COURT NEWS

Nicholas County District Court
Hon. William D. Probus
August 12, 2009

Frankie R. Abnee. SCD/IP> SC 9/9/09 at 10:00 a.m.
Tonya R. Applegate. SCD/IP. Pd in full
Ashley D. Beaty. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Jimmy George Bentz. SCD/ IP. PD reappointed. Contempt Hearing 9/2/09 at 2:00 p.m
Steven R. Berkey. SCD/IP. SC 9/9/09 at 10:00 a.m.
James W. Best. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Cynthia La Vern Brown. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Norma J. Brown. SCD/IP. Def has paid all but $5.00; remaining $5.00 bal probated. MOC.
Jennifer N. Buchanan. SCD/ IP. SC 9/9/09 at 10:00 a.m. counseling report.
Anthony Shane Bussell. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Krista Jo Carol Bussell. SCD/ IP. 9/9/09 at 10:00 a.m.
James Barnes Crump. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Tasha M. Cruz. SCD/IP. SC 9/9/09 at 10:00 a.m.
Jeremy D. Dunn. SCD/IP. SC 9/9/09 at 10:00 a.m.
Jeremy D.Dunn. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael J. Eads. SCD/IP. SCO 9/23/09 at 1:00 p.m.
Michael J. Eads. SCO 9/23/09 at 1:00 p.m.
Michael J. Eads. SCD/IP. Theft by deception incl cold checks under $300. Cont for PC to 9/23/09 at 1:00 p.m.
Michael J. Eads. SCD/IP. Theft by deception incl cold checks under $300. Cont for PC 9/23/09 at 1:00 p.m.
Brad E. Evans. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Chad W. Evans. SCD/IP. SC 9/9/09 at 10:00 a.m.
Chad W. Evans. SCD/IP. SC 9/9/09 at 10:00 a.m.
Bobby Lloyd Fay Jr. SCD/IP. 1. Assault 4th degree domestic violence no visible injury. 2. unlawful imprisonment 2nd degree. Final counseling report filed. Diversion successful. Both charges dism MOC by agreement.
Jennifer Frederick. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Daryl Fryman. SCD/IP. SC 9/9/09 at 10:00 a.m.
Edwina E. Fryman. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Edwina E. Fryman. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Kendall L. Fryman. SCD/IP. SC 9/9/09 at 10:00 a.m
Kendall L. Fryman. SCD/IP. SC 9/9/09 at 10:00 a.m.
Kendall Lee Fryman. SCD/IP. SC 9/9/09 at 10:00 a.m.
Paul R. Fryman. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael Thomas Givlin. SCD/IP. Paid in full.
John Wesley Hardin. SCD/IP. SC 9/9/09 at 10:00 a.m.
Paul T. Hendricks. SCD/IP. SC 9/9/09 at 10:00 am.
Samuel E. Humphries. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Cynthia Leigh Hunt. SCD/IP. SC 9/9/09 at 10:00 a.m.
Edmond Hunt. Jr. SCD/IP. SC 9/9/09 at 10:00 a.m counseling report.
Wray J. Hunt. SCD/IP. Paid in full remand.
Brian T. Jones. SCD/IP. SC 9/9/09 at 10:00 a.m.
Patricia Kearns. SCD/IP. SC 9/9/09 at 10:00 a.m.
Stephanie D. Kearns. SCD/IP. SC 9/9/09 at 10:00 a.m.
Rocky Lee Kennedy. SCD/IP. SC 9/9/09 at 10:00 a.m.
Brandon Kimes. SCD/IP. Counseling report filed remand from docket
Brandon R. Kimes. SCD/IP. SC 9/9/09 at 10:00 a.m.
Charles Louis Kiskaden. SCD/ IP. Contempt hearing 9/9/09 at 2:00 p.m.
John Talbot Manley. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Katie L. Martin. SCD/IP. Paid in full.
Dwayne McCall. SCD/IP. SC by sheriff 9/9/09 at 10:00 a.m.
Naomi C. McCall. SCD/IP. SC 9/9/09 at 10:00 a.m.
Naomi C. McCall. SCD/IP. SC 9/9/09 at 10:00 a.m.
Travis Dean McFarland. SCD/IP. SC by mail 9/9/09 at 10:00 a.m
Melissa M. Miley. SCD/IP. Paid in full.
Johnny Dale Mitchell. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Lora Gail Moore. SCD/IP. Paid in full.
Paula F. Morris. SCD/IP. SC 9/9/09 at 10:00 a.m.
Paula F. Morris. SCD/IP. SC 9/9/09 at 10:00 a.m.
Rusty Mullikin. SCD/IP. SC 9/9/09 at 10:00 a.m.
Eleazar Navaro. SCD/IP. SC 9/9/09 at 10:00 a.m.
James E. Perkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael Poe. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael A. Poe. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael R. Poe. SCd/IP. SC 9/9/09 at 10:00 a.m.
