COURT OF APPEALS OF KENTUCKY					
12/03/2010 AT 10:00					
		E 1 of 6	1		
1126	CARTER (KATHY), ET AL. VS. COALFIELD LUMBER COMPANY,	2009-CA-000519-MR TO BE PUBLISHED	MARTIN		
	INC. OPINION AFFIRMING IN PART,				
	REVERSING IN PART AND REMANDING CAPERTON (PRESIDING JUDGE)				
	THOMPSON (CONCURS) AND VANMETER (CONCURS)				
1127	CROSSLAND (MARK)	2009-CA-000977-MR	MCCRACKEN		
	VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING	NOT TO BE PUBLISHED			
	THOMPSON (PRESIDING JUDGE) KELLER (CONCURS) AND SHAKE (CONCURS)				
1128	ZEIS (CARÓLE) VS.	2009-CA-001029-MR NOT TO BE PUBLISHED	WOODFORD		
	WOODFORD COUNTY FISCAL COURT, ET AL.				
	OPINION AFFIRMING WHITE (PRESIDING JUDGE)				
	NICKELL (CONCURS) AND THOMPSON (CONCURS)				
1129	SMITH (LESLIE ALLEN) VS.	2009-CA-001253-MR NOT TO BE PUBLISHED	WARREN		
	COMMONWEALTH OF KENTUCKY OPINION AFFIRMING				
	TAYLOR (PRESIDING JUDGE) STUMBO (CONCURS) AND SHAKE (CONCURS)				
1130	ALLEN (DAVID WAYNE) VS.	2009-CA-001265-MR NOT TO BE PUBLISHED	JEFFERSON		
	COMMONWEALTH OF KENTUCKY OPINION AFFIRMING				
	HENRY (PRESIDING JUDGE) ACREE (CONCURS) AND ISAAC				
	(CONCURS)				
1131	WARREN (BOBBY)	2009-CA-001397-MR	JEFFERSON		
	VS. COMMONWEALTH OF KENTUCKY	NOT TO BE PUBLISHED			
	OPINION AFFIRMING				
	ACREE (PRESIDING JUDGE)				
	STUMBO (CONCURS) AND LAMBERT (CONCURS)				
	LUMPELLI (COMODIVO)				

COURT OF APPEALS OF KENTUCKY					
12/03/2010 AT 10:00 PAGE 2 of 6					
1132	KINDRED NURSING CENTERS	2009-CA-001629-MR	MERCER		
	LIMITED PARTNERSHIP, ET AL.	TO BE PUBLISHED			
	VS.				
	SLOAN (LYNNE)				
	OPINION VACATING AND				
	REMANDING				
	MOORE (PRESIDING JUDGE)				
	THOMPSON (CONCURS) AND LAMBERT (CONCURS)				
1133	MOORE-STUMP (MONICA JADE)	2009-CA-001667-MR	HARDIN		
1133	VS.	NOT TO BE PUBLISHED	HARDIN		
	STUMP (TROY MICHAEL)	NOT TO BE TOBLISHED			
	OPINION VACATING AND				
	REMANDING WITH DIRECTIONS				
	TAYLOR (PRESIDING JUDGE)				
	SHAKE (CONCURS) AND STUMBO				
	(CONCURS)				
1134	WINKLER (DWIGHT)	2009-CA-001684-MR	BOYLE		
	VS.	TO BE PUBLISHED			
	GERMANN (JEANETTE)				
	OPINION REVERSING AND REMANDING				
	ACREE (PRESIDING JUDGE)				
	VANMETER (CONCURS) AND WINE				
	(CONCURS)				
1135	WIMBERLY (MICHAEL LYNN)	2009-CA-001715-MR	DAVIESS		
	VS.	NOT TO BE PUBLISHED			
	COMMONWEALTH OF KENTUCKY				
	OPINION AFFIRMING				
	DIXON (PRESIDING JUDGE)				
	COMBS (CONCURS) AND ISAAC (CONCURS)				
1136	MORRIS (JEFFREY ALLEN)	2009-CA-001808-MR	PULASKI		
1.00	VS.	NOT TO BE PUBLISHED	1 02/10/11		
	COMMONWEALTH OF KENTUCKY				
	OPINION AFFIRMING				
	TAYLOR (PRESIDING JUDGE)				
	SHAKE (CONCURS) AND STUMBO				
110=	(CONCURS)	0000 01 001000 110	IEEEE DOON		
1137	PRIMM (STANLEY L.)	2009-CA-001833-MR	JEFFERSON		
	VS. COMMONWEALTH OF KENTUCKY	NOT TO BE PUBLISHED			
	OPINION AFFIRMING IN PART,				
	REVERSING IN PART, AND				
	REMANDING.				
	NICKELL (PRESIDING JUDGE)				
	CLAYTON (CONCURS) AND				
	THOMPSON (CONCURS)				

