

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

113. UNITED STATES OF AMERICA BY AND THROUGH THE UNITED STATES ATTORNEYS FOR THE EASTERN AND WESTERN DISTRICTS OF KENTUCKY V. KENTUCKY BAR ASSOCIATION  
**OPINION OF THE COURT BY CHIEF JUSTICE MINTON – AFFIRMING KBA ETHICS OPINION E-435.**  
ALL SITTING. ALL CONCUR.
- [2013-SC-000270-KB](#) IN SUPREME COURT  
**TO BE PUBLISHED**
- Questions Presented:**  
KBA Ethics Opinion E-435. Use of ineffective-assistance-of- counsel (IAC) waivers in plea agreements violates the Kentucky Rules of Professional Conduct.
114. TERRY D. MILLS V. DEPARTMENT OF CORRECTIONS OFFENDER INFORMATION SERVICES  
**OPINION OF THE COURT BY CHIEF JUSTICE MINTON – AFFIRMING**  
ALL SITTING. ALL CONCUR.
- [2011-SC-000755-DG](#) LYON  
**TO BE PUBLISHED**
- Questions Presented:**  
Criminal Law. Classification of Offenses. Issues include whether the firearm provision of KRS 218A.992 serves as a penalty enhancement or a conviction enhancement.
115. MICHAEL D. ST. CLAIR V. COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY JUSTICE NOBLE – AFFIRMING**  
ALL SITTING. ALL CONCUR. CUNNINGHAM, J., ALSO CONCURS BY SEPARATE OPINION.
- [2011-SC-000774-MR](#) BULLITT  
**TO BE PUBLISHED**
- Questions Presented:**  
Capital Murder. Death Penalty.
116. ERIC HENDERSON V. COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY CHIEF JUSTICE MINTON – AFFIRMING**  
ALL SITTING. ABRAMSON, CUNNINGHAM, KELLER, SCOTT, AND VENTERS, JJ., CONCUR. NOBLE, J., DISSENTS AND WOULD FIND THE OFFER OF PROOF SUFFICIENT.
- [2012-SC-000120-DG](#) JEFFERSON  
**TO BE PUBLISHED**
- Questions Presented:**  
Criminal Law. KRE 103. Issues include whether defendant’s proffer of evidence was sufficient to preserve his argument on appeal under KRE 103.

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

117. LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT V. O'SHEA'S-BAXTER, LLC, ETC., ET AL. [2013-SC-000085-DG](#) FRANKLIN  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY JUSTICE SCOTT – AFFIRMING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Constitutional Law. Administrative Law. Issue is whether KRS 241.075, which governs retail package liquor sales in cities of the first class or consolidated local governments, is unconstitutional as local or special legislation in violation of Sections 59 and 60 of the Kentucky Constitution.

118. ADRIAN BOYD V. COMMONWEALTH OF KENTUCKY [2013-SC-000146-MR](#) HART  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY JUSTICE KELLER – AFFIRMING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
First-degree burglary, fourth degree assault, and PFO 1- 20 years. Prejudicial statements by a prospective juror did not require dismissal of the entire jury venire. Narration of security video footage by witnesses was permissible as to events perceived in real time and was harmless error as to events not perceived in real time. KRE 602, KRE 701. Witnesses are permitted to make identifications through video evidence. Police officer's mention of defendant's previous arrest constituted an accidental admission of prior bad acts which could have been cured by an admonition from the judge, if it had been requested by the defense. Serving time in county jail constitutes "imprisonment" for purposes of PFO convictions.

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

119. JACKSON W. WATTS, PARTY IN INTEREST AND LORETTA LANGFORD V. DANVILLE HOUSING AUTHORITY; HONORABLE J. LANGFORD OVERFIELD, ADMINISTRATIVE LAW JUDGE; AND WORKERS' COMPENSATION BOARD  
**OPINION OF THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
- [2013-SC-000346-WC](#) FROM COURT OF APPEALS  
**TO BE PUBLISHED**
- Questions Presented:**  
Workers' Compensation. Issues presented include whether the percentage and limits of the attorney fee statute, KRS 342.320(2), allows for a separate and distinct attorney fee on an interlocutory award in addition to an attorney fee on a final settlement.
120. DONNA GAINES V. COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY JUSTICE VENTERS – AFFIRMING**  
MINTON, C.J.; ABRAMSON, CUNNINGHAM, KELLER, AND NOBEL, JJ., CONCUR. SCOTT, J., DOES NOT AGREE WITH THE PORTION OF SECTION III OF THE MAJORITY'S OPINION WHICH STATES THAT MURDER IS NOT COVERED BY KRS 533.060(1) AS A CLASS A FELONY; HOWEVER, HE AGREES WITH THE REMAINDER OF THE MAJORITY'S LOGIC UNDER THAT SECTION AND, THEREFORE, CONCURS IN RESULT.
- [2013-SC-000545-MR](#) OHIO  
**TO BE PUBLISHED**
- Questions Presented:**  
Murder, abuse of a corpse, tampering with physical evidence and multiple counts of forgery-30 years. Discussion of the Victim of Domestic Violence Exemption to the Violent Offender Parole Eligibility Status, KRS 439.4301(5), and the Victim of Domestic Violence Exception to the Violent Offender Eligibility for Probation, KRS 533.060(1).