Clayton Richardson Jr. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Joshua Charles Ring. SCD/IP. SC 9/9/09 at 10:00 a.m.
Ronald L. sadler. SCD/IP. Paid in full.
Fransisco Sanchez. SCD/IP. SC 9/9/09 at 10:00 a.m.
Samantha L. Shepherd. SCD/ IP. Def to pay $75.00 by 4 p.m. on 8/14/09. SCO 10/14/09 at 10:00 a.m for pif of balance.
Brittany J. Silvey. SCD/IP. Paid in full.
James E. Slade. SCD/IP. SC 9/9/09 at 10:00 a.m.
Jordan M. Stewart. SCD/IP. SC 9/9/09 at 10:00 a.m.
Ruthie J. Strong. SCD/IP. Report filed remand.
Jonathan A. Tapp. SCD/IP. SC by mail 9/9/09 at 10:00 a.m.
Kenneth Watkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
Norman R. Watkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
Thomas Henry Watkins. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Thomas Henry Watkins. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Donna M. Wilson. SCD/IP. SC 9/9/09 at 10:00 a.m.
Batlazar Ignacio Zaragoza. SCD/IP. SC 9/9/09 at 10,00 a.m.
Kenny R. Bromagen. SCD/IP. SC 9/9/09 at 10:00 a.m.
Terry Lane Carpenter. SCD/ IP. SC 9/9/09 at 10:00 a.m.
William G. Combs SR. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Cammellia Ann Culbertson. SCD/IP. SC 9/9/09 at 10:00 a.m.
Erica Dawn Dale. SCD/IP. SC 9/9/09 at 10:00 a.m.
Michael P. Feeback. SCD/IP. SC 9/9/09 at 10:00 a.m.
Melissa G. Gammon. SCD/IP. SC 9/9/09 at 10:00 a.m.
Albert Junior Hamilton. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Brent Harwood. SCD/IP. SC 9/9/09 at 10:00 a.m.
Jackie Hopkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
John Jacobs. SCD/IP. SC 9/9/09 at 10:00 a.m.
Ethan W. Ketterer. SCD/IP. SC 9/9/09 at 10:00 a.m.
Karen Ruth McCoy. SCD/IP. SC 9/9/09 at 10:00 a.m.
Aaron McIntyre. SCD/IP. SC 9/9/09 at 10:00 a.m.
William R. Mytnear. SCD/IP. SC 9/9/09 at 10:00 a.m.
Christopher Ross. SCD/IP. SC 9/9/09 at 10:00 a.m.
Larry F. Sears. SCD/IP. SC 9/9/09 at 10:00 a.m.
Kimberly Ann Smith. SCD/IP. SC 9/9/09 at 10:00 a.m.
Samantha J. Warmouth. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Samantha J. Warmouth. SCD/ IP. SC 9/9/09 at 10:00 a.m.
Gary Lee Watkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
Gary Lee Watkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
George A. Watkins. SCD/IP. SC 9/9/09 at 10:00 a.m.
George Allen Watkins Jr. SCD/IP. SC 9/9/09 at 10:00 a.m.
George Allen Watkins Jr. SCD/IP. SC 9/9/09 at 10:00 a.m.
George Allen Watkins Jr. SCD/IP. SC 9/9/09 at 10:00 a.m.
In Re: Megan R. Bussell. MH. motion sustained now/draw motion to terminate guardinship. Judy A. Bussell to remain as guardian pending further orders of court.
Estate of: Larry W. Mattox. PH. Order entered.
Estate of: Thelma Mattox. MH. Motion sustained: order entered.
Estate of: William D. Sexton. PH. Order entered. Dispensing with administration.
In Re: Dustin Keith Spigles. MH. motion to terminate sustained; order entered.
Capital One Bank vs. Donald Angle. MH. default judgment for plaintiff.
Asset Acceptance LLC vs. Ruby Feeback. MH. default judgment for plaintiff.
Asset Acceptance vs. Kristina Hunt. MH. default judgment for Plaintiff.
Asset Acceptance LLC vs. James C. Jackson. MH. motion w/drawn by Plaintiff to be renoticed.
Asset Acceptance LLC vs. Sarah Mitchell. MH. Default judgment for plaintiff.
Ky. Farm Bureau vs. Naomi Morris. MH. Atty for Plaintiff not present- passed.
In Re: Jerrod Alexander Pence. CT. hearing held; order entered.
Paul and Phyllis Tincher vs. Clayton Richardson Jr. CT. defs report to have vacated premises; compliant w/drawn and dism w/ o pre).
Asset Acceptance LLC vs. Ruby J. Feeback. MH. motion w/drawn to be amended and renoticed.
Carla J. Padegett. OH. STS appeared.
Espinoza Roberto Cosme. ARR. alcohol intoxication in a public place 1st and 2nd. Defective citation dismissed.
