.	2019-SC-000052-D	JEFFERSON
A.L. V. CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF KENTUCKY LAMBERT, J., NOT SITTING.	2019-SC-000063-DE	FAYETTE
TIMOTHY LARUE V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000073-D	LAWRENCE
QUINN BOBEL V. CAROLINE A. CORNETT KELLER AND VANMETER, JJ., WOULD GRANT. BUCKINGHAM, J., NOT SITTING.	2019-SC-000077-D	FAYETTE
CAROLYN COVEY V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000080-D	KENTON
TROY WADE V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000082-D	JEFFERSON

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
APRIL 11, 2019**

CHRISTINA JUSTICE V. JASON BEACH BUCKINGHAM, J., NOT SITTING.	2019-SC-000085-D	JEFFERSON
DAVID L. FUGATE V. COMMONWEALTH OF KENTUCKY BUCKINGHAM, J., NOT SITTING.	2019-SC-000094-D	WOLFE
SHANE AMATO V. DEPARTMENT OF CORRECTIONS, CLASSIFICATION BRANCH, ET AL. BUCKINGHAM, J., NOT SITTING.	2019-SC-000111-D	FRANKLIN

COURT ORDER GRANTING MOTION TO TRANSFER – APRIL 17, 2019

WILLARD FLYNN V. COMMONWEALTH OF KENTUCKY	2019-SC-000150-TG	FROM COURT OF APPEALS
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COURT ORDER GRANTING MOTION TO TRANSFER – APRIL 18, 2019

RANDY OVERSTREET, ET AL. V. JEFFREY C. MAYBERRY, ETC., ET AL. AND	2019-SC-000041-TG	FRANKLIN
BRENT ALDRIDGE, ET AL. V. JEFFREY C. MAYBERRY, ETC., ET AL. ALL SITTING. ALL CONCUR.	2019-SC-000042-TG	FRANKLIN

COURT ORDERS DENYING MOTION TO TRANSFER

3M COMPANY F/K/A MINNESOTA MINING AND MANUFACTURING COMPANY V. LESLIE COX AND MICHAEL COX MINTON, C.J.; BUCKINGHAM, HUGHES, KELLER, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR. LAMBERT, J., NOT SITTING. ENTERED: APRIL 18, 2019	2018-SC-000567-T	KNOTT
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SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS DENYING MOTION TO TRANSFER

KASSANDRA WHITE V. 2019-SC-000096-T LEE
HON. MICHAEL DEAN, JUDGE, LEE CIRCUIT
COURT
ENTERED: APRIL 9, 2019

CUT AND SHOOT, LLC., ET AL. V. 2019-SC-000109-T GALLATIN
BINGHAM GREENBAUM DOLL, L.L.P.
ENTERED: APRIL 8, 2019

COURT ORDER GRANTING PETITION FOR REHEARING – APRIL 18, 2019

SAMEENA AZMAT, ETC. V. [2016-SC-000560-DG](#) HARDIN
GEORGE W. BAUER, M.D., III, ET AL. **TO BE PUBLISHED**
**ORDER GRANTED PETITION FOR
MODIFICATION AND THE OPINION OF THE
COURT RENDERED SEPTEMBER 27, 2018 IS
WITHDRAWN AND THIS OPINION IS REISSUED
IN LIEU OF THE ORIGINAL OPINION.**
MINTON, C.J.; BUCKINGHAM, HUGHES,
KELLER, VANMETER AND WRIGHT, JJ.,
SITTING. ALL CONCUR. LAMBERT, J., NOT
SITTING.

COURT ORDERS DENYING PETITION FOR REHEARING – APRIL 18, 2019

GOVERNMENT EMPLOYEES 2016-SC-000546-DG JEFFERSON
INSURANCE COMPANY V.
JORDAN SANDERS, ETC., ET AL.
**MINTON, C.J.; BUCKINGHAM, HUGHES,
KELLER, LAMBERT AND WRIGHT, JJ.,
CONCUR. VANMETER, J., NOT SITTING.**

DEPARTMENT OF REVENUE, FINANCE 2017-SC-000071-DG FRANKLIN
AND ADMINISTRATION CABINET V.
MARK F. SOMMER, ET AL.
**MINTON, C.J.; BUCKINGHAM, HUGHES,
KELLER, LAMBERT AND WRIGHT, JJ.,
SITTING. ALL CONCUR. VANMETER, J., NOT
SITTING.**

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS DENYING PETITION FOR REHEARING – APRIL 18, 2019

LOUISVILLE AND JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT V. T+C CONTRACTING, INC.
2017-SC-000274-DG JEFFERSON
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR. BUCKINGHAM, J., NOT SITTING.

