

April 2025

ORAL ARGUMENT CALENDAR

Motion Panel

Judge J. Christopher McNeill, Presiding Judge

Judge Allison Jones and
Judge James H. Lambert,
Associate Judges

Kentucky Court of Appeals

Oral Argument Calendar

Tuesday, April 08, 2025

Location: SARA WALTER COMBS COURTROOM, KENTUCKY COURT OF APPEALS, 669 CHAMBERLIN AVENUE, SUITE B, FRANKFORT, KY

1:00PM **ALBERT MARSHALL v. COMMONWEALTH OF KENTUCKY**
(EST) **CANCELLED**

[2023-CA-1440](#)

Presiding Judge: HON. SUSANNE M. CETRULO

Associate Judge: HON. SARA W. COMBS and HON. LARRY E. THOMPSON

~~THIS MATTER COMES TO US ON DISCRETIONARY REVIEW OF A JEFFERSON CIRCUIT COURT DECISION REVERSING THE DISTRICT COURT. THE DISTRICT COURT HELD THAT A 2022 LOUISVILLE METRO ORDINANCE BARRING THE DISCHARGE OF FIREARMS WITHIN 300 FEET OF A ROADWAY WAS UNCONSTITUTIONAL. THE ORDINANCE FURTHER AUTHORIZES INCARCERATION AS A PENALTY FOR VIOLATION. MARSHALL CLAIMED THAT LOUISVILLE METRO IS NOT AUTHORIZED TO CREATE CRIMINAL OFFENSES OUTSIDE THE PENAL CODE. THE CIRCUIT COURT REVERSED, FINDING THAT THE LEGISLATURE KNOWINGLY DELEGATED SUCH POWER TO CITIES TO LAWFULLY IMPOSE CRIMINAL PENALTIES FOR VIOLATIONS OF CITY ORINANCES.~~

JEFFERSON County, HON. ANNE LEITSCH HAYNIE and HON. JESSICA E. GREEN

Attorneys for Appellant: Jennifer Elizabeth Hubbard, Keaton T. Stewart, and Leo Gerard Smith

Attorneys for Appellees: Jacob Michael Abrahamson, Matthew Franklin Kuhn, Shawn Duane Chapman, Kathryn Meador Goodwin, Mark Daniel Barry, Megan Jo Griffith, and Michael J. O'Connell

Wednesday, April 16, 2025

Location: BOYLE COUNTY COURTHOUSE, CIRCUIT COURTROOM, 321 W.
MAIN STREET, DANVILLE, KY

**1:30PM
(EST)**

**KENTUCKY STATE LODGE FRATERNAL ORDER OF POLICE, ET AL. v. COUNTY
EMPLOYEES RETIREMENT SYSTEM, 2024-CA-0812**

AND

LINDA COOK v. COUNTY EMPLOYEES RETIREMENT SYSTEM, 2024-CA-0813

AND

**KENTUCKY PUBLIC PENSIONS AUTHORITY ET AL. v. KENTUCKY STATE LODGE
FRATERNAL ORDER OF POLICE, ET AL., 2024-CA-0843**

AND

KENTUCKY PUBLIC PENSIONS AUTHORITY, ET AL. v. LINDA COOK, 2024-CA-0855

[2024-CA-0812, 2024-CA-0813, 2024-CA-0843, 2024-CA-0855](#)

Presiding Judge: HON. AUDRA J. ECKERLE

Associate Judges: HON. KELLY MARK EASTON and HON. ANNETTE C. KAREM

Appeals and cross-appeals from order granting class-action certification on claims for declaratory and injunctive relief but denying certification on damages claims. Whether common issues predominate on any of the claims. Adequacy of representation.

FRANKLIN County, Hon. PHILLIP J. SHEPHERD

Attorneys for Appellants: David Lindsay Leighty, Aaron Alan VanderLaan, and Stephen Dale Wolnitzek

Attorneys for Appellee: Peter Matthew Cummins, Jason Patrick Renzelmann, John Austin Hatfield, Miranda Marie Ronnow, William Eric Branco, and William E. Johnson
