

UPDATED: 9/25/2013

SEPTEMBER 2013

ORAL ARGUMENT

CALENDAR

Report Updated On: 9/25/2013

Updated 09/25/2013

SEPTEMBER, 2013

THERE WILL BE NO COURT MEETING

SEPTEMBER 05, 2013 2:00 P.M. EST, CONVENING COURT
INVESTITURE OF JUDGE ALLISON E. JONES
CAMPBELL COUNTY COURTHOUSE
330 YORK STREET, NEWPORT, KENTUCKY

SEPTEMBER 11, 2013 2:00 P.M. (FRANKFORT TIME) MOTION PANEL,
CHIEF JUDGE ACREE, PJ, JUDGE JONES AND
JUDGE STUMBO.

**PHONE NUMBERS WHERE PANEL MEMBERS CAN BE REACHED WHEN ORAL
ARGUMENTS SCHEDULED:**

**FRANKFORT – Contact Patricia Brauer or Sam Givens - (502) 573-7920
LOUISVILLE – Contact Danae Bransford - (502) 595-3430**

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,
FRANKFORT, KENTUCKY**

DATE: Wednesday, September 11, 2013

12:00 PM PJ: STUMBO, HON. JANET L.

CAPERTON, HON. MICHAEL O.

DIXON, HON. DONNA L.

2012CA001301

NORTHERN KENTUCKY AREA PLANNING COMMISSION v RUSSELL CLOYD

Appeal from Jury verdict awarding damages in whistleblower case. Issues include whether the trial court erred in excluding evidence of prior whistleblower action filed by Appellee and evidence that Appellee acted in bad faith in filing complaints alleged to have been the basis of firing. Other errors asserted are that instructions were incomplete and damages were miscalculated by the trial court.

CIVIL

KENTON COUNTY

HON PATRICIA M SUMME

Appellant Atty:

Appellant Name:

REED, JASON

NORTHERN KENTUCKY AREA PLANNING
COMMISSION

Appellee Atty:

Appellee Name:

GREENE, ANGELA
KENYON, J.
SCOTT, KENNETH

CLOYD, RUSSELL

** NOTE:

12:45 PM PJ: STUMBO, HON. JANET L.

CAPERTON, HON. MICHAEL O.

DIXON, HON. DONNA L.

2012CA000382

OHIO CASUALTY INSURANCE COMPANY v WELLINGTON PLACE COUNCIL

Appeal from decision on coverage issue. Whether trial court erred in refusing to apply Cincinnati Ins. Co. v. Motorists Mut. Ins. Co., 306 S.W.3d 69 (KY. 2010) under theory of estoppel and/or waiver.

CIVIL

CAMPBELL COUNTY

HON JULIE REINHARDT WARD

Appellant Atty:

Appellant Name:

DUNN, JOHN
MAESTLE, SHAWN
RISPO, RONALD
TAYLOR, RANDY

OHIO CASUALTY INSURANCE COMPANY

Appellee Atty:

Appellee Name:

ARNZEN, MARK
VANDERLAAN, AARON

WELLINGTON PLACE COUNCIL

** NOTE:

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT DRIVE,
FRANKFORT, KENTUCKY**

DATE: Thursday, September 19, 2013

01:30 PM PJ: TAYLOR, HON. JEFF S.

ACREE, HON. GLENN E.

MAZE, HON. IRV

2012CA001605

RICHARD BISHOP v ALLIANCE BANKING COMPANY

Whether circuit court erred by granting summary judgment in favor of appellee determining that appellee held first priority and superior lien on equipment.

CIVIL ESTILL COUNTY HON THOMAS P. JONES

Appellant Atty:

HALE, DONNA

Appellant Name:

BISHOP, RICHARD

Appellee Atty:

FUGITT, ROY

Appellee Name:

ALLIANCE BANKING COMPANY

**** NOTE:**

**LOCATION: COURT OF APPEALS COURTROOM, 360 DEMOCRAT
DRIVE,FRANKFORT, KENTUCKY**

DATE: Thursday, September 19, 2013

11:00 AM PJ: TAYLOR, HON. JEFF S.

ACREE, HON. GLENN E.

COMBS, HON. SARA W.

2013CA000672

ST. ELIZABETH HEALTHCARE v WILLIAM GENTER

Whether ALJ erred by failing to address the pre-existing active verses dormant issue by dismissing claim on a technicality.

WORKERS COMP

Appellant Atty:

BURKE, RILEY

Appellant Name:

ST. ELIZABETH HEALTHCARE

Appellee Atty:

MASSEY, C.

RUDLOFF, WILLIAM

LOVAN, DWIGHT

Appellee Name:

GENTER, WILLIAM

RUDLOFF, WILLIAM

WORKERS' COMPENSATION BOARD

**** NOTE: ORAL ARGUMENT PREVIOUSLY SCHEDULED 09/19/2013 AT 2:15 PM IN FRANKFORT, KENTUCKY.**

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Monday, September 30, 2013

01:45 PM PJ: MOORE, HON. JOY A.

LAMBERT, HON. JAMES H.

VANMETER, HON. LAURANCE B.

2012CA001104

BILLY R. BOWMAN v COMMONWEALTH OF KENTUCKY

Criminal: Appeal from revocation of conditional discharge.

CALLOWAY COUNTY

HON CRAIG Z CLYMER

Appellant Atty:

Appellant Name:

COHEN, RACHEL
GARRISON, ROBERT
STAPLES, AMY

BOWMAN, BILLY

Appellee Atty:

Appellee Name:

CONWAY, JACK
FRYMAN, HEATHER

COMMONWEALTH OF KENTUCKY

**** NOTE:**

LOCATION: JEFFERSON COUNTY JUDICIAL CENTER, 10TH FLOOR APPELLATE COURTROOM, 700 WEST JEFFERSON STREET, LOUISVILLE,

DATE: Monday, September 30, 2013

02:30 PM PJ: MOORE, HON. JOY A.

LAMBERT, HON. JAMES H.

VANMETER, HON. LAURANCE B.

2012CA000845

WANDA MCGUIRE v LORILLARD TOBACCO COMPANY

Civil: Appeal from a jury verdict in an exposure to asbestos case; issues on appeal include alleged evidentiary errors and failure to properly instruct the jury.

CIVIL JEFFERSON COUNTY HON CHARLES L. CUNNINGHAM

Appellant Atty:

Appellant Name:

FARINAS, KATHLEEN
GEORGE, LINDA
KELLEY, PAUL
SALES, KENNETH
SATTERLEY, JOSEPH

MCGUIRE, WANDA

Appellee Atty:

Appellee Name:

EDWARDS, RICHARD
JOHNSTON, TIMOTHY
MCELANEY, ANDREW JR
STOPHER, EDWARD

HOLLINGSWORTH & VOSE COMPANY

BERGER , JAMES
CEDILLO, RICHARD
GUILLORY, ANNE
SCHAEFER, DAVID

LORILLARD TOBACCO COMPANY

**** NOTE: 40 MINUTE ORAL**