

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

70. THOMAS EDWARD DAVIDSON V. [2016-SC-000032-MR](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY**  
**JUSTICE VENTERS –**  
**AFFIRMING**  
**TO BE PUBLISHED**

ALL SITTING. MINTON, C.J.; HUGHES,  
KELLER, VANMETER, AND WRIGHT,  
JJ., CONCUR. CUNNINGHAM, J.,  
CONCURS IN RESULT ONLY BY  
SEPARATE OPINION.

**Questions Presented:**

14 counts of First Degree Robbery, PFO I-30 years. Failing to sever the robbery offenses was not error. Permitting 3 police officers to testify that in their opinion the robberies were all related to each other was harmless error. KRE 701. Trial judge's comment informing the jury of the ruling that both defendants should be tried together on all charges did not constitute palpable error.

71. DARRIN WALKER V. [2016-SC-000594-MR](#) KENTON  
COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY**  
**JUSTICE CUNNINGHAM –**  
**AFFIRMING**  
**TO BE PUBLISHED**

ALL SITTING. ALL CONCUR.

**Questions Presented:**

4 Counts of First-Degree Sodomy and First-Degree Rape-Life. Right to confront witnesses was not violated when the prosecutor, with the court's permission, used a television cart to block him from viewing the upset minor victim during trial; such action was not unduly burdensome to the rights of the defendant. KRS 26A.140. Court rulings on evidentiary issues, regarding witness testimony; KRE 404(b), jail phone calls and bolstering testimony, upheld.

72. COMMONWEALTH OF KENTUCKY V. [2017-SC-000155-DG](#) JEFFERSON  
B. H.  
**OPINION OF THE COURT BY**  
**JUSTICE KELLER –**  
**AFFIRMING**  
**TO BE PUBLISHED**

ALL SITTING. MINTON, C.J.;  
CUNNINGHAM, HUGHES, KELLER,  
VENTERS AND WRIGHT, JJ.,  
CONCUR. VANMETER, J., CONCURS  
IN RESULT ONLY.

**Questions Presented:**

Juvenile Law. Competency. Jurisdiction. KRS 635.020(4). District court has jurisdiction to conduct a competency hearing regarding a 14-year old who allegedly committed murder and first-degree robbery.

**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

73. COREY M. JETER V. [2017-SC-000232-DG](#) JEFFERSON  
COMMONWEALTH OF KENTUCKY  
**OPINION OF THE COURT BY**  
**JUSTICE CUNNINGHAM –**  
**AFFIRMING**  
ALL SITTING. ALL CONCUR.

**TO BE PUBLISHED**

**Questions Presented:**

Criminal Law. Bond Increase Post-Indictment. Application of Bail Credit. Trial court may increase pretrial bond set in district court.

74. COMMONWEALTH OF KENTUCKY V. [2016-SC-000365-DG](#) HARDIN  
KYLE D. THOMPSON  
**OPINION OF THE COURT BY**  
**JUSTICE HUGHES –**  
**AFFIRMING AND REMANDING**  
MINTON, C.J.; CUNNINGHAM,  
KELLER, AND VENTERS, JJ.,  
CONCUR. VANMETER, J., CONCURS  
IN PART AND DISSENTS IN PART  
BY SEPARATE OPINION IN WHICH  
WRIGHT, J., JOINS.

**TO BE PUBLISHED**

**Questions Presented:**

Criminal Law. Ineffective assistance of counsel. Advice on a guilty plea. Ineffective assistance of counsel when counsel fails to advise their client, who intends to plead guilty to the crime of attempted kidnapping of a minor, that they will also be required to register as a sex offender. Remanded for a determination of whether said failure by counsel prejudiced the defendant.

75. BAUMANN PAPER CO., INC. V. [2016-SC-000511-DG](#) FAYETTE  
KENNETH HOLLAND  
**OPINION OF THE COURT BY**  
**JUSTICE WRIGHT –**  
**AFFIRMING AND REMANDING**  
ALL SITTING. MINTON, C.J.;  
CUNNINGHAM, VANMETER,  
VENTERS, AND WRIGHT JJ.,  
CONCUR. HUGHES, KELLER, JJ.,  
CONCUR IN RESULT ONLY.

