THE GATEKEEPING RAINMAKER

The snowball might have begun with Attorney Moore's unfounded Motion to Strike, but actions taken directly by the Court of Appeals, regardless whether it was by the clerks that are related to opposing counsel, or the assigned judges themselves, all played a role in denying Steve Chandler and his family their Constitutional Rights and ability to litigate his claims fairly and fully upon their merits

Both myself and Steve Chandler desperately tried to prevent this egregious miscarriage of justice from taking place long before the scheduled trial. Despite our relentless efforts, the end results came down to a corrupt interpretation of the phrase "judicial discretion." Which ultimately resulted in deliberate actions by the CoA to conceal and cover-up the misconduct of the parties involved.

IN THE END, SIX (6) of the FOURTEEN (14) COURT OF APPEAL JUDGES RECUSED THEMSELVES –

yet still...

NOBODY even tried to step in and stop the snowball from getting out of control.

(Revised 11/12)

MAIL COMPLAINT BACK TO:

KENTUCKY BAR ASSOCIATION
OFFICE OF BAR COUNSEL
514 WEST MAIN STREET
FRANKFORT KY 40601-1812

COMPLAINT FORM

(Please print or type)

DATE: 10/18/2013

NAME AND ADDRESS OF COMPLAINANT (Please print)

Steven R. Chandler
454 Weston Road
Marion, KY 42064

PHONE # (270) 704-3163

NAME & ADDRESS OF ATTORNEY AGAINST WHOM COMPLAINT IS MADE

Brucie Moore
110 South Court Street P.O. Box 2012
Morganfield, KY 42437

IF THE COMPLAINT INVOLVES A COURT CASE, PLEASE PROVIDE THE FOLLOWING:

CASE NO. 11-CI-00150

COURT: Circuit

COUNTY: Crittenden (if a state case)

PARTY NAMES: Steven Chandler v. Williams Robinson, et al

IS THE CASE ACTIVE? Yes

COMPLAINT INSTRUCTIONS:

1. If you have a complaint against more than one attorney, use a SEPARATE complaint form for each attorney, with the details and relevant exhibits attached to each separate complaint. If you are filing more than one complaint, do not combine your complaint details or your exhibits into one document, or make a specific comment about a complaint filed against another attorney, or it will be returned to you. We will not accept complaints against law firms.
2. Send your complaint with an original notarized signature. We will not accept a copy of your signature.
3. State specifically, on each individual complaint, what the attorney did or failed to do which you believe constitutes unethical conduct.
4. Provide the names, addresses, and phone numbers of witnesses.
5. Attach COPIES of any receipts, contracts, or other documents which are important to the complaint, to the back of each individual complaint. Keep your own original documents.
6. Please do not bind your complaint. Type or write your complaint legibly in black ink so it can be copied.
7. You may add more pages to this form if necessary.
8. If you believe that drugs, alcohol or mental disability affected the lawyer's representation, please state what facts support your belief.
9. Kentucky Supreme Court Rule 3.150 provides that this matter is confidential at this stage of the proceedings, until the Inquiry Commission or its Chair has acted.
10. The Kentucky Bar Association does not represent you in this matter but acts to investigate complaints on behalf of the Kentucky Supreme Court.

DETAILS OF COMPLAINT

I am the Plaintiff for a Will Contest complaint for my brother's estate. The judge for my case is Judge Williams, whom my complaint is about. Since the beginning, my family and I have noticed that the judge is extremely biased toward the other attorney in my case, Brucie Moore. Everyone in my town is well aware of the fact that Judge Williams sides with Brucie Moore in, well, all of her civil cases. I understand I cannot just state that Judge Williams is biased, I must show proof. Well, to begin, my attorney filed a Motion to Recuse, she then denied the Motion and ignored all of the complaints I had against her. The judge has also made comments here and there proving she is biased, for example, when in the courtroom at the end of the hearing she rolled her eyes and snickered toward Brucie and said "interesting case". In my opinion and many others, I do not believe my deceased brother whom is not capable of making his own decisions is something to snicker about or to make a sarcastic remark about. When I saw her doing that, it really offended me. Judge Williams has ignored many things that my attorney has tried to point out, she states that it is "irrelevant".

The party you are filing the complaint against will receive a copy of your complaint, and may be asked to respond to your allegations.

I swear that all of the foregoing statements are true and correct to the best of my knowledge and belief and that I will voluntarily appear and testify to the facts in the complaint if called upon to do so by the Kentucky Bar Association.

_____
SIGNATURE OF COMPLAINANT

NOTARY'S CERTIFICATE - COMPLAINT MUST BE NOTARIZED

COMMONWEALTH/STATE OF: _____)

COUNTY OF: _____)

The above complainant _____ (print complainant's name) appeared before me in person, and the complaint being subscribed and sworn to before me, a Notary Public, in and for the State and County this the _____ day of _____, 20_____.

_____
NOTARY PUBLIC
My Commission expires:_____

October 18, 2013

To whom it may concern:

My name is Steven R. Chandler. I am the Plaintiff in a Will Contest complaint for my brother's estate. I am a life long resident of Crittenden County, Kentucky. My family has been farming in Crittenden County for over 200 years. Although I might wear overalls and work in the dirt, I am a hard working law abiding American Citizen who pays taxes. Most recently my rights and the rights of my family has been trampled on by a corrupt biased judge and local attorney. My attorney filed a Motion to Recuse, after the Judge has repeatedly showed a strong bias toward her close friend Brucie Moore. Judge Williams denied my motion, and completely ignored all of my complaints against her, and made up an untrue excuse for going out of her way to talk bad about my attorney to other judges.

From the very beginning, my family expressed our concerns about the well-known close relationship between Judge Rene Williams, and Union County Attorney Brucie Moore. It is well known fact in this area, that Judge Williams always sides with Brucie Moore in her civil cases. To put it another way, the first to hire Brucie Moore wins.

At the initial probate court in front of young Judge Heady, Brucie Moore, asked the Judge to advise my attorney to inform her client that if he files a will contest that it would be an abuse of process, and that he would have a lot to lose. Judge Heady stayed completely neutral, stating that he wasn't going to advise Ms. Powell of anything.

After my attorney filed my case. Brucie Moore filed a Motion to Strike, requesting that more than half of the numbers be stricken from my complaint. When I left the hearing for Brucie's motion, I left there in tears because I felt as if I was under direct attack by Judge Williams. She personally attacked me by asking questions like, "if something was wrong with your brother why didn't you protect him, or protect your mother?"

I have placed a copy of the hearings, all filings and transcripts that my attorney sent me. It was clear to anyone in the Courtroom that the Judge was against me and my family from the very beginning. At the end of the hearing she went as far as to role her eyes, snicker in the direction of Brucie Moore and say, "interesting case."

In April of 2012, Judge Williams granted Brucie's motion to strike, striking over half of my evidence and witnesses from my case. The order made clear Judge Williams bias and one sided opinion. She even called me the "estranged brother," despite the fact that my attorney already called Bruce Moore out on that in Court at the hearing. My family and I once again expressed our concerns to my attorney, about the Judge being against us. Ms. Powell assured us that she would file her objection to hold record for appeal. Nearly six months later Judge Williams sent another order to my attorney overruling her objections.

When Brucie Moore filed her answer it contained a counterclaim for an Abuse of Process against me. Which she had already threatened me with in probate court. The counterclaim was completely made up and contained nothing but lies made up by Brucie Moore, and a personal attack on my attorney. My attorney responded with a Motion to Dismiss, informing Judge Williams that the entire thing was all lies, and that Brucie Moore should file a complaint with the KBA if she had a problem with anything that she has done. Brucie Moore then filed a memo to the court containing more lies and false information. As suspected at the very beginning, when Ms. Powell interviewed Randy Fish he confirmed that he had no idea about the counterclaim and that I have not contacted him at all or attempted to extort some deal with

him for my families land. The whole entire thing was a direct intentional set of lies made up by Brucie Moore trying to scare me out of continuing with my case. PROOF #30 (transcript) page 62-63.

