

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

- | | | | |
|------|---|---|-----------|
| 227. | WALTER DURRELL GRAY V.
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE SCOTT – <u>AFFIRMING</u>
MINTON, J., CONCURS BY
SEPARATE OPINION.
MCANULTY, J., CONCURS IN
PART AND DISSENTS IN PART
BY SEPARATE OPINION, WITH
LAMBERT, C.J., JOINING THAT
OPINION. | 2004-SC-000457-MR
TO BE PUBLISHED | FAYETTE |
| 228. | DAMIEN A. SUBLETT V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF
THE COURT – <u>AFFIRMING</u> | 2005-SC-000832-MR
TO BE PUBLISHED | JEFFERSON |
| 229. | JAMES O. OLDEN V.
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE SCOTT – <u>AFFIRMING IN
PART AND REVERSING IN PART</u> | 2005-SC-000502-MR
TO BE PUBLISHED | CALDWELL |
| 230. | KENNETH H. BAKER, ET AL. V.
RICHARD SHAPERO, ET AL.
OPINION OF THE COURT BY
JUSTICE GRAVES – <u>REVERSING
AND REMANDING</u>
MINTON, J., NOT SITTING. | 2004-SC-000639-DG
TO BE PUBLISHED | JEFFERSON |
| 231. | FREDERICK CARL KRAUSE III V.
COMMONWEALTH OF KENTUCKY
OPINION OF THE COURT BY
JUSTICE GRAVES – <u>REVERSING
AND REMANDING</u>
WINTERSHEIMER, J., DISSENTS BY
SEPARATE OPINION IN WHICH
ROACH, J., JOINS. | 2004-SC-001009-DG
TO BE PUBLISHED | MCCRACKEN |

SUPREME COURT OF KENTUCKY

MINUTES

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| 232. | COMPEX INTERNATIONAL
COMPANY, LIMITED V.
STEPHEN C. TAYLOR, ET AL.
OPINION OF THE COURT BY
JUSTICE ROACH – <u>REVERSING</u>
WINTERSHEIMER, J., DISSENTS
BY SEPARATE OPINION. | 2005-SC-000228-DG
TO BE PUBLISHED | BELL |
| 233. | JOSEPH L. SILVERBURG V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2001-SC-000400-MR
NOT TO BE PUBLISHED | JEFFERSON |
| 234. | JAMES T. CLEMONS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2004-SC-000261-MR
NOT TO BE PUBLISHED | GARRARD |
| 235. | JOE ALLEN EVANS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000133-MR
NOT TO BE PUBLISHED | MARTIN |
| 236. | JOSHUA WILLIAM COTTRELL V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000181-MR
NOT TO BE PUBLISHED | HARDIN |
| 237. | JOSEPH ROACH V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u>
MCANULTY, J., CONCURS IN
RESULT ONLY. | 2005-SC-000211-MR
NOT TO BE PUBLISHED | JEFFERSON |

SUPREME COURT OF KENTUCKY

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| 238. | WILLIAM EUGENE THOMPSON V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u>
ROACH, J., CONCURS IN
RESULT ONLY. MCANULTY, J.,
DISSENTS WITHOUT OPINION. | 2005-SC-000268-MR
NOT TO BE PUBLISHED | PIKE |
| 239. | RICHARD ROCK V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000290-MR
NOT TO BE PUBLISHED | BULLITT |
| 240. | RENE GARCIA ROBLERO V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000301-MR
NOT TO BE PUBLISHED | BARREN |
| 241. | TOMMY G. LAMBERT, JR. V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000388-MR
NOT TO BE PUBLISHED | KNOX |
| 242. | JOHN HENRY LEWIS V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u> | 2005-SC-000475-MR
NOT TO BE PUBLISHED | MCCRACKEN |
| 243. | ALFREDO RIVERA-REYES V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE
COURT – <u>AFFIRMING</u>
MCANULTY, J., DISSENTS BY
SEPARATE OPINION, WITH
MINTON, J., JOINING THAT
DISSENT. | 2005-SC-000488-MR
NOT TO BE PUBLISHED | JEFFERSON |