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

121. VIRGIN MOBILE U.S.A., LP V. [2012-SC-000621-DG](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY ON **TO BE PUBLISHED**  
BEHALF OF COMMERCIAL MOBILE  
RADIO SERVICE  
TELECOMMUNICATIONS BOARD  
**AND**

COMMONWEALTH OF KENTUCKY [2012-SC-000626-DG](#) JEFFERSON  
ON BEHALF OF COMMERCIAL **TO BE PUBLISHED**  
MOBILE RADIO SERVICE  
TELECOMMUNICATIONS BOARD V.  
VIRGIN MOBILE U.S.A., LP  
**OPINION OF THE COURT BY**  
**JUSTICE VENTERS –**  
**AFFIRMING IN PART, REVERSING**  
**IN PART AND REMANDING**  
ALL SITTING. ALL CONCUR

**Questions Presented:**  
Tax. Statutory Construction. Attorney's Fees. KRS 65.7635. Issues include the proper application of Kentucky's tax on pre-paid wireless telecommunication services and whether an award of attorney's fees was improperly reversed.

122. VIRGINIA GAITHER [2012-SC-000324-DG](#) FRANKLIN  
(ADMINISTRATRIX AND PERSONAL **TO BE PUBLISHED**  
REPRESENTATIVE OF THE ESTATE  
OF LEBRON GAITHER, DECEASED) V.  
JUSTICE & PUBLIC SAFETY CABINET,  
COMMONWEALTH OF KENTUCKY;  
AND DEPARTMENT OF KENTUCKY  
STATE POLICE; AND BOARD OF  
CLAIMS

**AND**  
JUSTICE & PUBLIC SAFETY CABINET, [2012-SC-000835-DG](#) FRANKLIN  
COMMONWEALTH OF KENTUCKY; **TO BE PUBLISHED**  
DEPARTMENT OF KENTUCKY  
STATE POLICE V.  
VIRGINIA GAITHER  
(ADMINISTRATRIX AND PERSONAL  
REPRESENTATIVE OF THE ESTATE  
OF LEBRON GAITHER, DECEASED)  
AND KENTUCKY BOARD OF CLAIMS,  
COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY**  
**JUSTICE VENTERS –**  
**REVERSING AND REMANDING**  
MINTON, C.J.; ABRAMSON,  
CUNNINGHAM, NOBLE AND SCOTT,  
JJ., CONCUR. KELLER, J., NOT SITTING.

**Questions Presented:**  
Board of Claims. Immunity. Wrongful Death. Issues include whether state police are immune from a wrongful death claim based on their failure to protect a confidential informant.

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

123. JOSEPH WILSON V. [2012-SC-000474-MR](#) JESSAMINE  
COMMONWEALTH OF KENTUCKY **TO BE PUBLISHED**  
**OPINION OF THE COURT BY**  
**JUSTICE ABRAMSON –**  
**REVERSING AND REMANDING**  
ALL SITTING. ALL CONCUR.
- Questions Presented:**  
First-degree burglary, three counts of theft by unlawful taking of a firearm (principal or accomplice), one count of theft by unlawful taking of property valued at \$500.00 or more (principal or accomplice) and PFO 1 - 25 years. Erroneous admission of detailed evidence regarding defendant's past domestic violence. Separate theft convictions violated defendant's double jeopardy rights. Insufficiency of evidence to support the first-degree burglary conviction.
124. KAVEN L. RUMPEL V. [2012-SC-000563-DG](#) BULLITT  
KATHIE W. RUMPEL (NOW **TO BE PUBLISHED**  
WOLFORD) AND DIANA L. SKAGGS  
**OPINION OF THE COURT BY**  
**JUSTICE ABRAMSON –**  
**REVERSING AND REMANDING**  
ALL SITTING. ALL CONCUR
- Questions Presented:**  
Family Law. Divorce and Dissolution. Property Division. CR 37.03. KRS 403.220. Issues include the interplay of CR 37.03, which provides for attorney's fees as a sanction for hindering discovery, and KRS 403.220, which permits awards of attorney's fees in dissolution of marriage cases when there is a disparity in the parties' incomes.
125. PHILLIP TIBBS, M.D. ET AL. V. [2012-SC-000603-MR](#) FROM COURT  
HONORABLE KIMBERLY N. **TO BE PUBLISHED** OF APPEALS  
BUNNELL (JUDGE, FAYETTE  
CIRCUIT COURT) AND ESTATE OF  
LUVETTA GOFF, ET AL.  
**OPINION OF THE COURT BY**  
**JUSTICE SCOTT –**  
**REVERSING AND REMANDING**  
CUNNINGHAM AND VENTERS, JJ.,  
CONCUR. NOBLE, J., CONCURS IN  
RESULT ONLY. ABRAMSON, J.,  
DISSENTS BY SEPARATE OPINION  
IN WHICH MINTON, C.J., JOINS.  
KELLER, J., NOT SITTING.
- Questions Presented:**  
Medical Malpractice. Production of an "incident" or "event" report created by a surgical nurse on the day of the patient's death. Scope of federal privilege for patient safety workproduct, created by the Patient Safety and Quality Improvement Act of 2005 ("PSQIA"), 42 U.S.C.A. Sec. 299b-21, et seq.