Victor M. Gutierrez. ARR. alcohol intoxication in a public place 1st and 2nd. GP $25 C. SCO 9/9/09 at 10:00 a.m
Amandor Jose Ibarra. ARR. alcohol intoxication in a public place 1st and 2nd. GP $25 C. SCO 9/9/09 at 10:00 a.m.
Carrie Tolle. ARR. speeding 16 mph over limit. Pd in full. 8/12/09.
Rachel D. Doyle. ARR. assault 2nd degree. Pd appted-NGO PH 9/9/09 at 2:00 p.m bond to remain as set w/additional cond of no contact w/Martin Earlywine 10/20 day rule waive w/counsel.
Matthew Thomas Baker. OH. Status review 8/26/09 at 12 for CW to check if def still in Grant Co. Jail.
Troy A. Byrd. ARR. improper parking violations. Diversion successful. Dism MOC by agreement.
Samuel Campbell Jr. ARR. 1. vehicle a nuisance, noisy, etc. 2. no operator/moped license. NG PC 10/14/09 at 1:00 p.m. for def to get OL.
Dustin C. Clark. PH. Burglary 3rd degree. Def in residential rehab: Status review. 9/2/09 at 12:00 10/20 day rule continued waived by counsel.
Jesus Deleon. ARR. 1. improper start from parked position. GP $25C. 2. no operators/moped license. GP 30 days in jail, days C.D. and prob 1 yr. unsupervised on cond no driving in KY w/o valid Mexico, Ky or Int'l drivers license. 3. failure to wear seat belts. GP $25. Citation amended MOC to reflect of Victorino Guadaupi Escobedo DeLear. Citation amended to reflect 2926 Moorefield Road.
Karen S. Delong. ARR. failure of owner to maintain required insurance/security 1st. Proof-dism MOC w/o proj.
Troy A. Donatelli. ARR. 1. oper non motor veh under influence of intoxicants. 2. no operators/moped license. PD appted. NG plea PC 9/2/09 at 1:00 p.m.
Harry R. Fegan. ARR. 1. failure to dim headlights. 2. failure to notify address change to Dept of Transp. Both charges dism MOC for reasons stated.
Darrin West Griffin. ARR. insufficient head lamps. Dism MOC on proof of repair.
Timothy Joe Johnson. ARR. 1. failure to wear seat belts. 2. failure of owner to maintain required insurance/security 1st. PD appted NG PC 9/2/09 at 1:00 p.m. amended MOC to no insurance 2nd offense.
Kevin D. McCoy. AR. 1. failure to wear seat belts. GP $25 fine. 2. driving on DUI suspended License 1st offense. Proof amended MOC to KRS 186.510 No OL in poss. GP $25 c. 3. failure to use child restraint device in vehicle. GP $50. SCO 10/14/09 at 1:00 a.m.
Drake E. Osborne. ARR. person 18-20 poss/purch/att purch/ have another purch alcohol. Diversion successful. Dism MOC.
Casey T. Mastin. ARR. 1. careless driving. 2. improper registration plate. 3. failure of owner to maintain required insurance/security 1st. NG PC 9/2/09 at 1:00 p.m. for def to get OL.
Fierro Jorge Perez. ARR. drinking alcoholic bev in public place 1st and 2nd offense. GP $25 C. SCO 9/9/09 at 10:00 a.m.
Nancy C. Sumpter. ARR. theft by deception incl cold checks under $300. SCO by sheriff at 9/23/09 at 12:00 p.m.
Nicole D. Tadlock. ARR. permit unlicensed operator to operate motor vehicle. GP $100 c. SCO 10/14/09 at 10:00 a.m.
April G. Caskey. OH. Criminal mischief 3rd degree. PD appted. NG PC 8/26/09 at 1:00 p.m. bond set at $250.00 cash or surety by adult family members. Cond no new offenses.
Anthony James Hunt. OH. Bond to be applied to fine and costs in full (then see 09-M-016 and 09-M-120.)
Anthony James Hunt. OH. Theft by deception incl cold checks under $300. ON MOC $175.00 of cash bond posted in 08-M-249 to be paid over to OCA and applied to restitution in full. GP $10 c (balance of cash bond posted in 08-M-249 to be applied to fines and costs). SCO 11/4/09 at 10:00 a.m.
Anthony James Hunt. OH. Theft by deception incl cold checks under $300. On MOC $142.76 of cash bond posted in 08-M-249 to be paid over to CA an applied to restitution in full.
Edward L. Hunt. OH. Pd appted. Contempt hearing 8/26/09 at 2:00 p.m. def to be released on $200 surety bond by mother Cond. No new offenses.
