

KENTUCKY COURT OF APPEALS

MARCH 29, 2024 MINUTES

RELEASED: 10:00 A.M.

212. MICHAEL TORRENCE v.  
COMMONWEALTH OF KENTUCKY [2021-CA-1305-MR](#) JEFFERSON  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
ACREE**  
EASTON, J. (CONCURS) AND  
JONES, J. (CONCURS)
213. ALJERMAINE FOY, ET AL. v.  
COMMONWEALTH OF KENTUCKY [2022-CA-0260-MR](#) JEFFERSON  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
ACREE**  
EASTON, J. (CONCURS) AND  
JONES, J. (CONCURS)
214. FT. MITCHELL CONSTRUCTION, LLC,  
ET AL. v.  
RAYMOND F. JUSTINIC [2022-CA-0386-MR](#) BOONE  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
ACREE**  
EASTON, J. (CONCURS) AND  
JONES, J. (CONCURS)
215. JONATHAN ADAMSON, ET AL. v.  
LOUEVA R. ADAMSON, INDIVIDUALLY  
AND AS EXECUTRIX OF THE ESTATE  
OF RICKIE E. ADAMSON, ET AL. [2022-CA-0556-MR](#) UNION  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
ACREE**  
EASTON, J. (CONCURS) AND  
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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216. CHARLES W. HYDEN, ET AL. v. [2022-CA-0582-MR](#) LAWRENCE  
CYRUS AND SONS FARMS, LLC, **NOT TO BE PUBLISHED**  
ET AL.
- OPINION AFFIRMING BY JUDGE  
ACREE**
- COMBS, J. (CONCURS) AND  
ECKERLE, J. (CONCURS)
217. RODNEY F. MORAN v. [2022-CA-0932-MR](#) FAYETTE  
SCOTT JONES **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
CALDWELL**
- COMBS, J. (CONCURS) AND  
KAREM, J. (CONCURS)
218. WILLIAM E. MASON v. [2022-CA-0943-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
TAYLOR**
- THOMPSON, C.J. (CONCURS) AND  
ECKERLE, J. (CONCURS)
219. LOWELL MCINTOSH v. [2022-CA-1176-MR](#) LOGAN  
THE ESTATE OF FRANK MCINTOSH, **NOT TO BE PUBLISHED**  
BY AND THROUGH ITS EXECUTOR,  
GARY MCINTOSH, ET AL.
- OPINION VACATING AND  
REMANDING BY JUDGE TAYLOR**
- CETRULO, J. (CONCURS) AND  
GOODWINE, J. (CONCURS)

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220. DANIEL STATON v. [2022-CA-1249-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KAREM**
- CALDWELL, J. (CONCURS) AND JONES, J. (CONCURS)
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221. PROVIDENCE GROUP, INC. v. [2022-CA-1279-MR](#) JEFFERSON  
DIANE HOLBROOK, INDIVIDUALLY [2022-CA-1396-MR](#)  
AND AS EXECUTRIX AND PERSONAL **NOT TO BE PUBLISHED**  
REPRESENTATIVE OF THE ESTATE OF RALPH D. HOLBROOK, ET AL.
- AND**
- LAKE FOREST POST ACUTE, LLC D/B/A VALHALLA POST ACUTE v. DIANE HOLBROOK, INDIVIDUALLY AND AS EXECUTRIX AND PERSONAL REPRESENTATIVE OF THE ESTATE OF RALPH D. HOLBROOK, ET AL.
- OPINION REVERSING AND REMANDING IN APPEAL NO. 2022-CA-1279-MR AND AFFIRMING IN APPEAL NO. 2022-CA-1396-MR BY JUDGE ECKERLE**
- EASTON, J. (CONCURS) AND JONES, J. (CONCURS)
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222. JOHN BOULDER, IV v. [2022-CA-1317-MR](#) FAYETTE  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE TAYLOR**
- THOMPSON, C.J. (CONCURS) AND ECKERLE, J. (CONCURS)

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RELEASED: 10:00 A.M.