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

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| 126. | JEFFREY T. CANIFF V.<br>CSX TRANSPORTATION, INC.<br><b>OPINION OF THE COURT BY<br/>JUSTICE SCOTT –<br/>REVERSING AND REMANDING</b><br>CUNNINGHAM, KELLER, NOBLE AND<br>VENTERS, JJ., CONCUR. MINTON,<br>C.J., DISSENTS BY SEPRATE<br>OPINION IN WHICH ABRAMSON,<br>J., JOINS. | <a href="#">2012-SC-000750-DG</a><br><b>TO BE PUBLISHED</b>   | PERRY    |
|      |   | <p><b>Questions Presented:</b><br/>Negligence. FELA. Expert Testimony. Issues include whether plaintiff's failure to present expert testimony regarding railroad practices was fatal to his FELA claim.</p> |          |
| 127. | SYLVESTER CLAY V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – AFFIRMING</b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2012-SC-000421-MR</a><br><b>NOT TO BE PUBLISHED</b>   | FRANKLIN |
| 128. | ALAN BRUNER V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – AFFIRMING</b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2012-SC-000785-MR</a><br><b>NOT TO BE PUBLISHED</b>   | MEADE    |
| 129. | CHARLES S. LEE V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – AFFIRMING</b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2012-SC-000796-MR</a><br><b>NOT TO BE PUBLISHED</b>   | GREENUP  |
| 130. | CHRISTOPHER BRYANT V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – AFFIRMING</b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2013-SC-000204-MR</a><br><b>NOT TO BE PUBLISHED</b>   | MONROE   |

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

131. J-LOK CORPORATION V. [2013-SC-000235-WC](#) FROM COURT  
RONALD HAYES; HONORABLE **NOT TO BE PUBLISHED** OF APPEALS  
DOUGLAS W. GOTT, ADMINISTRATIVE  
LAW JUDGE; AND WORKERS'  
COMPENSATION BOARD  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
MINTON, C.J.; ABRAMSON,  
CUNNINGHAM, NOBLE AND SCOTT,  
AND VENTERS, JJ., SITTING. ALL  
CONCUR. KELLER, J., NOT SITTING.
132. WILLIE DALE FAIN V. [2013-SC-000236-MR](#) JESSAMINE  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
133. KEVIN WATKINS V. [2013-SC-000334-WC](#) FROM COURT  
KOBE ALUMINUM USA, INC.; **NOT TO BE PUBLISHED** OF APPEALS  
HONORABLE DOUGLAS W. GOTT,  
ADMINISTRATIVE LAW JUDGE; AND  
WORKERS' COMPENSATION BOARD  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
MINTON, C.J.; ABRAMSON,  
CUNNINGHAM, NOBLE, SCOTT, AND  
VENTERS, JJ., SITTING. ALL CONCUR.  
KELLER, J., NOT SITTING.
134. CONSOL OF KENTUCKY, INC. V. [2013-SC-000338-WC](#) FROM COURT  
RICKY ALLEN SPARKS; HONORABLE **NOT TO BE PUBLISHED** OF APPEALS  
EDWARD D. HAYS, ADMINISTRATIVE  
LAW JUDGE; AND WORKERS'  
COMPENSATION BOARD  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

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| 135. | KEVIN WAYNE JOHNSON V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2013-SC-000361-MR</a><br><b>NOT TO BE PUBLISHED</b> | HANCOCK                  |
| 136. | PAULA ROOP V.<br>A.K. STEEL CORPORATION;<br>HONORABLE RICHARD M. JOINER,<br>ADMINISTRATIVE LAW JUDGE; AND<br>WORKERS' COMPENSATION BOARD<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR. | <a href="#">2013-SC-000407-WC</a><br><b>NOT TO BE PUBLISHED</b> | FROM COURT<br>OF APPEALS |
| 137. | BACILIO RUIZ GODINEZ V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2013-SC-000433-MR</a><br><b>NOT TO BE PUBLISHED</b> | JEFFERSON                |
| 138. | DENZIL BURTON V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.   | <a href="#">2013-SC-000476-MR</a><br><b>NOT TO BE PUBLISHED</b> | ALLEN                    |
| 139. | KENOBI WILLS V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2013-SC-000479-MR</a><br><b>NOT TO BE PUBLISHED</b> | CHRISTIAN                |
| 140. | CHANCE D. KING V.<br>COMMONWEALTH OF KENTUCKY<br><b>MEMORANDUM OPINION OF<br/>THE COURT – <u>AFFIRMING</u></b><br>ALL SITTING. ALL CONCUR.  | <a href="#">2013-SC-000605-MR</a><br><b>NOT TO BE PUBLISHED</b> | MUHLENBERG               |