**TO BE PUBLISHED**

**Questions Presented:**

Contracts. Statute of Frauds. Unjust enrichment. Enforceability of an agreement to provide future benefits in lieu of a retirement plan, which though signed by the employee was never executed by the employer.

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

76. AUSLANDER PROPERTIES, LLC. V. JOSEPH HERMAN NALLEY, ET AL. [2016-SC-000099-DG](#) NELSON  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY JUSTICE VENTERS – REVERSING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Negligence Per Se. KOSHA/OSHA. Property Management Companies. Whether a small property rental company was required to comply with KOSHA/OSHA fall prevention regulations when it hired an independent contractor to trim trees at one of its properties.

77. ROBERT KEITH WOODALL V. COMMONWEALTH OF KENTUCKY [2017-SC-000171-MR](#) CALDWELL  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY CHIEF JUSTICE MINTON – REVERSING AND REMANDING**  
MINTON, C.J.; HUGHES, KELLER, VANMETER, VENTERS AND WRIGHT, JJ., SITTING. MINTON, C.J.; HUGHES, KELLER, VANMETER, AND VENTERS CONCUR. WRIGHT, J., CONCURS IN PART AND DISSENTS IN PART BY SEPARATE OPINION. CUNNINGHAM, J., NOT SITTING.

**Questions Presented:**  
Preclusion of the Imposition of the Death Penalty upon Intellectually Disabled Persons. KRS 532.130(2) declared to be unconstitutional.

78. CINDY MUNCIE, ET AL. V. PATRICIA WIESEMANN [2017-SC-000235-DG](#) OLDHAM  
**TO BE PUBLISHED**  
**OPINION OF THE COURT BY JUSTICE CUNNINGHAM – REVERSING AND REMANDING**  
ALL SITTING. ALL CONCUR.

**Questions Presented:**  
Environmental Law. Stigma Damages to Property. Whether and to what extent a property owner may be entitled to additional damages beyond costs of remediation for stigma attaching to property because of an environmental injury.

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

79. KAREN MARTIN DOYLE, ETC. V. JAMES SAMUEL DOYLE, ETC. [2017-SC-000358-DGE](#) KNOTT  
**OPINION OF THE COURT BY JUSTICE KELLER – REVERSING AND REMANDING**  
ALL SITTING. MINTON, C.J.; HUGHES, KELLER, VENTERS AND WRIGHT, JJ., CONCUR. VANMETER, J., CONCURS IN RESULT ONLY. CUNNINGHAM, J., DISSENTS BY SEPARATE OPINION.  
**TO BE PUBLISHED**
- Questions Presented:**  
Family Law. Interest on money judgment. KRS 360.040. Application of KRS 360.040, governing interest on a judgment in a domestic relations case.
80. MELVIN HENSLEY, ET AL. V. HAYNES TRUCKING, LLC, ET AL. [2016-SC-000180-DG](#) FAYETTE  
**OPINION OF THE COURT BY CHIEF JUSTICE MINTON – REVERSING AND REINSTATING**  
ALL SITTING. ALL CONCUR.  
**TO BE PUBLISHED**
- Questions Presented:**  
Class Actions. Public Works Contracts. Non-payment of Prevailing Wages. Whether a class action may be brought alleging a failure to pay prevailing wages to workers on qualifying public works project.
81. WARREN FRYER V. COMMONWEALTH OF KENTUCKY [2016-SC-000557-MR](#) HARDIN  
**MEMORANDUM OPINION OF THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.  
**NOT TO BE PUBLISHED**
82. JOSHUA RATLIFF V. COMMONWEALTH OF KENTUCKY [2017-SC-000271-MR](#) HARDIN  
**MEMORANDUM OPINION OF THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.  
**NOT TO BE PUBLISHED**
83. WILLIAM CALHOUN V. COMMONWEALTH OF KENTUCKY [2017-SC-000369-MR](#) TAYLOR  
**MEMORANDUM OPINION OF THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.  
**NOT TO BE PUBLISHED**

