| COURT OF APPEALS OF KENTUCKY<br>04/10/2015 AT 10:00 A.M. |   |  |           |  |  |
|--|---|--|-----------|--|--|
| PAGE 1 of 5  |   |  |           |  |  |
| 276  | VINCENT (EARL), JR. VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING  | 2010-CA-000434-MR<br>NOT TO BE PUBLISHED | EDMONSON  |  |  |
|  | COMBS (PRESIDING JUDGE) ACREE (CONCURS) AND MAZE (CONCURS)  |  |           |  |  |
| 277  | COMMONWEALTH OF KENTUCKY VS. FULLER (THOMAS GRIFFITH), JR. OPINION AFFIRMING ACREE (PRESIDING JUDGE) CLAYTON (CONCURS) AND KRAMER (CONCURS)   | 2012-CA-000221-MR<br>NOT TO BE PUBLISHED | PENDLETON |  |  |
| 278  | MOSKOVITZ (DARKO) VS. MOSKOVITZ (ZULAY) (NOW MALDONADO) OPINION REVERSING AND REMANDING JONES (PRESIDING JUDGE) ACREE (CONCURS) AND MAZE (CONCURS)  | 2013-CA-000137-MR<br>TO BE PUBLISHED     | WOODFORD  |  |  |
| 279  | SETREE (ROBERT R.), II, ET AL. VS. RIVER CITY BANK OPINION AFFIRMING ACREE (PRESIDING JUDGE) MAZE (CONCURS) AND STUMBO (CONCURS)  | 2013-CA-000580-MR<br>NOT TO BE PUBLISHED | JEFFERSON |  |  |
| 280  | MILLER (TINA) VS. PAINTSVILLE HOSPITAL COMPANY, LLC, ET AL. OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) ACREE (CONCURS) AND KRAMER (CONCURS)  | 2013-CA-001005-MR<br>NOT TO BE PUBLISHED | JOHNSON   |  |  |
| 281  | BRASSER (ANGELA) VS. DEATON (MIKE), IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE CAMPBELLSVILLE INDEPENDENT SCHOOL DISTRICT, ET AL. OPINION AFFIRMING NICKELL (PRESIDING JUDGE) DIXON (CONCURS) AND TAYLOR (CONCURS) | 2013-CA-001053-MR<br>NOT TO BE PUBLISHED | TAYLOR    |  |  |

| COURT OF APPEALS OF KENTUCKY         |   |   |           |  |  |
|--------------------------------------|---|---|-----------|--|--|
| 04/10/2015 AT 10:00 A.M. PAGE 2 of 5 |   |   |           |  |  |
| 282                                  | SMITH (PATRICIA C.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING ACREE (PRESIDING JUDGE) MAZE (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)   | 2013-CA-001095-MR<br>NOT TO BE PUBLISHED                      | FAYETTE   |  |  |
| 283                                  | STANLEY (JILL LEANN) F/K/A LEE VS. LEE (JOHN DAVID) OPINION AFFIRMING VANMETER (PRESIDING JUDGE) COMBS (CONCURS) AND D. LAMBERT (CONCURS)   | 2013-CA-001214-MR<br>2013-CA-001253-MR<br>NOT TO BE PUBLISHED | JEFFERSON |  |  |
| 284                                  | VANCE (DÓNNA) VS. SPRING HILL SIGNS, LLC OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) ACREE (CONCURS) AND KRAMER (CONCURS)   | 2013-CA-001264-MR<br>NOT TO BE PUBLISHED                      | WHITLEY   |  |  |
| 285                                  | PENCE (LARRY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) JONES (CONCURS) AND MAZE (CONCURS)   | 2013-CA-001368-MR<br>NOT TO BE PUBLISHED                      | OHIO      |  |  |
| 286                                  | J. (T.), A CHILD UNDER EIGHTEEN VS. BELL (T. BRUCE), FAYETTE DISTRICT JUDGE, IN HIS OFFICIAL CAPACITY, ET AL. OPINION AFFIRMING KRAMER (PRESIDING JUDGE) ACREE (CONCURS) AND THOMPSON (DISSENTS AND FILES SEPARATE OPINION) | 2013-CA-001664-ME<br>TO BE PUBLISHED                          | FAYETTE   |  |  |
| 287                                  | JACKSON (SHAWNTELE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING ACREE (PRESIDING JUDGE) J. LAMBERT (CONCURS) AND VANMETER (CONCURS)  | 2013-CA-001727-MR<br>NOT TO BE PUBLISHED                      | JEFFERSON |  |  |