COURT OF APPEALS OF KENTUCKY 12/03/2010 AT 10:00 PAGE 3 of 6				
1138	COUCH (FLOYD) VS. LAYTON (JOSEPH W.) OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) KELLER (CONCURS) AND LAMBERT (CONCURS)	2009-CA-001915-MR NOT TO BE PUBLISHED	CLAY	
1139	AVERY (GEORGE) VS. CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. OPINION AFFIRMING CAPERTON (PRESIDING JUDGE) THOMPSON (CONCURS) AND LAMBERT (CONCURS)	2009-CA-002180-ME NOT TO BE PUBLISHED	MARTIN	
1140	HUTCHISON (CAROLYN J.) VS. KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION, ET AL. OPINION AFFIRMING ACREE (PRESIDING JUDGE) HENRY (CONCURS) AND ISAAC (CONCURS)	2010-CA-000032-MR TO BE PUBLISHED	JEFFERSON	
1141	HAY (MICHAEL) VS. STRONG (SEAN NICOLE) OPINION AFFIRMING DIXON (PRESIDING JUDGE) ACREE (CONCURS) AND STUMBO (CONCURS)	2010-CA-000039-ME NOT TO BE PUBLISHED	BREATHITT	
1142	S. (C.), ET AL. VS. CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. OPINION AFFIRMING ACREE (PRESIDING JUDGE) HENRY (CONCURS) AND ISAAC (CONCURS)	2010-CA-000062-ME NOT TO BE PUBLISHED	JEFFERSON	
1143	MITCHELL (ANTONIO JERODE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING CAPERTON (PRESIDING JUDGE) MOORE (CONCURS) AND VANMETER (CONCURS)	2010-CA-000096-MR NOT TO BE PUBLISHED	FAYETTE	

COURT OF APPEALS OF KENTUCKY						
12/03/2010 AT 10:00 PAGE 4 of 6						
1144	STAMPER (PAUL) VS. NAPIER (DEREK) OPINION AFFIRMING MOORE (PRESIDING JUDGE) LAMBERT (CONCURS) AND THOMPSON (DISSENTS)	2010-CA-000410-ME NOT TO BE PUBLISHED	ANDERSON			
1145	BORDERS (BARRY) VS. BUSH AND BURCHETT, ET AL. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) ACREE (CONCURS) AND STUMBO (CONCURS)	2010-CA-000486-WC NOT TO BE PUBLISHED	WORKERS' COMP			
1146	H. (B.) VS. CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. OPINION AFFIRMING SHAKE (PRESIDING JUDGE) TAYLOR (CONCURS) AND STUMBO (CONCURS)	2010-CA-000664-ME NOT TO BE PUBLISHED	MCCRACKEN			
1147	HINKLE (RÚSSELL R.) VS. THOMPSON (CARRIE L.) OPINION AFFIRMING NICKELL (PRESIDING JUDGE) CLAYTON (CONCURS) AND THOMPSON (CONCURS)	2010-CA-000704-ME NOT TO BE PUBLISHED	BULLITT			
1148	SELECT SPECIALTY HOSPITAL VS. TURNER (DONNA), ET AL. OPINION AFFIRMING WINE (PRESIDING JUDGE) THOMPSON (CONCURS) AND VANMETER (CONCURS)	2010-CA-000852-WC NOT TO BE PUBLISHED	WORKERS' COMP			
1149	YOUNG (LARRY V.) VS. HOME DEPOT, ET AL. OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) SHAKE (CONCURS) AND STUMBO (CONCURS)	2010-CA-001131-WC NOT TO BE PUBLISHED	WORKERS' COMP			

## **COURT OF APPEALS OF KENTUCKY**

12/03/2010 AT 10:00 PAGE 5 of 6

ORDER CORRECTING OPINION:

JUDY CARMEN RITCHIE 2007-CA-001749-MR **ROCKCASTLE** 

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 12/03/2010

ORDER DENYING PETITION FOR REHEARING AND MODIFYING OPINION:

**ROY GIBSON AND** CI AY 2009-CA-000048-MR

**CLINTON BOWMAN** 

VS.

KENTUCKY FARM BUREAU

MUTUAL INSURANCE COMPANY, ET AL

ENTERED: 12/03/2010

ORDER DENYING PETITION FOR REHEARING:

PRINCESS CARVER 2008-CA-001404-MR **JEFFERSON** 

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 12/01/2010

COUNTRYWAY INSURANCE COMPANY 2008-CA-001498-MR VS. 2008-CA-001557-MR 2009-CA-000958-MR

MARGUERITE S. OAKES

AND

**COUNTRYWAY INSURANCE** 

COMPANY

VS.

MARGUERITE S. OAKES ENTERED: 12/01/2010

AMANDA DUNCAN 2010-CA-000628-ME **LEWIS** 

VS.

**ZACHARY TILLIS** 

ENTERED: 12/01/2010

## **COURT OF APPEALS OF KENTUCKY**

12/03/2010 AT 10:00 PAGE 6 of 6

## ORDERS DENYING PETITION FOR REHEARING FROM PREVIOUS WEEK ENDING 11/24/2010:

STONESTREET FARM, LLC; AND FOUR STAR STABLES, LLC (NOW KNOWN AS STONESTREET STABLE, LLC)

VS.

BUCKRAM OAK HOLDING, N.V.

AND

BUCKRAM OAK HOLDING, N.V.

VS.

STONESTREET FARM, LLC; AND FOUR STAR STABLES, LLC (NOW

KNOWN AS STONESTREET STABLES, LLC)

ENTERED: 11/23/2010

AIG DOMESTIC CLAIMS, INC. AND NATIONAL UNION FIRE INSURANCE COMPANY VS.

TAMMY TUSSEY; PIKE COUNTY BOARD OF EDUCATION; AND

**EDDIE MCCOY** 

ENTERED: 11/24/2010

2008-CA-002389-MR

**FAYETTE** 

2009-CA-000026-MR

2010-CA-001248-MR

PIKE