**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

84. FIRST CLASS SERVICES, INC. V. [2017-SC-000620-WC](#) FROM COURT  
GURAL W. HENSLEY, ET AL. **NOT TO BE PUBLISHED** OF APPEALS  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING**  
ALL SITTING. ALL CONCUR.
85. PHILLIP J. THOMPSON V. [2017-SC-000169-MR](#) CLAY  
COMMONWEALTH OF KENTUCKY **NOT TO BE PUBLISHED**  
**MEMORANDUM OPINION OF  
THE COURT – AFFIRMING IN PART,  
VACATING IN PART, AND REMANDING**  
ALL SITTING. MINTON, C.J.; HUGHES  
VENTERS AND VANMETER, JJ.,  
CONCUR. KELLER, J., CONCURS IN  
PART AND DISSENTS IN PART BY  
SEPARATE OPINION WHICH  
CUNNINGHAM AND WRIGHT, JJ., JOIN.
86. JOHN MILLS V. [2018-SC-000128-OA](#) IN SUPREME  
HON. STEPHEN JONES, SPECIAL **NOT TO BE PUBLISHED** COURT  
JUDGE KNOX CIRCUIT COURT, ET AL.  
**MEMORANDUM OPINION OF  
THE COURT – DENYING PETITION FOR  
WRIT OF PROHIBITION AND WRIT OF  
MANDAMUS.**  
ALL SITTING. ALL CONCUR.

**OPINION AND ORDER – JUNE 6, 2018**

COMMONWEALTH OF KENTUCKY V. 2017-SC-000314-DG ROWAN  
GEORGE SAMUEL FULTZ  
**ORDER GRANTED DISCRETIONARY REVIEW.  
THE COURT OF APPEALS DECISION IS  
VACATED AND THE CASE IS REMANDED TO  
THE COURT OF APPEALS FOR FURTHER  
CONSIDERATION IN LIGHT OF THIS COURT'S  
RECENT DECISION IN COMMONWEALTH V.  
MOORE, 2016-SC-000275-DG, (FINAL MAY 17,  
2018).**  
ALL SITTING. ALL CONCUR.

**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

**OPINION AND ORDERS – JUNE 14, 2018**

KENTUCKY BAR ASSOCIATION V.  
RICHARD GRAHAM KENNISTON  
**ORDER OF INDEFINITE SUSPENSION.**  
ALL SITTING. ALL CONCUR.

[2018-SC-000069-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION V.  
MYRA DESHAWN CHENAULT  
**ORDER OF SUSPENSION FROM THE  
PRACTICE OF LAW FOR 4 YEARS, WITH FINAL  
18 MONTHS PROBATED, WITH  
CONDITIONS.**

[2018-SC-000081-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KELLER, VANMETER, VENTERS, WRIGHT,  
JJ., CONCUR. HUGHES, J., DISSENTS TO  
THE EXTENT THAT SHE WOULD NOT  
PROBATE ANY PORTION OF THE FOUR-  
YEAR SENTENCE, IN WHICH MINTON, C.J.  
JOINS. CUNNINGHAM, J., NOT SITTING.

KENTUCKY BAR ASSOCIATION V.  
DENNIS MICHAEL STUTSMAN  
**ORDER OF SUSPENSION FROM THE  
PRACTICE OF LAW FOR 181 DAYS.**  
ALL SITTING. ALL CONCUR.

[2018-SC-000100-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION V.  
DANIEL ALAN NIEHAUS  
**ORDER OF PERMANENT DISBARMENT.**  
ALL SITTING. ALL CONCUR.

[2018-SC-000148-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

KENTUCKY BAR ASSOCIATION V.  
DAMIAN GALLAHER  
**ORDER OF PERMANENT DISBARMENT.**  
ALL SITTING. ALL CONCUR.

