

# COURT OF APPEALS OF KENTUCKY

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774	HUBBARD (JOHN DOUGLAS), ET AL. VS. TALBOTT TAVERN, INC. OPINION AFFIRMING TAYLOR (PRESIDING JUDGE) JOHNSON (CONCURS) AND HUDDLESTON (CONCURS)	2003-CA-1468-MR 2003-CA-1543-MR 2004-CA-2184-MR NOT TO BE PUBLISHED	NELSON
775	WOMBLES (JAMES MONROE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) COMBS (CONCURS) AND KNOPF (CONCURS)	2004-CA-1317-MR NOT TO BE PUBLISHED	CLAY
776	COUCH (JAMES P.) VS. KENTUCKY UNEMPLOYMENT INSURANCE COMMISSION, ET AL. OPINION REVERSING AND REMANDING JOHNSON (PRESIDING JUDGE) COMBS (CONCURS) AND MCANULTY (CONCURS)	2004-CA-2141 TO BE PUBLISHED	BREATHITT
777	GAINES (MCCLELLAN) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING HENRY (PRESIDING JUDGE) JOHNSON (CONCURS) AND SCHRODER (CONCURS)	2004-CA-2349-MR NOT TO BE PUBLISHED	JESSAMINE
778	BACKER (JOHN W.) VS. ROBERTS (LARRY S.), ET AL. OPINION AFFIRMING HENRY (PRESIDING JUDGE) KNOPF (CONCURS) AND BUCKINGHAM (CONCURS)	2004-CA-2417-MR NOT TO BE PUBLISHED	FAYETTE
779	COMMONWEALTH OF KENTUCKY VS. ESENBOCK (TERESA), ET AL. OPINION AFFIRMING ROSENBLUM (PRESIDING JUDGE) MCANULTY (CONCURS) AND SCHRODER (CONCURS)	2004-CA-2467-MR 2005-CA-0181-MR TO BE PUBLISHED	FRANKLIN

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780	FULTON (JAMES), ET AL. VS. JOHN CRANE, INC. OPINION AFFIRMING HUDDLESTON (PRESIDING JUDGE) BARBER (CONCURS) AND MINTON (CONCURS)	2004-CA-2620-MR NOT TO BE PUBLISHED	MCCRACKEN
781	FULTON (JAMES), ET AL. VS. VIACOM, INC. OPINION VACATING AND REMANDING HUDDLESTON (PRESIDING JUDGE) BARBER (CONCURS) AND MINTON (CONCURS)	2005-CA-0169-MR NOT TO BE PUBLISHED	MCCRACKEN
782	SUTTON (TERRY L.) VS. BOLTON (STEVEN) OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) COMBS (CONCURS) AND KNOPF (CONCURS)	2005-CA-0290-MR NOT TO BE PUBLISHED	FRANKLIN
783	QUINTANA (ERIC) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING HUDDLESTON (PRESIDING JUDGE) JOHNSON (CONCURS) AND TAYLOR (CONCURS)	2005-CA-0341-MR TO BE PUBLISHED	NELSON
784	FULTON (JAMES), ET AL. VS. NATIONAL SERVICES INDUSTRIES, INC., ET AL. OPINION AFFIRMING IN PART, REVERSING IN PART AND REMANDING HUDDLESTON (PRESIDING JUDGE) MINTON (CONCURS) AND BARBER (CONCURS IN PART AND DISSENTS IN PART AND FILES SEPARATE OPINION	2005-CA-0543-MR NOT TO BE PUBLISHED	MCCRACKEN
785	DONALD (CARRIE G.), ET AL. VS. DONALD, III (ROBERT A.) OPINION AFFIRMING IN PART AND VACATING AND REMANDING IN PART MINTON (PRESIDING JUDGE) HENRY (CONCURS) AND HUDDLESTON (CONCURS)	2005-CA-0888-MR NOT TO BE PUBLISHED	JEFFERSON

