

KENTUCKY COURT OF APPEALS

SEPTEMBER 18, 2020 MINUTES

RELEASED: 10:00 A.M.

715. LOUIS POMERANCE v.  
LA-LE, LLC [2018-CA-0967-MR](#) JEFFERSON  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
ACREE**  
CALDWELL, J. (CONCURS) AND  
KRAMER, J. (CONCURS)
716. ERIK TUCKER v.  
COMMONWEALTH OF KENTUCKY [2018-CA-1554-MR](#) KENTON  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
TAYLOR**  
KRAMER, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
717. LESTER KEITH HURT v.  
COMMONWEALTH OF KENTUCKY [2018-CA-1637-MR](#) PERRY  
**NOT TO BE PUBLISHED**  
**OPINION AND ORDER DISMISSING  
BY JUDGE CALDWELL**  
DIXON, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)
718. J. T. C. v.  
CABINET FOR HEALTH AND FAMILY  
SERVICES, COMMONWEALTH OF  
KENTUCKY; ET AL. [2018-CA-1715-ME](#) FAYETTE  
[2018-CA-1716-ME](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
TAYLOR**  
CALDWELL, J. (CONCURS) AND  
JONES, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

719. HELEN COLEMAN, ET AL. v. [2019-CA-0123-MR](#) GREEN  
TERESA RUTLEDGE, INDIVIDUALLY **NOT TO BE PUBLISHED**  
AND AS EXECUTRIX OF THE ESTATE  
OF ALBERTA JOHNSON, DECEASED
- OPINION VACATING AND  
REMANDING BY JUDGE  
K. THOMPSON**
- ACREE, J. (CONCURS) AND  
CALDWELL, J. (CONCURS)
720. JUAN R. PELEGRIN-VIDAL v. [2019-CA-0139-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING IN PART AND  
REVERSING IN PART BY JUDGE  
ACREE**
- DIXON, J. (CONCURS) AND  
MCNEILL, J. (CONCURS)
721. JASON R. BREWER v. [2019-CA-0215-MR](#) FRANKLIN  
KATHY LITTERAL, ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE  
TAYLOR**
- CALDWELL, J. (CONCURS) AND  
JONES, J. (CONCURS)
722. SEAN ODE HUDDLESTON, SR. v. [2019-CA-0287-MR](#) JEFFERSON  
LOUISVILLE-JEFFERSON COUNTY **NOT TO BE PUBLISHED**  
PUBLIC DEFENDER CORPORATION
- OPINION AFFIRMING BY JUDGE  
LAMBERT**
- ACREE, J. (CONCURS) AND  
CLAYTON, C.J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

723. ADAM BLANTON v. [2019-CA-0307-MR](#) EDMONSON  
COMMONWEALTH OF KENTUCKY [2019-CA-0308-MR](#)  
**NOT TO BE PUBLISHED**

**OPINION AFFIRMING BY JUDGE  
TAYLOR**

GOODWINE, J. (CONCURS) AND  
K. THOMPSON, J. (CONCURS)

724. SUZANNE ADDRESS, INDIVIDUALLY [2019-CA-0347-MR](#) KENTON  
AND AS ADMINISTRATOR OF THE [2019-CA-0474-MR](#)  
ESTATE OF JAMES ADDRESS v. **NOT TO BE PUBLISHED**  
ST. ELIZABETH MEDICAL CENTER,  
INC.; ET AL

**OPINION AFFIRMING IN PART,  
REVERSING IN PART, AND  
REMANDING BY JUDGE  
L. THOMPSON**

CALDWELL, J. (CONCURS IN PART,  
DISSENTS IN PART, AND FILES  
SEPARATE OPINION) AND  
DIXON, J. (CONCURS)

725. ORPHA BISHOP v. [2019-CA-0367-MR](#) OWEN  
S.T. BROCK, ET AL. **TO BE PUBLISHED**

**OPINION AFFIRMING BY JUDGE  
ACREE**

COMBS, J. (CONCURS) AND  
MAZE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

726. CHRISTOPHER C. BABCOCK, DMD, [2019-CA-0544-MR](#) JEFFERSON  
MD; ET AL. v. **NOT TO BE PUBLISHED**  
RENEE ESTRIDGE, ET AL.
- OPINION AFFIRMING BY JUDGE CALDWELL**
- CLAYTON, C.J. (CONCURS) AND  
COMBS, J. (CONCURS IN RESULT  
ONLY)
727. KENTUCKY RETIREMENT SYSTEMS [2019-CA-0624-MR](#) FRANKLIN  
v. JANET MCKNIGHT **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE ACREE**
- DIXON, J. (CONCURS) AND  
MCNEILL, J. (CONCURS)
728. LINDA HAWN v. [2019-CA-0672-MR](#) MASON  
CASCIO ENTERPRISES, INC., **NOT TO BE PUBLISHED**  
D/B/A MCDONALD'S OF MAYSVILLE
- OPINION AFFIRMING BY JUDGE CALDWELL**
- ACREE, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
729. MOSEN KHANI, ALLIANCE [2019-CA-0867-MR](#) JEFFERSON  
CHIROPRACTIC OF S-E, PLLC v. **NOT TO BE PUBLISHED**  
DENNIS SHORT, INDIVIDUALLY;  
ET AL.
- OPINION AFFIRMING BY JUDGE CALDWELL**
- ACREE, J. (CONCURS) AND  
K. THOMPSON, J. (CONCURS)

KENTUCKY COURT OF APPEALS

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RELEASED: 10:00 A.M.