Instead of publicly embarrassing Brucie Moore in open court by calling her out on her lies and misrepresentations, my attorney sent an email to Judge Williams and Brucie Moore pointing out the intentional misrepresentations made by Brucie Moore. According to Ms. Powell, neither one of them replied. THE EMAIL IS IN #(21)

A few months later, Ms. Powell was made aware of a conversation initiated by Judge Williams about her at some conference. Judge Williams went out of her way to talk to a Judge in her area where she bad mouthed my attorney for no reason at all. This only occurred after my attorney served Brucie Moore with an action in federal court for some other corrupt dealings Brucie was involved with. You know what they say, "the best defense is a good offense." Judge Williams is the very person who admitted to this conversation, and even who it was with, but gave some excuse about not knowing for sure where Ms. Powell's office is. PROOF December, 2012 Hearing

The following is just information to catch you up, just in case you don't want to read through everything.

In July 2011, at the age of 46 my little brother was found deceased in the basement of our family home. My brother was essentially an adult child that lived with my parents all of his life, until my mother passed away in December 2007. All throughout childhood and in his adult life, he never had any friends, he didn't even go out and play at recess, and he never even had one single date. My mother was a school teacher in Crittenden County for over 20 years. My mother and father both pushed my brother through school. When he got out of high school, my father enrolled him in a trade school and then got him his first job at a machine shop. He didn't last long there because he was fired from the machine shop because he could not keep up with production. I then made a few calls for him and helped get him on at Rayloc, which is a plant in Morganfield, Kentucky. Due to the repetitive nature of the plant my brother was able to hold down that job for nearly 13 years. With perfect attendance for 12 of those years. He had such a strict routine his employment records showed that he clocked in at 3:49 p.m every single day. My brother had severe social problems, and he was fine for the most part, as long as his routine was not interrupted.

Despite growing up on the farm, my brother never actually worked the farm with my father and I. My entire family knew that Keith was slow all of his life, but there was never a formal label placed on him by any doctor. My brother would only do something if he was instructed to do so by my father. My mother asked several members of the family to help keep an eye on Keith because in her words, "he was not dealing with a full stack."

What happened next has been described by many who personally knew my brother, "like taking candy from a baby." After my father passed away in December of 2004, a man he worked with at Rayloc named Randy Fish began coming around my family home during hunting season. After speaking with a lifelong neighbor, Melinda McManness, I expressed my concern to my brother over this sudden close friendship. Melinda and her mother overheard Randy Fish talking to another man at my father's funeral telling him, "now that old man Chandler was out of the way, he was certain that Steve would not be a problem."

Randy Fish was obsessed with hunting, so at the time I thought this was only related to the ability to hunt on my brother's land. Once my brother was found deceased I learned that my brother had made a will leaving all of his farm land and property to Randy Fish's five year old son Payton Fish. The will was done in 2006 by Judge Williamson close friend, Union County Attorney Brucie Moore. My brother never

mentioned this will to anyone in the family. My mother was still living at the time, and still had a life estate in the family home.

After my father passed away, my brother became a completely different person. Around the same time of making the will, Randy Fish brought and helped him install new locks at my parent's house. He also brought chains and locks to block off and separate my land from my brother's land, even though I was the only one farming all of the land that entire time. My brother began taking all of his cues from Randy Fish. He wouldn't even give my mother a key to her own house. I feel like for the first time he felt like he had his own friend, and was not just hanging around me and my friends. Up until 2005, every year Keith would hunt with me and my friends, and I would always let him pick his hunting spot first.

During an interview with my attorney Randy Fish admitted that he hunted with my brother for first time in the fall of 2005, and that was the first year that he ever took five year old Payton Fish to my family's home. PROOF SET OUT IN #30 (transcripts) p. 22-29. After the plant closed in 2008, Randy Fish and his family had very little contact with my brother, and only came around during various hunting seasons. Randy Fish has been all over the internet holding himself out to be the owner of my families land. PROOF SET OUT IN #30 (transcripts) p. 22-29

Without my parents there to guide my brother, he fell completely apart when the plant closed. He became a complete recluse, often times living with no water or even electricity. He would depend on our 90 year old Aunt Elwanda, and occasionally me to bring him food and water. On several occasions, I went and had his lights and utilities turned back on for him, only for him to have them shut off again for non-payments a few months later, even though he had nearly $76,000 in the bank. My brother never paid any bills or handled any finances. My mother took care of everything for him. After she died, I paid all of the property taxes on the family farm to prevent them from being sold at the courthouse steps.

Since my brother never took care of anything on his own, without being instructed by my father to do so, we don't believe that it was his idea in whatsoever to make out a will and leave everything to a little boy that he knew less than a year. I will admit that after my father passed away, and Randy Fish sunk his claws into my brother, our relationship was certainly strained. I told him that Randy Fish was using him, and I didn't like the way he was treating our mother, but we were still brothers, and I still looked out for him like my mother and father told me to. He never would have behaved that way, if our father was alive, or if he was not being influenced by someone else. We never had any major problems before that snake Randy Fish came along.

My family and I have suspected foul play from the very beginning. We requested an autopsy but it came back as undetermined due to excessive embalming of his body. We were shockingly upset and mortified when we learned that Randy Fish worked as a Deputy Coroner at the very funeral home that we sent Keith's body to. Although, Randy Fish would clearly have an opportunity, and know how to cover up a murder, Judge Williams struck this information stating that it was irrelevant and immaterial. Not to mention his story does not add up. In an interview he told my attorney that he called my brother several times on the day that my brother's body was found, and the phone records clearly show that he is lying. He also said he never went in the basement where my brother was found, but I was there and yes he did. PROOF #30 (transcripts) pages 12-13, 55-56, and 57-58.

My attorney is appealing Judge Williams ruling herself, but has asked me to file my own complaint to express how I am feeling. My attorney is now 7 months pregnant and is facing complete bed rest if she doesn't get her blood pressure down. Even after being personally attacked by Judge Williams, and Brucie Moore, she has repeatedly stood up for me and my family, so at the very least I can do the same for her. She doesn't deserve what Judge Williams and Brucie Moore has put her through, and neither do we. I could

never forgive myself if I didn't file my own complaint and something happened to her or her baby. This clear corruption is not right by anyone's standards, and it has to be stopped.

Brucie Moore and her little clan think they are the untouchables, and have been for several years. Brucie Moore brags about her and her husband's political campaign contributions and about her hometown relationship and connection with KY State Attorney Jack Conway. I may be just a farmer, but despite what Judge Williams and Brucie Moore think, I am no dummy, and the Chandler family and majority of the citizens in the area see right through their actions.

My family and I would love for someone to take this matter seriously and investigate the unexpected unexplained death of my 46 year old little brother. But at this given time, I will settle for removing both Judge Williams and Brucie Moore off my case, and give me an opportunity to present my case where the deck is not already stacked up against me and my attorney. If something is not done, Judge Williams will for sure give Brucie Moore a summary judgment, which would allow her to take her attorney fees out of my brother's accounts. Brucie Moore already attempted to hide $36,000 from my brother's 401K from the Court. It was never turned in on the inventory list and my attorney just happened to find it when she requested his employment file. There were a few other bank accounts and CD's that Brucie Moore didn't include in the record, not to mention several of mine and my father's guns.

