| COURT OF APPEALS OF KENTUCKY 09/22/2017 AT 10:00 A.M. | | | |
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| | 09/22/2017 AT 10 PAGE 1 of | | |
| 798 | GENESIS HEALTHCARE LLC, ET AL. VS. STEVENS (MABLE), AS EXECUTRIX OF THE ESTATE OF REBA KATHRYN PRICE OPINION AFFIRMING AND REMANDING MAZE (PRESIDING JUDGE) KRAMER (CONCURS) AND STUMBO (CONCURS) | 2015-CA-000166-MR TO BE PUBLISHED | MCCRACKEN |
| 799 | DAVIS (FREDERICK) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING D. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND THOMPSON (CONCURS) | 2015-CA-000450-MR NOT TO BE PUBLISHED | JEFFERSON |
| 800 | PREFERRED CARE PARTNERS MANAGEMENT GROUP, L.P., ET AL. VS. ALEXANDER (TAFFY), AS ADMINISTRATRIX OF THE ESTATE OF JOHN D. CLEMONS, SR., DECEASED OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) KRAMER (CONCURS) AND THOMPSON (CONCURS) | 2015-CA-000563-MR TO BE PUBLISHED | POWELL |
| 801 | CULVER (CHRISTOPHER) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING IN PART AND VACATING IN PART AND REMANDING D. LAMBERT (PRESIDING JUDGE) COMBS (CONCURS) AND THOMPSON (CONCURS) | 2015-CA-001206-MR TO BE PUBLISHED | NELSON |
| 802 | MURRAY (TERRY R.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING ACREE (PRESIDING JUDGE) JONES (CONCURS) AND KRAMER (CONCURS) | 2015-CA-001607-MR NOT TO BE PUBLISHED | MCCRACKEN |
| 803 | MAYES (GEORGE K.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING ACREE (PRESIDING JUDGE) JOHNSON (CONCURS) AND KRAMER (CONCURS) | 2015-CA-001966-MR NOT TO BE PUBLISHED | TRIGG |

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| 804 | STIGALL (KARLTEN RATON-OMAR) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) JOHNSON (CONCURS) AND KRAMER (CONCURS) | 2016-CA-000160-MR NOT TO BE PUBLISHED | FAYETTE |
| 805 | BREEDLOVE (CAROLYN) VS. SMITH CUSTOM HOMES, INC., ET AL. OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) JONES (CONCURS) AND MAZE (CONCURS IN RESULT ONLY) | 2016-CA-000173-MR TO BE PUBLISHED | FAYETTE |
| 806 | ZIMMERMAN (SANDRA) VS. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES OPINION AND ORDER DISMISSING J. LAMBERT (PRESIDING JUDGE) NICKELL (CONCURS) AND TAYLOR (CONCURS) | 2016-CA-000271-MR NOT TO BE PUBLISHED | OLDHAM |
| 807 | PHILLIPS (BRICK BRUCE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING J. LAMBERT (PRESIDING JUDGE) COMBS (CONCURS) AND JOHNSON (CONCURS) | 2016-CA-000347-MR NOT TO BE PUBLISHED | HENDERSON |
| 808 | BIGGS (DOUGLAS RANDALL), SR. VS. BIGGS (MARY ELLEN) OPINION AFFIRMING MAZE (PRESIDING JUDGE) JONES (CONCURS) AND J. LAMBERT (CONCURS) | 2016-CA-000408-MR NOT TO BE PUBLISHED | TAYLOR |
| 809 | KING (BRADLEY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING ACREE (PRESIDING JUDGE) JONES (CONCURS) AND KRAMER (CONCURS) | 2016-CA-001127-MR NOT TO BE PUBLISHED | MCCREARY |

