

KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
401 NORTH MARKET - COURTROOM 408  
WICHITA, KANSAS

**NOTICE**

The parties are hereby notified when sentencing is challenged in any criminal appeal, the State, under Rule 2.042, has a continuing obligation to notify the appellate court clerk, in writing, of any change in the custodial status of the defendant during the pendency of the appeal. The State should determine the defendant's custodial status when the case is scheduled for oral argument or assigned to the summary calendar docket.

Oral arguments are limited to 15 minutes each for appellant and appellee, except as otherwise provided by Supreme court Rule 7.02(e). If additional time has been granted, it is shown below the case number.

All attorneys are expected to be present at the beginning of the morning or afternoon session in which their arguments are scheduled. Argument is sometimes waived and last minute emergencies occasionally necessitate rearranging the order of the docket.

Failure to appear at the proper venue in a timely manner may result in the waiver of oral argument. The location of argument for each docket is placed at the top and bottom of each page.

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Before GREENE, P.J., MALONE, J., and KNUDSON, S.J.  
**Tuesday, November 17, 2009 - 9:00 a.m.**

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101,566

Edwards

Dean D. Welsch, Appellant

Larry E. Keenan  
Michael K. Johnston

v.

Trivestco Energy Company, et al.,  
Appellees

Michael P. Womack  
Gordon B. Stull

Hearings for this docket are in WICHITA.

KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
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WICHITA, KANSAS

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Before GREENE, P.J., MALONE, J., and KNUDSON, S.J.  
Tuesday, November 17, 2009 - 9:00 a.m., continued

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100,502  
20 MIN.

Sedgwick

Michael D. Cooper, Appellee  
v.  
Nexlearn LLC, Appellant

Kevin M. McMaster  
  
James D. Oliver

101,562  
20 MIN.

Rice

Scott Ochs, Appellant  
  
v.  
Federated Mutual Insurance Company,  
Appellee

Matthew L. Bretz  
Mitchell W. Rice  
  
Chelsea S. Boldra  
Richard W. James

KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
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WICHITA, KANSAS

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Before GREENE, P.J., MALONE, J., and KNUDSON, S.J.

Tuesday, November 17, 2009 - 1:30 p.m.

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100,831

McPherson

David Steed and Janice Steed,  
Appellants

Mark E. Kelly

v.

McPherson Area Solid Waste Utility  
and

Justin L. Gunter-Nelson, Appellees

Marc A. Powell

101,544

Stafford

20 MIN.

James Bedard, Appellant

Matthew L. Bretz  
Mitchell W. Rice  
Chelsea S. Boldra

v.

Scottsdale Insurance Co., and  
National Casualty Co., Appellees

Kevin M. McMaster

101,040

Sedgwick

20 MIN.

Erin Renee Duncan, et al., Appellees

Mark B. Hutton

v.

West Wichita Family Physicians, P.A.,  
Defendant, and

Steven C. Day

Robyn Hartvickson, M.D., a/k/a  
Robyn Harris, M.D., Appellant

Hearings for this docket are in WICHITA.

KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
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WICHITA, KANSAS

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Before GREENE, P.J., MALONE, J., and KNUDSON, S.J.  
Wednesday, November 18, 2009 - 9:00 a.m.

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101,490

Sedgwick

Ann G. Downing, et al., Appellants

Terry J. Torline

v.

Janet S. Kingsley, Defendant,  
and Robert W. Bulis, Appellee

Ann G. Downing, et al. Appellants

v.

Unified School District No. 266, Appellee     Stephen E. Robison

100,576

Montgomery

Roger Dean Daniels, Appellee

Robert W. Lattin

v.

Quest Cherokee, L.L.C., Appellant

David E. Bengtson  
Mary M. McPheeters

99,896

Sedgwick

45 MIN.

Samantha McGinnes, et al., Appellants

Aaron Smith  
Bradley J. Prochaska  
Lee H. Woodard  
Timothy J. Finnerty  
Toby Crouse  
Cathy J. Dean

v.

Wesley Medical Center, Defendant  
Estephan N. Zayat, M.D., Appellee

Hearings for this docket are in WICHITA.

**KANSAS COURT OF APPEALS**  
**Before GREENE, P.J., MALONE, J., and KNUDSON, S.J.**  
**Wednesday, November 18, 2009**

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**SUMMARY CALENDAR - NO ORAL ARGUMENT**

These cases shall be deemed submitted without oral argument, and an opinion may be released prior to the regularly scheduled docket without further notice.

The cases will receive full consideration by the assigned panel of Judges.

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101,165	State v. Ashley Reed
100,686	State v. George Alvin Wilson
101,909	Toni Ostmeyer v. The Right Solutions, et al.
101,840	State v. Daniel E. Ayala
102,518	State v. Linson H. Drake
102,015	State v. Roger A. Collins
101,478	Lloyd Vincent v. State
102,508	Steven K. Bloom v. David McKune et al.
101,692	In the Matter of the Marriage of Short
101,898	State v. Dustin Laroche
102,294	State v. Bruce L. Epps
101,403	State v. Joseph Kilwein
101,867	Security Bank of K.C. v. Kathy V. Williams, et al.
101,725	State v. Ray M. Bailey
99,756	State v. Hasmar I. Turcios-Ganuza
101,491	Frankie Hernandez v. State
101,049	State v. David U. Jones
101,730	State v. Matthew Schroeder