

COMMONWEALTH OF KENTUCKY
BOONE COUNTY CIRCUIT COURT
54th JUDICIAL CIRCUIT
CASE NO. 05-CI-00436

ENTERED
BOONE CIRCUIT/DISTRICT COURT
JUL 1 - 2005
BY PAT GUTZEIT CLERK DC

MILDRED ABBOT, et al)
)
 Plaintiffs)
)
 vs.)
)
 STANLEY M. CHESLEY, et al)
)
 Defendants)

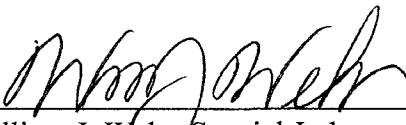
CASE NO. 05-CI-00356

KENTUCKY FUND FOR HEALTHY)
LIVING, INC.)
)
 Plaintiff)
)
 vs.)
)
 MILDRED ABBOTT, et al)
)
 Defendants)

This matter is before the Court upon Defendants' Motions for Summary Judgment. The Court reviewed the entire record, including the tapes provided by the Boone County Circuit Court Clerk, considered all other matters and otherwise was advised sufficiently. It appearing that there remain genuine issues of material fact pursuant to *Steelvest, Inc. v. Scansteel Service Center, Inc.*, 807 S.W.2d 476 (Ky. 1991);

IT IS ORDERED that Defendants' Motions for Summary Judgment are overruled. Further,

IT IS ORDERED that this matter shall be set for a Status Conference on August 8, 2005, at 9:30 a.m.



William J. Wehr, Special Judge

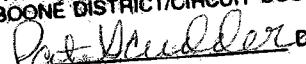
cc: Honorable Angela M. Ford
836 Euclid Avenue, Suite 311
Lexington, KY 40502

Honorable William Johnson
326 W. Main Street
Frankfort, KY 40601

Honorable Robert Sanders/Honorable Justin Sanders
1017 Russell Street
Covington, KY 41011

Honorable William J. Wehr
Special Judge
Campbell County Courthouse
330 York Street
Newport, KY 41071

CERTIFICATE
I, PAT GUTZEIT, Clerk of the Boone District/Circuit Court, hereby certify that I have mailed a copy of the foregoing order and notice to all parties hereto at their last known addresses or their counsel of record this 1 day of July, 2005.

PAT GUTZEIT
BOONE DISTRICT/CIRCUIT COURT
 B.C.