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| 810 | POWELL (MARY) VS. | 2016-CA-001144-MR NOT TO BE PUBLISHED | MADISON |
| | TAYLOR (JANE), ET AL. OPINION AFFIRMING | | |
| | STUMBO (PRESIDING JUDGE) | | |
| | JONES (CONCURS) AND J. LAMBERT (CONCURS) | | |
| 811 | JACKSON (CAMERON) | 2016-CA-001429-MR | CAMPBELL |
| | VS. | TO BE PUBLISHED | |
| | COMMONWEALTH OF KENTUCKY OPINION AFFIRMING | | |
| | J. LAMBERT (PRESIDING JUDGE) | | |
| | COMBS (CONCURS) AND JOHNSON | | |
| | (CONCURS) | | |
| 812 | WESTON (ROGER) | 2016-CA-001475-MR | RUSSELL |
| | VS. | NOT TO BE PUBLISHED | |
| | COMMONWEALTH OF KENTUCKY OPINION AFFIRMING | | |
| | NICKELL (PRESIDING JUDGE) | | |
| | J. LAMBERT (CONCURS) AND MAZE | | |
| | (CONCURS) | | |
| 813 | MAY (SALLY A.) | 2016-CA-001476-ME | JESSAMINE |
| | VS. | NOT TO BE PUBLISHED | |
| | HARRISON (DONNIE J.) | | |
| | OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) | | |
| | KRAMER (CONCURS) AND TAYLOR | | |
| | (DISSENTS AND WRITES A SEPARATE | | |
| | OPINION) | | |
| 814 | B. (L.K.) | 2016-CA-001680-ME | FAYETTE |
| | VS. | 2016-CA-001681-ME | |
| | CABINET FOR HEALTH AND FAMILY SERVICES, COMMONWEALTH OF | 2016-CA-001682-ME NOT TO BE PUBLISHED | |
| | KENTUCKY, ET AL. | NOT TO BE FUBLISHED | |
| | MEMORANDUM OPINION AFFIRMING | | |
| | KRAMER (PRESIDING JUDGE) | | |
| | DIXON (CONCUR) AND NICKELL | | |
| 045 | (CONCURS) | 2046 04 004004 845 | DADDEN |
| 815 | S. (S.) VS. | 2016-CA-001924-ME 2016-CA-001925-ME | BARREN |
| | COMMONWEALTH OF KENTUCKY, | TO BE PUBLISHED | |
| | CABINET FOR HEALTH AND FAMILY | 10 DE 1 ODEIOI IED | |
| | SERVICES, ET AL. | | |
| | OPINION VACATING AND REMANDING | | |
| | MAZE (PRESIDING JUDGE) | | |
| | ACREE (CONCURS) AND NICKELL | | |
| | (CONCURS) | | |

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| 816 | STEPHENS (DONNIE R.) VS. DEPARTMENT OF CORRECTIONS AND AARON SMITH, WARDEN OPINION AFFIRMING JOHNSON (PRESIDING JUDGE) COMBS (CONCURS) AND D. LAMBERT (CONCURS) | 2017-CA-000392-MR NOT TO BE PUBLISHED | FRANKLIN |

ORDERS FROM THE WEEK ENDING 09/15/2017:

ORDERS DISMISSING:

| RONALD B. MILLER VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-000599-MR | BOONE |
|--|--------------------|-----------|
| THOMAS HONAKER VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-0001340-MR | JEFFERSON |
| MARTY ALLNUT VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-001471-MR | GRANT |
| DAVID LYNN IRVINE VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-001521-MR | MCCRACKEN |
| DONALD A. BREWER VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-001558-MR | MCCRACKEN |
| MELVIN COLLINS VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-001569-MR | KNOTT |
| DOUGLAS R. MCGILL VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-001954-MR | MCCRACKEN |

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| KEVIN HUBBELL VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2012-CA-002200-MR | GARRARD |
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| JAMES SWITZER VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2013-CA-000135-MR | OWEN |
| KINDRED NURSING CENTERS LIMITED PARTNERSHIP, ET AL. VS. STEVE EASTERLING, ET AL. ENTERED: 09/14/2017 | 2013-CA-000658-MR | CLARK |
| DONALD LEE SKEENS VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2013-CA-000825-MR | GREENUP |
| STEPHEN PERRY VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2013-CA-001480-MR | ANDERSON |
| DANNY D. POPP VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2013-CA-001498-MR | CAMPBELL |
| RODNEY POTTS VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2014-CA-000036-MR | MONTGOMERY |
| ERNEST JACKSON VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2014-CA-000459-MR | LINCOLN |
| DANIEL MEREDITH VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2014-CA-000622-MR | FAYETTE |