Michael Anthony Purvis. OH. 1. failure to dim headlights. 2. operate MV w/influence of alc/ drugs. 3rd 2nd offense. 3. operating on suspended/revoked operators license. 4. possess open alcohol beverage container in a motor vehicle. PC Cont to 8/26/09 at 1:00 p.m held to remain as set. Cond no new offenses and no driving w/o valid OL.
Anthony Wayne Ball II. PTC. theft by deception incl cold checks under $300. POR in full. GP $10 C. SCO 9/9/09 at 10:00 a.m.
Benny B. Buckler. Jr. PTC. failure to notify address change to dept of transp. Proof dism MOC.
Larry M. Bussell. PTC. 1. theft by deception incl cold checks under $300. 2. theft by deception incl cold checks under $300. 3. theft by deception incl cold checks under $300. 4. theft by deception incl cold checks under $300. 5. theft by deception incl cold checks under $300. 6. theft by deception incl cold checks under $300. PC cont to 9/23/09 at 1:00 p.m. for POR.
Larry M. Bussell. PTC. theft by deception incl cold checks under $300. Cont to 9/23/09 at 1:00 p.m. for POR.
Michael J. Eads. SENT. C.S. complete. Sentencing continued by agreement to 9/23/09 at 1:00 p.m.
Michael J. Eads. PTC. theft by deception incl cold checks under $300. PC continued by agreement to 9/23/09 at 1:00 p.m.
Elaine Frymen. SCD/IP. SCO - 10/14/09 at 10:00 a.m.
Elaine Frymen. PTC. 1. theft by deception incl cold checks under $300. GP $10 C. 2. theft by deception incl cold checks under $300.GP $10 C. 3. theft by deception incl cold checks under $300. GP $10 SCO 10/14/09 at 10:00 a.m.
Elaine Frymen. PTC. theft by unlawful taking/disp shoplifting. GP $100 c. and 45 days in jail, days c.d. and prob 1 yr unsup on cond no theft related offenses. SCO 10/14/09 at 10:00.
Jose Luis Hernadez. PTC. drinking alcoholic bev in public place 1st and 2nd. GP $25c.
Robert B. Mitchell. PTC. operating on suspended/revoked operators license. PC con to 9/2/09 at 1:00 p.m. for def to get OL.
Jeffrey A. Glass. OH. Def admits contempt w/counsel. Sentencing set 9/23/09 at 2:00 p.m
Cesar Ocgax. PTC. drinking alcoholic bev in public place 1st and 2nd. GP $25 c. SCO 9/9/09 at 10:00 a.m.
Celia Eads. PRH. Cont by agreement to 9/30/09at 2:00 p.m. def to remain in jail on same bond, unless accepted into residential rehab on 8/19/09 as anticipated, to which Nicholas Co. will provide transportation as set out in agreed order to be entered.
Joshua K. Angel. OH. Def admits contempt for non-payment; sentenced to 30 days in jail in lieu of fine and costs, credit for 14 days served.
Larry Edgar Bowles Jr. PH. Burglary 3rd degree. 2. Theft by unlawful taking/disp all others. Amended MOC to KRS 511.030 burglary 2nd degree. PH Held; probable cause found bound over to GJ on both charges; bond and bond cond to remain as set
Celia Eads. PRH. Probation violation (for misdemeanog offense). SCO 9/30/09 at 2:00 p.m. for review.
Celia J. Eads. PRH. Probation violation (for misdemeanor offense). Cont for PC to 9/30/09 at 2:00 p.m.
Celia J. Eads. PRH. 1. theft by deception incl cold checks under $300. 2. probation violation (For misdemeanor offense) motion to dism withdrawn by Commonwealth. Cont for PC to 9/30/09 at 2:00 p.m.
Jeffrey A. Glass. OH Def admits contempt w/counsel. Sentencing set 9/23/09 at 2:00 p.m
Bobby D. Stone. PH. Receiving stolen property (firearm). By agreement bond amended to $2,500, 10% auth. PH reset due to unavailability of witness to 9/30/09 at 2:00 p.m. 10/20 day rule cont waived by counsel.
Jeremy Terrell. OH. Contempt hearing cont to 8/26/09 at 2:00 p.m. For bond amendment see 08-T-20638
Jeremy Adam Terrell. OH. License to be in possession. Contempt hearing cont to 8/26/09 at 2:00 p.m. For bond amendment see 08-T-20638
Jeremy Adam Terrell. OH. No expired registration plates. Contempt hearing cont to 8/26/09 at 2:00 p.m. bond reduced to $250.00 cash only surety not allowed only def to sign bond SFC in all pending cases.
