

KENTUCKY COURT OF APPEALS

MAY 05, 2023 MINUTES

RELEASED: 10:00 A.M.

304. LAKE CUMBERLAND RESORT, INC.,
ET AL. v.
MELVIN J. BUCKLAND, ET AL.
AND
MELVIN J. BUCKLAND, ET AL. v.
ANTHONY DEL SPINA, ET AL.
- [2017-CA-1801-MR](#)
[2017-CA-1888-MR](#)
[2018-CA-0240-MR](#)
NOT TO BE PUBLISHED
- PULASKI
- OPINION AFFIRMING APPEAL NO.
2017-CA-1801-MR AND CROSS-APPEAL
NO. 2017-CA-1888-MR AND REVERSING
AND REMANDING WITH DIRECTIONS
APPEAL NO. 2018-CA-0240-MR BY JUDGE
TAYLOR**
- ECKERLE, J. (CONCURS) AND
JONES, J. (CONCURS)
305. PHILLIP B. ALLEN v.
TAMI V. BURGOYNE
- [2021-CA-0839-MR](#)
NOT TO BE PUBLISHED
- KENTON
- OPINION REVERSING AND REMANDING
WITH DIRECTIONS BY JUDGE TAYLOR**
- THOMPSON, C.J. (CONCURS) AND
EASTON, J. (CONCURS)
306. MYRANDA JUAREZ v.
BROOKE SCHILLING, ET AL.
- [2021-CA-1065-MR](#)
TO BE PUBLISHED
- JEFFERSON
- OPINION AFFIRMING IN PART,
REVERSING IN PART, AND REMANDING
BY JUDGE JONES**
- CALDWELL, J. (CONCURS) AND
GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

307. DYLAN BRYCE WAGERS v.
ASHLEY NICOLE COUTURE
OPINION AFFIRMING BY JUDGE EASTON
ECKERLE, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
- [2021-CA-1226-MR](#)
[2021-CA-1334-MR](#)
NOT TO BE PUBLISHED
- LAUREL
308. SHANNON RAY FERGUSON v.
CHAD TOY FERGUSON
**OPINION AFFIRMING IN PART,
REVERSING IN PART, AND REMANDING
BY JUDGE CALDWELL**
ACREE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
- [2021-CA-1442-MR](#)
NOT TO BE PUBLISHED
- KNOX
309. LAKILIA BEDEAU v.
CHIWALE BEDEAU
**OPINION AFFIRMING BY JUDGE
CALDWELL**
THOMPSON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)
- [2021-CA-1447-MR](#)
NOT TO BE PUBLISHED
- MCCRACKEN
310. MICHAEL A. VENEMAN, CPA PSC, ET AL.
v.
TRAVELERS CASUALTY INSURANCE
COMPANY OF AMERICA
**OPINION AFFIRMING BY JUDGE
LAMBERT**
COMBS, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
- [2022-CA-0021-MR](#)
NOT TO BE PUBLISHED
- CAMPBELL

KENTUCKY COURT OF APPEALS

MAY 05, 2023 MINUTES

RELEASED: 10:00 A.M.

311. DENNIS RAY PAYTON v. COMMONWEALTH OF KENTUCKY [2022-CA-0066-MR](#) CALLOWAY
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE GOODWINE
EASTON, J. (CONCURS) AND TAYLOR, J. (CONCURS)
312. T-MOBILE SOUTH LLC (D/B/A T-MOBILE USA), SUCCESSOR-IN-INTEREST TO POWERTEL MEMPHIS, INC. v. KENTUCKY COMMERCIAL MOBILE RADIO SERVICE EMERGENCY TELECOMMUNICATIONS BOARD (N/K/A KENTUCKY 911 SERVICES BOARD) [2022-CA-0191-MR](#) FRANKLIN
TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE CALDWELL
ECKERLE, J. (CONCURS) AND KAREM, J. (CONCURS)
313. ANTONIO ELLISON v. COMMONWEALTH OF KENTUCKY [2022-CA-0193-MR](#) JEFFERSON
[2021-CA-0894-MR](#)
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE EASTON
COMBS, J. (CONCURS) AND ECKERLE, J. (CONCURS)
314. KIMBERLY ADKISSON v. ADP PROPERTIES, LLC [2022-CA-0198-MR](#) JEFFERSON
NOT TO BE PUBLISHED
OPINION REVERSING AND REMANDING BY JUDGE MCNEILL
CETRULO, J. (CONCURS) AND JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

