

**COURT OF APPEALS OF KENTUCKY**

12/31/2008 AT 10:00 A.M.

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1399	MARY BRECKINRIDGE HEALTHCARE, INC. , ET AL. VS. ELDRIDGE (SYLVANIA), ET AL. OPINION AFFIRMING CAPERTON (PRESIDING JUDGE) COMBS (CONCURS) AND MOORE (CONCURS)	<a href="#">2006-CA-001949-MR</a> TO BE PUBLISHED	LESLIE
1400	KENTUCKY PUBLIC SERVICE COMMISSION , ET AL. VS. SHADOAN (L. GLENN), ET AL. OPINION AFFIRMING COMBS (PRESIDING JUDGE) CAPERTON (CONCURS AND FILES SEPARATE OPINION) AND MOORE (CONCURS IN PART IN PART, DISSENTS IN PART, AND FILES SEPARATE OPINION)	<a href="#">2007-CA-000697-MR</a> <a href="#">2007-CA-000713-MR</a> TO BE PUBLISHED	FRANKLIN
1401	JONES (LORETTA) VS. JONES (DREWEY LEE) OPINION AFFIRMING STUMBO (PRESIDING JUDGE) CLAYTON (CONCURS) AND STUMBO (CONCURS)	<a href="#">2007-CA-000821-MR</a> NOT TO BE PUBLISHED	BREATHITT
1402	VINCENT (BRYAN P.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) COMBS (CONCURS) AND WINE (CONCURS)	<a href="#">2007-CA-000917-MR</a> <a href="#">2007-CA-002088-MR</a> NOT TO BE PUBLISHED	MUHLENBERG
1403	COLLINS (KENDALL EUGENE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING THOMPSON (PRESIDING JUDGE) LAMBERT (CONCURS) AND STUMBO (CONCURS)	<a href="#">2007-CA-001126-MR</a> NOT TO BE PUBLISHED	JEFFERSON
1404	GLOVER (JOHN T.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING WINE (PRESIDING JUDGE) KELLER (CONCURS) AND LAMBERT (CONCURS IN PART AND DISSENTS IN PART AND FILES SEPARATE OPINION)	<a href="#">2007-CA-001349-MR</a> NOT TO BE PUBLISHED	WHITLEY

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1405	CALLOWAY (CLARENCE J.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING THOMPSON (PRESIDING JUDGE) DIXON (CONCURS) AND LAMBERT (CONCURS)	<a href="#">2007-CA-001351-MR</a> NOT TO BE PUBLISHED	LAUREL
1406	SCOTT (RALPH) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING CAPERTON (PRESIDING JUDGE) VANMETER (CONCURS) AND GUIDUGLI (CONCURS)	<a href="#">2007-CA-001437-MR</a> NOT TO BE PUBLISHED	MCCRACKEN
1407	MCDANIEL (HAROLD D.) VS. ISP CHEMICAL, INC. OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) CLAYTON (CONCURS) AND WINE (CONCURS)	<a href="#">2007-CA-001492-MR</a> NOT TO BE PUBLISHED	MARSHALL
1408	CANTRELL (TALMADGE) VS. NATION FUNDING GROUP OPINION AFFIRMING STUMBO (PRESIDING JUDGE) CLAYTON (CONCURS) AND MOORE (CONCURS)	<a href="#">2007-CA-001718-MR</a> NOT TO BE PUBLISHED	JOHNSON
1409	WHITTEN (DAVID) VS. WHITTEN (ROBERT L.) OPINION AFFIRMING IN PART, REVERSING IN PART, AND REMANDING THOMPSON (PRESIDING JUDGE) DIXON (CONCURS) AND LAMBERT (CONCURS)	<a href="#">2007-CA-001830-MR</a> <a href="#">2007-CA-001958-MR</a> NOT TO BE PUBLISHED	CALLOWAY
1410	CHANDLER (CARLOS OLEN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING NICKELL (PRESIDING JUDGE) THOMPSON (CONCURS) ROSENBLUM (CONCURS)	<a href="#">2007-CA-001868-MR</a> NOT TO BE PUBLISHED	FAYETTE