Justin S. Tubbs. PH. 1. criminal possession forged instrument 2nd degree. 2. criminal possession forged instrument 2nd degree. 3. criminal possession forged instrument 2nd degree 4. criminal possession forged instrument 2nd degree 5. criminal possession forged instrument 2nd degree 6. criminal possession forged instrument 2nd degree 7. criminal possession forged instrument 2nd degree 8. criminal possession forged instrument 2nd degree 9. criminal possession forged instrument 2nd degree 11. criminal possession forged instrument 2nd degree 12. criminal possession forged instrument 2nd degree 13. criminal possession forged instrument 2nd degree 14. criminal possession forged instrument 2nd degree 15. criminal possession forged instrument 2nd degree 16. criminal possession forged instrument 2nd degree 17. criminal possession forged instrument 2nd degree 18. criminal possession forged instrument 2nd degree By agreement, PH cont to 9/29/09 at 2:00 p.m. bond set at $5,000.00, 10% auth cond. cash bond only surety not allowed only def to sign bond. Bond subj to restitution. 10/20 day rule waived w/counsel.
Ollie Eric Wheeler. MH. by agreement Cont to 10/14/09 at 2:00 p.m, awaiting outcome in circuit court of 09-F-00041.
Ollie Eric Wheeler. PH. Operate MV under/infl alc/drugs. 08 aggravator 2nd off. 2. fleeing or evading police, 1st degree. 3. wanton endangerment 1st degree. 4. wanton endangerment 1st degree officer. 5. wanton endangerment 1st degree police officer. 6. wanton endangerment 1st degree police officer. 7. assault 1st degree police officer. 8. assault 1st degree police officer. 9. criminal mischief 1st degree. 10. criminal mischief 1st degree. 11. endangering the welfare of a minor. 12. failure to wear seat belts. OL pretrial suspended for 21nd offense. By agreement, bond and bond cond amended as follows. Bond set at $20,000.00 cash, property eligible w/following additional conditions. 1. strictly comply w/safety plan drafted by CHFS. 2. no unsupervised contact w/Daniel Wheeler. 3. no driving. PH waived w/counsel def bound over to GJ on chgs 2-10; by agreement, chgt 1-211 and 12 jointed w/ charges 2-10 and likewise bound over to GJ.
Mark Withrow. PH. Flagrant non support. PH cont MOC by agreement to 10/7/09 at 2:00 p.m. awaiting outcome of disability application.
Fermin Jose Martinez Hernández. OH. 1. no operators/moped license. Proof dism MOC 2. reckless driving GP $50 C. 3. possess open alcohol beverage container in a motor vehicle. GP $35.
Nicholas County Circuit Court
Hon. Robert McGinnis
August 17, 2009
Jerry Tabor vs. Eric Jolly. PTC. sust. Order. Oral motion. Order TBS.
Bank of New York Mellon vs. Michael Purvis. MH. counsel not present. Passed.
Capital Alliance Financial LLC vs. Donna Kelley. MH. Judgment TBS.
Wells Fargo Bank vs. Lisa G. Ward. MH. withdrawn. Order TBS.
The Citizens Bank vs. Earl Razor. MH. sust. Order.
Kentucky Bank vs. Estate of: Donald C. Cameron II. MH. motion for summary withdrawn. Motion to amend sust. Order.
Discover Bank vs. Darrin Dotson. MH. sust. Default Judgment. TBS.
Community Trust Bank Inc vs. Todd T. Giunce. MH. sust. Order.
Capital Alliance Financial LLC vs. Donna Kelley. MH. sust. Judgment TBS.
Great American Insurance Company vs. Darrell W. Myers. MH. Sust. Orders.
Kentucky Bank vs. Christopher L. Hill. Mh. Sust. Judgment TBS.
Thomas C. Holder. ARR. convicted felon in possession of a firearm. Pub. Def. appt. witt. Not guilty plea. PT 11/2/09 at 9:00 a.m.
Jesse Edmund Wilson. ARR. 1. traf. Cont su 1st degree 1st offense. Drug unspecified. 2. 3rd degree Tics/Drug unspecified 1st offense. 3. possession of Marijuana. 4. fleeing or evading police 2nd degree (On Foot). 5. tampering with Physical evidence. Not guilty plea. Jury Trial 10/16/09 at 9:00 a.m. PT 10/5/09 at 9:00 a.m.