[2018-SC-000160-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

SEAN PATRICK PARIS V.  
KENTUCKY BAR ASSOCIATION  
**ORDER TO GRANT RESTORATION.**  
ALL SITTING. ALL CONCUR

[2018-SC-000200-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

**OPINION AND ORDERS – JUNE 14, 2018**

**CHARLES FREDERICK MERZ V.  
KENTUCKY BAR ASSOCIATION  
ORDER OF PUBLIC REPRIMAND.  
ALL SITTING. ALL CONCUR.**

[2018-SC-000208-KB](#)  
**TO BE PUBLISHED**

IN SUPREME  
COURT

**COURT ORDERS GRANTING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

CAROL GREISSMAN V.  
RAWLINGS AND ASSOCIATES, PLLC.

2017-SC-000518-DG

OLDHAM

DONALD G. ADAMS V.  
COMMONWEALTH OF KENTUCKY

2017-SC-000599-DG

DAVIESS

COMMONWEALTH OF KENTUCKY V.  
JOHN P. ROTH, JR.

2018-SC-000095-DG

CAMPBELL

JOHN B. BAUGHMAN V.  
COMMONWEALTH OF KENTUCKY, ENERGY  
AND ENVIRONMENT CABINET, ET AL.

2018-SC-000104-DG

FRANKLIN

RICHARD A. GETTY, ET AL. V.  
BRENDA SUE BRIDGES GETTY, ET AL.  
**VANMETER, J., NOT SITTING.**

2018-SC-000111-DG

BOURBON

ALGER FERGUSON V.  
COMMONWEALTH OF KENTUCKY

2018-SC-000151-DG

LAWRENCE

DONNA KRIEGER, ET AL. V.  
TAMARA D. GARVIN, ET AL.

2018-SC-000154-DGE

JEFFERSON

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

GRAND LODGE OF KENTUCKY FREE AND ACCEPTED MASONS, ET AL. V. CITY OF TAYLOR MILL, ET AL. <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. MINTON, C.J.; HUGHES, KELLER, VANMETER, AND VENTERS, JJ., AND CHARLES D. WALTER AND KIMBERLY F. MCCANN, SPECIAL JUSTICES, SITTING.</b>	2017-SC-000122-D	KENTON
JAMES STOLL BEARDMORE V. JPMORGAN CHASE BANK <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. VANMETER, J., NOT SITTING.</b>	2017-SC-000215-D	FAYETTE
ADRIAN BENTON V. COMMONWEALTH OF KENTUCKY	2017-SC-000410-D	FAYETTE
LARRY R. ORDWAY V. COMMONWEALTH OF KENTUCKY	2017-SC-000413-D	CHRISTIAN
CHARLES R. ROMANS V. DOUG JOHNSON, ET AL. <b>VENTERS, J., WOULD GRANT.</b>	2017-SC-000414-D	OLDHAM
DELORIS GEISLER V. KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM	2017-SC-000449-D	JEFFERSON
PAUL WILLIAM MARTIN V. SAORI HANAKI	2017-SC-000452-D	FAYETTE
MARCHON HORSE FARM, LP, ET AL. V. FIFTH THIRD BANK, NA <b>VENTERS, J., WOULD GRANT.</b>	2017-SC-000464-D	FAYETTE
T. Y. V. COMMONWEALTH OF KENTUCKY	2017-SC-000465-D	JEFFERSON



SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

LLOYD P. SORRELS V. COMMONWEALTH OF KENTUCKY	2017-SC-000472-D	MUHLENBERG
COMMONWEALTH OF KENTUCKY V. MACK TACKETT <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED. WRIGHT, J., NOT SITTING.</b>	2017-SC-000535-D	PIKE
JOHN RAAP V. JAMELLE TAYLOR <b>VANMETER AND VENTERS, JJ., WOULD GRANT.</b>	2017-SC-000539-D	JEFFERSON
AKEEM DONTAE HOWARD-JONES V. COMMONWEALTH OF KENTUCKY <b>KELLER AND VENTERS, JJ., WOULD GRANT.</b>	2017-SC-000559-D	FAYETTE
CHARLIE COLEMAN, ET AL. V. CAMPBELL COUNTY PUBLIC LIBRARY BOARD OF TRUSTEES	2018-SC-000048-D	CAMPBELL
DEWEY LYNN STRICKLER, ET AL. V. TOMMY B. MAYES <b>AND</b> PNC BANK, NATIONAL ASSOCIATION V. TOMMY B. MAYES <b>VANMETER, J., WOULD GRANT.</b>	2018-SC-000050-D	SIMPSON
COMMONWEALTH OF KENTUCKY V. LAURA SUSANNE PIKE <b>AND</b> COMMONWEALTH OF KENTUCKY V. BRETT A. SMITH <b>VANMETER AND WRIGHT, JJ., WOULD GRANT.</b>	2018-SC-000052-D	HENRY
	2018-SC-000053-D	HENRY