| COURT OF APPEALS OF KENTUCKY         |  |  |           |  |  |
|--------------------------------------|--|--|-----------|--|--|
| 04/10/2015 AT 10:00 A.M. PAGE 3 of 5 |  |  |           |  |  |
| 288                                  | RITCHIE (MILTON), ET AL. VS. RITCHIE (KEVIN ROSS), ET AL. OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) CLAYTON (CONCURS) AND J. LAMBERT  | 2013-CA-001967-MR<br>NOT TO BE PUBLISHED | BOURBON   |  |  |
| 289                                  | (CONCURS)  PENNINGTON (RAY)  VS.  WHEELER AND CLEVENGER OIL  COMPANY  OPINION AFFIRMING  COMBS (PRESIDING JUDGE)  NICKELL (CONCURS) AND TAYLOR  (CONCURS)                        | 2013-CA-002033-MR<br>NOT TO BE PUBLISHED | JOHNSON   |  |  |
| 290                                  | SERVICE FINANCIAL COMPANY VS. WARE (ASHLEY NICOLE) A/K/A ASHLEY NICHOLE WARE OPINION AFFIRMING ACREE (PRESIDING JUDGE) STUMBO (CONCURS) AND TAYLOR (CONCURS)                     | 2013-CA-002121-DG<br>TO BE PUBLISHED     | FRANKLIN  |  |  |
| 291                                  | MARCUM (BETTY A.) VS. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. OPINION AFFIRMING MAZE (PRESIDING JUDGE) COMBS (CONCURS) AND J. LAMBERT (CONCURS) | 2014-CA-000487-MR<br>NOT TO BE PUBLISHED | LAUREL    |  |  |
| 292                                  | GERSTLE (THERESA) VS. KHAN (TEHMINA), M.D., ET AL. OPINION AFFIRMING IN PART, DISMISSING IN PART AND REMANDING COMBS (PRESIDING JUDGE) ACREE (CONCURS) AND MAZE (CONCURS)        | 2014-CA-000603-MR<br>NOT TO BE PUBLISHED | JEFFERSON |  |  |
| 293                                  | STEELE (JARROD) VS. STEELE (AMBER) OPINION VACATING STUMBO (PRESIDING JUDGE) KRAMER (CONCURS) AND D. LAMBERT (CONCURS)   | 2014-CA-001004-ME<br>NOT TO BE PUBLISHED | METCALFE  |  |  |

| COURT OF APPEALS OF KENTUCKY<br>04/10/2015 AT 10:00 A.M. |   |  |                  |  |  |  |  |
|--|---|--|------------------|--|--|--|--|
|  | PAGE 4 of 5   |  |                  |  |  |  |  |
| 294  | DONEGHY (GLENN RAHAN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) MAZE (CONCURS) AND VANMETER (CONCURS)                            | 2014-CA-001028-MR<br>NOT TO BE PUBLISHED | FAYETTE          |  |  |  |  |
| 295  | BOICE (BRIDGET R.) VS. GIBSON (KEVIN MARVIN) OPINION REVERSING AND REMANDING THOMPSON (PRESIDING JUDGE) DIXON (CONCURS) AND JONES (CONCURS)                     | 2014-CA-001064-ME<br>NOT TO BE PUBLISHED | OLDHAM           |  |  |  |  |
| 296  | COMMONWEALTH OF KENTUCKY, UNINSURED EMPLOYERS' FUND VS. WERNER (TERRY), ET AL. OPINION AFFIRMING KRAMER (PRESIDING JUDGE) ACREE (CONCURS) AND CLAYTON (CONCURS) | 2014-CA-001154-WC<br>NOT TO BE PUBLISHED | WORKERS'<br>COMP |  |  |  |  |
| 297  | BROWN (CURTIS L.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) CLAYTON (CONCURS) AND D. LAMBERT (CONCURS)                        | 2014-CA-001371-MR<br>NOT TO BE PUBLISHED | JEFFERSON        |  |  |  |  |

# ORDERS FOR THE WEEK ENDING 04/10/2015:

#### ORDERS DISMISSING:

BETTY DIANE ERNST 2014-CA-000974-MR JEFFERSON

VS.

JEFFERSON COUNTY BOARD OF EDUCATION

ENTERED: 04/07/2015

TERRY WIDEMAN, ET AL. 2015-CA-000018-MR JEFFERSON

VS.

COUNTYWIDE HOME LOAN SERVICING LP

ENTERED: 04/08/2015

## **COURT OF APPEALS OF KENTUCKY**

04/10/2015 AT 10:00 A.M. PAGE 5 of 5

#### ORDERS DENYING PETITION FOR REHEARING:

WILBERT E. HORSLEY 2011-CA-002202-MR JEFFERSON

VS.

KENNETH R. SMITH, D/B/A KS EYEWORKS, ET AL.

ENTERED: 04/08/2015

CASSIE STEVENSON, ET AL. 2013-CA-001539-MR HOPKINS

VS.

CLAY MOHON, ET AL. ENTERED: 04/06/2015

BROCK RILEY RAMEY 2014-CA-000345-MR CALLOWAY

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 04/06/2015

### ORDER DENYING PETITION FOR WRIT OF MANDAMUS AND WRIT OF PROHIBITION:

GARY J. RICHARD, ET AL. 2015-CA-000070-OA PIKE

VS.

HON. STEVEN D. COMBS, JUDGE, ET AL.

ENTERED: 04/08/2015

DARRIN WRIGHT, SR. 2015-CA-000117-OA JEFFERSON

VS.

HON. TARA HAGERTY, JUDGE, ET AL.

ENTERED: 04/08/2015

#### ORDER DENYING MOTION FOR INTERLOCUTORY RELIEF:

MARY DENISE THOMPSON 2014-CA-001328-I JEFFERSON

VS.

COMMONWEALTH OF KENTUCKY, BOARD OF NURSING

ENTERED: 04/07/2015

### ORDER GRANTING MOTION FOR INTERLOCUTORY RELIEF:

CARS DIRECT, LLC 2015-CA-000189-I JEFFERSON

VS.

CLIFF GEARY

ENTERED: 04/08/2015