Throughout this entire ordeal my family and I have repeatedly robbed. After Randy Fish got his hooks into my brother, we were robbed of good times with him. We were robbed of a long life with my brother, and now thanks to Judge Williams, and Brucie Moore's close corrupt relationship we are being robbed of the ability to prove our case, and have our day in court.

I strongly encourage and urge somebody to take a look at all of the cases in this jurisdiction between those two over the years. It has been common knowledge in this area all the way back to when Judge Williams was only a misdemeanor judge. It is exactly these types of actions that keep away any decent trustworthy lawyer from practicing in this area. My own attorney has turned down many cases that I have sent to her, saying that "they don't make a helmet thick enough to put up with their crap."

I have high hopes that whoever receives this package actually believes in justice, and doesn't just give lip service to the idea. I have sent a copy to the address on the website, and to the only address I can find for the second in command behind Judge Williams, Andrew C. Self. If I have mistakenly sent this to the wrong person, please tell me who I need to send it to. I am at my wits end with this entire ordeal, I need help. I have supplied you with a copy of all the information that my attorney has given me. She may have more papers that could be more help to your investigation. Since she is at her breaking point to, I can only assume that she would be happy to help in anyway she can.

Thank you to anyone who cares enough to take the time to read over my letter and complaint.

With kindest regards,

Steven R. Chandler

Steven R. Chandler, and family
454 Weston Road
Marion, KY 42064
(270) 704-3163

To Whom it May Concern:

I am the Plaintiff for a Will Contest complaint for my brother's estate. The Defendant's attorney has consistently engaged in unprofessional, unethical, immoral acts throughout the two year process. Brucie Moore at the initial probate hearing threatened me personally with an abuse of process claim if I filed my complaint in Circuit court. She told me that I had a lot to lose if I continued my cause of action against the thieves who took advantage of my brother.

I hired an attorney by the name of Kayce Powell. Ms. Powell filed my complaint setting out all the grounds that my family feels we have to show that my brother was mentally slow his entire life. (Document # 5) Brucie Moore filed a Motion to Strike more than half the paragraphs in our complaint and the Judge ultimately did it. The Judge struck everything that Brucie requested, including potential witness testimony, and evidence for my case. (Document # 11) My attorney said that is improper to attempt to exclude evidence in this way, and that evidence cannot be excluded for failure to state a "temporal reference." I feel that it was Brucie Moore who wrote all of the Orders for my case, since every single sentence is word for word out of Brucie's papers. (Documents # 6-10)

After that my attorney filed a written objection, to place items on hold for appeal.(Document # 12) Brucie Moore responded with a counterclaim against me for "abuse of process" and also included as evidence for her counterclaim, a direct personal attack on my attorney. (Document # 13) Everything Brucie stated in her complaint was lies, she made it up herself. She even submitted a memo to the Court full of lies about certain case law. My attorney informed the Judge of about Brucie's mischaracterization, only to have the Judge ignore her notification completely. The Judge then filed a second ORDER to simply OVERRULE my attorneys objections filed on her first ORDER. In an interview with my attorney the Defendant Randy Fish admitted to having no idea about the counterclaim, and that Brucie made it all up. (Document # 30, p. 62-63) Surely, that can't be legal? She threatened me with that from day one, and was only trying to bully or intimidate me to quit fighting.

Brucie Moore has been working with the Judge, or the Judge has been working with her in attempt to exclude my evidence all in effort to steal by brother's money, as attorney fees. Brucie Moore has excluded over $37,000 from the inventory list of the Estate. When my attorney found the missing $37,000 in my brother's work file, she placed the blame back on his employer for taking it out of the file. I ask you, who has more to gain by hiding this money? There was other accounts and items she failed to list as well.

Brucie Moore has been corrupt, unethical and unprofessional throughout it all. Her and the Judge quite frankly have behaved like a bunch of bullies teaming up against me and my attorney. I am placing a copy of the CD given to me by my attorney of all of the hearings. At the hearing in front of young Judge Heady, Brucie threatened me, and then at the hearing in December 2011, the Judge went after me hard,

causing me to leave there crying like a baby. After my attorney filed a complete separate action in federal court against Brucie Moore, Judge Williams even went out of her way to bad mouth my attorney to a fellow judge at a judges meeting. She admitted to it on tape in December 2012, but has given several contradictory reasons as to why the conversation occurred in the first place. If you ask me, the filling of the federal complaint against Brucie Moore, let her know that my attorney was not the type to mess around with, and that she would call her out on everything eventually.

I may not have the words, and knowledge to plainly spell everything out for you, but it is all here. It's in black and white for you to read. I had a few family members help me with a letter that I sent against Judge Rene Williams. My complaint may make more sense to you after you read my letter that I sent. I realize that COMPLAINT INSTRUCTIONS reads to not combine details about another attorney, but it would be nearly impossible to understand what has taken place in my case, without knowledge of how this has all taken place. It has been common knowledge for a long time now, that Judge Williams and Brucie Moore are thick as thieves. Brucie has always used her relationship with the Judge to get her way in her personal practice.

I am not making any of this up, or just reacting badly to not getting my way. The Judge and Brucie Moore have been corruptly acting together to exclude my evidence, in order to give Brucie Moore a Summary Judgment so that she can take out her attorney fees. Meaning that after the appeals court sends it back for trial, and we win, I would have to fight the Defendants for the amount of attorney fees that Brucie stole from the estate through her unethical corrupt actions. There has to be somebody out there who actually still cares about justice and can help put a stop to a major injustice before it occurs. I am not asking that someone just steps in and gives me my way in my case. I am simply asking that someone takes some sort of notice, and allows me, or helps me and my family to just get a fair trial. There is nothing legal or ethical about what Brucie Moore with the assistant of her good friend have been doing to me and my family.

I am sorry, that I don't have the words or know the laws governing attorneys, but I am smart enough to recognize right and wrong when I see it. Who knows, maybe just filing of this complaint alone, will stop them because they know that their actions will be placed under a microscope. Whatever it takes, I am certain that if someone doesn't recognize and acknowledge what is going on here me and my entire family will get screwed over by the justice system that is sworn to protect us.

My family and I want to thank you for taking the time to read over our complaint.

S R. Chandler

Sincerely,

Steven R. Chandler

COMMONWEALTH OF KENTUCKY
JUDICIAL CONDUCT COMMISSION
P. O. Box 4266
Frankfort, KY 40604
Phone (502)564-1231
FAX (502)564-1233
www.courts.ky.gov

FOR INTERNAL USE ONLY

JCC Case Number:

Meeting Date(s):

COMPLAINT FORM

The Commission's preliminary investigation shall be confidential under Rule 4.130 of the Rules of the Kentucky Supreme Court.

Please be advised that the Commission only has authority over Commonwealth of Kentucky judges, trial commissioners, domestic relations commissioners, master commissioners and attorneys who are candidates for judicial office.

The Commission does not have authority to review a case for judicial error or to direct a different result in the case. Those functions are to be handled through the appeals process available through the state's appellate courts. If you seek to change the outcome of your case, discuss this with an attorney without delay.

In addition, allegations stemming from a judge's rulings or exercise of judicial discretion do not provide a basis for action by the Commission. Personal dissatisfaction alone cannot be grounds for an investigation.

Please type or print legibly. NOTE: This form can be filled in online then printed OR printed and then filled out.