730. HANNAH DAY (NOW ARMES) v. CHRISTOPHER DAY [2019-CA-0972-MR](#) LAUREL  
**NOT TO BE PUBLISHED**  
**OPINION VACATING AND REMANDING BY JUDGE ACREE**  
KRAMER, J. (CONCURS) AND TAYLOR, J. (CONCURS)
731. TIMOTHY M. TUCKER v. COMMONWEALTH OF KENTUCKY [2019-CA-1104-MR](#) KENTON  
[2019-CA-1453-MR](#)  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE DIXON**  
ACREE, J. (CONCURS) AND K. THOMPSON, J. (CONCURS)
732. CHRIS CARNEY v. HEATHER CARNEY (N/K/A FOSTER) [2019-CA-1134-ME](#) MCCRACKEN  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE ACREE**  
KRAMER, J. (CONCURS) AND TAYLOR, J. (CONCURS)
733. LAWRENCE CARTER v. COMMONWEALTH OF KENTUCKY [2019-CA-1257-MR](#) TAYLOR  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE MAZE**  
ACREE, J. (CONCURS) AND COMBS, J. (CONCURS)

KENTUCKY COURT OF APPEALS

SEPTEMBER 18, 2020 MINUTES

RELEASED: 10:00 A.M.

734. MOHAMMED LEMINE OULD AHMED v. [2019-CA-1334-MR](#) BOONE  
EL HASSAN OULD MOHAMED **NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY CHIEF  
JUDGE CLAYTON**  
TAYLOR, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)
735. BRACKEN COUNTY BOARD OF [2019-CA-1430-MR](#) FRANKLIN  
EDUCATION v. **NOT TO BE PUBLISHED**  
AUGUSTA INDEPENDENT BOARD OF  
EDUCATION, ET AL.  
**OPINION AFFIRMING BY JUDGE  
KRAMER**  
LAMBERT, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
736. M. A. B. v. [2019-CA-1832-ME](#) BARREN  
COMMONWEALTH OF KENTUCKY, [2019-CA-1834-ME](#)  
CABINET FOR HEALTH AND FAMILY **NOT TO BE PUBLISHED**  
SERVICES  
**OPINION AND ORDER DISMISSING  
BY JUDGE GOODWINE**  
K. THOMPSON, J. (DISSENTS AND  
FILES A SEPARATE OPINION) AND  
L. THOMPSON, J. (CONCURS)
737. THE SULLIVAN UNIVERSITY [2020-CA-0118-ME](#) JEFFERSON  
SYSTEMS, INC. v. **NOT TO BE PUBLISHED**  
MARY E. MCCANN, INDIVIDUALLY  
AND ON BEHALF OF OTHERS  
SIMILARLY SITUATED  
**OPINION AFFIRMING BY JUDGE  
GOODWINE**  
K. THOMPSON, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**SEPTEMBER 18, 2020 MINUTES**

**RELEASED: 10:00 A.M.**

**ORDER DISMISSING**

MIGUEL BETANCOURT GONZALEZ v.  
COMMONWEALTH OF KENTUCKY

[2019-CA-0765-MR](#)

CAMPBELL

**Entered: SEPTEMBER 15, 2020**

**ORDER DENYING PETITIONS FOR REHEARING**

K. D. S. v.  
CABINET FOR HEALTH AND FAMILY  
SERVICES, COMMONWEALTH OF KENTUCKY;  
ET AL.

[2019-CA-0279-ME](#)

SCOTT

**Entered: SEPTEMBER 14, 2020**

**ORDER DENYING MOTIONS TO RECONSIDER**

ANTHONY WATTS v.  
COMMONWEALTH OF KENTUCKY

[2020-CA-0354-MR](#)

HENDERSON

**Entered: SEPTEMBER 11, 2020**

**ORDERS DISMISSING PETITIONS FOR A WRIT  
OF MANDAMUS OR PROHIBITION**

JOSEPH L. SILVERBURG v.  
HON KIMBERLY BUNNELL FAYETTE CIRCUIT  
JUDGE (REAL PARTY IN INTEREST), ET AL.

[2020-CA-0480-OA](#)

FAYETTE

**Entered: SEPTEMBER 16, 2020**

JEFF CARPENTER v.  
TYLER L GILL

[2020-CA-1050-OA](#)

LOGAN

**Entered: SEPTEMBER 16, 2020**

**KENTUCKY COURT OF APPEALS**

**SEPTEMBER 18, 2020 MINUTES**

**RELEASED: 10:00 A.M.**

**ORDER AFFIRMING**

BERNICE MICHELLE STEARNS v.  
JAMIE DEREK STEARNS

[2020-CA-0832-ME](#)

CUMBERLAND

**Entered: SEPTEMBER 15, 2020**