**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

AARON K. HILL <b>V.</b> CMCO MORTGAGE, LLC.	2018-SC-000068-D	JEFFERSON
KENNETH R. REED, ET AL. <b>V.</b> CITIZENS BANK, N.A. F/K/A RBS CITIZENS, ET AL. <b>KELLER, J., NOT SITTING.</b>	2018-SC-000071-D	KENTON
MARKELLE D. WHITE <b>V.</b> COMMONWEALTH OF KENTUCKY	2018-SC-000076-D	JEFFERSON
BRIDGETT WRIGHT <b>V.</b> RUSSELL A. SWIGART, ET AL.	2018-SC-000089-D	KENTON
KELLER COTITA <b>V.</b> COMMONWEALTH OF KENTUCKY, UNEMPLOYMENT INSURANCE COMMISSION	2018-SC-000099-D	JEFFERSON
GHIAS ARAR <b>V.</b> COMMONWEALTH OF KENTUCKY	2018-SC-000101-D	JEFFERSON
DAMON L. SHANKLIN <b>V.</b> COMMONWEALTH OF KENTUCKY	2018-SC-000103-D	JEFFERSON
DIANNE M. LYVERS, F/K/A DIANNE CLARK, ET AL. <b>V.</b> CAROLYN MILES HILTON	2018-SC-000106-D	NELSON
DEBORAH CHEN MARR <b>V.</b> AGNES MARIA BELLAMY, ET AL.	2018-SC-000107-D	BREATHITT
WILLIAM LAMB <b>V.</b> JACKIE T. STRODE	2018-SC-000109-D	WARREN
RICHARD T. WAN, M.D. <b>V.</b> COMMONWEALTH OF KENTUCKY, BOARD OF MEDICAL LICENSURE	2018-SC-000110-D	JEFFERSON

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

STANLEY STOKES V. COMMONWEALTH OF KENTUCKY	2018-SC-000113-D	MCCRACKEN
JOHN SCOTT BENTON V. COMMONWEALTH OF KENTUCKY	2018-SC-000117-D	FAYETTE
RUFUS ANTONIO HODGES V. COMMONWEALTH OF KENTUCKY	2018-SC-000125-D	JEFFERSON
ROBIN MOORE V. COMMONWEALTH OF KENTUCKY	2018-SC-000130-D	JEFFERSON
JEFFREY STEWART V. KATHY LITTERAL, ET AL. <b>VENTERS, J., WOULD GRANT.</b>	2018-SC-000134-D	HARLAN
TAMARA SLUSS V. ESTATE OF GLORIA B. SLUSS, ET AL. <b>THE OPINION OF THE COURT OF APPEALS IS ORDERED NOT TO BE PUBLISHED.</b>	2018-SC-000135-D	BOYD
LAWRENCE CENTLIVER V. JEANNETTE CENTLIVER	2018-SC-000137-D	MADISON
WILL HARROD, ET AL. V. KATHLEEN CANEY <b>VANMETER, J., WOULD GRANT.</b>	2018-SC-000143-D	FRANKLIN
LA TONYA MOORMAN, ET AL. V. LOUISVILLE METRO HOUSING AUTHORITY DEVELOPMENT CORP., ET AL.	2018-SC-000145-D	JEFFERSON
TIMOTHY WAYNE CRAWFORD V. MAGNUM HUNTER PRODUCTION, INC.	2018-SC-000156-D	KNOX
TERRY BUCHANAN V. COMMONWEALTH OF KENTUCKY	2018-SC-000157-D	FLEMING

SUPREME COURT OF KENTUCKY

JUNE 14, 2018 MINUTES

RELEASED: 10:00 A.M.

