

KENTUCKY COURT OF APPEALS

MAY 26, 2023 MINUTES

RELEASED: 10:00 A.M.

357. KYREK PURDIMAN v. COMMONWEALTH OF KENTUCKY [2021-CA-0410-MR](#) DAVIESS
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE TAYLOR**
- ACREE, J. (CONCURS) AND
KAREM, J. (CONCURS)
358. CHARLES G. MIDDLETON, III, INDIVIDUALLY AND IN HIS CAPACITY AS CO-EXECUTOR OF THE ESTATE OF LAWRENCE J. MIDDLETON, SR., ET AL. v. COMMONWEALTH BANK AND TRUST COMPANY, IN ITS CAPACITY AS SUCCESSOR TRUSTEE FOR THE LAWRENCE L. JONES, SR. TRUST UNDER AGREEMENT DATED DECEMBER 28, 1933, ET AL. [2021-CA-1035-MR](#) JEFFERSON
[2022-CA-0675-MR](#)
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE ECKERLE**
- THOMPSON, C.J. (CONCURS) AND
CETRULO, J. (CONCURS)
359. TAMMY BROCK, INDIVIDUALLY, ET AL. v. ASHLEY BROCK, ET AL. [2021-CA-1162-MR](#) CLARK
[2021-CA-1190-MR](#)
NOT TO BE PUBLISHED
- AND**
- JAMIE BROCK, AS CO-ADMINISTRATOR OF THE ESTATE OF ORA LEE BROCK, ET AL. v. LANDSCAPE SERVICES, INC.
- OPINION AFFIRMING BY JUDGE MCNEILL**
- CETRULO, J. (CONCURS AND FILES SEPARATE OPINION) AND
JONES, J. (CONCURS IN RESULT ONLY)

KENTUCKY COURT OF APPEALS

MAY 26, 2023 MINUTES

RELEASED: 10:00 A.M.

360. JAMES ARTHUR HARMON, JR. v. [2021-CA-1347-MR](#) FLOYD
WANDA B. HARMON **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE TAYLOR**
- ACREE, J. (CONCURS) AND
KAREM, J. (CONCURS)
361. AARON TUCKER, ET AL. v. [2022-CA-0238-MR](#) FRANKLIN
ANDREW G. BESHEAR, IN HIS OFFICIAL **NOT TO BE PUBLISHED**
AND INDIVIDUAL CAPACITIES
- OPINION AFFIRMING BY JUDGE TAYLOR**
- ECKERLE, J. (CONCURS) AND
LAMBERT, J. (CONCURS)
362. WESTERN ENERGY PRODUCTION, LP, [2022-CA-0428-MR](#) WOODFORD
ET AL. v. **NOT TO BE PUBLISHED**
DEREK ORCHARD, SUCCESSOR
TRUSTEE OF THE ORCHARD FAMILY
TRUST DATED NOVEMBER 19, 1979,
TRUST A OF THE ORCHARD FAMILY
TRUST, TRUST B OF THE ORCHARD
FAMILY TRUST AND TRUST C OF THE
ORCHARD FAMILY TRUST
- OPINION AFFIRMING BY JUDGE
CALDWELL**
- THOMPSON, C.J. (CONCURS) AND
GOODWINE, J. (CONCURS)
363. BYRON JOHNSON v. [2022-CA-0477-MR](#) HARDIN
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE KAREM**
- ACREE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MAY 26, 2023 MINUTES

RELEASED: 10:00 A.M.

364. CHARLES ROBERSON v. COMMONWEALTH OF KENTUCKY [2022-CA-0640-MR](#) HARDIN
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE LAMBERT
ACREE, J. (CONCURS) AND GOODWINE, J. (CONCURS)
365. REMINISCENT HERB FARM, NURSERY & LANDSCAPING, INC. v. ALAN SCHIRTZINGER [2022-CA-0792-MR](#) BOONE
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE EASTON
LAMBERT, J. (CONCURS) AND MCNEILL, J. (CONCURS)
366. 4588, LLC v. LEX ALEXANDRIA HOLDINGS, LLC, ET AL. [2022-CA-0847-MR](#) FAYETTE
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE KAREM
THOMPSON, C.J. (CONCURS) AND MCNEILL, J. (CONCURS)
367. KENNETH BROWN v. COMMONWEALTH OF KENTUCKY [2022-CA-0885-MR](#) OLDHAM
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE CETRULO
JONES, J. (CONCURS) AND TAYLOR, J. (CONCURS)
368. D.D.W. v. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. [2022-CA-0895-ME](#) MONTGOMERY
NOT TO BE PUBLISHED
OPINION AFFIRMING BY JUDGE JONES
ACREE, J. (CONCURS) AND DIXON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MAY 26, 2023 MINUTES

RELEASED: 10:00 A.M.

369. DEANGELO T. POLLARD v.
COMMONWEALTH OF KENTUCKY [2022-CA-0904-MR](#) HENDERSON
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE LAMBERT**
- THOMPSON, C.J. (CONCURS) AND
ECKERLE, J. (CONCURS)
370. BLUELINX v.
ESTATE OF DAVID WILLIAMS, ET AL. [2022-CA-1027-WC](#) WORKERS'
NOT TO BE PUBLISHED COMPENSATION
BOARD
- OPINION AFFIRMING BY JUDGE DIXON**
- CALDWELL, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
371. ISAIAH TYLER v.
COMMONWEALTH OF KENTUCKY [2022-CA-1190-MR](#) HENDERSON
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE LAMBERT**
- ACREE, J. (CONCURS) AND
GOODWINE, J. (CONCURS)
372. KEMI v.
LEWIS HICKS, ET AL. [2022-CA-1392-WC](#) WORKERS'
NOT TO BE PUBLISHED COMPENSATION
BOARD
- OPINION REVERSING AND REMANDING BY JUDGE KAREM**
- ACREE, J. (CONCURS) AND
TAYLOR, J. (CONCURS)
373. D.M. v.
CABINET FOR HEALTH AND FAMILY
SERVICES, COMMONWEALTH OF
KENTUCKY, ET AL. [2023-CA-0050-ME](#) KENTON
NOT TO BE PUBLISHED
- OPINION AFFIRMING BY JUDGE KAREM**
- DIXON, J. (CONCURS) AND
GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

MAY 26, 2023 MINUTES

RELEASED: 10:00 A.M.

ORDERS DISMISSING

ANNA PIERCE v.
ANDREW PIERCE

[2022-CA-0667-MR](#)

DAVISS

Entered: MAY 22, 2023

JOHNNY NAPIER v.
CYMILEE NAPIER

[2022-CA-0566-MR](#)

CARTER

Entered: MAY 22, 2023

ORDER DENYING PETITION FOR REHEARING AND MODIFYING OPINION

S.C. v.
CABINET FOR HEALTH AND FAMILY
SERVICES, ET AL.

[2021-CA-1491-ME](#)
[2022-CA-0604-ME](#)

MERCER

Entered: MAY 26, 2023

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

KENNETH RAMSEY v.
HON. C. HUNTER DAUGHERTY, JUDGE,
JESSAMINE CIRCUIT COURT, ET AL.

[2023-CA-0249-OA](#)

JESSAMINE

Entered: MAY 24, 2023

ORDER GRANTING PETITION FOR WRIT OF MANDAMUS

MARUEL HOLBROOK v.
HON. DAVID M. WARD, JUDGE,
MADISON CIRCUIT COURT, ET AL.

[2023-CA-0043-OA](#)

MADISON

Entered: MAY 18, 2023