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787	JOHNSON (GERALD) VS. COMMONWEALTH OF KENTUCKY OPINION VACATING AND REMANDING ROSENBLUM (PRESIDING JUDGE) MCANULTY (CONCURS) AND SCHRODER (CONCURS)	2005-CA-1253-MR NOT TO BE PUBLISHED	JEFFERSON
788	KILDOW (GREGORY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING VANMETER (PRESIDING JUDGE) HENRY (CONCURS) AND BUCKINGHAM (CONCURS)	2005-CA-1262-MR NOT TO BE PUBLISHED	MARSHALL
789	PURE PLEASURE MEGACENTER OF LOUISVILLE, LLC, ET AL. VS. LOUISVILLE-JEFFERSON COUNTY METRO GOVERNMENT OPINION AND ORDER DISMISSING JOHNSON (PRESIDING JUDGE) TAYLOR (CONCURS) AND HUDDLESTON (CONCURS)	2005-CA-1380-MR NOT TO BE PUBLISHED	JEFFERSON
790	GOLDSMITH (JASON) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND HENRY (CONCURS)	2005-CA-1540-MR NOT TO BE PUBLISHED	BULLITT
791	BLOSE (COLLEEN) VS. HUMANA, INC. OPINION VACATING AND REMANDING HUDDLESTON (PRESIDING JUDGE) JOHNSON (CONCURS) AND TAYLOR (CONCURS)	2005-CA-1546-MR TO BE PUBLISHED	JEFFERSON

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792	CHAMBERS (DEBRA J.) VS. SNOW (BRIAN) OPINION VACATING AND REMANDING VANMETER (PRESIDING JUDGE) JOHNSON (CONCURS) AND BUCKINGHAM (CONCURS)	2005-CA-1727-MR NOT TO BE PUBLISHED	HENDERSON
793	LEINENBACH (RANDY) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING MINTON (PRESIDING JUDGE) HENRY (CONCURS) AND HUDDLESTON (CONCURS)	2005-CA-1873-MR NOT TO BE PUBLISHED	HANCOCK
794	MCKENZIE (MONIKA), ET AL. VS. ALLSTATE INSURANCE COMPANY, ET AL. OPINION AFFIRMING MINTON (PRESIDING JUDGE) HENRY (CONCURS) AND HUDDLESTON (CONCURS)	2005-CA-1893-MR NOT TO BE PUBLISHED	OLDHAM
795	D. W. B, JR. VS. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND MILLER (CONCURS)	2005-CA-2162-ME NOT TO BE PUBLISHED	WARREN
796	BYRD (JACQUELINE) VS. FORD MOTOR COMPANY, ET AL. OPINION AFFIRMING BUCKINGHAM (PRESIDING JUDGE) COMBS (CONCURS) AND KNOPF (CONCURS)	2005-CA-2281-WC NOT TO BE PUBLISHED	WORKERS COMPENSATION BOARD
797	JONES (GABRIELLE) VS. COMMONWEALTH OF KENTUCKY OPINION AFFIRMING COMBS (PRESIDING JUDGE) GUIDUGLI (CONCURS) AND JOHNSON (CONCURS)	2005-CA-2333-MR TO BE PUBLISHED	KENTON



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ORDER DENYING MOTION TO RECONSIDER:

COLLINS (CHARLES WES) 2006-CA-0867-MR MADISON  
VS.  
FEDERAL NATIONAL MORTGAGE  
ASSOCIATION, ET AL.  
ENTERED: 07/24/06

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ORDER DENYING MOTION PURSUANT TO CR 65.07 AS MOOT:

CENTRAL KENTUCKY AMBULATORY 2006-CA-1049-I BOYLE  
SURGERY CENTER REAL ESTATE, LLC  
VS.  
BROWN (RONALD W.)  
ENTERED: 07/25/06