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

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| 244. | MARK EDWARD NEWTON V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u>
LAMBERT, C.J., CONCURS AND FILES A CONCURRING OPINION IN WHICH MCANULTY, J., JOINS. ROACH, J., CONCURS IN RESULT ONLY. | 2005-SC-000496-MR
NOT TO BE PUBLISHED | HARDIN |
| 245. | COLEY BROWN V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u> | 2005-SC-000577-MR
NOT TO BE PUBLISHED | LETCHER |
| 246. | CHARLES WAYNE FRENCH V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u>
MINTON, J., CONCURS IN RESULT ONLY. | 2005-SC-000780-MR
NOT TO BE PUBLISHED | JEFFERSON |
| 247. | HARRY ROBERT MCCROBIE, JR. V.
COMMONWEALTH OF KENTUCKY
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u>
MCANULTY, J., DISSENTS BY SEPARATE OPINION AND IS JOINED BY LAMBERT, C.J. | 2005-SC-000886-MR
NOT TO BE PUBLISHED | TAYLOR |
| 248. | KEVIN JAMES STOCTON V.
J. L. FRENCH, ET AL.
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u> | 2006-SC-000010-WC
NOT TO BE PUBLISHED | FROM COURT OF APPEALS |
| 249. | CLARK REGIONAL MEDICAL CENTER V.
LENORA LOVINGS, ET AL.
MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u> | 2006-SC-000027-WC
NOT TO BE PUBLISHED | FROM COURT OF APPEALS |

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

250. HELEN EGNER V. [2006-SC-000047-WC](#) FROM COURT
MILLS MANOR NURSING NOT TO BE PUBLISHED OF APPEALS
HOME, ET AL.
**MEMORANDUM OPINION OF THE
COURT – AFFIRMING**
GRAVES, J., DISSENTS ON THE
GROUND THAT THE ALJ ERRED
IN INTERPRETING KRS 340.0011(1).
251. JAE PARK V. [2006-SC-000050-MR](#) JEFFERSON
COMMONWEALTH OF KENTUCKY NOT TO BE PUBLISHED
**MEMORANDUM OPINION OF THE
COURT – AFFIRMING**
252. R & S BODY COMPANY, INC. V. [2006-SC-000090-WC](#) FROM COURT
JOHN T. MCCOY, ET AL. NOT TO BE PUBLISHED OF APPEALS
**MEMORANDUM OPINION OF THE
COURT – AFFIRMING**
ROACH, J., DISSENTS FOR THE
REASONS SET FORTH IN
J. COOPER'S DISSENTING
OPINION IN FAWBUSH V. GWINN,
103 S.W.3D 5, 13 (KY. 2003).
253. ANDY HAMILTON V. [2006-SC-000395-MR](#) FROM COURT
HON. WILLIAM LARRY MILLER, NOT TO BE PUBLISHED OF APPEALS
JUDGE
AND
GEORGE WASHINGTON NOBLE
**MEMORANDUM OPINION OF THE
COURT – AFFIRMING**
ROACH, J., CONCURS IN RESULT ONLY.
MINTON, J., CONCURS IN RESULT ONLY
AND WOULD AFFIRM THE COURT OF
APPEALS FOR THE SIMPLE REASON
THAT THE APPELLANT HAS FAILED TO
DEMONSTRATE EXCEPTIONAL
CIRCUMSTANCES.

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

251.	DANALE SNEED V. COMMONWEALTH OF KENTUCKY MEMORANDUM OPINION OF THE COURT – <u>AFFIRMING</u>	2006-SC-000440-MR NOT TO BE PUBLISHED	CAMPBELL
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OPINIONS AND ORDERS – OCTOBER 12, 2006