223. KELLEY HEAVENER v. [2023-CA-0192-MR](#) JEFFERSON  
JOSEPH CARLISLE ROGERS, ET AL. **NOT TO BE PUBLISHED**
- OPINION AND ORDER DISMISSING  
BY JUDGE CALDWELL**
- CETRULO, J. (CONCURS) AND  
JONES, J. (CONCURS)
224. HOLLIE JACKSON, AS [2023-CA-0260-MR](#) GRAVES  
ADMINISTRATOR OF THE ESTATE OF EMMA HAYES, DECEASED, AND ON **NOT TO BE PUBLISHED**  
BEHALF OF THE WRONGFUL DEATH  
BENEFICIARIES OF EMMA HAYES v.  
MAYFIELD KY OPKO, LLC D/B/A  
MAYFIELD HEALTH AND  
REHABILITATION, ET AL.
- OPINION AFFIRMING BY JUDGE  
KAREM**
- GOODWINE, J. (CONCURS) AND  
MCNEILL, J. (CONCURS)
225. HANY BASTA v. [2023-CA-0456-MR](#) KENTON  
ELENA KOSULINA **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
CETRULO**
- ACREE, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
226. MATTHEW LEE MERGENS v. [2023-CA-0565-MR](#) MCCRACKEN  
EMILY GRACE CARTWRIGHT **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY CHIEF  
JUDGE THOMPSON**
- ACREE, J. (CONCURS) AND  
CALDWELL, J. (CONCURS)

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227. WILLIAM TRAVIS BOSTON v.  
COMMONWEALTH HEALTH  
CORPORATION, INC., ET AL. [2023-CA-0583-MR](#) WARREN  
**TO BE PUBLISHED**
- OPINION REVERSING AND  
REMANDING BY JUDGE CALDWELL**
- CETRULO, J. (CONCURS) AND  
JONES, J. (CONCURS)
228. G.R.C. v. [2023-CA-0683-ME](#) MUHLENBERG  
D.J., ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
CALDWELL**
- CETRULO, J. (CONCURS) AND  
JONES, J. (CONCURS)
229. CEARRA SHARBONO v. [2023-CA-0759-MR](#) KENTON  
BRITTNIE SHARBONO **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
MCNEILL**
- THOMPSON, C.J. (CONCURS) AND  
JONES, J. (CONCURS)
230. JUSTIN ALDAVA v. [2023-CA-1038-ME](#) JEFFERSON  
ALYSSA BAUM **TO BE PUBLISHED**
- OPINION VACATING AND  
REMANDING BY JUDGE ACREE**
- CETRULO, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)

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231. J.S. v. [2023-CA-1367-ME](#) JACKSON  
COMMONWEALTH OF KENTUCKY, **NOT TO BE PUBLISHED**  
CABINET FOR HEALTH AND FAMILY  
SERVICES, ET AL.  
  
**OPINION AFFIRMING BY JUDGE  
CETRULO**  
  
GOODWINE, J. (CONCURS) AND  
JONES, J. (CONCURS)

**ORDER GRANTING MOTION TO PUBLISH OPINION**

KENTUCKY STATE UNIVERSITY FOUNDATION, [2023-CA-0320-MR](#) FRANKLIN  
INC. v.  
FRANKFORT NEWSMEDIA, LLC  
  
**Entered: MARCH 29, 2024**

**ORDERS DISMISSING**

JASON B. MILLER, ET AL. v. [2023-CA-0833-MR](#) KNOX  
CARA LEAH MILLER, ET AL.  
  
**Entered: MARCH 20, 2024**

KEVIN HENDERSON v. [2024-CA-0021-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY  
  
**Entered: MARCH 22, 2024**

GORDON A. MILLER v. [2024-CA-0105-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY  
  
**Entered: MARCH 22, 2024**

LELAND ROBINSON v. [2024-CA-0170-MR](#) JESSAMINE  
TERESA PROFITT-DAVENPORT  
  
**Entered: MARCH 25, 2024**

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

JOE A. LANDTISER v.  
COMMONWEALTH OF KENTUCKY

[2023-CA-1358-MR](#)

WARREN

Entered: MARCH 22, 2024

CHELSEA BOBO v.  
CHARLES BURGESS, ET AL.

[2024-CA-0090-MR](#)

FAYETTE

Entered: MARCH 21, 2024

IKRAM HAGI v.  
ABDI HAGI

[2023-CA-0836-MR](#)

JEFFERSON

Entered: MARCH 21, 2024

CECELIA ANN BUSH v.  
GERALD SCOTT BUSH

[2024-CA-0036-MR](#)

PULASKI

Entered: MARCH 21, 2024

**ORDER DENYING PETITION FOR REHEARING**

BOBBY RAY OSBORNE v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-1382-MR](#)  
[2022-CA-1383-MR](#)

ESTILL

Entered: MARCH 22, 2024

**ORDER AFFIRMING**

YORIG R. REYES v.  
DAVID GREEN, WARDEN

[2024-CA-0209-ME](#)

MORGAN

Entered: MARCH 26, 2024