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ORDER DENYING PETITION FOR REHEARING:

UNIVERSAL MANAGEMENT, INC. 2005-CA-1227-MR LAWRENCE  
VS.  
LOUISA JUNCTION, LTD.  
ENTERED: 07/24/06

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ORDER DENYING PETITION FOR WRIT OF PROHIBITION/MANDAMUS:

WILLIAMS (CHARLES D.), ET AL. 2006-CA-1120-OA IN COURT OF  
VS. APPEALS  
HON. PHIL PATTON, JUDGE  
BARREN CIRCUIT COURT, ET AL.  
ENTERED: 07/24/06

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ORDER DENYING PETITION FOR WRIT OF MANDAMUS:

PEVELER (RODNEY) 2006-CA-1075-OA IN COURT OF  
VS. APPEALS  
HON. DAVID H. JERNIGAN, JUDGE  
MUHLENBERG CIRCUIT COURT, ET AL.  
ENTERED: 07/20/06

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ORDERS DENYING PETITION FOR WRIT OF PROHIBITION:

DAVIS (TIM), ET AL. VS. HON. ROBERT A. MILLER, JUDGE HARDIN CIRCUIT CLERK, ET AL. ENTERED: 07/25/06	2006-CA-1059-OA	IN COURT OF APPEALS
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GRANT (KENNETH DEWAYNE) VS. HON. JUDY A. HALL, JUDGE CHRISTIAN FAMILY COURT, ET AL. ENTERED: 07/25/06	2006-CA-1309-OA	IN COURT OF APPEALS
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ORDERS DISMISSING:

STETLER (LINDA), ET AL. VS. SRN ENTERPRISES, INC., ET AL. ENTERED: 07/25/06	2003-CA-1647-MR	CLINTON
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PARKS AND WEISBERG, INC. VS. CAMP CRESCENDO OF FINE ARTS, INC., ET AL. ENTERED: 07/25/06	2004-CA-1303-MR 2004-CA-1346-MR	BULLITT
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COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS VS. BATES (MARY FRANCES) ENTERED: 07/26/06	2004-CA-1589-MR 2004-CA-1699-MR	WARREN
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KIDWELL (HEATHER) VS. KIDWELL (JEFFREY RICHARD) ENTERED: 07/25/06	2004-CA-2295-MR	NELSON
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TICHENOR (TOM) VS. OFFICE OF FINANCIAL INSTITUTIONS ENTERED: 07/25/06	2005-CA-0244-MR	FRANKLIN
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ORDERS DISMISSING (CONTINUED):

JOHNSON, JR. (JONATHAN J.) VS. BISHOP (HOLLY LYNN) ENTERED: 07/25/06	2005-CA-0500-MR	JEFFERSON
NOEL (KENNETH RAY) VS. ANDERSON (JERRY) ENTERED: 07/25/06	2005-CA-0681-MR	FAYETTE
LAZAR (DAVID J.) VS. STEWART (RANDALL), ET AL. ENTERED: 07/25/06	2005-CA-0919-MR	CARROLL
MCELROY (EMILIE) VS. L.M., A MINOR CHILD, ET AL. ENTERED: 07/25/06	2005-CA-1463-ME	JEFFERSON
CREDIT ACCEPTANCE CORP. VS. KARY WEIHE AND ASSOCIATES, INC. D/B/A/ MORTGAGE FIRST, ET AL. ENTERED: 07/25/06	2005-CA-1479-MR	FAYETTE
THE CITY OF MT. STERLING VS. EASTLAND AUTO SALES, INC. ENTERED: 07/26/06	2005-CA-1665-MR	MONTGOMERY
J.S.C. VS. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, INC. ENTERED: 07/25/06	2005-CA-1950-ME	WARREN
TOLLIVER (BRANDY F.) VS. BUSH (LAURA), ET AL. ENTERED: 07/25/06	2005-CA-2010-MR	CALLOWAY
GRZYWACZ (JAMES G.) VS. GRZYWACZ (DEBORAH A.) ENTERED: 07/26/06	2005-CA-2030-ME	WARREN