WENDELL ALLEN BONDS V. COMMONWEALTH OF KENTUCKY ORDER GRANTED MOTION FOR REVIEW, VACATED THE COURT OF APPEALS DECISION AND REMANDED TO THE COURT OF APPEALS FOR FURTHER CONSIDERATION. MINTON AND ROACH, J.J., WOULD DENY REVIEW FOR REASONS STATED IN JUSTICE ROACH'S DISSENT IN <u>MOORE AND HAWKINS</u> .	2004-SC-000390-D	WARREN
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LANNIE WAYNE MILLER V. COMMONWEALTH OF KENTUCKY ORDER GRANTED MOTION FOR REVIEW, VACATED THE COURT OF APPEALS DECISION AND REMANDED TO THE COURT OF APPEALS FOR FURTHER CONSIDERATION. MINTON AND ROACH, J.J., WOULD DENY REVIEW FOR REASONS STATED IN JUSTICE ROACH'S DISSENT IN <u>MOORE AND HAWKINS</u> .	2004-SC-000877-D	WARREN
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SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

OPINIONS AND ORDERS – OCTOBER 12, 2006

JOHN MCGUFFIN V. COMMONWEALTH OF KENTUCKY ORDER GRANTED MOTION FOR REVIEW, VACATED THE COURT OF APPEALS DECISION AND REMANDED TO THE COURT OF APPEALS FOR FURTHER CONSIDERATION. MINTON AND ROACH, J.J., WOULD DENY REVIEW FOR REASONS STATED IN JUSTICE ROACH'S DISSENT IN <u>MOORE AND HAWKINS</u> .	2004-SC-001021-D	WARREN
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OPINIONS AND ORDERS – OCTOBER 19, 2006

EDWIN ALLEN JONES V. KENTUCKY BAR ASSOCIATION ORDER REINSTATED MOVANT TO THE PRACTICE OF LAW WITH CONDITIONS.	2005-SC-000754-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. EDWARD HAROLD ADAIR ORDER PERMANENTLY DISBARRED RESPONDENT FROM THE PRACTICE OF LAW.	2006-SC-000512-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. BRIAN SCOTT CONLEY ORDER SUSPENDED RESPONDENT FROM THE PRACTICE OF LAW FOR 60 DAYS, PROBATED FOR TWO YEARS SUBJECT TO CONDITIONS.	2006-SC-000530-KB TO BE PUBLISHED	IN SUPREME COURT
KENTUCKY BAR ASSOCIATION V. WILLIAM T. KLAPHEKE II ORDER PERMANENTLY DISBARRED RESPONDENT FROM THE PRACTICE OF LAW.	2006-SC-000572-KB TO BE PUBLISHED	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

OPINIONS AND ORDERS – OCTOBER 19, 2006

KENTUCKY BAR ASSOCIATION V. SALLY J. HERALD ORDER SUSPENDED RESPONDENT FROM THE PRACTICE OF LAW FOR 181 DAYS.	2006-SC-000574-KB TO BE PUBLISHED	IN SUPREME COURT
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KENTUCKY BAR ASSOCIATION V. DANA LEA B. QUESINBERRY ORDER PUBLICLY REPRIMANDED AND SUSPENDED RESPONDENT FROM THE PRACTICE OF LAW FOR 30 DAYS, PROBATED FOR ONE YEAR SUBJECT TO CONDITIONS.	2006-SC-000601-KB TO BE PUBLISHED	IN SUPREME COURT
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**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

JD HAMMONS V. COMMONWEALTH OF KENTUCKY	2004-SC-000838-D	LAUREL
HYMAN & ARMSTRONG, P.S.C., ET AL. V. RONALD GUNDERSON, ADMINISTRATOR OF THE ESTATE OF MARY MARGARET GUNDERSON, ET AL. AND SANDOZ PHARMACEUTICALS CORPORATION, N/K/A NOVARTIS PHARMACEUTICALS CORPORATION V. RONALD GUNDERSON, ADMINISTRATOR OF THE ESTATE OF MARY MARGARET GUNDERSON, ET AL.	2006-SC-000175-DG 2006-SC-000179-DG	JEFFERSON JEFFERSON
COMMONWEALTH OF KENTUCKY V. STEWART OLIVER	2006-SC-000385-DG	MCCRACKEN
COMMONWEALTH OF KENTUCKY V. CAROLYN HUFFINES	2006-SC-000460-D	JEFFERSON