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| JASON W. WOOLEN VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2014-CA-002053-MR | OHIO |
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| KEVIN MORRIS VS. ELIZABETH ANN MORRIS ENTERED: 09/14/2017 | 2015-CA-000368-MR | JEFFERSON |
| JOHN J. HUGHES VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2015-CA-001785-MR | MCLEAN |
| KAYLA PHILPOT VS. WALTER W. DRIEVER, ET AL. ENTERED: 09/14/2017 | 2016-CA-000327-MR 2016-CA-001563-MR 2016-CA-001564-MR | MONTGOMERY |
| EARSEL LEE FRAZIER, ET AL. VS. MONTY FRAZIER, ET AL. ENTERED: 09/14/2017 | 2016-CA-000856-MR | FLOYD |
| CHARLES E. MULLINS VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2016-CA-000952-MR | NELSON |
| GREGORY DEE GIBSON VS. STOREPLACE OF BOWLING GREEN, | 2016-CA-001263-MR ET AL. | WARREN |
| ENTERED: 09/14/2017 WILLIAM BRATTON, BIOLOGICAL FATHER VS. KASEY ANN METTS ENTERED: 09/15/2017 | 2016-CA-001353-ME | JEFFERSON |
| GERALD R. WOODEN VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2016-CA-001521-MR | HARDIN |

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| CATHERINE M. MCCULLUM VS. BENJAMIN R. SMITH, D.M.D ENTERED: 09/14/2017 | 2016-CA-001655-MR | WASHINGTON |
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| HENRY GLEAVES VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2016-CA-001669-MR | JEFFERSON |
| PROGRESSIVE DIRECT INSURANCE COMPANY VS. KATHRYN NEILL ENTERED: 09/14/2017 | 2017-CA-000076-MR | JEFFERSON |
| JUSTIN K. HALE VS. JIMMIE GIPSON ENTERED: 09/14/2017 | 2017-CA-000114-MR | WARREN |
| KELLY J. MCDANIEL VS. MARK E. MCDANIEL ENTERED: 09/14/2017 | 2017-CA-000222-MR | DAVIESS |
| SHIRLEY WILLIHNGANZ VS. KAREN C. BRITT ENTERED: 09/14/2017 | 2017-CA-000440-MR | FRANKLIN |
| ROBERT W. MCKINNEY VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 | 2017-CA-000548-MR | LYON |
| DARRELL STEVE MCINTOSH, INDIVIDUALLY, ET AL. VS. ARROW-MED AMBULANCE, INC. ENTERED: 09/14/2017 | 2017-CA-000575-MR | BREATHITT |
| STEVE WALES, ET AL. VS. PATRICK KERSNICK ENTERED: 09/14/2017 | 2017-CA-000576-MR | JEFFERSON |

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| SEAN ROBERT KING VS. JESLYN DAWN DOOM ENTERED: 09/14/2017 | 2017-CA-000689-ME | LYON |
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| WILLIAM AMES VS. KRISTIE AMES ENTERED: 09/14/2017 | 2017-CA-000779-ME | JEFFERSON |
| · | 2017-CA-000822-ME | CAMPBELL |
| | 2017-CA-000874-MR | LYON |
| Y.M.R.G. | 2017-CA-000898-ME | KENTON |
| | CEDITCEC COMMONWENTHI OF KEN | |
| | SERVICES, COMMONWEALTH OF KEN | TUCKY, ET AL. |
| CABINET FOR HEALTH AND FAMILY | | TUCKY, ET AL. HARDIN |
| CABINET FOR HEALTH AND FAMILY ENTERED: 09/14/2017 SHARIECE HALL VS. COMMONWEALTH OF KENTUCKY | | · |
| CABINET FOR HEALTH AND FAMILY ENTERED: 09/14/2017 SHARIECE HALL VS. COMMONWEALTH OF KENTUCKY ENTERED: 09/15/2017 WANDA TAYLOR VS. PIG IN A POKE, LLC | 2017-CA-000992-MR | HARDIN |

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FORMATION CAPITAL, LLC 2017-CA-001198-OA PIKE

VS.