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

141. ALLAN WIDDIFIELD V. [2013-SC-000664-MR](#) HANCOCK  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF**  
**THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
142. DWAYNE WHITMAN V. [2013-SC-000733-MR](#) FROM COURT  
HONORABLE KAREN A.CONRAD, **NOT TO BE PUBLISHED** OF APPEALS  
IN HER OFFICIAL CAPACITY AS  
HENRY CIRCUIT JUDGE AND  
COMMONWEALTH OF KENTUCKY  
**MEMORANDUM OPINION OF**  
**THE COURT – AFFIRMING**  
MINTON, C.J.; ABRAMSON,  
CUNNINGHAM,. KELLER AND NOBLE,  
JJ., CONCUR. VENTERS, J., DISSENTS  
BY SEPRATE OPINION IN WHICH  
SCOTT, J., JOINS.
143. MANDY BAUER V. [2012-SC-000241-MR](#) ADAIR  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF**  
**THE COURT – AFFIRMING IN PART,**  
**REVERSING IN PART AND**  
**REMANDING**  
MINTON, C.J.; ABRAMSON, NOBLE  
AND VENTERS, JJ., CONCUR. KELLER,  
J., DISSENTS BY SEPARATE OPINION IN  
WHICH CUNNINGHAM AND SCOTT,  
JJ., JOIN.
144. CUDDIE HOLBROOK V. [2012-SC-000703-MR](#) FAYETTE  
COMMONWEALTH OF KENTUCKY [2012-SC-000704-MR](#)  
**MEMORANDUM OPINION OF** **NOT TO BE PUBLISHED**  
**THE COURT – AFFIRMING IN PART**  
**AND VACATING AND REMANDING**  
**IN PART**  
ALL SITTING. ALL CONCUR.

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**OPINION AND ORDER – AUGUST 13, 2014**

SHARON DALE GREER V. 2013-SC-000736-DG LINCOLN  
COMMONWEALTH OF KENTUCKY  
**ORDER GRANTED DISCRETIONARY REVIEW,  
VACATED THE COURT OF APPEALS' OPINION  
AND REMANDED BACK TO LINCOLN CIRCUIT  
COURT.**  
ALL SITTING. ALL CONCUR.

**OPINION AND ORDERS – AUGUST 14, 2014**

TONY C. HODGE V. 2013-SC-000783-DG MADISON  
COMMONWEALTH OF KENTUCKY  
**ORDER GRANTED DISCRETIONARY REVIEW,  
VACATED THE COURT OF APPEALS' OPINION  
AND REMANDED BACK TO MADISON CIRCUIT  
COURT.**  
ALL SITTING. ALL CONCUR.

HONORABLE GEORGE W. DAVIS, III V. [2014-SC-000323-MR](#) FROM COURT  
HONORABLE THOMAS D. WINGATE, JUDGE, **TO BE PUBLISHED** OF APPEALS  
FRANKLIN CIRCUIT COURT, DIVISION II  
AND  
MARC I. ROSEN AND COMMONWEALTH OF  
KENTUCKY  
**ALL SITTING. MINTON, C.J.; ABRAMSON,  
KELLER, NOBLE, AND VENTERS, JJ.,  
CONCUR. SCOTT, J., DISSENTS BY  
SEPARATE OPINION IN WHICH  
CUNNINGHAM, J., JOINS.**

**OPINION AND ORDERS – AUGUST 21, 2014**

INQUIRY COMMISSION V. [2014-SC-000192-KB](#) IN SUPREME  
JOHN GREENE ARNETT, JR. **TO BE PUBLISHED** COURT  
**ORDER OF TEMPORARY SUSPENSION.**  
ALL SITTING. ALL CONCUR.

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

**OPINION AND ORDERS – AUGUST 21, 2014**

KENTUCKY BAR ASSOCIATION V. MARK A. BRAMBLE <b>ORDER OF SUSPENSION.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2014-SC-000198-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. DANIEL EDWARD PRIDEMORE <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 30 DAYS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2014-SC-000218-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. WILLIAM KELLY FULMER, II <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 181 DAYS WITH CONDITIONS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2014-SC-000232-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. CABELL D. FRANCES, II <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 181 DAYS.</b> MINTON, C.J.; ABRAMSON, CUNNINGHAM, KELLER, NOBLE, AND SCOTT, JJ., CONCUR. VENTERS, J., NOT SITTING.	<a href="#"><u>2014-SC-000233-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
JOHN E. DUTRA V. KENTUCKY BAR ASSOCIATION <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 181 DAYS WITH CONDITIONS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2014-SC-000258-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT
JAMES GRANT KING V. KENTUCKY BAR ASSOCIATION <b>ORDER OF SUSPENSION FROM THE PRACTICE OF LAW FOR 181 DAYS WITH CONDITIONS.</b> ALL SITTING. ALL CONCUR.	<a href="#"><u>2014-SC-000259-KB</u></a> <b>TO BE PUBLISHED</b>	IN SUPREME COURT

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**OPINION AND ORDERS – AUGUST 21, 2014**

SETH JARAD JOHNSTON V.  
KENTUCKY BAR ASSOCIATION  
**ORDER OF PERMANENT DISBARMENT  
FROM THE PRACTICE OF LAW.**  
ALL SITTING. ALL CONCUR.

[2014-SC-000288-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

WAGNER'S PHARMACY, INC. V.  
MELISSA K. PENNINGTON

2013-SC-000541-DG

JEFFERSON

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

LAWRENCE PATE V.  
DEPARTMENT OF CORRECTIONS  
**AND**

2013-SC-000558-DG

FRANKLIN

LAWRENCE PATE V.  
COMMONWEALTH OF KENTUCKY

2013-SC-000559-DG

BRACKEN

JAMES OVERSTREET, ADMINISTRATOR  
OF THE ESTATE OF LULA BELLE GORDON,  
DECEASED V.  
KINDRED NURSING CENTERS LIMITED  
PARTNERSHIP, D/B/A HARRODSBURG  
HEALTH CARE CENTER, ET AL.