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

KENT HILL V. KENTUCKY PAROLE BOARD ENTERED: OCTOBER 17, 2006	2006-SC-000481-DG	FRANKLIN
MAXINE S. FELIX V. LYKINS ENTERPRISES, INC., ET AL.	2006-SC-000624-D	MASON
JAMES OSCAR MERRIMAN V. COMMONWEALTH OF KENTUCKY	2006-SC-000690-D	FAYETTE

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

NORTHERN STAR, INC., ET AL. V. UNION PLANTERS BANK, NATIONAL ASSOCIATION, ET AL.	2006-SC-000017-D	MCCREARY
REVENUE CABINET, N/K/A/ DEPARTMENT OF REVENUE, COMMONWEALTH OF KENTUCKY V. BABCOCK AND WILCOX COMPANY AND KENTUCKY BOARD OF TAX APPEALS	2006-SC-000019-D	FRANKLIN
CITY OF MONTICELLO V. NANCY LAHAYE	2006-SC-000041-D	WAYNE
FLAGET FUELS, INC. V. COMMONWEALTH OF KENTUCKY, ENVIRONMENTAL AND PUBLIC PROTECTION CABINET	2006-SC-000045-D	FRANKLIN

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

MADELINE M. HANNAFORD V. COMMONWEALTH OF KENTUCKY	2006-SC-000176-D	WHITLEY
ERI FALLS, INC., ET AL. V. UNITED STRUCTURAL SYSTEMS, LTD. COURT OF APPEALS' OPINION ORDERED NOT TO BE PUBLISHED.	2006-SC-000208-D	FAYETTE
CABINET FOR HEALTH AND FAMILY SERVICES V. SHARON EVANS COURT OF APPEALS' OPINION ORDERED NOT TO BE PUBLISHED.	2006-SC-000221-D	FAYETTE
MILTON ORR KENNEY V. COMMONWEALTH OF KENTUCKY	2006-SC-000248-D	BOURBON
FRANKLIN MICKELL BIRCH V. COMMONWEALTH OF KENTUCKY	2006-SC-000273-D	FAYETTE
D.F., A MINOR V. COMMONWEALTH OF KENTUCKY COURT OF APPEALS' OPINION ORDERED NOT TO BE PUBLISHED.	2006-SC-000283-D	JEFFERSON
CHARLES SAPP V. JOSEPH R. SPALDING, ET AL.	2006-SC-000293-D	MARION
ACORDIA OF KENTUCKY, INC. V. LINDA HARDISON	2006-SC-000306-D	JEFFERSON
ROBERT HIBSHMAN V. COMMONWEALTH OF KENTUCKY	2006-SC-000318-D	POWELL
DOROTHY MANGRUM V. SHIRLEY DAVIDSON	2006-SC-000322-D	MUHLENBERG

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

TRACEY THOMAS V. JOHN REES, COMMISSIONER, DEPARTMENT OF CORRECTIONS	2006-SC-000336-D	FRANKLIN
RICKY ALLEN HAYS V. COMMONWEALTH OF KENTUCKY	2006-SC-000346-D	JEFFERSON
ROY DALE BOWLING AND SUSAN BOWLING V. ROBERT SIMPSON AND EDNA MAY SIMPSON	2006-SC-000349-D	LAUREL
ROGER CRABTREE V. COMMONWEALTH OF KENTUCKY	2006-SC-000351-D	CLINTON
REBECCA MARIA FRALEY V. ROBERT A. FRALEY	2006-SC-000354-D	CARTER
SAMUEL VANOVER AND NORMA VANOVER V. CLARA VANOVER	2006-SC-000359-D	PULASKI
RICKY HAYSE V. COOKIE CREWS, WARDEN, FRANKFORT CAREER DEVELOPMENT CENTER	2006-SC-000366-D	FRANKLIN
MARY TRAUTMAN, ET AL. V. HARRY O. DEBANDI, M.D. ET AL.	2006-SC-000368-D	HOPKINS
CASTNER-KNOTT DRY GOODS CO., INC. V. TAJA DAVIDSON	2006-SC-000381-D	WARREN
STEPHANIE ANN TIMBERLAKE V. FIFTH THIRD BANK OF KENTUCKY, INC., ET AL.	2006-SC-000384-D	JEFFERSON