I. COMPLAINANT INFORMATION:

Mr. ☐ Mrs. ☑ Ms. ☐

Name: Powell (Last) Kayce (First) Renae (Middle)

Address: 511 West 9th Street (Street, No., Route) Hopkinsville, KY (City, State) 42240 (Zip)

Home Phone: (270) 889 - 1709 Cell Phone: (217) 821 - 0322

II. COMPLAINT AGAINST:

Please check the box next to the appropriate judicial office:

District Judge	☐	Court of Appeals Judge	☐	Domestic Relations Commissioner	☐
Circuit Judge	☑	Supreme Court Justice	☐	Trial Commissioner	☐
Family Court Judge	☐	Master Commissioner	☐	Attorney Running for Judicial Office	☐

Name: Williams (Last) Rene' (First) (Middle)

Address: 35 U.S. Highway 41A South, P.O. 126 (Street, No., Route) Dixon, KY (City, State) 42409 (Zip)

III. ADDITIONAL INFORMATION:

a) If your complaint arises out of a court case, please answer the following:

1. Case Name: Steve Chandler v. William Robinson, Randy Fish & Payeton Fish, (

Case County: Crittenden Case No: 11-CI-150

2. What kind of case is it?

Criminal _____ Civil ✓ Family _____ Juvenile _____ Other _____
(Please specify)

3. What is your relationship to the case?

Plaintiff/Petitioner _____ Defendant/Respondent _____ Attorney ✓ Witness _____

Other _____

b) When and where did the alleged judicial misconduct occur?

Date: 2011-2013 Time: _____ Location: Crittenden County Courthouse

Date: _____ Time: _____ Location: _____

c) If you were represented by an attorney in this case, please identify the attorney:

Name: _____

Address: _____ _____ _____
(Street, No., Route) (City, State) (Zip)

Phone: ( ) _____

d) Identify any other attorney(s) who represented any party in the case:

Name: Brucie Moore

Represented: All named Defendants and the Estate of Harold Keith Chandler

Name: _____

Represented: _____

IV. **ALLEGATIONS AND STATEMENT OF FACTS:**

Please state the facts and circumstances you believe constitute judicial misconduct or disability. Include any details, names, dates, places, addresses, and telephone numbers to assist the Commission in its evaluation and investigation of this complaint. Attach any documents or recordings of court proceedings pertaining to this complaint.

Please see attached letter and documents pertaining to this Complaint.

IV. **ALLEGATIONS AND STATEMENT OF FACTS (continued):**

If additional space is required, please attach and number additional one-sided 8½" X 11" pages as needed.

V. **I certify that the allegations and statements of facts set forth above are true and correct to the best of my knowledge, information, and belief and are made of my own free will.**

October 11, 2013
(Date)

(Complainant's Signature)

JUDICIAL CONDUCT COMMISSION COMPLAINT

I would like to first start out by saying that filing of any sort of Judicial or Ethical complaint against a Judge or against a fellow attorney is not something that I take lightly in the least. At the very onset of this action, my client along with his family expressed to me their concerns over the close relationship between Judge Rene' Williams and the Union County attorney, Brucie Moore. Apparently, there is a long history and reputation of Judge Williams siding with Ms. Moore in cases involving her civil practice. I assured them that it is not unusual for an attorney and a judge to have a close relationship, but never have I witnessed a judge allowing this relationship affect their ability to conduct a fair and impartial proceeding.

After the initial filing of the Plaintiff's Complaint in Circuit Court, Attorney Brucie Moore filed a Motion to Strike for nearly 60% of the Plaintiff's Complaint. A hearing was conducted on December 8, 2011 in front of Judge Rene' Williams. After the hearing in December 2011, I quickly realized that there were valid reasons to be concerned. I have enclosed a DVD copy of all the hearings, along with the court filings for the above entitled case. The events that followed the initial hearing up until present time, is the sole reason for my complaint and appeal for Judge Williams Denial of Plaintiff's Motion to Recuse herself.

What most would consider an obvious attempt to exclude the Plaintiff's evidence, in April of 2012, Judge Rene' Williams granted Ms. Moore's Motion to Strike. The Order struck over 60% of the Plaintiffs complaint on multiple grounds which include, hearsay, relevancy, and failure to site a temporal reference. Despite the fact that this is clearly an improper means and attempt to exclude Plaintiff's evidence, Judge Williams' Order clearly makes known her strong opinion and position on the case. Since the Judge's Order went far outside the reach of a Motion to Strike, stating evidentiary reasons for keeping the information out, counsel filed Plaintiffs Objections pursuant to KRE 103. (See Attached PDF #12).

At the initial hearing the Judge very blatantly stated her strong opinion concerning the facts and circumstance involved in the case. Second, it seemed as though Judge Williams went on the attack position against my client. She repeatedly asked him that if something was wrong with his brother, why didn't he do something to protect him, or protect his mother and take control of her

estate. Thirdly, by improperly striking more than 60% of the paragraphs in the complaint, Judge Williams and Ms. Moore attempted to thwart Plaintiffs ability to present his case, by improperly excluding evidence under the pretense of a Motion to Strike.

Likewise, Judge Williams in no way has beat around the bush concerning her strong opinion and facts of the case. Each and every single word of every ORDER, including facts set out, and case law used for the analysis has come verbatim from Ms. Moore's previous filings. There is no indication at all that facts or cases that were presented by the Plaintiff was ever even considered.

Likewise, at the onset of this case, the Court completely ignored the Plaintiff's Equity argument concerning the undistributed assets of their parent's estate. Instead Judge Williams seemed to side with Ms. Moore, in her analysis that the undistributed personal property of the Chandler family, that according to *Daugherty v. Breeding*, Ky. App., 53 S.W. 2d 299, the Plaintiff still possessed a 50% interest in, all became the property of the Defendant Randy Fish's 5 year old minor son Peyton Fish. Randy Fish has confirmed in his deposition, that he only began visiting the Chandler home, and taking his son Peyton to the Chandler home in November of 2005, less than a year before the Will was made. The Court seemed more than willing to let a stranger in blood, with minimum contact with the deceased, take everything away from my client and his family. Members of the Chandler family has questioned one of the named Defendant, William Robinson, as to what has been done with the family pictures, family Bible, family birth certificates and records. I have been informed that they were told that they were going to burn them.

In Judge Williams' Order Denying Plaintiff Motion to Recuse, Judge Williams states that she has not had any conversations with anyone concerning any facts of this case, nor has she expressed an opinion regarding this case to anyone. The Judge's Order, and the video of the initial hearing in front of Judge Williams specifically disputes this assertion. In addressing the Plaintiff's concerns about his mother's estate, Judge Williams, literally states that it is her understanding that the Plaintiff's mom had a substantial estate. Without outside conversation, how would Judge Williams be privy to that information since at no time was it ever mentioned in any of the pleadings? Likewise, Judge Williams opinion, attitude and position on the case was blatantly obvious to anyone in the court room on that day. At the end of this proceeding, Judge Williams rolled her eyes while grinning in the direction of Brucie Moore, and stated "interesting case." As we left the courtroom my client turned to me with tears in his eyes and stated "I don't think that my dead brother who was never capable of making a

will or any other serious decisions, for that matter, is something to snicker or make sarcastic remarks about." At this point I assured him that I would do all that I could to fight for his family. Subsequently, by means of email, I relayed my client's and his family's sentiment to Judge Williams and Ms. Moore by email, which is attached to PDF # 21.