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COURT NEWS

Transportation Cabinet

About $2.6 million in contracts awarded recently by the Kentucky Transportation Cabinet will mean upgrades to 13 miles of roads in Nicholas, Carter, Greenup, Fleming and Boyd counties.

Projects include new bridges as well as resurfacing highways with new asphalt to boost Kentucky's transportation reliability and improve safety for motorists.

In Department of Highways District 9, low-bid contracts were awarded in June for the following work:

•Replace a bridge in Carter County that carries KY 1959 traffic over Everman Creek just south of KY 7 – to Apex Contracting Inc., $1,065,322.39.

•Replace a bridge in Nicholas County that carries KY 1285 traffic over North Fork of Somerset Creek at 2.6 miles north of KY 57 – to Jones and Bourland Inc., $246,829.71.

•Resurface KY 7 (Shady Valley-Grayson Road) in Carter County from the junction of KY 1496 north to the Little Sandy River Bridge, a distance of 5.45 miles – to Mountain Enterprises Inc., $751,146.

•Concrete pavement repairs to KY 8 (Garrison-South Shore Road) in Greenup County from the Perkins bridge east to US 23, a distance of 1.02 miles – to Bluegrass Contracting Corp., $109,995.55.

•Resurface KY 1200 (Nepton Road) in Fleming County from the junction of KY 559 to the Mason County line, a distance of 4.34 miles – to H.G. Mays Corp., $188,666.38.

•Resurface US 68 (Maysville-Paris Road) in Nicholas County near the Robertson County line, a distance of 1.39 miles – to H.G. Mays Corp., $134,976.33.

•Traffic signal rebuild at the intersection of US 60 and KY 716 at Summit in Boyd County – to Davis H. Elliot Co. Inc., $54,365.

