

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

761. LACI VALANDINGHAM v.  
BRADLEY MARSH  
AND  
LACI VALANDINGHAM v.  
ROBERT BURCHETT
- [2020-CA-1199-MR](#)  
[2020-CA-1201-MR](#)  
**NOT TO BE PUBLISHED**
- CARTER
- OPINION AFFIRMING BY JUDGE  
K. THOMPSON**
- GOODWINE, J. (CONCURS) AND  
L. THOMPSON, J. (CONCURS)
762. LEWACO LEYULTEE CLAY v.  
COMMONWEALTH OF KENTUCKY
- [2020-CA-1525-MR](#)  
**NOT TO BE PUBLISHED**
- FAYETTE
- OPINION AFFIRMING BY JUDGE JONES**
- LAMBERT, J. (CONCURS) AND  
K. THOMPSON, J. (CONCURS IN RESULT  
ONLY)
763. DONNA MOLYNEAUX v.  
CITY OF BARDSTOWN
- [2021-CA-0045-MR](#)  
**TO BE PUBLISHED**
- NELSON
- OPINION REVERSING AND REMANDING  
BY JUDGE K. THOMPSON**
- DIXON, J. (CONCURS) AND  
JONES, J. (CONCURS)
764. COMMONWEALTH OF KENTUCKY v.  
EDWARD LACKINGTON
- [2021-CA-0089-MR](#)  
**NOT TO BE PUBLISHED**
- JEFFERSON
- OPINION AFFIRMING BY JUDGE JONES**
- GOODWINE, J. (CONCURS) AND  
MAZE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

765. DANIEL P. FENNERTY v.  
TERESA L. MOORE [2021-CA-0107-MR](#) HARDIN  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
L. THOMPSON**  
DIXON, J. (CONCURS) AND  
GOODWINE, J. (CONCURS)
766. ALLAN WIDDIFIELD v.  
COMMONWEALTH OF KENTUCKY [2021-CA-0133-MR](#) HANCOCK  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE  
K. THOMPSON**  
JONES, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
767. SHERONDA BAILEY, AS MOTHER AND  
NEXT FRIEND OF KATLIN EDWARDS v.  
CHRISTOPHER COLLINS, ET AL. [2021-CA-0485-MR](#) JEFFERSON  
**TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE MAZE**  
COMBS, J. (CONCURS) AND  
LAMBERT, J. (CONCURS)
768. ANTHONY WATTS v.  
COMMONWEALTH OF KENTUCKY [2021-CA-0519-MR](#) HENDERSON  
**NOT TO BE PUBLISHED**  
**OPINION AFFIRMING BY JUDGE DIXON**  
CLAYTON, C.J. (CONCURS) AND  
COMBS, J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**DECEMBER 02, 2022 MINUTES**

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

769. BILLY MICHAEL MARTIN IN HIS CAPACITY AS EXECUTOR OF THE ESTATE OF BILLY MARTIN v. BRENDA MARTIN [2021-CA-0973-DR](#) **NOT TO BE PUBLISHED** MCCREARY
- OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**
- ACREE, J. (CONCURS) AND TAYLOR, J. (CONCURS)
770. KENTUCKY FARM BUREAU MUTUAL INSURANCE COMPANY v. WILLIAM N. WALTERS, ET AL. [2021-CA-0976-MR](#) **NOT TO BE PUBLISHED** BOYD
- OPINION REVERSING AND REMANDING BY JUDGE COMBS**
- K. THOMPSON, J. (CONCURS) AND MCNEILL, J. (CONCURS IN RESULT ONLY AND FILES SEPARATE OPINION)
771. BARRY MORGAN v. COMMONWEALTH OF KENTUCKY [2021-CA-1039-MR](#) **NOT TO BE PUBLISHED** BRECKINRIDGE
- OPINION AFFIRMING BY JUDGE ACREE**
- CETRULO, J. (CONCURS) AND L. THOMPSON, J. (CONCURS)
772. MALCOLM DICKERSON v. COMMONWEALTH OF KENTUCKY [2021-CA-1041-MR](#) **NOT TO BE PUBLISHED** JEFFERSON
- OPINION AFFIRMING BY JUDGE CETRULO**
- COMBS, J. (CONCURS) AND GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

773. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH & FAMILY SERVICES v. RENEE GILL, ET AL. [2021-CA-1209-MR](#) **NOT TO BE PUBLISHED** LIVINGSTON
- OPINION VACATING AND REMANDING BY JUDGE COMBS**
- CETRULO, J. (CONCURS) AND GOODWINE, J. (CONCURS)
774. NEWREZ LLC D/B/A SHELLPOINT MORTGAGE SERVICING v. MARY YVONNE EMERSON [2022-CA-0051-MR](#) **TO BE PUBLISHED** RUSSELL
- OPINION REVERSING AND REMANDING BY JUDGE GOODWINE**
- CETRULO, J. (CONCURS) AND COMBS, J. (CONCURS)
775. YOISVAN DOMENECH v. COMMONWEALTH OF KENTUCKY [2022-CA-0061-MR](#) [2022-CA-0062-MR](#) **NOT TO BE PUBLISHED** JEFFERSON
- OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**
- CALDWELL, J. (CONCURS) AND MAZE, J. (CONCURS)
776. SYLVIA RIEFF v. JESSE JAMES RIDING STABLES, INC. [2022-CA-0161-MR](#) **TO BE PUBLISHED** BARREN
- OPINION AFFIRMING BY JUDGE CETRULO**
- COMBS, J. (CONCURS) AND GOODWINE, J. (CONCURS)

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

777. ROY LUKE SUTHERLAND, JR. v. [2022-CA-0230-MR](#) FRANKLIN  
KENTUCKY DEPARTMENT OF **NOT TO BE PUBLISHED**  
CORRECTIONS, ET AL.
- OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**
- CALDWELL, J. (CONCURS) AND MAZE, J. (CONCURS)
778. SIDNEY SMITH v. [2022-CA-0271-MR](#) KENTON  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE L. THOMPSON**
- DIXON, J. (CONCURS) AND GOODWINE, J. (CONCURS)
779. MICHAEL RUPARD v. [2022-CA-0500-ME](#) JESSAMINE  
EMILY WHEELER **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE DIXON**
- CALDWELL, J. (CONCURS) AND TAYLOR, J. (CONCURS)
780. J.W. v. [2022-CA-0532-ME](#) CLARK  
CABINET FOR HEALTH AND FAMILY **NOT TO BE PUBLISHED**  
SERVICES, ET AL.
- OPINION AFFIRMING BY CHIEF JUDGE CLAYTON**
- CALDWELL, J. (CONCURS) AND MAZE, J. (CONCURS)
781. C.N.M. (A/K/A J.T.III.J.) v. [2022-CA-0708-ME](#) MUHLENBERG  
S.E.V., ET AL. **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE MAZE**
- CLAYTON, C.J. (CONCURS) AND CALDWELL, J. (CONCURS)