What followed next is also something a little hard to believe without evidence of such. At and during the initial probate hearing in front of Judge Daniel Heady, Ms. Moore threatened the Plaintiff, Steve Chandler with an Abuse of Process charge. This stated that he had a lot to lose if he pursued his cause of action against the Defendants. In May of 2012, Ms. Moore filed the Defendants Answer along with a Counterclaim against the Plaintiff, Steve Chandler, for Abuse of Process. Despite the fact that each and every single allegation was made up by Ms. Moore and fraudulently presented to the court as a bases to intimidate the Plaintiff out of his Complaint, a great deal of the allegations focused directly on my actions and filings. I immediately recognized that it was an attempt to harass, intimidate and bully not only the Plaintiff, but myself as well. Therefore, in my response I instructed Ms. Moore that if she has a complaint against Plaintiff's counsel, her complaint should be filed with the KBA and not at the expense of any of the parties (See the Enclosure CD [PDF #'s 13-16]).

I then filed a motion to dismiss counterclaim for failure to set out necessary elements. Within the Motion and Memorandum in support of Plaintiff's Motion, I directly pointed out to the that Court Ms. Moore's lies and fraudulent attempt to intimidate the Plaintiff and or myself. At the hearing in June of 2012, I informed Judge Williams that the Ms. Moore has fraudulent and without cause brought this cause of action against the Plaintiff, including basing half of her complaint and allegations on actions taken by myself. Also, in Plaintiff's Memorandum, I respectfully requested that the Court take any necessary actions to prevent future filings by the defendant which contained such flagrant falsehoods. Ms. Moore's memorandum directly and intentionally misquoted applicable case law, and the basic facts of the case, and included trumped up allegations that Ms. Moore invented with absolutely no basis for them. The Defendant was not even aware of the existence of the counterclaim. Randy Fish never told Ms. Moore that the Plaintiff ever attempted to contact him, or that he was trying to extort or force him into making deal (SEE THE ENCLOSURE CD Deposition Transcript of Defendant Randy Fish [PDF # 30]).

Although, I made every effort within my filings to call the Court's attention to Ms. Moore's conduct, I chose not to file a separate motion for sanctions against Ms. Moore at that time. I fully

recognized that I had a legal ethical duty to correct the many false assertions made to the Court. However, I felt it was very important to make every attempt to show respect both to the Court and to Ms. Moore, and to shield the judicial system from any negative public perception of calling Ms. Moore out on her lies and falsehoods directly in open court, I chose to send an email to all parties involved. (SEE ENCLOSURE CD [PDF #21] and DVD of Hearing on Motion December 2012).

Neither Ms. Moore nor Judge Williams responded to my email. Instead I received two new ORDERS from the Judge on August 9th, 2012. Although the Order in of itself recognizes that the Plaintiff has alleged that Defendant failed to state any damages to support the claim, and also that the Counterclaim was fraudulently filed by Ms. Moore, it fails to address those concerns at all. The second Order received by the Court that day is even more compelling of the one sided actions of Judge Williams. Judge Williams, more than four months after Plaintiff's filing of Objections, in accordance with KRE 103, sent an additional ORDER attempting to OVERRULE Plaintiff's KRE 103 Objections filing, which neither asked the Court to Alter, Amend, Vacate, nor Reconsider the Court's previous granting of Defendant's Motion to Strike.

This by no means is a case involving good faith mistake or misinterpretation of the laws. I ask that the Commission look at everything surrounding this case and focus on Judge Williams demeanor, motivation, and conduct in not following the laws and outright brazen attempt to improperly exclude Plaintiff's evidence. Both Judge Williams and Ms. Moore have consistently been condescending and demeaning toward me and my client at each and every hearing. Judge Williams even downplayed the allegations that I made against Ms. Moore regarding her numerous false filings. She very snidely stated that there are always facts in dispute.

As previously stated, I do not take filing a Complaint against a judge lightly. I recognize that she is obviously held in high regard in the judicial community, otherwise she wouldn't have been appointed Regional Chief Circuit Judge. However, I don't think that such an important appointment should exclude an individual from abiding judicial canons and professionalism of ethics.

In this attorneys opinion both Judge Williams and Ms. Moore's actions have been corrupt, immoral, unethical and more than reprehensible. I have been extremely hesitant to this point to write my complaint, or appeal the decision of the Judge's Denial of Motion to Recuse. The actions taken by Judge Williams and Brucie Moore, even as an attorney, has extremely shaken my belief in the justice system. I have made every attempt possible to draw the Court's attention to the facts of and

surrounding the case. Instead of taking notice and attempting to rectify the situation, Judge Williams chose to unsoundly slander me to other judges in my jurisdiction. Please keep in mind that this conversation occurred only after I had Ms. Moore served in a totally distinct and separate cause of action. The other case is a Federal 1983 action and she was named individually for her involvement in an unbelievable set of FAQs that defies all common sense and quite frankly seems as though the police officers and county officials were using the criminal justice system to help one of their own commit a fraud against my client. Therefore it is my position that Judge Williams only spoke negative about me after it was made clear that I was the type to relentlessly pursue justice. I feel that Judge William's conversation with one of my local Judges was an attempt to blackball me in some way and set out an early defense. So needless to say, I have strong reservations about speaking out at this time. However, a position of power should not be blanket immunity for corruption, prejudice and bias among our Court system.

Ms. Moore has continued to mischaracterize facts of the case, and her dealings with me all in attempt to portray me as the bad guy, if you will. In accordance with the Local Rule 5(G) "Personal communications between counsel, parties or any other persons shall not be filed of record except upon motion and court order permitting the same," after learning of Judge Williams attempt to slander me, I made a Motion pursuant to the local rule, to make all emails sent and received part of the record. I felt the need to protect myself and protect the interest of my client. As noted previous, neither Judge Williams or Ms. Moore ever responded in any way to my email. It was at this hearing that Judge Williams in open court, on the record admitted to speaking to one of my local judges about me. At that time she stated her reason was that there were two different addresses on file for me, so she was not sure where I was practicing out of. Yet, she knew who to talk to. Ms. Moore argued against having that email part of the record, but attempted to mischaracterize the email on record, stating that after that email she could obviously no longer speak with me. Plaintiff's Motion to make all emails part of the record was denied.

I was under the mistaken assumption that with Judge Williams being the Regional Chief Circuit Judge, it would be futile to file a Motion to Recuse, simply because she could deny it, or appoint anybody of her choosing to the case. This misconception was cleared up, after speaking with other attorneys and judges not related to this case. So in May of 2013, I filed a Motion to Recuse Judge Rene' Williams from the present action. Once again in Defendants Response to Plaintiff's Motion to

Recuse, Defendants attempted to distort the facts and sequence of events in this case. More specifically, Defendants state that the controversial email was sent by me, after the Court Overruled Plaintiff's Motion to Dismiss, in attempt to re-argue the overruled motion. A simple query of the content of the email, including date on the email, and the date on the Court's Order, easily negates this false assertion. Likewise, at the hearing on the Motion to Recuse, I directly pointed out to Judge Williams that Ms. Moore mischaracterization of the email, and stated that if she was going to keep mischaracterizing the email that it should most certainly be made part of the record. I also filed a Memorandum in support of Plaintiff's Motion to Recuse, but declined to have any verbal arguments on the matter, all in an attempt to show respect to the judge and to the Court (SEE ENCLOSED CD [PDF #23-25, 29] ; DVD of hearing in June 2013).

The Judge's Order fails to even address the majority of the Plaintiff's concerns. Instead it seemed to focus solely on what is now "the controversial email" as the reason for her concerns and need to speak with another judge about me. Despite being brought to the attention of the Court, Judge Williams has consistently failed to correct or address the many mischaracterizations and false assertions made by Ms. Moore.

In September of 2013, Ms. Moore once again attempted to paint undersigned counsel in a false light. Ms. Moore filed a Motion to Compel stating:

> "the undersigned hereby certifies that the she has conferred by letter with opposing counsel concerning the failure to comply with discovery requests. No response was received."