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

WARD CARLOS HIGHTOWER V. COMMONWEALTH OF KENTUCKY	2006-SC-000386-D	FAYETTE
CITY OF OWENSBORO, KENTUCKY V. LARRY SABO	2006-SC-000389-D	DAVISS
JEFFREY N. JONES V. COMMONWEALTH OF KENTUCKY	2006-SC-000404-D	BRECKINRIDGE
DONATHAN MASON V. COMMONWEALTH OF KENTUCKY	2006-SC-000431-D	FAYETTE
MARCUS ANTWAN CHAMBERS V. COMMONWEALTH OF KENTUCKY	2006-SC-000435-D	FAYETTE
CHARLES SAMUEL MCDONALD V. COMMONWEALTH OF KENTUCKY	2006-SC-000441-D	JEFFERSON
ROGER DALE BRAY V. COMMONWEALTH OF KENTUCKY	2006-SC-000462-D	JEFFERSON
WILLIAM AND JOANN LINCKS V. MELANIE MOORE	2006-SC-000467-D	FAYETTE
THOMAS BACK V. COMMONWEALTH OF KENTUCKY	2006-SC-000469-D	CAMPBELL
JEFFREY JUDY V. COMMONWEALTH OF KENTUCKY	2006-SC-000496-D	SCOTT
HENRY W. HALL V. KENTUCKY DEPARTMENT OF CORRECTIONS	2006-SC-000511-D	HARLAN
LOUIS L. MARTIN V. COMMONWEALTH OF KENTUCKY	2006-SC-000517-D	FAYETTE

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

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**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –
OCTOBER 12, 2006**

DEREK BRYAN WORKS V. COMMONWEALTH OF KENTUCKY	2006-SC-000519-D	FAYETTE
DANIEL LEE FORTNER V. COMMONWEALTH OF KENTUCKY	2006-SC-000537-D	CARTER
CLINTON K. REAGAN V. COMMONWEALTH OF KENTUCKY	2006-SC-000555-D	LAUREL
LINDA SHANNON, D/B/A/ LINDA'S DAY CARE V. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, DEPARTMENT FOR COMMUNITY BASED SERVICES	2006-SC-000560-D	OLDHAM
CALLIE WEHNER V. WILLIAM GORE, ET AL.	2006-SC-000596-D	LAUREL
JAMES MONROE WOMBLES V. COMMONWEALTH OF KENTUCKY	2006-SC-000628-D	CLAY

**COURT ORDERS DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE
MOTION FOR DISCRETIONARY REVIEW – OCTOBER 16, 2006**

LARRY WATKINS-EL V. KENTUCKY PAROLE BOARD	2006-SC-000589-D	FRANKLIN
ANTOINETTE SURDO PALLADINO V. DARRELL A. PALLADINO	2006-SC-000605-DE	FAYETTE

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

COURT ORDERS DENYING PETITION FOR REHEARING – OCTOBER 19, 2006

BARBARA ANN HART V.
CHRISTOPHER HART, ET AL.

2004-SC-000505-DG

WHITLEY

EMORY HUDSON V.
COMMONWEALTH OF KENTUCKY
**ORDER MODIFIED OPINION
RENDERED MAY 18, 2006 BY
SUBSTITUTION OF NEW
OPINION DUE TO PAGINATION.**

[2005-SC-000120-MR](#)

MONTGOMERY

RICHARD E. JACOBS
GROUP, INC. ET AL. V.
CHRIS WHITE, ET AL.

2005-SC-000695-WC

FROM COURT
OF APPEALS

AND

LEXINGTON-FAYETTE URBAN
COUNTY GOVERNMENT V.
CHRIS WHITE, ET AL.