**KENTUCKY COURT OF APPEALS**

**DECEMBER 02, 2022 MINUTES**

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

782. CODY DALE LEONARD v. [2022-CA-0807-ME](#) GRAVES  
JENNIFER ROSE LEONARD **NOT TO BE PUBLISHED**
- OPINION AFFIRMING BY JUDGE COMBS**
- LAMBERT, J. (CONCURS) AND  
TAYLOR, J. (CONCURS)
783. H.H., ET AL. v. [2022-CA-1023-OA](#) JEFFERSON,  
HONORABLE LORI GOODWIN, JUDGE, **TO BE PUBLISHED** BRECKINRIDGE  
JEFFERSON FAMILY COURT, ET AL.
- OPINION AND ORDER GRANTING IN  
PART AND DENYING IN PART PETITION  
FOR A WRIT OF PROHIBITION BY JUDGE  
MAZE**
- LAMBERT, J. (CONCURS) AND  
DIXON, J. (CONCURS IN RESULT AND  
FILES SEPARATE OPINION)
784. CABINET FOR HEALTH AND FAMILY [2022-CA-1059-OA](#) BRECKINRIDGE  
SERVICES v. **TO BE PUBLISHED**  
HONORABLE KENNETH HAROLD GOFF II,  
JUDGE, BRECKINRIDGE CIRCUIT COURT,  
ET AL.
- OPINION AND ORDER DENYING  
PETITION FOR A WRIT OF PROHIBITION  
BY JUDGE MAZE**
- LAMBERT, J. (CONCURS) AND  
DIXON, J. (CONCURS IN RESULT AND  
FILES SEPARATE OPINION)

**ORDERS DISMISSING**

- MELISSA PAGE WILLIAMS SIGG v. [2020-CA-1203-MR](#) JEFFERSON  
CHRISTOPHER STEPHEN SIGG [2022-CA-0723-MR](#)

**Entered: NOVEMBER 18, 2022**

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

H.L.A., JR. v.  
K.T.M.

[2022-CA-0589-ME](#)

FAYETTE

**Entered: NOVEMBER 23, 2022**

MICHAEL A. WARD v.  
THEODORE AND CAROLINE LYNCH FAMILY,  
LLC

[2022-CA-1043-D](#)

JEFFERSON

**Entered: NOVEMBER 28, 2022**

PLEASANT UNIONS, LLC v.  
KENTUCKY TAX COMPANY, LLC, ET AL.

[2022-CA-1089-MR](#)

TAYLOR

**Entered: NOVEMBER 28, 2022**

CHIZVETA STEPHENSON v.  
LT. COL. JERRY COLLINS

[2022-CA-1111-ME](#)

JEFFERSON

**Entered: NOVEMBER 23, 2022**

L.K. v.  
M.S.S., ET AL.

[2022-CA-1112-ME](#)

MCCRACKEN

**Entered: NOVEMBER 17, 2022**

CHARLIE MICHAEL SABB v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-1303-ME](#)

CHRISTIAN

**Entered: NOVEMBER 17, 2022**

EUGENE BAKER v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0759-MR](#)

JEFFERSON

**Entered: NOVEMBER 18, 2022**

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

LEWIS F. MOFFERT v.  
SANDRA JOYCE HOWARD

[2022-CA-1130-ME](#)

OHIO

**Entered: NOVEMBER 17, 2022**

GARRY DEWAYNE EDWARDS v.  
GLORIA EDWARDS

[2022-CA-1136-ME](#)

ROCKCASTLE

**Entered: NOVEMBER 17, 2022**

ROBERT D. NASH v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0911-MR](#)

HARDIN

**Entered: NOVEMBER 22, 2022**

MARINER FINANCE, LLC v.  
DOROTHY MILES

[2021-CA-0157-MR](#)

JEFFERSON

**Entered: NOVEMBER 18, 2022**

ROBERT MIT JONES v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0349-MR](#)

CLAY

**Entered: NOVEMBER 18, 2022**

KENTUCKY DIVISION, UNITED DAUGHTERS OF  
THE CONFEDERACY, INC. v.  
AL MATTINGLY, JUDGE EXECUTIVE, ET AL.

[2022-CA-0593-MR](#)

DAVISS

**Entered: NOVEMBER 18, 2022**

COMMONWEALTH OF KENTUCKY, CABINET  
FOR HEALTH AND FAMILY SERVICES v.  
R.D.P.B., ET AL.