On the afternoon of September 25, 2013, Defense counsel faxed my office a letter regarding discover, this letter gave Plaintiff's counsel until the following afternoon September 26, 2013, to respond or they would be forced to file a motion to compel. Due to all day DNA court on September 26, 2013, I did not even receive said fax until September 27, 2013.

Furthermore, Ms. Moore also set two depositions of Plaintiff's witnesses on October 14, 2013, without conferring with me to check my availability. My office immediately contacted her informing her that I had court that day in both Trigg County, and Christian County, and therefore would be unavailable. On October 1, 2013, I received a fax directly from Ms. Moore acknowledging my unavailability. Then on October 15, 2013, I was shocked and astonished to get a text from Tonya Collins, the Court Reporter, inquiring if I wanted a copy of the deposition of my witness from the day

before. At the deposition, Ms. Moore specifically stated that, "Kayce Powell received notice of both depositions, and we have not seen her today." (SEE ENCLOSED [PDF #31]).

Judge Williams ORDER denying Motion to Recuse herself has also attempted to point the finger in my direction. Stating that it was my email that concerned her enough to strike up a conversation about me to a judge in my jurisdiction. Obviously, what the Judge should have been concerned about was Ms. Moore's illegal unethical conduct throughout, and not the fact that I cared enough about the integrity of the judicial system to point it out, even if by email.

Outside of this case, I have one other case in front of Judge Williams, that is set to go to trial in February. It is of grave concern to me that filing of this complaint will bring about negative consequences to my other client. However, I am of the opinion that fear of future retaliation from a judge should never prevent an attorney from doing what is right, and standing up for their client.

I can say with 100% certainty that no judge in any of the other jurisdictions that I practice in, including Illinois, would ever tolerate and condone the multitude of unethical, unprofessional actions taken by Ms. Moore. I do fear retaliation and additional attempts by Judge Williams and Ms. Moore at painting me out to be the bad guy or the one at fault. There has been a pattern of improper activity throughout litigation process, including repeated attempts by both parties to cover it up, or point to finger in my direction, instead of their own. Both I and my client have endured attempts to harass, intimidate and/ or bully us out of rightly pursuing his cause of action.

These decisions to improperly exclude evidence and ignore Plaintiff's concerns were in no way erroneous decisions made in good faith; but rather palpable error, in that they were intentional actions to thwart and prevent Plaintiff from pursuing his cause of action. These actions or inactions taken by Judge Williams clearly threaten the integrity of the judicial process. As stated previously, I don't take filing of this complaint lightly, and I wish that it was not something that had to be done. However, in the interest of justice and protecting my client's best interest, I feel that I was left with no choice in the matter.

With kindest regards to anyone who has taken the time to review my complaint.

Sincerely,

Kayce R. Powell

Kayce R. Powell

MEMBERS:
STEPHEN D. WOLNITZEK, CHAIR
COVINGTON
JUDGE JANET L. STUMBO
PRESTONSBURG
JUDGE EDDY COLEMAN
PIKEVILLE
JUDGE SUSAN M. JOHNSON
PAINTSVILLE
DIANE E. LOGSDON
ELIZABETHTOWN
JOYCE KING JENNINGS
LOUISVILLE

COMMONWEALTH OF KENTUCKY
JUDICIAL CONDUCT COMMISSION
P.O. BOX 4266
FRANKFORT, KENTUCKY 40604-4266
PHONE 502-564-1231 FAX 502-564-1233

ALTERNATES:
J. DAVID BOSWELL
PADUCAH
JUDGE LAURANCE B. VANMETER
LEXINGTON
JUDGE LINDA RAE BRAMLAGE
BURLINGTON
JUDGE DAVID P. BOWLES
LOUISVILLE

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

November 4, 2013

Kayce R. Powell
511 West 9th St., P.O. Box 4
Hopkinsville, KY 42240

RE: Case Number: 2013-169

Dear Ms. Powell:

This is to acknowledge receipt of your complaint against Judge Rene Williams. Commission staff has forwarded copies to the members of the Commission for their consideration at the next meeting. The Commission, by order of the Kentucky Supreme Court, must keep this matter confidential.

You will receive written notification once the Commission has concluded its consideration of this matter.

Sincerely,

J. Rachel Noyes
Executive Assistant

MEMBERS:

STEPHEN D. WOLNITZEK, CHAIR
COVINGTON

JUDGE JANET L. STUMBO
PRESTONSBURG

JUDGE EDDY COLEMAN
PIKEVILLE

JUDGE SUSAN M. JOHNSON
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LOUISVILLE

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

PERSONAL AND CONFIDENTIAL

December 16, 2013

Ms. Kayce R. Powell
511 West 9th St.
P.O. Box 4
Hopkinsville, KY 42240

RE: JCC Case Number 2013-169

Dear Ms. Powell:

At its last meeting, the Commission considered your complaint against Judge Rene Williams wherein you allege the judge was biased toward you and your client and that she engaged in an improper conversation with another judge about you and the case.

Following consideration and discussion of the complaint, the Commission has requested that you provide more specific examples of Judge Williams' bias and also that you provide more specifics as to the alleged conversation with the other judge. Please submit your response on or before January 2, 2014, by filing same at the address listed above.

Please contact our office if you have any questions concerning this matter. Thank you.

Sincerely,

Jimmy A. Shaffer

Ms. Jimmy Shaffer
Executive Secretary

MEMBERS:

STEPHEN D. WOLNITZEK, CHAIR
COVINGTON

JUDGE JANET L. STUMBO
PRESTONSBURG

JUDGE EDDY COLEMAN
PIKEVILLE

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LEXINGTON

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BURLINGTON

JUDGE DAVID P. BOWLES
LOUISVILLE

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

PERSONAL AND CONFIDENTIAL

January 13, 2014

Ms. Kayce R. Powell
511 West 9th St.
P.O. Box 4
Hopkinsville, KY 42240

RE: JCC Case Number 2013-169

Dear Ms. Powell:

At its last meeting, the Commission considered your letter asking for an extension of time for you and Mr. Chandler to respond to the Commission's requests for more specific information regarding your complaints against Judge Rene Williams.

Following consideration and discussion, the Commission approved your request. Please submit the response(s) on or before February 7, 2014, by filing same at the address listed above.

Please contact our office if you have any questions concerning this matter. Thank you.

Sincerely,

Ms. Jimmy Shaffer
Executive Secretary

MEMBERS:

STEPHEN D. WOLNITZEK, CHAIR
COVINGTON

JUDGE JANET L. STUMBO
PRESTONSBURG

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BURLINGTON

JUDGE DAVID P. BOWLES
LOUISVILLE

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

February 17, 2014

Kayce R. Powell
511 West 9th St.
P.O. Box 4
Hopkinsville, KY 42240

Re: Case Number: 2013-169

Dear Ms. Powell:

At its last meeting, the Judicial Conduct Commission concluded its consideration of the complaint you filed against Judge Rene Williams.

The Judicial Conduct Commission is governed by the Rules of the Kentucky Supreme Court. Those rules provide that the Commission primarily has jurisdiction to sanction judges of the Court of Justice who are found guilty of acts of misconduct or who violate the Code of Judicial Conduct. The rules further provide that the Commission does not have jurisdiction to question a judicial decision that a judge makes in good faith.

After a thorough review of your complaint, in addition to your response letter and documentation, received February 7, 2014, the Commission determined that there was insufficient evidence that Judge Williams committed any acts of misconduct or violated any of the provisions of the Code of Judicial Conduct. The Commission also determined that there was insufficient evidence that the decisions rendered by Judge Williams were not made in good faith. As a result, the Commission authorized no action regarding your complaint.