315. CITY OF CORBIN, KENTUCKY, ET AL. v. [2022-CA-0221-MR](#) LAUREL
CITY OF LONDON, KENTUCKY [2022-CA-0334-MR](#)
NOT TO BE PUBLISHED
**OPINION AFFIRMING IN PART, VACATING
IN PART, AND REMANDING BY JUDGE
COMBS**
THOMPSON, C.J. (CONCURS) AND
JONES, J. (CONCURS)
316. GARY PAYNE v. [2022-CA-0267-MR](#) BULLITT
AGGREGATE PROCESSING, INC. [2022-CA-0316-MR](#)
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
LAMBERT**
KAREM, J. (CONCURS) AND
JONES, J. (DISSENTS AND DOES NOT
FILE SEPARATE OPINION)
317. LAURA HUFFMAN, EXECUTRIX OF THE [2022-CA-0316-MR](#) WHITLEY
ESTATE OF SIMON M. VANDERPOOL, [2022-CA-0323-MR](#)
ET AL. v. [2022-CA-0323-MR](#)
K. PETROLEUM, INC. **NOT TO BE PUBLISHED**
**OPINION AFFIRMING BY JUDGE
CALDWELL**
THOMPSON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)
318. JOSEPH GRIZZ v. [2022-CA-0323-MR](#) JEFFERSON
NADINE MORRIS [2022-CA-0323-MR](#)
NOT TO BE PUBLISHED
**OPINION AFFIRMING BY JUDGE
LAMBERT**
EASTON, J. (CONCURS) AND
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

319. FERGUSON ENTERPRISES, INC. v. [2022-CA-0361-MR](#) JEFFERSON
DREAMLAND HOSPITALITY, LLC **TO BE PUBLISHED**
- OPINION VACATING AND REMANDING BY
JUDGE DIXON**
- CETRULO, J. (CONCURS) AND
EASTON, J. (CONCURS IN RESULT AND
FILES SEPARATE OPINION)
320. TONY L. HALE v. [2022-CA-0460-MR](#) FAYETTE
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION REVERSING AND REMANDING
BY JUDGE LAMBERT**
- EASTON, J. (CONCURS) AND
MCNEILL, J. (CONCURS)
321. ALENNIS ISBY v. [2022-CA-0560-MR](#) HARDIN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE
ECKERLE**
- CALDWELL, J. (CONCURS) AND
DIXON, J. (CONCURS)
322. HOME BUYERS WARRANTY [2022-CA-0621-MR](#) BULLITT
CORPORATION v. **NOT TO BE PUBLISHED**
CRYSTAL ROBERTS, ET AL.
- OPINION REVERSING AND REMANDING
BY JUDGE COMBS**
- EASTON, J. (CONCURS) AND
ECKERLE, J. (CONCURS)

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RELEASED: 10:00 A.M.

323. CHARLES DAMON MOORE v. [2022-CA-0648-MR](#) SHELBY
PEGASUS INDUSTRIES/PACKAGING, LLC **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE EASTON
COMBS, J. (CONCURS) AND
ECKERLE, J. (CONCURS)
324. JAMES HARRIS v. [2022-CA-0698-MR](#) LAUREL
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE COMBS
EASTON, J. (CONCURS) AND
ECKERLE, J. (CONCURS)
325. MICHAEL KELLY v. [2022-CA-0706-MR](#) JEFFERSON
NORA KELLY **NOT TO BE PUBLISHED**
OPINION AFFIRMING BY JUDGE COMBS
EASTON, J. (CONCURS) AND
ECKERLE, J. (CONCURS)

ORDERS DISMISSING

GEETA CHAVDA M.D., ET AL. v. [2020-CA-0305-MR](#) LOGAN
ELIZABETH KUMARAVELU, AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF
KUMARASORIYAR KUMARAVELU, M.D., ET AL.

Entered: APRIL 27, 2023

LIBERTY MUTUAL PERSONAL INSURANCE [2023-CA-0057-MR](#) PERRY
COMPANY v.
RONNIE CAMPBELL, ET AL.

Entered: APRIL 27, 2023

KENTUCKY COURT OF APPEALS

MAY 05, 2023 MINUTES

RELEASED: 10:00 A.M.

ORDERS DENYING PETITIONS FOR REHEARING

BRIAN S. TAYLOR v.
COMMONWEALTH OF KENTUCKY

[2021-CA-0346-MR](#)

PULASKI

Entered: MAY 03, 2023

LISA GANNOE v.
LEXINGTON FAYETTE URBAN COUNTY
GOVERNMENT BOARD OF ADJUSTMENT,
ET AL.

[2021-CA-0940-MR](#)

FAYETTE

[2021-CA-0990-MR](#)

AND

ECTON FARM, LLC, ET AL. v.
LISA GANNOE, ET AL.

Entered: MAY 02, 2023

KENNETH R. THURMAN v.
JIMMY L. THURMAN, ET AL.

[2021-CA-0950-MR](#)

BRECKINRIDGE

Entered: MAY 02, 2023