[2022-CA-1167-ME](#)  
[2022-CA-1169-ME](#)

WOODFORD

**Entered: NOVEMBER 17, 2022**



KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDERS DISMISSING**

GARY ROBINSON v.  
JERRY N. HIGGINS

[2022-CA-0970-MR](#)

JEFFERSON

Entered: **NOVEMBER 28, 2022**

TIMOTHY HARGROVES, JR. v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0925-MR](#)

HARDIN

Entered: **NOVEMBER 17, 2022**

**ORDER DENYING PETITION FOR REHEARING**

COMMONWEALTH OF KENTUCKY D/B/A  
KENTUCKY DEPARTMENT OF AGRICULTURE  
v.  
LOWELL MCGOWAN, ET AL.

[2021-CA-1368-MR](#)

FRANKLIN

Entered: **NOVEMBER 22, 2022**

**ORDERS DENYING MOTIONS FOR DISCRETIONARY REVIEW**

DALTON MICHAEL SMOTHERS v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-0864-D](#)

MARION

Entered: **NOVEMBER 23, 2022**

MICHAEL SCOTT CONKRIGHT v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-1103-D](#)

MARSHALL

Entered: **NOVEMBER 18, 2022**

**ORDER AFFIRMING**

ROBERT MANLEY v.  
COMMONWEALTH OF KENTUCKY

[2022-CA-1233-ME](#)

OLDHAM

Entered: **NOVEMBER 17, 2022**

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDER DENYING MOTION FOR INTERLOCUTORY RELIEF AS MOOT**

PAUL EUSNER, ET AL. v.  
WILLIAM ELLIS SULLIVAN, ET AL.

[2022-CA-0907-I](#)

GREENUP

Entered: **NOVEMBER 17, 2022**

**ORDER GRANTING MOTION FOR INTERLOCUTORY RELIEF**

COMMONWEALTH EX REL. DEPARTMENT OF  
ALCOHOLIC BEVERAGE CONTROL v.  
WIN, PLACE, & SHOW BAR, INC.

[2022-CA-0554-I](#)

JEFFERSON

Entered: **NOVEMBER 28, 2022**

**ORDER DENYING PETITION FOR WRIT OF MANDAMUS**

JAMES HARRISON v.  
HON. BRANDY OLIVER BROWN, JUDGE,  
MADISON CIRCUIT COURT, ET AL.

[2022-CA-0762-OA](#)

MADISON

Entered: **NOVEMBER 23, 2022**

**ORDER GRANTING PETITION FOR WRIT OF MANDAMUS**

TIMOTHY W. ROBINSON v.  
HON. JERRY J. COX, JUDGE,  
LINCOLN CIRCUIT COURT, ET AL.

[2022-CA-1012-OA](#)

[2022-CA-1013-OA](#)

LINCOLN

Entered: **NOVEMBER 23, 2022**

**ORDER GRANTING PETITION FOR WRIT OF PROHIBITION IN PART, DENYING IN PART, AND REMANDING**

ALLSTATE PROPERTY & CASUALTY  
INSURANCE COMPANY v.  
HON. W. A. KITCHEN, JUDGE,  
MCCRACKEN CIRCUIT COURT, ET AL.

[2022-CA-0592-OA](#)

MCCRACKEN

Entered: **NOVEMBER 29, 2022**

KENTUCKY COURT OF APPEALS

DECEMBER 02, 2022 MINUTES

RELEASED: 10:00 A.M.

**ORDER DENYING PETITION FOR WRIT OF PROHIBITION**

MARVIN P. MAYS, JR. v.  
HON. A. C. MCKAY CHAUVIN, JUDGE,  
JEFFERSON CIRCUIT COURT, ET AL.

[2022-CA-0565-OA](#)

JEFFERSON

**Entered: NOVEMBER 28, 2022**

**ORDER DENYING PETITION FOR WRIT OF PROHIBITION AND/OR MANDAMUS**

CHRISTINA HOLT TAYLOR v.  
HON. CATHERINE R. HOLDERFIELD, JUDGE,  
WARREN CIRCUIT COURT, ET AL.

[2022-CA-1171-OA](#)

WARREN

**Entered: NOVEMBER 18, 2022**