Thank you for bringing this matter to the attention of the Commission.

Sincerely,

Jimmy A. Shaffer

Ms. Jimmy A. Shaffer
Executive Secretary

JAS:jrn

JUDICIAL INJUSTICE

The citizens of the Fifth Judicial Circuit have the right to demand honest, unbiased service, representation, complete and fair due process from their elected officials at all levels of government, especially the judicial sector.

"Government corruption-at any level of elected office--corrodes the public trust and weakens our democratic and judicial system."

It should go without saying that a lengthy history of regional judicial corruption can interfere with a Judge's impartiality to uphold Kentucky case laws and statutes. This notion has never been so prevalent than within the series of events and cases that I am about to share with you. First, off it should be noted that the entire case, as well as the well documented conspiracy is currently being investigated by the Federal Bureau of Investigation. In efforts to avoid Kentucky's Judicial Branch from being blindsided through federal indictments involving judicial corruption, and pursuant to **Supreme Court Rule 8.3(b) DUTY TO REPORT PROFESSIONAL MISCONDUCT**, I submit this extremely lengthy thorough report for the Commission's review.

Judge Rene' Williams has been signing off on fraud orchestrated and carried out by her friend and colleague Union County Attorney Brucie Moore for more than a decade. The longevity of the fraudulent conduct leaves one only to assume that they have conspired for its continuation. This illegal activity has prevented Judge Williams from impartially serving as judge in cases that involve Attorney Brucie Moore. Judge Williams has perpetually signed off on Attorney Brucie Moore's fraudulent filings, which has allowed her to use her position as a County Attorney to benefit her own personal pecuniary interest.[1] Please note, that all matters contained within are a part of an ongoing active Federal Investigation into the overall governing of Union County, Kentucky.

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[1] This falls under Honest Service Fraud, *18 U.S.C.S §§ 1341; 1346,* in accordance with United States Supreme Court Ruling in *Skilling v. United States, 130 S. Ct. 2896, 177 L. Ed. 2d 619(2010).*

prestige of office to any organization, or attempt to exploit their position for their own personal financial gain.

Brucie Moore with the aid of Circuit Court Judge Rene' Williams has been exploiting her position as the county attorney of Union for more than a decade. Ignorance of the law and lack of knowledge of there being any citizen complaints and/or attorney complaints concerning the dual representation seems to be Judge William's stance on these matters.

Both Judge Rene' Williams, as well as Union County Attorney Brucie Moore know what Brucie's official duties are as it pertains to being the elected Union County Attorney, when it comes to other banks within the county. Brucie Moore carries out her duties as an elected official of Union County and files an answer on behalf of the county, when the county is a named Defendant/Respondent.

THE FOLLOWING IS CURRENTLY UNDER AN ACTIVE FBI INVESTIGATION

For Example, during Brucie Moore's tenure as Union County attorney, **OLD NATIONAL BANK** has filed a total of **one hundred and twenty-eight (128) cases in Union County Circuit Court**. Of those **(128) cases**, the county attorney's office was served on, and subsequently filed a response **twenty-eight (28) times**. Please note, Brucie Moore has never filed a complaint on behalf of **OLD NATIONAL BANK**, or served as **OLD NATIONAL BANK'S** attorney.

FIFTH THIRD BANK has filed a total **one hundred and forty-one (141) cases in Union County Circuit Court, s**ince Brucie Moore has been the county attorney. Of those **(141) cases** the county attorney's office has been served and filed a response **thirty-four (34) times**. Again, Brucie Moore has never filed a complaint on behalf of **FIFTH THIRD BANK**, or served as **FIFTH THIRD BANK'S** attorney.

INTEGRA BANK has filed **one hundred and forty-two (142) cases in Union County Circuit Court**, since Brucie Moore has been the county attorney. Of those **(142) cases** the county attorney's office has been served and filed a response **sixty-nine (69) times**. Again, Brucie Moore has never filed a complaint on behalf of **INTEGRA BANK**, or served as **INTEGRA BANK'S** attorney.

simultaneously, suing them on behalf of United Community Bank. **Eight (8)** of the cases that have not been accounted for were filed by William Siler, who was the city attorney for Sturgis and Morganfield.

Besides from the obvious notion that an individual can't serve two masters. Brucie Moore's representation of United Community Bank, and sometimes dual representation opens the door to fraud and the ability to financially profit off her elected position. Union County Attorney Brucie Moore clearly has an independent interest and fiduciary duty to United Community Bank.

Kentucky Supreme Court Rules as well as endless KBA opinions have been clear on this notion:

> "the question whether the public might imply special advantage or unusually influence accruing to the party from this representation by one associated with county attorney or assistant county attorney, the public demand for professional independence is great."

As the County Attorney, Brucie Moore has specific duties required by her elected position.

In addition to her duties to collect judgments in favor of the Commonwealth, **KRS §69.040,** each Commonwealth's attorney (county attorney) shall investigate and inquire into the condition of all unsatisfied judgments in his district in favor of the Commonwealth. **(KRS §69.140)** They shall take all necessary steps by motion, action or otherwise to collect the unsatisfied judgments and cause them to be paid into the State Treasury.

Pursuant to **(KRS 134.504),** Union County Attorney Brucie Moore has contracted with the State to collect on the certificates of delinquency. Pursuant to this contract the County Attorney has a specific set of duties and requirements. **SEE ATTACHMENT B** for the complete statute. According to the terms of the contract the county attorney receives 20% of the amount due each taxing unit, whether it is paid voluntarily, through sale or under court order, and whether it is paid to the county attorney or the county clerk.

This type of dual representation violates several KRS's as well as federal laws, but I will leave that to the Federal Investigator to flush those out. For more than a decade there has been an orchestrated conspiracy between Judge Rene' Williams and Union County Attorney Brucie Moore, to personally benefit themselves as well as all shareholders of United Community Bank.

information or knowledge of any attorney involved engaging in a violation of the Kentucky Rules of Professional Conduct."

SEE ATTACHMENT EXHIBIT C For complete and full content of arguments raised, along with the Order.

The County Attorney, by virtue of his office,

> Clearly, a county attorney may not exact a fee for performing the statutory duties of his office. This prohibition applies with equal validity to his assistant. The basis for this conclusion is evident. It seems inconceivable that a client would knowingly pay to receive a service which an attorney is by law required to perform and for which he has already received compensation by virtue of his office. To charge in such circumstances runs counter to basic notions of honesty and fair dealing.

The opinion states, in unequivocal terms, the clear violation of the letter and spirit of the Code of Professional Responsibility that would result by holding otherwise:

> Kentucky Supreme Court Rule 3.130(1.7) Conflict of interest: current clients. SCR 3.130(1.7)(b)(3):prohibits representation of opposing parties in the same litigation regardless of the client's consent. (1) Loyalty and independent judgment are essential elements. Another general guide often used to address the resolution of this question is Canon 9 of the Code of Professional Responsibility which provides: A lawyer should avoid even the appearance of professional impropriety.

RULE 4.300 D. Disciplinary Responsibilities (This Rule will be applied multiple times.)

> (2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a violation of the Kentucky Rules of Professional Conduct should take appropriate action. A judge having knowledge that a lawyer has committed a violation of the Kentucky Rules of Professional Conduct that raises a substantial question as to the lawyer's honesty, trustworthiness or fitness lawyer in other respects should inform the appropriate authority.

The concept that an attorney is not permitted to represent opposing sides in the same exact cause of action is nothing new to say the least. An attorney is not even permitted to be listed as a dual representative when a couple wishes to file an uncontested divorce.