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ORDERS DISMISSING (CONTINUED):

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CUNNINGHAM (TIMOTHY WADE) VS. CUNNINGHAM (KIMBERLY JO), NOW CAMPBELL ENTERED: 07/25/06	2005-CA-2115-MR	CALLOWAY
R.D.S., FATHER VS. COMMONWEALTH OF KENTUCKY, CABINET FOR HEALTH AND FAMILY SERVICES, ET AL. ENTERED: 07/25/06	2005-CA-2309-ME	LOGAN
ASHBAUGH (REBECCA LYNN), ET AL. VS. PERKINS (AMANDA LYNN), ET AL. ENTERED: 07/25/06	2005-CA-2452-ME	BULLITT
RANDOLPH (JANET ROSE) VS. PULASKI COUNTY FISCAL COURT ENTERED: 07/25/06	2005-CA-2533-MR	PULASKI
PARR TRUCKING SERVICE, INC. VS. PATRIOT SALES, INC., ET AL. ENTERED: 07/26/06	2005-CA-2543-MR	DAVIESS
COMMONWEALTH OF KENTUCKY, CABINET FOR FAMILIES AND CHILDREN VS. KEY (CHRISTY L.) ENTERED: 07/25/06	2005-CA-2610-ME	MARION
KLOTZ (DAVID), ET AL. VS. ROBINSON (MICHAEL L.), ET AL. ENTERED: 07/26/06	2006-CA-0021-MR	BOONE
FRIEDMAN (CHARLES M.) VS. MAPOTHER (WILLIAM R.) ENTERED: 07/25/06	2006-CA-0342-MR	JEFFERSON

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WHITTEN (HEATH ERIC), NOW ERIC VS. WHITTEN (JILL PARKER), NOW WARD ENTERED: 07/25/06	2006-CA-0600-MR	DAVIESS
WHEELER (MELINDA L.) VS. KNOPF (SHELLY) ENTERED: 07/24/06	2006-CA-0677-MR	FRANKLIN
ASSET ACCEPTANCE LLC VS. MOBERLY (SONDRA) ENTERED: 07/24/06	2006-CA-0863-MR	MADISON
SAFE AUTO INSURANCE COMPANY VS. VANHOOSE (RITA) ENTERED: 07/24/06	2006-CA-0893-MR	MAGOFFIN
MULLINS (DICIE MARIE) VS. MANLEY (KELLY B.), ET AL. ENTERED: 07/25/06	2006-CA-1007-MR	FAYETTE
GMAC MORTGAGE CORPORATION VS. SKAGGS (GENEVIEVE), ET AL. ENTERED: 07/25/06	2006-CA-1082-MR	ELLIOTT
RCEM, INC., D/B/A RUSSELL COUNTY HOSPITAL VS. SERATT (RICK) ENTERED: 07/25/06	2006-CA-1203-MR	RUSSELL

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ORDERS FROM PREVIOUS WEEK ENDING JULY 21, 2006:

ORDER DENYING AS MOOT PETITION FOR WRIT OF MANDAMUS:

HARDEN (NATHANIEL)	2006-CA-0618-OA	IN COURT OF
VS.		APPEALS
HON. WILLIAM L. GRAHAM, JUDGE		
FRANKLIN CIRCUIT COURT, ET AL.		
ENTERED: 07/20/06		

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ORDERS DISMISSING:

SMITH (CHASITY)	2005-CA-0194-MR	PIKE
VS.		
LAU (STEPHEN G.), ET AL.		
ENTERED: 07/20/06		

CHALK (STEFF)	2005-CA-1875-MR	CAMPBELL
VS.		
NEYER PROPERTIES ACQUISITION, LTD.		
ENTERED: 07/20/06		