2013-SC-000620-DG

MERCER

CASSANDRA FALK, INDIVIDUALLY, AND AS  
ADMINISTRATRIX OF THE ESTATE OF JAMES  
JEFFREY FALK, ET AL. V.  
ALLIANCE COAL, LLC.

2013-SC-000655-DG

FAYETTE

NISSAN MOTOR COMPANY, LTD., ET AL. V.  
AMANDA MADDOX

2013-SC-000685-DG

LINCOLN

ALLSTATE INSURANCE COMPANY V.  
CRAIG T. SMITH  
**CUNNINGHAM, J., WOULD DISPENSE WITH  
ORAL ARGUMENT.**

2013-SC-000732-DG

JEFFERSON

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

COMMONWEALTH OF KENTUCKY, ET AL. V. 2013-SC-000800-DG JEFFERSON  
AT & T CORPORATION  
**SCOTT, J., WOULD HEAR ORAL ARGUMENT.**

THE BOARD OF REGENTS OF NORTHERN 2013-SC-000820-DG CAMPBELL  
KENTUCKY UNIVERSITY V.  
ANDREA WEICKENANNT

C.D.G. V. 2014-SC-000329-DGE JEFFERSON  
N.J.S.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 14, 2014**

RICKY BARRETT, JR. V. 2014-SC-000048-DG KENTON  
COMMONWEALTH OF KENTUCKY

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

CHARLES JOHNSON V. 2013-SC-000527-D JEFFERSON  
COMMONWEALTH OF KENTUCKY

STEPHEN D. PRICE V. 2013-SC-000590-D SCOTT  
CITY OF GEORGETOWN, KENTUCKY  
**KELLER, J., NOT SITTING.**

PAUL DWAYNE YORK V. 2013-SC-000602-D BOONE  
COMMONWEALTH OF KENTUCKY

CAROLE HERMAN, ET AL. V. 2013-SC-000603-D JESSAMINE  
JESSAMINE COUNTY FIRE DISTRICT, ET AL.  
**THE OPINION OF THE COURT OF APPEALS  
IS ORDERED NOT TO BE PUBLISHED.**  
**NOBLE, J., NOT SITTING.**

JYRONNA PARKER V. 2013-SC-000616-D JEFFERSON  
COMMONWEALTH OF KENTUCKY

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

MICHAEL P. SLONE V. KENTUCKY RETIREMENT SYSTEMS, ET AL.	2013-SC-000629-D	FRANKLIN
MARK JOSEPH MORTON V. COMMONWEALTH OF KENTUCKY	2013-SC-000647-D	LETCHER
GEORGE SULLIVAN V. COMMONWEALTH OF KENTUCKY <b>CUNNINGHAM AND SCOTT, JJ., WOULD GRANT.</b>	2013-SC-000659-D	TAYLOR
JAYSON RAY HARRIS V. COMMONWEALTH OF KENTUCKY	2013-SC-000666-D	FAYETTE
JOHN R. BOWLING V. APPALACHIAN FEDERAL CREDIT UNION	2013-SC-000671-D	JACKSON
BEVERLY CLAY V. COMMONWEALTH OF KENTUCKY	2013-SC-000673-D	GREENUP
JAMES DORNBUSCH V. BRIAN MILLER, M.D., ET AL.	2013-SC-000683-D	BOONE
JOHN ROBERT HAGAN V. COMMONWEALTH OF KENTUCKY	2013-SC-000687-D	NELSON
LARRY SMITH, ET AL. V. BUILDERS ASSOCIATION OF SOUTH CENTRAL KENTUCKY, ET AL.	2013-SC-000699-D	WARREN
DAVID MICHAEL JAMESON V. COMMONWEALTH OF KENTUCKY	2013-SC-000700-D	FAYETTE
J. MICHAEL BUTLER, ET AL. V. CHASE HOME FINANCE, LLC.	2013-SC-000708-D	JEFFERSON
DAVID H. FENLEY V. JOSEPH K. FENLEY	2013-SC-000711-D	JEFFERSON

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

AARON WHITE V. COMMONWEALTH OF KENTUCKY	2013-SC-000714-D	WOLFE
KEVIN J. GORDON V. CHRISTIANNE GORDON	2013-SC-000715-D	CAMPBELL
DEPARTMENT OF REVENUE, ET AL. V. TIMOTHY J. EIFLER	2013-SC-000737-D	FRANKLIN
KERBAUGH & RODES, ETC., ET AL. V. WHITAKER BANK, INC.	2013-SC-000738-D	BOYLE
COMMONWEALTH OF KENTUCKY V. ELIZABETH ELAINE ROYSE	2013-SC-000741-D	FRANKLIN
GREG CUMMINS V. CITY OF AUGUSTA, KENTUCKY, ET AL.	2013-SC-000744-D	BRACKEN
DONIA S. DAY V. LEVENIA ISON BAXTER, ET AL.	2013-SC-000745-D	LETCHER
CLARENCE KEITH MCDONALD V. COMMONWEALTH OF KENTUCKY	2013-SC-000747-D	JEFFERSON
JOHN T. JONES V. COMMONWEALTH OF KENTUCKY	2013-SC-000756-D	JEFFERSON
MINH H. SON V. COMMONWEALTH OF KENTUCKY	2013-SC-000757-D	JEFFERSON
BRADLEY SCOTT TACKETT, ET AL. V. ALLISON TIERNAN, ET AL.	2013-SC-000758-D	SCOTT
LEWIS DAVENPORT V. COMMONWEALTH OF KENTUCKY	2013-SC-000760-D	MCCREARY