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NICHOLAS COUNTY PUBLIC HEALTH TAXING DISTRICT –
Financial Statement
for the Fiscal Year Ending June 30, 2009
Published in Accordance with KRS 424.220 and 65.070

The following information and support data may be inspected by the general public at 2320 Concrete Road, Carlisle, KY, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday.

Chairman, Board of Health	Robert B. Sparks, DMD	240 Cliffway Drive	Carlisle, KY	40311
Judge Executive - Board Member	Judge Larry Tincher	Nicholas County Courthouse	Carlisle, KY	40311
Board Member	John Anderson	566 Sycamore Street	Carlisle, KY	40311
Board Member	Marge Burnaw	270 Cliffway Drive	Carlisle, KY	40311
Board Member	Susan Fryman	462 Carpenter Road	Carlisle, KY	40311
Board Member	Marsha Haney	306 S. Walnut St.	Carlisle, KY	40311
Board Member	W.R. Kingsolver	200 Shepherd Hills	Cadiz, KY	40311
Board Member	Rusty Lawrence	104 Eastern Avenue	Carlisle, KY	40311
Board Member	Pam Randolph	90 Catherine Street	Carlisle, KY	40311
Board Member	Becky Rust	1050 Mont Ridge Road	Carlisle, KY	40311
Board Member	Richard Storm	2991 Upper Lick Road	Moorfield, KY	40350

RECEIPTS - FISCAL YEAR 2008-09

Beginning Balance of Funds Available - July 1, 2008	
NOW Checking Account	$231,126.06
Certificates of Deposit (CDs)	$116,288.05
Receipts - Fiscal Year 2008-09	
Nicholas County Sheriff (Franchise & Property Tax)	$85,397.94
Nicholas County Clerk (Motor Vehicle & Delinquent Property Tax	$19,125.96
Commonwealth of Kentucky (Motor Vehicle, Telecommunication, & Omitted Tangible Tax)	$2,879.78
Interest Earned on NOW Checking Account	$6,856.77
Interest Earned on CDs	$4,301.53
Total Receipts - Fiscal Year 2008-09	$118,561.98
Total Funds Available - Fiscal Year 2008-09	$465,976.09

DISBURSEMENTS - FISCAL YEAR 2008-09

Disbursements - Fiscal Year 2008-09	
Appropriations to Wedco District Health Department	$52,668.00
Building Maintenance & Repair	$18,159.05
Building Improvements (Addition)	$55,794.22
Publication	$131.63
Miscellaneous (Board Meeting Expenses, Bond Insurance, Bank Charges Newspaper Subscription & Safety Deposit Box)	$504.65
Total Disbursements - Fiscal Year 2008-09	$127,257.55
Balance of Funds Available as of June 30, 2009	$338,718.54

BALANCE - JUNE 30, 2009 - TAXING DISTRICT ACCOUNTS

NOW Checking	$218,661.56
Certificates of Deposit (CDs)	$120,056.98

This is to certify that at the close of business on June 30, 2009, a total of $218,661.56 was credited to the NOW Checking Account of the Nicholas County Public Health Taxing District.

s/ Tom A. Ockerman, VP, Deposit Bank of Carlisle

This is to certify that at the close of business on June 30, 2009, a total of $120,056.98 was credited to Certificates of Deposit (CDs) for Nicholas County Public Health Taxing District.

s/ Tom A. Ockerman, VP, Deposit Bank of Carlisle

Witness my hand this the 12th day of August, 2009

s/ Dr. Bob Sparks, Chairman, Nicholas County Public Health Taxing District

Commonwealth of Kentucky
County of Nicholas
Subscribed and sworn to by Dr. R. B. Sparks before me on this the 12th day of August, 2009.
My commission expires September 18, 2010
s/ Sheila Anderson, Notary Public
Kentucky State at Large

Published in The Carlisle Mercury on Wednesday, Aug. 19, 2009

Child Find for Children with Disabilities in Need of Special Education or 504 Services

Child Find
The Nicholas County *School District* keeps educational records in a secure location in each school and Board office.

The Nicholas County *School District* obtains written consent from a parent or eligible student (age 18 or who is attending a postsecondary institution), before disclosing personally identifiable information to an entity or individual not authorized to receive it under FERPA.