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1411	LEE (CALVIN E.) VS. FERGUSON (RUTH) OPINION VACATING AND REMANDING CAPERTON (PRESIDING JUDGE) STUMBO (CONCURS) AND BUCKINGHAM (CONCURS)	<a href="#">2007-CA-001977-ME</a> NOT TO BE PUBLISHED	SCOTT
1412	JACKSON (COREY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING WINE (PRESIDING JUDGE) ACREE (CONCURS) AND KELLER (CONCURS)	<a href="#">2007-CA-001998-MR</a> NOT TO BE PUBLISHED	FAYETTE
1413	STEGE (GEORGE C.) VS. STEGE (DIANE P.) OPINION REVERSING AND REMANDING CLAYTON (PRESIDING JUDGE) VANMETER (CONCURS) AND KNOPF (CONCURS)	<a href="#">2007-CA-002061-MR</a> NOT TO BE PUBLISHED	JEFFERSON
1414	BRYANT (GLEN AVERY) VS. PULASKI COUNTY DETENTION CENTER , ET AL. OPINION AFFIRMING WINE (PRESIDING JUDGE) TAYLOR (CONCURS) AND CAPERTON (CONCURS AND FILES SEPARATE OPINION)	<a href="#">2007-CA-002074-MR</a> NOT TO BE PUBLISHED	PULASKI
1415	STRATTON (CAROLYN), ET AL. VS. HENSON (BOBBY STEELE), ET AL. OPINION AFFIRMING GUIDUGLI (PRESIDING JUDGE) STUMBO (CONCURS) THOMPSON (CONCURS)	<a href="#">2007-CA-002355-MR</a> NOT TO BE PUBLISHED	LINCOLN
1416	RANKIN (MICHAEL WAYNE) VS. CRISWELL (PENNY), ET AL. OPINION AND ORDER REMANDING THOMPSON (PRESIDING JUDGE) LAMBERT (CONCURS) AND THOMPSON (CONCURS)	<a href="#">2007-CA-002486-ME</a> TO BE PUBLISHED	JEFFERSON

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1417	SPURLOCK (BEN) VS. BEGLEY (TATE) OPINION AFFIRMING VANMETER (PRESIDING JUDGE) ACREE (CONCURS) AND HENRY DISSENTS AND FILES SEPARATE OPINION)	<a href="#">2007-CA-002523-MR</a> NOT TO BE PUBLISHED	LESLIE
1418	FOOTE (CARL) VS. APPLIED CARD BANK OPINION REVERSING AND REMANDING DIXON (PRESIDING JUDGE) CAPERTON (CONCURS) AND VANMETER (CONCURS)	<a href="#">2008-CA-000035-MR</a> NOT TO BE PUBLISHED	GREEN
1419	KELLY (JAMES) VS. RADAC CORP. , ET AL. OPINION AFFIRMING THOMPSON (PRESIDING JUDGE) GRAVES (CONCURS) AND KELLER (CONCURS AND FILES SEPARATE OPINION)	<a href="#">2008-CA-000075-WC</a> NOT TO BE PUBLISHED	WORKERS COMPENSATION
1420	PATTERSON (MARTY J.) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING LAMBERT (PRESIDING JUDGE) DIXON (CONCURS) AND THOMPSON (CONCURS IN RESULT ONLY)	<a href="#">2008-CA-000101-MR</a> NOT TO BE PUBLISHED	HARDIN
1421	HINTON HARDWOODS, INC. VS. CUMBERLAND SCRAP PROCESSORS TRANSPORT, LLC , ET AL. OPINION AFFIRMING CLAYTON (PRESIDING JUDGE) LAMBERT (CONCURS) AND WINE (CONCURS)	<a href="#">2008-CA-000362-MR</a> NOT TO BE PUBLISHED	LOGAN
1422	GRAY (RONNIE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) WINE (CONCURS) AND COMBS (DISSENTS AND FILES SEPARATE OPINION)	<a href="#">2008-CA-000383-MR</a> NOT TO BE PUBLISHED	KNOX

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ORDER GRANTING PETITION FOR REHEARING:

KENTUCKY PUBLIC SERVICE COMMISSION AND BLUEGRASS WIRELESS, LLC VS. L. GLENN SHADOAN AND SUE SHADOAN ENTERED: 12/31/2008	2007-CA-000697-MR	FRANKLIN
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ORDER DENYING MOTION FOR BELATED APPEAL:

DANNY FRAMES VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001864-MR	OHIO
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ORDERS DISMISSING:

COMMONWEALTH OF KENTUCKY VS. FRED ROBINSON ENTERED: 12/29/2008	2007-CA-00265-MR	JEFFERSON
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GEORGE LEE MILES, III VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-000201-MR	FAYETTE
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WILLIAM MEECE VS. REGINA MEADE ENTERED: 12/29/2008	2008-CA-000707-ME	FAYETTE
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CHARLES D. BLACKMON VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-000898-MR	JEFFERSON
LEANDRU HIGGENBOTTOM VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-000934-MR	MCCRACKEN
WILLIAM K. STRODE VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-000964-MR	FAYETTE
DAVID LUERA VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001022-MR	WARREN
JEROME BOGGS VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001044-MR	LETCHER
DUSTIN YOUNG VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001076-MR	LEE
SCOTT PAGE VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001097-MR	WARREN
SCOTTY CARTWRIGHT VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001161-MR	MUHLENBERG