SUPREME COURT OF KENTUCKY

AUGUST 21, 2014 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

JERRY TRACY HURT, ET AL. V. JIM JOHNSON NISSAN <b>CUNNINGHAM, KELLER AND VENTERS, JJ., WOULD GRANT.</b>	2013-SC-000761-D	WARREN
LORETTA DEAN ROYSE STANTON V. MICHAEL CLARKE, ADMINSTRATOR, ETC, ET AL.	2013-SC-000762-D	MASON
PHILLIP R. BOONE V. COMMONWEALTH OF KENTUCKY <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. SCOTT, J., WOULD GRANT.</b>	2013-SC-000767-D	MASON
CHRISTOPHER W. BROWN V. COMMONWEALTH OF KENTUCKY	2013-SC-000769-D	JEFFERSON
EULA KEATON, ET AL. V. G.C. WILLIAM FUNERAL HOME, INC., ET AL.	2013-SC-000774-D	JEFFERSON
JOSEPH B. ZEHNER, M.D. V. TERRY STANLEY	2013-SC-000779-D	LOGAN
MICHAEL PAWELCZYK V. COMMONWEALTH OF KENTUCKY	2013-SC-000780-D	FAYETTE
RON W. ASHFORD V. BOLLMAN HAT COMPANY <b>KELLER, J., WOULD GRANT.</b>	2013-SC-000782-D	FAYETTE
DANNY RAY KENNEDY, ET AL. V. MARDELL KENNEDY, ET AL.	2013-SC-000790-D	MUHLENBERG
JOSEPH MORRIS V. COMMONWEALTH OF KENTUCKY	2013-SC-000832-D	MASON
SHIRLEEN WILSON V. KENTUCKY RETIREMENT SYSTEMS, ET AL.	2014-SC-000006-D	FRANKLIN

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

HAZARD NURSING HOME, INC. V. MARK AMBROSE, INDIVIDUALLY, ETC.	2014-SC-000011-D	PERRY
THOMAS R. POST V. LEE MASONARY PRODUCTS, LLC, ET AL.	2014-SC-000018-D	WOODFORD
BONNIE PARKER V. KENTUCKY RETIREMENT SYSTEMS	2014-SC-000024-D	FRANKLIN
JOHN SHIELDS, ET AL. V. TERESA HUGHES, ET AL.	2014-SC-000030-D	CAMPBELL
COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH & FAMILY SERVICES V. FRASURE'S RIVERVIEW PERSONAL CARE HOME	2014-SC-000052-D	FRANKLIN
KEITH WILLIS V. COMMONWEALTH OF KENTUCKY	2014-SC-000055-D	JEFFERSON
TONIA T. FREEMAN V. BECKER LAW OFFICE, PLLC, ET AL.	2014-SC-000058-D	JEFFERSON
FLOYD PARSLEY, ET AL. V. ESTATE OF LEROY B. MCCAULEY, ETC. ET AL.	2014-SC-000063-D	HARRISON
JOHNNY MARRS, ET AL. V. WALTERS AUTOMOBILES, INC. ETC.	2014-SC-000088-D	PIKE
DAVID JOSEPH POPPITI V. COMMONWEALTH OF KENTUCKY	2014-SC-000109-D	BELL
CHRISTOPHER SAMUEL COX V. REBEKAH FRANCES COX	2014-SC-000113-D	SCOTT
CURTIS HALL V. COMMONWEALTH OF KENTUCKY	2014-SC-000117-D	BELL

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 13, 2014**

THOMAS R. JOHNS, JR. V. COMMONWEALTH OF KENTUCKY <b>KELLER, J., NOT SITTING.</b>	2014-SC-000128-D	FAYETTE
DENVER GOLDEN STURGILL V. ELINOR E. STURGILL	2014-SC-000179-D	LEWIS
VIKAS DHAWAN V. VERONIKA NAUMCHENKO	2014-SC-000205-DE	FAYETTE
B.H., A CHILD UNDER EIGHTEEN V. COMMONWEALTH OF KENTUCKY <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. KELLER AND VENTERS, JJ., WOULD GRANT.</b>	2014-SC-000282-DE	BULLITT
LUAL A. DENG, ETC. V. NORTON HEALTHCARE, INC.	2014-SC-000338-D	JEFFERSON

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
AUGUST 14, 2014**

CHRISTOPHER T. RATLIFF V. COMMONWEALTH OF KENTUCKY <b>SCOTT, J., NOT SITTING.</b>	2013-SC-000688-D	JEFFERSON
JOSHUA ROBINSON V. COMMONWEALTH OF KENTUCKY	2013-SC-000819-D	MCCRACKEN
STEVEN N. FITZGERALD V. KIMBERLY D. FITZGERALD	2014-SC-000061-D	OLDHAM
ROCARVAN FORTNEY V. COMMONWEALTH OF KENTUCKY	2014-SC-000087-D	JEFFERSON
COMMONWEALTH OF KENTUCKY V. BRIAN P. EPPERSON	2014-SC-000261-D	POWELL

