COURT NEWS

Nicholas County District Court Hon. Jay Delaney Jan. 9, 2008

Estate of: Anna Sue Woodsall. PH. Order entered dispensing with administration. Will to be placed in court file for record purposes only.

In Re: Emily Marie Fugate. SCH. S.C.O. by sheriff for Fiduciary 1/16/08 at 1:00 p.m.

In Estate of: Sadie Pack. REV. Guardian reportedly hospitalized. Passed to 1/16/08 at 1:00 p.m. SCO by mail.

In Re: Zachary Richardson. SCH. S.C.O. by sheriff for Fiduciary 1/16/08 at 1:00 p.m.

In Re: Megan Ring. PH. Order entered appointing counselor.

Capital One Bank vs. Darrell T. Evans. MH. Default Judgment for Plaintiff.

Deposit Bank of Carlisle vs. Karen Harmon. MH. Default Judgment for Plaintiff.

Capital Alliance Financial LLC. Vs. Cathy M. Livingood. MH. Motion again passed due to problem with service or defendants; to be redocketed on motion or notice.

Capital One Bank vs. David *A. Moss. MH. Default Judgment for Plaintiff.

Capital One Bank vs. Todd Neace. MH. Default Judgment for Plaintiff.

Deposit Bank of Carlisle vs. Jonna Venters. MH. Default Judgment for Plaintiff against Jonna Venters. (Michael Venters not yet served).

John P. Carter. ARR. Speeding 13 mph over limit. FTA

Harriet W. Dedmon. ARR. Speeding 16 mph over limit. FTA.

Kristy Elizabeth Hagen. ARR. Speeding 15 mph over limit. STS paid and approved.

Nathan D. Stull. ARR. Speeding 15 mph over limit. Paid in full.

Lacey M. Brock. ARR. Parent/Custodian Send child to school. N.G. P.C. 3/26/08 at 1:00 p.m. to review attendance.

Tabitha A. Bussell. PTC. 1. speeding 26 mph over/greater. 2. reckless driving. 3. Improper passing. P.C. continue to 2/6/08 at 1:00 p.m. for C.S. Completion.

Harry J. Clifford. ARR. selling alcoholic beverages to minors – 1st offense. ARR. cont. at request of defedant to 2/6/80 at 12:00 p.m.

Vincet Giamez Collazo. ARR. 1. disregarding traffic control device traffic light. Merged with 2 M.O.C. 2. Op MV under/influence alc/drugs being, 21 w/.02 or more. G.P. $250 c; DL/privilege to operate in KY susp for 120 days; Def ordered to enroll and complete zero tolerance on similar program with written report to court. S.C.O. 5/14/08 at 10:00 a.m.

Candace L. Combs. ARR. Speeding 12 mph over limit. 2. Failure to produce insurance card. N.G. to both charges. PC 2/6/08 at 1:00 p.m. for proof as to charges.

Danny Ray Dixon. ARR. Flagrant Non Support. Pd Appointed. N.G. PH 3/5/08 at 2:00 p.m. 1/20 day rule waived as counsel.

Amber Duncan. ARR. 1. Speeding 14 mph over limit. 2. Failure to produce insurance card. 3. No/expired Kentucky registration receipt. FTA.

Teresa M. Earlywine. ARR. Failure to produce insurance card. STS paid and approved. Proof- dism M.O.C.

Marcella L. Greene. ARR. Selling alcoholic beverages to minors-1st offense. N.G. PC 2/6/08 at 1:00 p.m.

Penny L. Guy. ARR. 1. Violating special permit.. Amended M.O.C. to KRS 186.170 (Frame obscuring license plate) Start of repair. Dism. M.O.C. 2. no/expired registration plates Proof – Dism. M.O.C. 3. No/expired Kentucky registration receipt. Proof – Dism. M.O.C. 4. Failure to produce insurance card. G.P. $100 costs. SCO 3/12/08 at 10:00 a.m.

John R. Hall. REV. On M.O.C. cost converted to 5 days in jail, credit for 5 days served; Judgment satisfied.

Jared Lee Haney. REV. Counseling report filed. Cont. to 3/12/08 at 12:00 p.m. for written updated counseling report.

Andrew Shane Holton. OH. Drinking alcoholic bev in public place 1st and 2nd offense. Defendant incarcerated in Mason Co. S.C.O by mail for 2/6/08 at 12:00 p.m. Defendant at Mason Co. detention center.

