COURT NEWS

Index of Terms

ARR = Arraignment
BT = Bench Trial
CT = Court Trial
FTA = Failure to Appear
GP = Guilty Plea
INV = Inventory
JT = Jury Trial
MH = Motion Hearing
MOC = Motion of Counsel
NG = Not Guilty
OH = Other Hearing
PD = Public Defendant
PH = Probate Hearing
PTC = Pretrial Conference
REV = Review
SCD/P = Show Cause Deferred/Installment Payment

Nicholas County District Court Hon. Jay Delaney November 25, 2009

Estate of William E. Clark. PH. Will admitted to probate; order entered.

Estate of: Jerry W. Crouch. PH. Order entered. Dispensing w/administration.

Estate of John Allen Price. REV. inventory filed.

Estate of Elex Treadway. INV. Inventory filed.

In Re Tylor Clay Jenkins. REV. positive home evaluation filed.

In Re: Charles Anthony Washington II. Perjodic settlement filed; taken under advisement.

Amanda B. Beatty. OH. Contempt hearing 12/23/09 at 1:00 p.m.

Teresa Earlywine vs. James Bretz. MH. discover provided; Motion to compel w/drawn

Deposit Bank of Carlisle vs. Logan S. Frymon. MH, settled by parties. Order entered.

Heights Finance Corporation vs. Gary Williams. MH. default judgment for plaintiff.

Clayton T. Kimes. ARR. posses open alcohol beverage container in a motor vehicle. Chg 1 paid in full. Dism MOC.

Kayla R. Arthur. ARR. theft by deception incl cold checks under $300. NG def alleges forgery, PC 1/27/10 at 2:00 p.m.

Matthew Thomas Baker. REV. def remains incarcerated out of Harrison Circuit. Status Review 5/26/10 at 12.

Sandip M. Bhatia. ARR. 1. op mv under/influence of alcohol/drugs etc. .08 1st off. 2. possess open alcohol beverage container in a motor vehicle. 3. refuse to submit to breath/blood/urine tests. SCO 1/27/10 at 12 if DE proof in file, def need not appear. Executed plea form GP w/counsel 200 c and $375 service fee, ADE; driving privileges inky suspended for 90 days bond to be applied to fine and costs bal to be refunded.

Kimberly Bussell. OH. SCO by mail 1/13/10 at 10 a.m.

Rex William Fike. ARR. illegal take/pursue deer/wild turkey. Paid in full 11/25/09

Lindsay A. Grunsing. ARR> speeding 19 mph over limit. Pd in full 11/24/09.

Geoffrey Paul Hamm. OH. On MOC dismissal of 9/16/09 is hereby deemed with prejudice and this case is to be expunged, Order to be submitted.

Connie Sue Hankins. ARR. 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. NG PC 1/27/10 at 1:00 p.m. for pre on all checks.

Elsie S. Hillenbrand. ARR. 1. one headlight 2. failure to notify address change to Dept of transp. SCO by sheriff 12/9/09 at 12.

Lindsey McLean. ARR. 1. theft by unlawful taking/disp all others. 2. criminal possession forged instrument 2nd degree. NG scheduled for PC 12/9/09 at 1:00 p.m. Proof dism MOC w/o prej. NG PC 12/9/90 at 1:00 for proof.

David C. Morris. ARR. paid in full.

Aquilino Z. Patricio. ARR. alcohol intoxication in a public place 1st and 2nd o. 2. assault 4th degree minor injury. PD appted. NG to both charges PC 12/23/09 at 1:00 p.m. interpreter ordered.

William Michael Ratliff. ARR. failure to produce insurance card. GP $100 c SCO 2/10/10 at 10:00 a.m.

Melvin A. Salyer. ARR. violating special permit. On proof of permit, dism MOC.

Nicholas S. Shaver. ARR. speeding 26 mph over/greater. GP $100 C. SCO 12/9/09 at 10:00 a.m.