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DENNIS MCCOOL VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001341-MR	JEFFERSON
ALLEN A. CARLTON, ET AL VS. DAN MILLER, ET AL ENTERED: 12/29/2008	2008-CA-001357-MR	CALLOWAY
JIM FAIN, ET AL VS. DAN MILLER, ET AL ENTERED: 12/29/2008	2008-CA-001370-MR	CALLOWAY
TIMOTHY D. ROUSE VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001489-MR	FRANKLIN
BRITTANY WEATHERFORD (NEWMAN) VS. TERRY C. EDWARDS, ET AL ENTERED: 12/29/2008	2008-CA-001710-ME	CALLOWAY
M.S. VS. CABINET FOR HEALTH AND FAMILY SERVICES, ET AL ENTERED: 12/29/2008	2008-CA-001763-ME AND 2008-CA-001764-ME	FAYETTE
STEPHEN A. CLARK VS. COMMONWEALTH OF KENTUCKY ENTERED: 12/29/2008	2008-CA-001804-MR	BULLITT
COMMONWEALTH OF KENTUCKY VS. THOMAS ROGERS ENTERED: 12/29/2008	2008-CA-001833-MR	CALLOWAY

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ANTONIO JEROME WAITE

2008-CA-001882-MR

FAYETTE

VS.

COMMONWEALTH OF KENTUCKY

ENTERED: 12/29/2008

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ORDER DENYING PETITION FOR REHEARING FROM PREVIOUS WEEK ENDING 12/26/2008:

ROBERT BRUNER AND

2007-CA-000909-MR

LAUREL

GEORGETTE BRUNER, HIS WIFE

AND

2007-CA-000947-MR

VS.

DOUGLAS SIZEMORE AND

PAMELA MUSTER SIZEMORE,

HIS WIFE

ENTERED: 12/24/2008

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ORDER DENYING MOTION TO RECONSIDER FROM PREVIOUS WEEK ENDING 12/26/2008:

JESSE R. MCNUTT

2008-CA-001173-MR

CALLOWAY

VS.

BRENDA D. RENROE

ENTERED: 12/23/2008

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ORDERS DISMISSING FROM PREVIOUS WEEK ENDING 12/26/2008:

DANNY THOMASON

2008-CA-000006-MR

HENDERSON

VS.

CHARLES STAGG

ENTERED: 12/24/2008

GARY COLLIER

2008-CA-000156-MR

KENTON

VS.

HOWARD RICHSHAFTER, ET AL

ENTERED: 12/24/2008

PAULA MONTGOMERY

2008-CA-000363-MR

MAGOFFIN

VS.

GROVER ARNETT, ET AL

ENTERED: 12/23/2008



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NATIONAL CITY BANK, ET AL VS. MICHAEL DRAKE, ET AL ENTERED: 12/24/2008	2008-CA-000522-MR	JEFFERSON
MARK L. WIREMAN VS. ALMEDA WIREMAN ENTERED: 12/23/2008	2008-CA-000605-MR	BREATHITT
DEBRA J. FIORELLI VS. JAMES A. FIORELLI ENTERED: 12/23/2008	2007-CA-000626-MR	BOONE
JONATHAN MILLER VS. AMERICAN TAX FUNDING, LLC., ET AL ENTERED: 12/23/2008	2008-CA-000746-MR	FRANKLIN
RANDAL HICKS, ET AL VS. GAB ROBINS, ET AL ENTERED: 12/23/2008	2008-CA-001269-MR	GREENUP
JITANDER SINGH DUDEE VS. CHARLENE THERESA DUDEE ENTERED: 12/24/2008	2008-CA-001315-MR	FAYETTE
RICHARD VALENTINE, ET AL VS. K-MART CORPORATION, ET AL ENTERED: 12/23/2008	2008-CA-001509-MR	KNOX
LINDA BOWLING VS. LARRY J. BOWLING, ET AL ENTERED: 12/23/2008	2008-CA-001526-MR	PULASKI

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MOTOR INN, INC., ET AL VS. TOM COLLINS, ET AL ENTERED: 12/23/2008	2008-CA-001795-MR	KENTON
HP VII, LLC, ET AL VS. STEVE C. SHIRLEY, ET AL ENTERED: 12/24/2008	2008-CA-001700-MR	WARREN
CHARLES LEEDY VS. GARY THACKER ENTERED: 12/23/2008	2008-CA-001927-MR	PIKE
CHARLES LEEDY VS. HAYES BLACKBURN, ET AL ENTERED: 12/23/2008	2008-CA-001928-MR	PIKE
RICHARD E. KAPPESSER VS. JAMIE B. KAPPESSER ENTERED: 12/24/2008	2008-CA-001936-MR	JEFFERSON
MICHELLE B. YARBER-NOWLIN VS. DAVID LEE NOWLIN ENTERED: 12/23/2008	2008-CA-001963-MR	CAMPBELL
WILLIAM RUSSELL JAMES VS. DEBRA JEAN JAMES ENTERED: 12/23/2008	2008-CA-002002-MR	JEFFERSON