Ashley Hunt. ARR. 1. operating on suspended/revoked operators license. 2. Failure of non-owner operator to maintain req. insurance, 1st. Previously bonded out for 1/23/08 at 12:00 p.m.

Ronnie Walter Irvin. ARR. 1. one headlight. Chg. 1 cont. at request of Defendat to 1/23/08 at 12:00 for proof. 2. no/expired registration plates. Proof-dism M.O.C.

3. Failure to produce insurance card. Proof – dism M.O.C. 4. No/expired Kentucky Registration receipt. Proof Dism M.O.C.

Agustin Jara. ARR. Assault 4th degree domestic violence minor injury. G.P. $100 costs and 30 days in jail, 3 days to serve with credit for 3, balance of 27 probation 2 years unsup conditions no further like offense, no unlawful contact with victim and defendant to be assessed for anger management (a. comp care of similar agency) and complete any counseling received with written report to court. PD waived- cash bond to be refunded to surety. S.C.O. 5/14/08 at 10:00 a.m.

Stephen D. Kelly. ARR. PTA recalled. 1. PTWSB – G.P. - $25. 2. No DL in possession- G.P. $25 costs. S.C.O. 2/13/08 at 10:00 a.m.

Brandon Kimes. ARR. Operate MV under/infl alc/drugs, .08 aggravator, 4th Offense. Amended M.O.C. to DUI 1st offense without aggravator. PD applied. N.G. P.C. 2/27/08 at 2:00 p.m.

Thomas P. Lee. ARR. speeding 16 mph over limit. No further offense reported. Dism M.O.C. by agreement.

Lloyd A. Macy. OH. On M.O.C. $300.00 of bond to be applied to fine and costs as to chg #3, (bal of $300 prob. As shown on 10/03/07 calendar) remainder of previously posted bond to be refunded.

Melinda Brickey Middleton. PTC. One Headlight. Proof dism M.O.C.

Zachary T. Pence. ARR. Speeding 11 mph over limit. Proof of C.S. complete, Dism M.O.C. by agreement.

Jennifer Lee Peters. ARR. OP MV under/influence of Alcohol/Drugs. Etc. .08 1st offense. N.G. P.C. 2/6/08 at 1:00 p.m. for defendant to retain OA DL/privileges to operate pretrial suspended for refusal; order entered.

Ricky Ray Peters Jr. OH. Criminal Mischief – 3rd degree. S.C.O. by mail 2/13/08 at 12:00 p.m. at address to be provided by O.C.A.

Travis Martin Scars. ARR. 1. Speeding 14 mph over limit. G.P. $28 costs. 2. License to be in possession. Proof –dism M.O.C. S.C.O. 3/12/08 at 10:00 a.m.

Jessica M. Smith. ARR. License to be in possession. Proof- Dism. M.O.C.

Dwayne S. Tackitt. ARR. Assault 4th degree domestic violence no visible injury. N.G. OA. P.C. 2/6/08 at 1:00 p.m.

David H. Tubbs. ARR. 1. One headlight. Proof of repair – Dism M.O.C. 2. No/expired Kentucky registration receipt. Proof dism M.O.C.

Carolyn Ann Weaver. ARR. Failure to produce insurance card. Proof –Dism M.O.C. without privileges.

Adam C. Welch. ARR. Failure to produce insurance card. Proof Dism M.O.C. without privileges.

Johnnie C. Whitt. PTC. Speeding 13 mph over limit. No further offenses reported; Dism M.O.C. per agreement.

Timothy Ray Willoughby. ARR. 1. No/expired Kentucky registration receipt. Proof Dism. M.O.C. 2. No/expired registration plates. Proof Dism M.O.C.

Kenny Ray Brumagen. ARR. 1. criminal mischief- 3rd degree. 2. Resisting arrest. 3. Possession of Marijuana. • 4. Terroristic threatening, 3rd degree. PD appointed. N.G. to all charges. P.C. 2/6/08 at 1:00 p.m. by defendait to be released on $1,500 surety bond by mother, Angela Brumagen. Conditions no new offenses.

James B. Glass.ARR. 1. one headlight. 2. operate MV u/influ of alc/drugs w/.08, aggravator, 1st off. 3. Possess open alcohol beverage container in motor vehicle. PD appointed. N.G. to all charges- P.C. 1/16/08 at 10:30 a.m. bond to remain at $750 cash. Conditions; no further offenses.