2005-SC-000696-WC

FROM COURT
OF APPEALS

COURT ORDERS

ROWAN COUNTY, KENTUCKY,
ET AL V.
WILLIAM SLOAS
**ORDER CORRECTED OPINION OF THE
COURT BY JUSTICE SCOTT ENTERED
SEPTEMBER 21, 2006, BY SUBSTITUTION
OF PAGES 1 AND 26.**
ENTERED: SEPTEMBER 26, 2006

[2003-SC-000938-DG](#)

ROWAN

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

COURT ORDERS

JEFFREY CRAIG DUDGEON V.
COMMONWEALTH OF KENTUCKY
**ORDER CORRECTED MEMORANDUM
OPINION OF THE COURT RENDERED
AUGUST 24, 2006, BY SUBSTITUTION
OF NEW OPINION TO CORRECT
TYPOGRAPHICAL ERRORS.**
ENTERED: SEPTEMBER 19, 2006

[2004-SC-000947-MR](#)

GREEN

PAUL AMBURGEY V.
COMMONWEALTH OF KENTUCKY
**ORDER DENIED MOTION FOR
ENLARGEMENT OF TIME TO FILE
PETITION FOR REHEARING.**
ENTERED: OCTOBER 12, 2006

2005-SC-000722-MR

PIKE

DANIEL LEE FORTNER V.
COMMONWEALTH OF KENTUCKY
**ORDER GRANTED MOTION TO
DISMISS ACTION.**
ENTERED: OCTOBER 9, 2006

2006-SC-000024-MR

CARTER

NATHANIEL BARKLEY BORWN, JR. V.
HON. JUDITH MCDONALD-BURKMAN,
JUDGE, JEFFERSON CIRCUIT COURT,
ET AL.
**ORDER DENIED PETITION AND
MOTION FOR BELATED APPEAL.**
ENTERED: OCTOBER 17, 2006

2006-SC-000606-MR

JEFFERSON

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

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

SHERRY ANN BRUCKNER V. KENTUCKY BAR ASSOCIATION ENTERED: SEPTEMBER 21, 2006	2006-SC-000685	IN SUPREME COURT
BLYTHE ANN HOCKENSMITH V. KENTUCKY BAR ASSOCIATION ENTERED: SEPTEMBER 25, 2006	2006-SC-000703	IN SUPREME COURT
CYNTHIA MARSTELLER V. KENTUCKY BAR ASSOCIATION ENTERED: SEPTEMBER 25, 2006	2006-SC-000704	IN SUPREME COURT
NELSON HELM, JR. V. KENTUCKY BAR ASSOCIATION ENTERED: SEPTEMBER 25, 2006	2006-SC-000705	IN SUPREME COURT
MICHAEL WILLIAM WARREN V. KENTUCKY BAR ASSOCIATION ENTERED: OCTOBER 6, 2006	2006-SC-000736	IN SUPREME COURT
ANGELA RENEE KINSER V. KENTUCKY BAR ASSOCIATION ENTERED: OCTOBER 6, 2006	2006-SC-000737	IN SUPREME COURT
MARY KATHERINE VAN ANTWERP V. KENTUCKY BAR ASSOCIATION ENTERED: OCTOBER 6, 2006	2006-SC-000738	IN SUPREME COURT
JOHN CLAYTON HOWARD V. KENTUCKY BAR ASSOCIATION ENTERED: OCTOBER 6, 2006	2006-SC-000739	IN SUPREME COURT
NEIL FRANK FREUND V. KENTUCKY BAR ASSOCIATION ENTERED: OCTOBER 6, 2006	2006-SC-000740	IN SUPREME COURT

SUPREME COURT OF KENTUCKY

MINUTES

OCTOBER 19, 2006

RELEASED: 2:00 P.M.

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

**RALEIGH CAMPBELL, JR. V.
KENTUCKY BAR ASSOCIATION
ENTERED: OCTOBER 6, 2006**

2006-SC-000741

**IN SUPREME
COURT**

**JAMES MCPHERSON TALBERT SLAGLE V.
KENTUCKY BAR ASSOCIATION
ENTERED: OCTOBER 6, 2006**

2006-SC-000742

**IN SUPREME
COURT**