Anne B. Swanson. ARR.OP MV Under/influence of alcohol/drugs etc. .08 1st off. 2. possess open alcohol beverage container in a motor vehicle NG w/counsel PC 1/20/10 at 10:30 a.m.

Harry E. Toler Jr. ARR. paid in full.

Mary A. White. MH. motion for furlough denied

Cindy Lou Hale Browning. ARR. 1. speeding 20 mph over limit. 2. failure of owner to maintain required insurance/security 1st. Proof dism MOC w/o prej. SCO 1/13/10 at 10:00 a.m.

Amber F. Duncan. ARR. assault 4th degree no visible injury. PD appted. NG PC 12/30/09 at 1:00 p.m.

Cynthia F. Duncan. ARR. assault 4th degree no visible injury. GP $100 c and 30 days in jail, days c.d. and prob 1 yr. unsupervised on cond no further like offense and no unlawful contact w/Amber Duncan.

Robert Lee Jent. ARR. 1. speeding 15 mph over limit. Pd in full. 2. Failure of non-owner operator to maintain req insurance. Proof Dism MOC w/o prej.

Whitney L. Whitaker. ARR. alcohol intoxication in a public place 1st and 2nd o. 2. possess open alcohol beverage container in a motor vehicle. GP $25 c. Dism per statue SCO 1/13/10 at 10:00 a.m.

Melissa Kathryn White. ARR. failure to notify address change to dept of transp. STS pd and approved Proof Dism MOC.

Michael P. Feeback. ARR. 1. operate MV w/influence alc/drugs .08 2nd offense. 2. failure of owner to maintain required insurance/security 1st. 3. no/ expired Kentucky registration receipt. PD appted NG to all charges PC 12/30/09 at 1:00 p.m. OL pretrial suspended to be surrendered NLT noon on 11/30/09. Bond increased to $2500.00 10% auth cond; No driving and no new offenses.

Casey A. Haughaboo. OH. 1. speeding 16 mph over limit. 2. possess controlled substance 1st offense. 3. controlled substance prescription not in orig container 1st. Def. incarcerated in another BW to remain as holder.

Merel Ritchie. OH. Def admits contempt ordered to serve 25 days in jail, cr for 15, in satisfaction of all fines and costs herein.

Merel Ritchie. OH. Def admits contempt Ordered to serve 25 days Cr 15 all concurrent w/08-f-038 and 07-M-062 in satisfaction of Sentence originally

Jenna Kaye Abnee. ARR. 1. operate MV under/influ alc/drugs .08 aggravator 2nd off. 2. refuse to submit to breath/blood/urine test. 3. driving DUI suspended license 1st offense aggravator. 4. failure of nonowner operator to maintain re insurance 1st. 5. possess open alcohol beverage container in a motor vehicle. PD appted NG to chrgs 1-3 an 5 PC 12/2/09 at 1:0 p., bond increased to $250.00, 10% auth cash, 90% surety by mother, cond no driving and no new offenses OL pretrial suspended (def denies OL on susp license. Proof dism MOC w/o prej.

James C. Brierly. ARR. criminal mischief 3rd degree. Previously bonded for 12/9/09 at 12:00 p.m.

Travis G. Dingess. ARR. 1operate MV under/influence alc/drugs .08 aggravator, 3rd. 2. Driving-DUI Suspended license. Refuse to submit to breath/blood/urine tests. 4. failure of nonowner operator maintain req insurance 2nd or > executed form GP $350 c and $375 service fee, ADE, OL license plates susp 18 months (Def states does not have OL to surrender); 60 days in jail 25 to serve (cr 7) bal of 35 days c.d. and prob 2 yrs. Unsup on cond no further like offenses, if approved by jailer, def may serve remaining 18 days on weekends, provided each day shall be full 24 hours and def shall pay, all cost of such weekend service; weekend service to be 6 p.m. Fri to 6 p.m. Sunday 12/4/09 Chg 1 amended MOC to DUI 2n offense w/agg GP 60 days in jail, 30 to serve (cr 7) to run concurrently w/chg 1 and which may be served on weekends or set out if chg 1, bal of 30 days cond disch and prob 2 yrs unsup on cond no further like offenses. SCO 1/13/10 atg 10 a.m.