NORTHERN KENTUCKY AREA DEVELOPMENT DISTRICT V. DANIELLE SNYDER
2017-SC-000277-DG BOONE
MINTON, C.J.; BUCKINGHAM, HUGHES, KELLER, LAMBERT AND WRIGHT, JJ., CONCUR. VANMETER, J., NOT SITTING.

CABINET FOR HEALTH AND FAMILY SERVICES, ETC. V. R.S., AND A.S.
2017-SC-000587-DG CLARK
MINTON, C.J.; HUGHES, KELLER, LAMBERT, VANMETER AND WRIGHT, JJ., SITTING. ALL CONCUR. BUCKINGHAM, J., NOT SITTING.

COURT ORDERS DISMISSING

NISHA WEST, ETC. V. WOODMEN OF THE WORLD LIFE INSURANCE SOCIETY
2018-SC-000138-DG WAYNE
KELLER, VANMETER, LAMBERT, AND WRIGHT, JJ., SITTING. ALL CONCUR. ENTERED: APRIL 12, 2019

KNOX HILLS, LLC V. AMBAC ASSURANCE CORPORATION
2018-SC-000370-DG HARDIN
KELLER, VANMETER, LAMBERT, AND WRIGHT, JJ., SITTING. ALL CONCUR. ENTERED: APRIL 12, 2019

SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS DISMISSING

MONMOUTH EFM, LLC V. CM ENTERTAINMENT GROUP, LLC, ET AL. KELLER, HUGHES, VANMETER, AND WRIGHT, JJ., SITTING. ALL CONCUR. ENTERED: APRIL 12, 2019	2018-SC-000392-D	CAMPBELL
JOHN BELDEN V. HON. A.C MCKAY CHAUVIN, JUDGE, JEFFERSON CIRCUIT COURT, ET AL. ENTERED: APRIL 11, 2019	2019-SC-000092-MR	FROM COURT OF APPEALS
RICHARD TURPIN V. SCOTT JORDAN, WARDEN ENTERED: MARCH 27, 2019	2019-SC-000112-D	OLDHAM
KENTUCKY BAR ASSOCIATION V. MICHAEL L. JAMES KELLER, VANMETER, LAMBERT, AND WRIGHT, JJ., SITTING. ALL CONCUR. ENTERED: APRIL 12, 2019	2019-SC-000119-KB	IN SUPREME COURT
PEPPY MARTIN V. FARM CREDIT SERVICES, ET AL. ENTERED: APRIL 5, 2019	2019-SC-000155-D	HART

COURT ORDERS

DOUG TREVINO V. TRANSIT AUTHORITY OF RIVER CITY, ET AL. ORDER CORRECTED THE OPINION OF THE COURT RENDERED MARCH 14, 2019, BY SUBSTITUTION OF THIS OPINION IN LIEU OF THE ORIGINAL OPINION. ENTERED: MARCH 14, 2019	<u>2018-SC-000364-WC</u> TO BE PUBLISHED	FROM COURT OF APPEALS
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SUPREME COURT OF KENTUCKY

APRIL 18, 2019 MINUTES

RELEASED: 10:00 A.M.

COURT ORDERS

CHRISTINE L. COOK, M.D., ET AL. V.
HON. AUDRA J. ECKERLE, JUDGE,
JEFFERSON CIRCUIT COURT, ET AL.

[2018-SC-000435-MR](#)
NOT TO BE PUBLISHED

FROM COURT
OF APPEALS

**ORDER CORRECTED THE MEMORANDUM
OPINION OF THE COURT RENDERED MARCH
14, 2019, BY SUBSTITUTION OF THIS MEMORANDUM
OPINION IN LIEU OF THE ORIGINAL MEMORANDUM
OPINION.**

ENTERED: MARCH 14, 2019

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

WILLIAM LEE YOCUM V.
KENTUCKY BAR ASSOCIATION
ENTERED: MARCH 15, 2019

2019-SC-000147-KB

IN SUPREME
COURT

CURTIS SCOTT SUTTON V.
KENTUCKY BAR ASSOCIATION
ENTERED: MARCH 15, 2019

2019-SC-000148-KB

IN SUPREME
COURT

MARK ANTHONY EHINGER V.
KENTUCKY BAR ASSOCIATION
ENTERED: MARCH 15, 2019

2019-SC-000149-KB

IN SUPREME
COURT

RHONDA ELAINE FRANKLIN V.
KENTUCKY BAR ASSOCIATION
ENTERED: MARCH 29, 2019

2019-SC-000170-KB

IN SUPREME
COURT