Marilyn M. Mitchell. ARR. Rape 2nd degree- no force- PD appointed. N.G. PH 1/23/08 at 2:00 p.m. Bond and Bond count to remain as set plus defendant to have no contact with Nicholas Co. Elementary/Middle School and no unsupervised contact with anyone under age of 18. Previously bonded out.

Zachard T. Ward. ARR. operating on suspended/revoked operators license. Waived PD. G.P. $100 costs and 30 days in jail, 7 to serve with credit for 7, bal of 232 days prob. 2 years unsup on conditions no further like offenses. SCO. 5/14/08 at 10:00 a.m.

Willard D. Caldwell. OH. 1. operating on suspended/revoked operators license. 2. obsolete no insurance 1st offense. 3. no/expired registration plates. 4. failure to register/ tratisfer of motor vehicle. P.C. 1/23/08 at 1:00 p.m. bond set at $500, 10% authorized. Conditions no new offenses and make all court appearances.

Ashley D. Beaty. PTC. 1. Theft by deception-included cold checks under $300. PD. Parital fee waived. G.P. $10 costs and restitution. 2. Theft by deception-included cold checks under $300. G.P. $10 fine and restitution. 3. Theft by deception-included cold checks under $300. G.P. $10 fine and restitution. 4. Theft by deception-included cold checks under $300. G.P. $10 fine and restitution. 5. Theft by deception-included cold checks under $300. G.P. $10 fine and restitution. 6. Theft by deception- included cold checks under $300. Def to pay NLT $50 monthly.

Stephanie Kay Biddle. SENT. Rear license not illuminated. Prior G.P. $10 fine Prior G.P. sentenced to $100 cost and 30 days in jail to serve credit 1 day concurrent with Fayette Co. sentence, bal. of 23 days, probation 2 years unsup on conditions no driving without valid drivers license. SCO 2/13/08 at 10:00 a.m.

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GENERAL NEWS

E-911 mapping is underway

By Charles Mattox
News Editor
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Carlisle City Council members held a special meeting Feb. 22 and took action to make all the citizens of Carlisle and Nicholas County much safer.

"This will help save lives," Mayor Ronnie Clark said while summing up his thoughts on the new Enhanced 911 (E911) technology the city, county and Bluegrass Area Development District (BGADD) are striving to implement.

"I have a goal of having the system up and running by July 1, 2008," Clark said. "We're working on this as quickly as possible."

City Council members signed a resolution authorizing the mayor to execute an agreement with the BGADD for "professional services of planning, preparation of specifications, technical" assistance and the provision of mapping, addressing and data base collections" for the pending E911 project.

Mayor Clark told council members that BGADD would handle all the necessary paperwork and administer training.

Clark and city council members have been working with county officials and BGADD officials for all of the necessary funding for the system with the city receiving two grants thus far from Homeland Security totaling just over $165,000.

"We'll continue to apply for grants to keep the system updated," Clark said.

Nicholas County citizens with landline (home) phones have been paying a small service fee for several months on their phone bills to fund Kentucky's 911 state system, and once the E911 system is in place those funds will be rerouted to a special fund to help maintain the life-saving system in Nicholas County.

Mayor Clark and emergency responders have stated that when the new system is implemented, it will not only help responders arrive quicker to those who need help, but will also detail to dispatchers exactly who is in route and on the scene of the 911 request.

Current 911 calls go directly to the Kentucky State Police Dry Ridge Post, where dispatchers must then contact Nicholas County and Carlisle dispatchers, who must then contact the heeded emergency response agencies.

"When the E911 system is in place the calls will come directly to us and will help cut down on any confusion," Clark said.

Mapping will help emergency responders and dispatchers by providing detailed, accurate information regarding exactly where the 911 calls originate.

Clark emphasized the importance of this feature.

"Imagine a senior citizen is having a health problem and collapses and loses consciousness just after they dial 911," Clark said after the meeting. "The state system now does not pinpoint where the call originated, but with E911 we in Carlisle will immediately know exactly where the call came from, and we will be able to dispatch responders to the exact location."

Mayor Clark also said the detailed mapping feature will be an asset to hunters and outdoor enthusiasts.

"There will be a GPS feature and so anyone that makes a 911 call in the woods will be easily identified," he said. "We'll have an exact location of where the call originated and we will be able to respond by the shortest route and provide help quickly."

Clark said he believed when the E911 system was in place families with domestic violence concerns will be safer.

