

COURT OF APPEALS OF KENTUCKY

Internal Use Only

CIVIL APPEAL PREHEARING STATEMENT  
Please consult CR 76.03(3) in completing this form.

APPELLANT

\_\_\_\_\_  
\_\_\_\_\_

V. Court of Appeals Docket No. \_\_\_\_\_  
(Leave Blank)

APPELLEE

\_\_\_\_\_  
\_\_\_\_\_

Appeal From \_\_\_\_\_ Circuit Court - Action No. \_\_\_\_\_

Trial Judge: \_\_\_\_\_

Date Judgment / Order Appealed From Entered \_\_\_\_\_

Date Notice of Appeal Filed \_\_\_\_\_ Notice Of Cross Appeal \_\_\_\_\_

Counsel For \_\_\_\_\_ (Appellant)

(Identify Party / Parties)  
( ) Plaintiff; ( ) Defendant; ( ) Other (specify) in trial court  
Appellant Counsel: Name \_\_\_\_\_  
Address \_\_\_\_\_  
City / State \_\_\_\_\_  
Telephone \_\_\_\_\_

Counsel For \_\_\_\_\_ (Appellee)

(Identify Party / Parties)  
( ) Plaintiff; ( ) Defendant; ( ) Other (specify) in trial court  
Appellant Counsel: Name \_\_\_\_\_  
Address \_\_\_\_\_  
City / State \_\_\_\_\_  
Telephone \_\_\_\_\_

1. Has this case been before an Appellate Court previously \_\_\_\_\_  
If so, when and identify \_\_\_\_\_

2. **Type of litigation** (type of order; e.g., automobile negligence, breach of contract, domestic, product liability, property dispute, tax, UCC, zoning, etc.) **\*\* Attach a copy of the complaint or other document initiating the Circuit Court action \*\***

3. **Circuit Court Disposition** (type of order; e.g., Default or Summary Judgment, Dismissal, etc.)  
**(Attach a copy of the final judgment and any separate written opinion by trial court.)**

4. **Relief:**

(a) Damages: Amount Sought \$ \_\_\_\_\_  
Amount Granted \$ \_\_\_\_\_

(b) Injunction: ( ) Granted ( ) Denied

(c) Other: \_\_\_\_\_

5. **Facts and Issues:** (Brief statement of facts claims, defenses and issues litigated.) (Attach a separate sheet if necessary.)

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6. Briefly state issues proposed to be raised on appeal (including jurisdictional challenges) and any question of first impression. (Attach a separate sheet if necessary.)

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7. Will the appeal turn on an interpretation or application of a particular case or statute?

\_\_\_\_\_ If so, cite case or statute number.

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8. Is there any known case involving substantially the same issue now pending before either appellate court of this state?

\_\_\_\_\_ If so, identify.

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9. Should this appeal be designated as a special appeal under CR 76.05? \_\_\_\_\_ Why or why not?

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### CERTIFICATION

I / We hereby certify that a copy of the foregoing statement was executed and a copy served on:

**NOTE: Items 2 and 3 (above) require documents to be attached to this form for proper filing.**

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

Name:

Address:

The filing of a civil notice of appeal suspends the running of time for further steps in the appeal – see CR 76.03(14)