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

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ORDERS FOR THE WEEK ENDING 09/22/2017:

ORDERS DISMISSING:

EDGAR NOEL VIEYRA 2017-CA-000279-MR FAYETTE

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 09/21/2017

ORENTHAL CLAY 2017-CA-000569-MR FAYETTE

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 09/18/2017

SCOTTIE ROBERTS 2017-CA-000828-OA LESLIE

VS.

HON. OSCAR GAYLE HOUSE, JUDGE, ET AL.

ENTERED: 09/20/2017

MATTHEW DENDEKKER 2017-CA-000905-OA JEFFERSON

VS.

JEANETTE DENDEKKER
ENTERED: 09/20/2017

F & C MATERIAL HANDLING, 2017-CA-001024-OA SIMPSON

INC, ET AL.

VS.

HON. JANET CROCKER, JUDGE, ET AL.

ENTERED: 09/20/2017

ORDERS DENYING PETITION FOR REHEARING:

PAUL ROBINSON 2015-CA-000384-ME FAYETTE

VS.

CHENOA JOIA BEARD, ET AL.

ENTERED: 09/18/2017

NICK DATILLO, ET AL. 2015-CA-001152-MR CHRISTIAN

VS.

RALPH L. COLLINS, ET AL. ENTERED: 09/19/2017

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GARMER & PRATHER, PLLC, 2015-CA-001440-MR MCCRACKEN

ET AL.

VS.

INDEPENDENCE BANK AS ADMINISTRATOR OF THE ESTATE OF KIRA, KELLY BRYANT

ENTERED: 09/20/2017

AKEEM DONTAE HOWARD-JONES 2016-CA-000698-MR FAYETTE

VS. 2016-CA-000835-MR

COMMONWEALTH OF KENTUCKY

ENTERED: 09/18/2017

ORDERS DENYING PETITION FOR WRIT OF MANDAMUS AND PROHIBITION:

RODNEY GRIMES 2017-CA-000713-OA LYON

VS.

HON. C.A. WOODALL, JUDGE, ET AL.

ENTERED: 09/21/2017

DEMETRIUS BRADLEY 2017-CA-000845-OA JEFFERSON

VS.

HON. CHARLES CUNNINGHAM, JR., ET AL.

ENTERED: 09/21/2017

CUDDIE HOLBROOK 2017-CA-000951-OA FAYETTE

VS.

HON. THOMAS TRAVIS, JUDGE, ET AL.

ENTERED: 09/20/2017

MIKI THOMPSON, ET AL. 2017-CA-001118-OA PIKE

VS.

HON. EDDY COLEMAN, JUDGE, ET AL.

ENTERED: 09/20/2017

ORDER VACATING AND REMANDING:

LAKE FOREST VILLAGE RETIREMENT 2017-CA-001336-I JEFFERSON

COMMUNITY, LLC

VS.

LAKE FOREST COMMUNITY ASSOCIATION, INC.

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ORDERS AFFIRMING:

JAMES WORTHINGTON 2017-CA-001053-MR OLDHAM

VS.

AARON SMITH, WARDEN KENTUCKY STATE REFORMATORY

ENTERED: 09/21/2017

SHARIECE HALL 2017-CA-001120-MR HARDIN

VS.

COMMONWEALTH OF KENTUCKY ENTERED: 09/20/2017

ORDERS DENYING INTERLOCUTORY RELIEF:

BEHR PROPERTIES, LLC, ET AL 2017-CA-001155-I FAYETTE

VS.

ASHLAND PROPERTIES, LLC, ET AL.

ENTERED: 09/20/2017

ASHLEY CUNNINGHAM, ET AL. 2017-CA-001194-I HOPKINS

VS.

NICK'S PEST MANAGEMENT, INC.

ENTERED: 09/20/2017

ORDER DENYING MOTION FOR DISCRETIONARY REVIEW:

CHARLES HOLDEN 2017-CA-000720-DR JEFFERSON

VS.

COMMONWEALTH OF KENTUCKY ENTERED: 09/21/2017

ORDER REVERSING:

JUSTIN WARREN 2017-CA-001263-MR FULTON

VS.

COMMONWEALTH OF KENTUCKY ENTERED: 09/21/2017