"There have been situations in the past where Nicholas County family members have tried to call 911 for help and just after the call was made the phone has been ripped out of the wall, so we think this will be very beneficial for the health and safety of all of our citizens."

Clark said the time restraints were going to be demanding but the mapping should be completed by the end of June.

"The individuals with BGADD are riding with some mail carriers right now and working on the mapping program," Clark told councilmembers, and then in a surprise statement informed council members of a bizarre fact among some Nicholas County residents.

"We have folks living here with no addresses," he said. "That will be part of the mapping and E911 system. Every household must have an address. Right now we have people that simply do not have an address. They have no mailbox."

Clark summarized the implementation of the E911 system as a "Win-Win" situation.

"We'll help control our destiny and we will help save lives," he said. "It will make for a much safer community."

Clark praised the efforts of the BGADD staff for their devotion to the project and assistance with grant applications for funding.

"The members of Bluegrass ADD have been extremely helpful and we've experienced good cooperation with them and also with County Judge-Executive Larry Tincher and members of the Nicholas County Fiscal Court on this project."

Judge Tincher said he and members of the Nicholas County Fiscal Court would continue to support the implementation of the E911 system.

"I think the system will be better for everyone and we'll do whatever we can to make sure its implemented as soon as possible," he said.

IRS officials dispel rebate check myths

By Charles Mattox
News Editor
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Officials with the Internal Revenue Service have dispelled a myth that has been circulating across northeastern Kentucky regarding the eligibility of senior citizens and the IRS rebate (stimulus payment) checks.

Some have been told that seniors and those receiving Social Security benefits may not be eligible to receive the rebate but that is simply not the case, according to officials with the IRS.

"As long as they have received at least $3,000 worth of benefits from Social Security, then they are eligible for the rebate," said Jodie Reynolds, an IRS spokesperson that covers Kentucky. "It is important for everyone to remember that they must file a return to be eligible for the rebate."

"Most taxpayers just need to file a 2007 tax return in order to automatically receive the stimulus payment," said Acting IRS Commissioner Linda Stiff on the official web site of the Internal Revenue Service. "But we are especially concerned about recipients of Social Security and veterans' benefits who may need to take special steps this year to file a tax return in order to obtain a stimulus payment. www.IRS.gov will help taxpayers get what they need."

The IRS will begin sending taxpayers their economic stimulus payments in early May after the current tax season concludes. In most cases, the payment will equal the amount of tax liability on the tax return, with a maximum amount of $600 for individuals ($1,200 for married couples who file a joint return). Payments to more than 130 million households will continue over several weeks during the spring and summer. A payment schedule for taxpayers will be announced in the near future on www.IRS.gov.

Certain people who normally are not required to file but who are eligible for the stimulus payment will have to file a 2007 tax return.

This includes low-income workers or those who receive Social Security benefits or veterans' disability compensation, pension or survivors' benefits from the Department of Veterans Affairs in 2007.

These taxpayers will be eligible to receive a payment of $300 ($600 on a joint return) if they had at least $3,000 of qualifying income.

Qualifying income includes Social Security benefits, certain Railroad Retirement benefits, certain veterans' benefits and earned income, such as income from wages, salaries, tips and self-employment. For taxpayers filing joint tax returns, only a total of $3,000 of qualifying income from both spouses is required to be eligible for a payment.

The IRS also reminded taxpayers with Social Security, Railroad Retirement or veterans' benefits who have already filed but did not report their qualifying benefits on either Line 14a of Form 1040A or Line 20a of Form 1040 that they may need to file an amended return in some situations to receive a larger stimulus payment.

Taxpayers who already have filed but did not report these benefits can file an amended return by using Form 1040X, which can only be filed with a paper form.

The IRS reminded taxpayers who don't have any either requirement to file a tax return that submitting a tax return to qualify for the economic stimulus payments does not create any additional tax or trigger a tax bill. In addition, the stimulus payments will not have any effect on eligibility for federal benefits, according to information on the IRS web site.

Reynolds said seniors, veterans and others who want assistance with filing may do so at a location in Harrison County at no charge.

These taxpayers will be eligible to receive a payment of $300 ($600 on a joint return) if they had at least $3,000 of qualifying income.

The Community Action Council at 217 Old Lair Road in Cynthiana can provide personal assistance.

Reynolds suggests those interested call 1-859-234-2121 to schedule an appointment.

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