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE  
MOTION FOR DISCRETIONARY REVIEW – AUGUST 19, 2014**

EARL LEE CHANEY V. 2014-SC-000196-D KENTON  
COMMONWEALTH OF KENTUCKY  
**VENTERS, ABRAMSON, CUNNINGHAM AND  
KELLER, JJ., SITTING. ALL CONCUR.**

**COURT ORDERS DENYING MOTION TO TRANSFER – AUGUST 21, 2014**

DAVID ADAMS V. 2013-SC-000652-T FRANKLIN  
COMMONWEALTH OF KENTUCKY, STEVEN  
L. BESHEAR, GOVERNOR, ET AL.

**AND**

DAVID ADAMS AND DAWN CLOYD V. 2013-SC-000667-T FRANKLIN  
COMMONWEALTH OF KENTUCKY, STEVEN  
L. BESHEAR, GOVERNOR, ET AL.  
**MINTON, C.J.; ABRAMSON, CUNNINGHAM,  
KELLER, NOBLE, AND VENTERS, JJ.,  
CONCUR. SCOTT, J., NOT SITTING.**

**COURT ORDERS DENYING MOTION TO TRANSFER – AUGUST 21, 2014**

JOHNNY R. PHILLIPS V. 2014-SC-000213-T LAUREL  
COMMONWEALTH OF KENTUCKY  
**ALL SITTING. ALL CONCUR.**

**COURT ORDERS DENYING PETITION FOR REHEARING – AUGUST 21, 2014**

R. DEAN LINDEN, PH.D V. [2011-SC-000422-DG](#) JEFFERSON  
WILLIAM TID GRIFFIN, ET AL [2012-SC-000377-DG](#)  
**AND TO BE PUBLISHED**  
WILLIAM TID GRIFFIN, ET AL. V.  
R. DEAN LINDEN, PH.D  
**ORDER MODIFIED THE OPINION OF THE  
COURT RENDERED ON APRIL 17, 2014, BY  
SUBSTITUTION OF THE ENTIRE OPINION  
IN LIEU OF THE ORIGINAL.  
ALL SITTING. ALL CONCUR.**

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DENYING PETITION FOR REHEARING – AUGUST 21, 2014**

CITY OF LEBANON, KENTUCKY V. 2011-SC-000468-DG MARION  
ELINOR B. GOODIN, ETC., ET AL.  
**ALL SITTING. ALL CONCUR.**

AMY JERRINE MISCHLER V. [2013-SC-000030-MR](#) FROM COURT  
HONORABLE LARRY THOMPSON, TO BE PUBLISHED OF APPEALS  
PIKE COUNTY FAMILY COURT  
JUDGE; DAVID DESKINS, PIKE  
COUNTY CIRCUIT COURT CLERK;  
AND FRED HATFIELD, PIKE COUNTY  
TRIAL COMMISSIONER, AND JONAH  
LEE STEVENS  
**ORDER MODIFIED THE OPINION OF THE  
COURT RENDERED FEBRUARY 20, 2014, BY  
SUBSTITUTION OF THE ENTIRE OPINION IN  
LIEU OF THE ORIGINAL OPINION.**  
ABRAMSON, CUNNINGHAM, KELLER, NOBLE,  
VENTERS, JJ., PAUL W. BLAIR, S.J., AND  
NORMAN E. HARNED, S.J., CONCUR.  
MINTON, C.J. AND SCOTT, J., NOT SITTING.

**COURT ORDERS DENYING PETITION FOR REHEARING – AUGUST 21, 2014**

BRENDA ELKINS V. 2013-SC-000032-WC FROM COURT  
LKLP CAC, INC., ET AL. OF APPEALS  
  
COMMONWEALTH OF KENTUCKY V. 2012-SC-000312-DG JEFFERSON  
JASPER POLLINI  
MINTON, C.J; ABRAMSON, CUNNINGHAM,  
NOBLE, SCOTT AND VENTERS, JJ., CONCUR.  
KELLER, J., RECUSED.

**COURT ORDERS DISMISSING**

B. KISHORE GUPTA, M.D. V. 2013-SC-000723-MR JEFFERSON  
HON. OLU A. STEVENS, JUDGE, JEFFERSON  
CIRCUIT COURT, DIVISION 6, ET AL.  
**VENTERS, ABRAMSON, CUNNINGHAM AND  
KELLER, JJ., SITTING. ALL CONCUR.**  
ENTERED: AUGUST 18, 2014