**COURT ORDERS DENYING MOTION FOR DISCRETIONARY REVIEW –  
JUNE 6, 2018**

ESTATE OF GENEVA ADAMS V. PHILIP C. TROVER, ET AL.	2018-SC-000158-D	HOPKINS
GERALD WEST V. COMMONWEALTH OF KENTUCKY	2018-SC-000167-D	CAMPBELL
BRIAN P. EPPERSON V. COMMONWEALTH OF KENTUCKY <b>WRIGHT, J., NOT SITTING.</b>	2018-SC-000168-D	POWELL
MICHAEL MUSARRA, SR. V. COMMONWEALTH OF KENTUCKY	2018-SC-000172-D	WEBSTER

**COURT ORDER DENYING BELATED MOTION FOR ENLARGEMENT OF TIME TO FILE  
MOTION FOR DISCRETIONARY REVIEW – JUNE 8, 2018**

RANDAL KIPER V. CITICANS BANK <b>WRIGHT, HUGHES, KELLER AND VENTERS, JJ., SITTING. ALL CONCUR.</b>	2018-SC-000114-D	OHIO
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**COURT ORDER GRANTING MOTION TO TRANSFER**

STATE OF OHIO AND JOSEPH W. TESTA, TAX COMMISSIONER OF OHIO V. GREAT LAKES MINERALS, LLC. <b>ALL SITTING. ALL CONCUR.</b> ENTERED: JUNE 14, 2018	2018-SC-000161-TG	GREENUP
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**COURT ORDER DENYING PETITION FOR REHEARING – JUNE 14, 2018**

KEVIN FRANKLIN V. COMMONWEALTH OF KENTUCKY <b>ALL SITTING. ALL CONCUR.</b>	2016-SC-000330-MR	JEFFERSON
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**SUPREME COURT OF KENTUCKY**

**JUNE 14, 2018 MINUTES**

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

**COURT ORDERS DISMISSING**

MICHAEL FOWLER V.  
COMMONWEALTH OF KENTUCKY  
ENTERED: **MAY 21, 2018**

2016-SC-000333-MR

BUTLER

KINDRED HEALTHCARE, INC., ET AL. V.  
ARTIE CHEROLIS, AS EXECUTRIX OF THE  
ESTATE OF THELMA FUQUA, DECEASED  
**WRIGHT, HUGHES, KELLER AND VENTERS,  
JJ., SITTING. ALL CONCUR.**  
ENTERED: JUNE 7, 2018

2016-SC-000628-D

DAVISS

BAPTIST HEALTHCARE SYSTEM, INC.,  
ETC. V.  
HON. PAUL K. WINCHESTER, JUDGE,  
WHITLEY CIRCUIT COURT, DIVISION TWO,  
ET AL.  
**WRIGHT, HUGHES, KELLER AND VENTERS,  
JJ., SITTING. ALL CONCUR.**  
ENTERED: JUNE 7, 2018

2017-SC-000637-MR

WHITLEY

MARK ANTHONY WILLIAMS V.  
COMMONWEALTH OF KENTUCKY  
ENTERED: **MAY 8, 2018**

2018-SC-000062-D

MASON

GARY WARICK V.  
COMMONWEALTH OF KENTUCKY  
ENTERED: **APRIL 25, 2018**

2018-SC-000132-D

FLOYD

**COURT ORDERS PERMITTING MOVANT TO WITHDRAW AS A MEMBER OF THE  
KENTUCKY BAR ASSOCIATION**

GREGORY WARD V.  
KENTUCKY BAR ASSOCIATION  
ENTERED: **MAY 3, 2018**

2018-SC-000218-KB

IN SUPREME  
COURT

MICHAEL REDMOND HURTER V.  
KENTUCKY BAR ASSOCIATION  
ENTERED: **MAY 17, 2018**

2018-SC-000240-KB

IN SUPREME  
COURT