Marvin Bailey. PTC: 1. failure to dim headlights 2. op mv under/influence of alcohol/drugs etc .08 1st off. 3. failure of owner to maintain required insurance/security 1st. PC cont at request of defendant to 12/23/09 at 1:00 p.m. for proof as to chg 3

Jimmy George Bentz. SENT. Def sentenced to service and fees 32 days in lieu of fine and costs, credit for 27 days served.

Thomas Layton Bruin. SCD/IP. SCO 12/9/09 at 10 a.m.

Samuel L. Campbell Jr. PTC. 1. OP MV under/influence of alcohol/drugs etc. .08 1st off. 2. license to be in possession.

Paul T Hendricks. PTC> 1. failure to or improper signal 2. failure of owner to maintain required insurance/security 1st. 3. op mv under/influence of alcohol/drugs etc. .08 1st off. PC cont by agreement to 12/23/09 at 1:00 p.m.

Damon Jackson. PTC. operating on suspended/revoked operators license. Dismissed MOC for reason stated.2. license to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Damon W. Jackson. PTC. License to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Mary E. Jones. PTC. falsely reporting an incident. Diversion successful. Dism MOC by agreement.

Darin T. Link. 1. assault 4th degree domestic violence no visible injury. 2. dery cabinet

See COURT Page 13

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COURT NEWS

COURT Continued from Page 12

scom to inspect zoning site. 3. use/possess drug paraphernalia 1st offense. 4. traffic in marijuana 8 oz to < 5 lbs, 1st offense. 5. 1st degree possession of CS/cocaine 1st offense. 6. endangering the welfare of a minor. 7. disorderly conduct 2nd degree. Def appeared w/atty PH 12/23/09 at 2:00 p.m. 10/20 day rule waived w/counsel.

Christopher L. Mitchell. PTC. op MV under/influence of alcohol/drugs etc. .08 1st off. Jury Trial previously set herin for 12/4/09 is hereby cancelled. PD partial fee $150.00 Executed plea form GP w/counsel $200 c and $375 service fee, fine converted to time served; ADE; OL suspended 30 days OL surrendered SCO 2/10/10 at 10 a.m

James W. Moore. REV review 1/6/10 at 1:00 p.m.

David C. Morris. PTC. OP MV under/influence of alcohol/drugs etc. 08 1st off. SCO by mail 12/9/09 at 1:00 p.m.

Belinda Phillips. PTC> no operators/moped license. Review 1/27/10 at 12 for C.S.and report. Diversion order entered; Redocket 5/26/10 at 12 to be dismissed w/o appearance if diversion successful.

Alice Michele Prather. PTC. 1. OP MV under/influence of alcohol/drugs etc .08 1st off. Executed plea form GP $200 c and $375 service fee, ADE; OL suspended 90 days (OL to be retrieved and surrendered by jailer; ADE. Based on confession of Co. Def Dism MOC. SCO 12/9/09 at 10 a.m.

Dustin C. Clark, PTC> operate MV under/influence of alcohol/drugs .08 3rd offense. Def remains in residential rehab. PC 2/3/10 at 1:00 p.m.

Damon Jackson. PTC. operating on suspended/revoked operators license. Dismissed MOC for reason stated.2. license to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Damon W. Jackson. PTC. License to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Mary E. Jones. PTC. falsely reporting an incident. Diversion successful. Dism MOC by agreement.

Darin T. Link. 1. assault 4th degree domestic violence no visible injury. 2. dery cabinet

Brandon W. English. PTC. 1. op MV under/influence of alcohol/drugs etc .08 1st off. Executed plea form GP w/counsel $200 c and $375 service fee, ADE; OL suspended 90 days (jailer to retrieve and surrender OLD to Court) bond to be applied to fines and costs in full bal refunded. 2. refuse to submit to breath/blood/urine tests. 3. failure of owner to maintain required insurance/security 1st. On proof dism MOC w/o prej. 4. failure to notify address change to dept of transp. On proof Dism MOC.