For students who have been determined eligible for Special Education, educational records will be destroyed at the request of the parents when they are no longer needed to provide educational programs or services. The Nicholas County *School District* may destroy the educational records of a child without parent request three years after they are no longer needed to provide educational programs or services. Parents are advised that data contained in the records may later be needed for Social Security benefits or other purposes. The Nicholas County *School District* may retain, for an indefinite period of time, a record of the student's name, address, telephone number, grades, attendance records, classes attended, grade level completed, and year completed.

Children eligible for Special Education include those children with disabilities who have autism, deaf-blindness, developmental delay, emotional-behavior disability, hearing impairment, mental disability, multiple disabilities, orthopedic impairment, other health impairment, specific learning disability, speech or language impairment, traumatic brain injury, or visual impairment and who because of such an impairment need Special Education services.

Children eligible for 504 services include those children who have a current physical or mental impairment that currently substantially limits some major life activity which causes the student's ability to access the school environment or school activities to be substantially limited.

The Nicholas County *School District* has an ongoing "*Child Find*" system, which is designed to locate, identify and evaluate any child residing in a home, facility, or residence within its geographical boundaries, age three (3) to twenty-one (21) years, who may have a disability and be in need of Special Education or 504 services. This includes children who are not in school; those who are in public, private, or home school; those who are highly mobile such as children who are migrant or homeless; and those who are advancing from grade to grade, who may need but are not receiving Special Education or 504 services.

The district's "*Child Find*" system includes children with disabilities attending private or home schools within the *school district* boundaries who may need special education services.

The Nicholas County *School District* will make sure any child enrolled in its district who qualifies for Special Education or 504 services, regardless of how severe the disability, is provided appropriate Special Education or 504 services at no cost to the parents of the child.

Parents, relatives, public and private agency employees, and concerned citizens are urged to help the Nicholas County *School District* find any child who may have a disability and need Special Education or 504 services. The District needs to know the name and age, or date of birth of the child; the name, address, and phone number(s) of the parents or guardian; the possible disability; and other information to determine if Special Education or 504 services are needed.

Letters and phone calls are some of the ways the Nicholas County *School District* collects the information needed. The information the *school District* collects will be used to contact the parents of the child and find out if the child needs to be evaluated or referred for Special Education or 504 services.

If you know of a child who lives within the boundaries of the Nicholas County *School District*, who may have a disability, and may need but is not receiving Special Education or 504 services, please call 859-289-3770 or send the information to:

Amy Switzer, Director of Special Education
Nicholas County Schools
395 West Main Street
Carlisle, KY 40311
859-289-3770

Sondra Christy/Kacey Miler, 504 Coor.
Nicholas County Schools
395 West Main Street
Carlisle, KY 40311
859-289-3770

If you know of a child who attends a private or home school within the boundaries of the Nicholas County School District, who may have a disability, and may need but is not receiving Special Education services, please call 859-289-3770 or send the information to:

Amy Switzer, Director of Special Education
Nicholas County Schools
395 West Main Street
Carlisle, KY 40311

"Child Find" activities will continue throughout the school year. As part of these efforts the Nicholas County *School District* will use screening information, student records, and basic assessment information it collects on all children in the District to help locate those children who have a disability and need Special Education or 504 services. Any information the District collects through *"Child Find"* is maintained confidentially.

Written *Policies and Procedures* have been developed which describe the District's requirements regarding the confidentiality of personally identifiable information and *"Child Find"* activities. There are copies in the Principal's office of each school, and in the Board of Education office. Copies of these *Policies and Procedures* may be obtained by contacting:

Pam Randolph, Director of Pupil Personnel
Nicholas County Schools
395 West Main Street
Carlisle, KY 40311
859-289-3770

The District office is open Monday through Friday, from 7:30 a.m. to 3:30 p.m.

The Nicholas County *School District* provides a public notice in the native language or other mode of communication of the various populations in the geographical boundaries of the District to the extent feasible.
If you know of someone who may need this notice translated to another language, given orally, or delivered in some other manner or mode of communication, please contact the *Director of Pupil Personnel, the Director of Special Education or the Section 504 Coordinator* at the address or phone number listed above for the Nicholas Schools.

*Published in The Carlisle Mercury on Wednesday, Aug. 19