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The Carlisle Mercury

**Sept
19
2007**

Body found

Investigation widens

By Charles Mattox
News Editor
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The body of an unidentified Hispanic man was found floating in the Licking River by two fishermen near Milltown, Friday at noon.

Personnel with the Kentucky Medical Examiner's Office performed an autopsy on the individual on Saturday but he has not been identified as The Carlisle Mercury goes to print.

Investigators say the Hispanic man was small in stature, standing no more than about five feet four inches tall, perhaps smaller.

"We are working on making a positive identity," said Fleming County Deputy Sheriff Johnny Catron, Tuesday. "We think we know who it is and are doing DNA tests."

Catron said good cooperation from the Hispanic community was providing very good information and was thus far proving to be very helpful in solving the mystery.

"We are still awaiting certain aspects of the autopsy results, but at this time we do not believe foul play was involved," Catron said. Police and other emergency services personnel estimated that the man had been in the water at least seven days.

Nicholas County Deputy Sheriff Bernice Buckler joined Fleming County Sheriff Scotty Boyse and his deputies, Johnny Catron and Bud Lyons, at the scene of the discovery Friday.

Kentucky State Police Detectives David Owens, Toby Gardner, James Bowling and KSP Trooper Mike Fogleman, were also at the scene having arrived quickly after the initial discovery and call was made at approximately 12:37.

Nicholas County Sheriff Dick Garrett was attending a sheriff's conference and Buckler was in charge of the sheriff's office.

Fire Chief Travis Jones of the Tilton Volunteer Fire Department, and four Tilton firefighters also converged on the scene. Local divers, John Sims Jr., and Pat Price, joined them.

Fleming County Coroner Joe Denton pronounced the individual dead at 5:47. He and his assistant departed with the deceased at approximately 6:25 p.m.

Those assisted with their contribution to the investigation, Sims and Price left the scene immediately following the recovery. Both said the body was recovered from near the center of the river, approximately 400 meters upstream from Vaughn's



John Sims Jr., an experienced diver from Fleming County, watches as fellow diver Pat Price guides a boat holding KSP Detective Toby Gardner, Nicholas County Deputy Sheriff Bernice Buckler and KSP Detective James Bowling, across the Licking River near Milltown Friday after two fishermen discovered the body of a Hispanic male.

Photo by Charles Mattox

City's fire cost recovery clarified

If your car or house catches on fire and the Carlisle Fire

Department responds, you will receive a bill for services rendered.

The decision to hire Emergency Reimbursement Services (ERS) was briefly discussed and approved during the Carlisle City Council's Sept. 10 meeting.

According to discussion led by Mayor Dennis Clark at the council meeting, and discussion this week, city residents will be billed approximately \$500 for a motor vehicle fire and from \$500-\$1,000 for a structure fire by ERS.

In accordance with the agreement between the city and ERS, the city council appointed ERS as attorney-in-fact for the purpose of carrying out ERS' obligation to Clark during the council meeting.

According to comments made by local insurance representative Mark Hughes said that in the past there have been some changes for our fires, such as in 2001 when members responded to an accident involving a city vehicle, however as far as he has been able to determine the county fire department does not and has not charged for responding to house fires.

"I don't see how they can collect if the individual doesn't have insurance," Mayor Clark said Monday.

"This is not a situation where the city is going to get rich. We and approved during the Carlisle City Council's Sept. 10 meeting.

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Tempers flare during fiscal court meeting

By Charles Mattox
News Editor
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Harsh words were exchanged between citizens and members of the Nicholas County Fiscal Court Sept. 11, when citizens spoke passionately on the plight of the Blackberry Festival and concerns that recent action by the court may have placed the future of the festival in peril.

Approximately 45 people attended the court meeting, and many commented about their displeasure with court members regarding their 5-1 decision in July to ban all carnival rides from the courthouse yard during any future Blackberry Festivals.

"That decision came during a July 10 fiscal court meeting on a motion by Magistrate Daryl Stacy. Stacy's motion came in the wake of a carnival employee sawing off a limb to an ancient oak tree in the courthouse yard without seeking permission.