Lori B. Soshy. REV. previously remanded.

Amanda G. Wells. SCD/IP. Pd in full 11/24/09.

Samuel Campbell Jr. ARR. OP MV under/influence of alcohol/drugs etc. .08 1st off. PD Partial fee waived consecutive to 09-M-0091 PD appted based on representation in other cases executed plea form GP w/counsel $200 C and $375 service fee, ordered entered 10 days in lieu of fine, cr for 18 days seryd; OL susp 90 days jailer to retrieve and surrender OL; ADE SCO 12/9/09 at 10:00 a.m.

Alice Michele Prather. PTC. 1. OP MV under/influence of alcohol/drugs etc .08 1st off. Executed plea form GP w/counsel $200 c and $375 service fee, ADE; OL suspended 90 days (OL to be retrieved and surrendered by jailer; ADE. Based on confession of Co. Def Dism MOC. SCO 12/9/09 at 10 a.m.

Dustin C. Clark, PTC> operate MV under/influence of alcohol/drugs .08 3rd offense. Def remains in residential rehab. PC 2/3/10 at 1:00 p.m.

Paul T Hendricks. PTC> 1. failure to or improper signal 2. failure of owner to maintain required insurance/security 1st. 3. op mv under/influence of alcohol/drugs etc. .08 1st off. PC cont by agreement to 12/23/09 at 1:00 p.m.

Damon Jackson. PTC. operating on suspended/revoked operators license. Dismissed MOC for reason stated.2. license to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Damon W. Jackson. PTC. License to be in possession. GP $25 SCO 1/13/10 at 10 a.m.

Mary E. Jones. PTC. falsely reporting an incident. Diversion successful. Dism MOC by agreement.

Darin T. Link. 1. assault 4th degree domestic violence no visible injury. 2. dery cabinet

Timothy Joe Johnson. PTC. 1.failure to wear seat belts. 2.Failure of owner to maintain required insurance/sec 2nd or > PC cont for proof to 12/2/09 at 1:00 p.m. for proof of chg 2. 2. Failure of owner to maintain required insurance/sec 2nd or >

Darin T. Link. PTC: receiving stolen property (Firearm). Def appeared w/counsel PH 12/23/09 at 2:00 p.m. 10/20 day rule waived w/counsel.

Donielle N. Woods. PTC. Theft by deception include cold checks under$500. PD appted PC reset 12/30/09 at 1:00 p.m.

Clifford R. Cadle. PH> sexual abuse 1st degree victim u/12 years of age. PH cont at request of def to 2/6/10 at 2:00 p.m. 10/20 day rule waived w/counsel/

Jeff Farrow. PH. Cultivation of marijuana, 5 or more plants 1st offense. PH waived w/counsel Def bound over to GJ, bond and bond cond to remain as set.

Jamie Lane McCarty. PH. Flagrant non support. Cont for PC 12/9/09 at 1:00 p.m. SCO by mail to def.

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 10. 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 PH cont MOC to 12/9/09 at 2:00 p.m. SCO by sheriff.

Nicole Vaughn. OH. Cont at req of Def to 12/2/09 at 1:00 p.m.

Nicole Vaughn. PTC. OP MV Under/influence of alcohol/drugs etc. .08 1st off. PC Cont at request of def to 12/2/09 at 1:00 p.m.

Eric Brandon Earlywine. PH. 1. Criminal possession forged instrument 2nd degree. 2. fraudulent use of credit cards o/$100 w/6 mo period.Cntd by agreement for PC to 1/27/10 at 1:00 p.m 10/20 day rule waived..

Dustin K. Hughes. PTC. 1. speeding 26 mph over/greater 2. improper passing. 3. improperly in the left side of the road. 4. reckless driving. 5. use/possess drug paraphernalia 1st offense. 6. criminal mischief 2nd degree. Motion for discovery filed. CW to respond w/in 30 days PC cont to 12/30/09 at 1:00 p.m.

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