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DISMISSING**

BENJAMIN D. COX V. COMMONWEALTH OF KENTUCKY <b>VENTERS, ABRAMSON, CUNNINGHAM AND KELLER, JJ., SITTING. ALL CONCUR.</b> ENTERED: AUGUST 19, 2014	2014-SC-000148-D	JEFFERSON
ABDUL G. BURIDI V. THE LEASING GROUP POOL II, LLC, ET AL. <b>VENTERS, ABRAMSON, CUNNINGHAM AND KELLER, JJ., SITTING. ALL CONCUR.</b> ENTERED: AUGUST 19, 2014	2014-SC-000194-D	JEFFERSON
TONYA FORD V. COMMONWEALTH OF KENTUCKY ENTERED: JULY 8, 2014	2014-SC-000221-D	TAYLOR
BOARD OF EDUCATION OF FAYETTE COUNTY, KENTUCKY V. ROBIN COOPER <b>VENTERS, ABRAMSON, CUNNINGHAM AND KELLER, JJ., SITTING. ALL CONCUR.</b> ENTERED: AUGUST 18, 2014	2014-SC-000230-D	FAYETTE
JEFFREY A. TOYE. V. HON. TAMARA GORMLEY, JUDGE, WOODFORD CIRCUIT COURT, FAMILY BRANCH, ET AL. <b>VENTERS, ABRAMSON, CUNNINGHAM AND KELLER, JJ., SITTING. ALL CONCUR.</b> ENTERED: AUGUST 18, 2014	2014-SC-000271-MR	WOODFORD
LUTHER CREECH V. HON. C. HUNTER DAUGHTERTY, JUDGE, GARRARD CIRCUIT COURT, ET AL. <b>ENTERED: JULY 25, 2014</b>	2014-SC-000331-MR	FROM COURT OF APPEALS

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS DISMISSING**

NELSON GILMORE V.  
CHRISTOPHER D. LANKFORD, ET AL.  
**ENTERED: JULY 9, 2014**

2014-SC-000358-D

JEFFERSON

MARK ZOELLER, ET AL. V.  
CHRISTOPHER D. LANKFORD, ETC. ET AL.  
**ENTERED: JULY 9, 2014**

2014-SC-000361-D

JEFFERSON

**COURT ORDERS**

VERA FURTULA AND ANTHONY MILLER V.  
UNIVERSITY OF KENTUCKY, ET AL.  
**ORDER MODIFIED THE OPINION OF THE  
COURT BY JUSTICE VENTERS RENDERED  
JUNE 19, 2014, BY SUBSTITUTION OF THE  
ENTIRE OPINION IN LIEU OF THE ORIGINAL.**  
ENTERED: JUNE 23, 2014

[2011-SC-000332-DG](#)  
**TO BE PUBLISHED**

FAYETTE

JOHN D.T. BRADY V.  
KENTUCKY BAR ASSOCIATION  
**ORDER OF SUSPENSION FROM THE  
PRACTICE OF LAW FOR REMAINING  
121-DAY BALANCE OF HIS TOTAL 181-DAY  
SUSPENSION.**  
ALL SITTING. ALL CONCUR.

[2012-SC-000478-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION V.  
KUNGU NJUGUNA  
**ORDER DENIED MOTION FOR  
REINSTATEMENT.**  
ALL SITTING. ALL CONCUR.  
ENTERED: AUGUST 21, 2014

2012-SC-000755-KB

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION V.  
WILLIAM A. NISBET, IV  
**ORDER OF SUSPENSION FROM THE  
PRACTICE OF LAW FOR 30 DAYS.**  
ALL SITTING. ALL CONCUR.  
ENTERED: AUGUST 21, 2014

[2013-SC-000421-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

**COURT ORDERS**

STACY LYNN PARTIN V. 2014-SC-000014-OA IN SUPREME  
COMMONWEALTH OF KENTUCKY COURT  
**ENTERED: JULY 22, 2014**

MARGARET MACGLASHAN V. 2014-SC-000098-CL FEDERAL  
ABS LINCS KY, INC., ETC.  
**ORDER ACCEPTING REQUEST FOR  
CERTIFICATION OF LAW.  
ALL SITTING. ALL CONCUR.  
ENTERED: AUGUST 21, 2014**

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

ROBERT STUART MORE V. 2014-SC-000317-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 19, 2014**

PATRICK LAUGHLIN BROWN V. 2014-SC-000318-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 19, 2014**

RACHEL WRIGHT MENKES V. 2014-SC-000341-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 30, 2014**

MARC ALAN JACKOWITZ V. 2014-SC-000342-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 30, 2014**

KING GRANT WINSTON V. 2014-SC-000343-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 30, 2014**

AMY KARN TURNER V. 2014-SC-000344-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JUNE 30, 2014**

WILLIAM LEONARD SKEES JR. V. 2014-SC-000396-KB IN SUPREME  
KENTUCKY BAR ASSOCIATION COURT  
**ENTERED: JULY 16, 2014**

**SUPREME COURT OF KENTUCKY**

**AUGUST 21, 2014 MINUTES**

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

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

ROBERT MARK RAMSEY V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: JULY 29, 2014**

2014-SC-000418-KB

IN SUPREME COURT

TIMOTHY CHARLES LAWSON V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: AUGUST 4, 2014**

2014-SC-000426-KB

IN SUPREME COURT

SARAH KATHRYN MELLO V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: AUGUST 4, 2014**

2014-SC-000427-KB

IN SUPREME COURT

KENNETH DALE SIMMONS V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: AUGUST 4, 2014**

2014-SC-000428-KB

IN SUPREME COURT

FRANK A. GARTLAND V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: AUGUST 4, 2014**

2014-SC-000429-KB

IN SUPREME COURT

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

CATHY PAULINE JARVIS V.  
KENTUCKY BAR ASSOCIATION  
**ENTERED: AUGUST 5, 2014**

2014-SC-000439-KB

IN SUPREME COURT