During the July 10 meeting all other magistrates voted to support Stacy's motion, with the exception of Magistrate Steve Hamilton, who stated he thought more time was needed before making such a decision.

Citizens voiced their support of Hamilton's cautious stance during last week's meeting. "I want to thank Steve (Hamilton) for voting against the banning rides in the courthouse," Betty Barton said about one hour into the discussion. "He's the only smart one sitting here."

The remark drew laughter and applause from a large contingent of the citizenry represented.

Stacy shook his head at the comment, but neither he nor any of the other magistrates acknowledged the crowd's reaction.

"The okay," Judge Tinscher said quickly. "We have broad shoulders."

"I want to thank Steve for having the gall to stand up for himself," Barton added before sitting down.

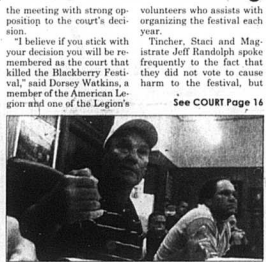
Others spoke up during the meeting with strong opposition to the court's decision.

"I believe if you stick with your decision you will be remembered as the court that killed the Blackberry Festival," said Dorsey Watkins, a member of the American Legion and one of the Legion's

volunteers who assists with organizing the festival each year.

Tinscher, Stacy and Magistrate Jeff Randolph spoke frequently to the fact that they did not vote to cause harm to the festival, but

See COURT Page 16



Magistrate Daryl Stacy addresses members of Nicholas County Fiscal Court.

Photo by Charles Mattox

Taking it to the people

In an effort to allow everyone a vote on this matter, which of course is unofficial, The Carlisle Mercury, has on its website, www.thecarlislemercury.com a reader poll.

The poll question, which remains online, through Sept. 30, is in reference to the Blackberry Festival.

The question requires only a yes or no vote, and results of tabulated votes are immediately available.

The question for this poll is: Do you believe the Blackberry Festival will be moved.

We urge you visit our website and cast your vote. We will share the results in the Oct. 3 publication.

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Phillip's services Saturday

The funeral for Kentucky Army National Guard Private First Class Sammie E. Phillips has been scheduled for 2 p.m., Sat., Sept. 12, at the Stillton Baptist Church, 30 Park Ave., Radcliff.

Burial services will follow in the North Hardin Memorial Gardens, with full military honors.

Phillips, of Vine Grove, was killed on Monday, Sept. 10, when an armored vehicle he was overturned while conducting a traffic control mission on a highway near Rasmontay, Tenn.

According to military public affairs officers, a civilian vehicle awarded at the armored vehicle causing the driver of the armored vehicle to take evasive actions.

The armored vehicle left the roadway, struck a concrete culvert and overturned, killing Phillips and injuring two of his fellow soldiers. All

Stamler rumors are quieted

Lawyer: "Going nowhere"

Attorney Larry Lepidi, the director of law and government operations for Joy Mining Company, has quieted rumors of the pending closure of the Stamler production facility at Millersburg.

"We are aware of the rumors, but we have absolutely no plans of closing the Millersburg facility," Lepidi said Tuesday morning.

Lepidi did confirm that Terry Nicola, a division manager for Joy Mining, had spoken to employees at the Stamler plant recently, but repeatedly said the rumors regarding the pending closing of the plant were simply not true.

Joy Global Inc. is a worldwide leader in high-productivity mining solutions, that completed the acquisition of the net assets of the Stamler business from Oldenburg Group, Inc. for a purchase price of \$1.17 billion on July 31, 2006, according to information posted on a website hosted by Joy Mining.

The Millersburg Stamler facility produces products used in underground and surface coal mining, and in industrial applications, including feeder breakers, battery haulers, and continuous haulage systems.

According to Lepidi, the Stamler plant has approximately 250 employees.

Lepidi said last year's coal market was strong, but said this year's market had taken "a bit of a downturn."

Lepidi did express optimism for the overall future of the company.

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