Obviously, an elected county attorney is not permitted to file a lawsuit on behalf of a plaintiff, whom she owes an independent fiduciary duty to, when her sworn elected office is one of the named defendants. Moreover, endless KBA opinions have consistently ruled, that if representation is forbidden for any attorney within a firm, the exclusion extends to the remaining associates.

No doubt Judge Williams and Brucie Moore are aware of the illegality of their conduct, otherwise there would be no need for Brucie Moore to interchange entity names in order to sue her

rights began the moment that his complaint was first filed in September 2011. Please note, I am in no way asking the commission to review the facts of the case in hopes of receiving an alternative decision, I will continue to fight the case within the proper judicial arena. However, the facts of the case at hand are extremely relevant to demonstrate to the committee the extent of the egregious miscarriage of justice and obstruction of justice that stems from the close ties between Judge Rene Williams and Union County Attorney, Brucie Moore.

Therefore, in the interest of brevity on my part, I am providing the commission with everything, (flash drive included), and I am more than willing to discuss any issues or concerns that may arise during your review. There is a chance that I may be called to testify in front of a grand jury concerning these matters. However, due to the use of the word ***SHALL*** **in Rule 8.3,** I don't feel that I have any other choice but to submit a complaint at this time.

I am also including a copy of Appellant's Brief, Appellees Response, and Appellant's Reply, which as previously stated had to be resubmitted three times, (explanation below), but ultimately stricken to protect the wrongdoers of this case, included Judge Rene' Williams.

In addition, it is imperative to me that the Kentucky Judicial Branch is not blind sighted by federal indictments against one of its own. Please note, that I personally have made every effort to protect the rights of my client, while showing the upmost respect to the Court which included submitting no less than five (5) recusal motions. Simply in hopes of mitigating any type of corrupt judicial exposure.

However, the extreme bias is abundantly clear in these cases and no doubt, to an extent, stem from the fraudulent dual representation and criminal activity by Attorney Brucie Moore, which is ultimately approved by Judge Rene' Williams. Regardless as to what comes of this Complaint or the Federal indictments, I simply ask the commission to review this complaint and all associated documents with Steve Chandler in mind and how Judge Rene' Williams through her rulings have violated and continues to violate the Constitutional Right to due process of my client and his family.

The cases that I am presenting to the commission for judicial misconduct review, began as

JCC COMPLAINT AGAINST JUDGE RENE' WILLIAMS
5TH JUDICIAL CIRCUIT

The facts outlined in these cases below have been an ongoing battle since 2011. Both myself and the Plaintiff have made numerous attempts to draw attention to the egregious miscarriage of justice which has taken place at the hands of Judge Rene Williams due to her close personal bias relationship with Union County Attorney Brucie Moore. It should be noted, that if the two of them work together to minimize their potential exposure, it's much easier to keep their fraudulent activities under wrap.

Although a singular ruling may be insufficient to show bias in favor of Attorney Brucie Moore, if you consider the totality of the cases at hand, the partiality and favoritism is undeniable. In any event the premature motion to strike evidence from the complaint, denied Steve Chandler his Constitutional Right to a fair trial, and set Attorney Moore up for a win.

> "Where a judge intentionally and wrongfully misused the power of his office to commit acts specifically designed to aid and benefit a close personal friend the penalty of removal from office was not unreasonable. Wilson b. Judicial Retirement & Removal Com., 673 S.W.2d 426, 1984 Ky. LEXIS 259 (Ky. 1984)."

You will come to discover that the case cited above is applicable to the federal fraud investigation concerning Attorney Moore's representation of United Community Bank as well as the cases discussed below. It would be extremely hard pressed to locate a case of similar nature that reveals such an extreme bias and constant prejudicial rulings throughout. Judge Williams has issued countless orders and made numerous rulings which directly violate the Canons contained in Rule 4.300 of Kentucky Code of Judicial Conduct.

CANON 1

"A JUDGE SHALL UPHOLD THE INTEGRITY AND INDEPENDENCE OF THE JUDICIARY."

"An independent and honorable judiciary is indispensable to justice in our society. A judge shall actively participate in establishing, maintaining and enforcing high standards of conduct, and shall personally observe those standards so that the integrity and independence of the judiciary will be preserved."

CANON 2

"A JUDGE SHALL AVOID IMPROPRIETY AND THE APPEARANCE OF IMPROPRIETY IN ALL OF THE JUDGE'S ACTIVITIES."

"The test for appearance of impropriety is whether the conduct would create in reasonable minds a perception that the judge's ability to carry out judicial responsibilities with integrity impartiality and competence is impaired."

A. A Judge Shall Respect And Comply With The Law And Shall Act At All Times In A Manner That Promotes Public Confidence In The Integrity And Impartiality Of The Judiciary.

D. A Judge Shall Not Allow Family, Social, Political Or Other Relationships To Impair The Judge's Objectivity. A Judge Shall Not Lend The Prestige Of Judicial Office To Advance The Private Interest Of The Judge Or Others; Nor Shall A Judge Convey Or Permit Others To Convey The Impression That They Are In A Special Position To Influence The Judge. ...

CANON 3

"A JUDGE SHALL PERFORM THE DUTIES OF JUDICIAL OFFICE IMPARTIALLY AND DILIGENTLY.

A. Judicial Duties in General. The judicial duties of a judge take precedence over all the judge's other activities. The judges' judicial duties include all the duties of the judge's office prescribed by law. In the performance of these duties, the following standards apply.

B. Adjudicative Responsibilities.

1. A judge shall hear and decide matters assigned to the judge except those in which disqualification is required.
2. A judge shall be faithful to the law and maintain professional competence in it.
3. A judge shall require order and decorum in proceedings before the judge.
4. A judge shall be patient, dignified and courteous to litigants, jurors and witnesses, lawyers and others with whom the judge deal in an official capacity, and shall requires similar conduct of lawyers, and other staff, court officials and others subject to the judge's direction and control.
5. A judge shall perform judicial duties without bias or prejudice. A judge shall not, in the performance of judicial duties, by words or conduct manifest bias or prejudice, including but not limited to bias or prejudice based upon race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status, and in proceedings before the judge, shall not permit staff, court officials and others subject to the judge's direction and control to do so.

> "A judge must perform judicial duties impartially and fairly. A judge who manifest bias on any basis in a proceeding impairs the fairness of the proceeding and brings the judiciary into disrepute. Facial expression and body language, in addition to oral communication, can give to parties or lawyers in the proceeding, jurors, the media and others an appearance of judicial bias. A judge must be alert to avoid behavior that may be perceived as prejudicial."

6. A judge shall accord to every person who has a legal interest in a proceeding, or that person's lawyer, the right to be heard according to the law. With regard to a pending or impending proceeding, a judge shall not initiate, permit, or consider ex parte communications with attorneys and shall not initiate, encourage or consider ex parte communications with parties, except that:

(b). As part of legal research, a judge may obtain the advice of a disinterest expert on the law applicable to the proceedings before the judge.

> "A judge must not independently investigate facts in a case and must consider only the evidence presented. A judge may request a party to submit proposed findings of fact and conclusions of law, so long as the other parties are apprised of the request and are given an opportunity to respond to the proposed findings and conclusions. "

DISQUALIFICATIONS.

(1) A judge **shall** disqualify himself or herself in a proceeding in which the judge's impartiality might be reasonably be questioned, including but not limited to instances where:

a. The judge has a personal bias or prejudice concerning a party or a party's lawyer, or personal knowledge of disputed evidentiary facts concerning the proceedings; or has expressed an opinion concerning the merits of the proceedings."

e. where he has knowledge of any other circumstances in which his impartiality might reasonably be questioned, "recusal is mandatory."

Both the statute and the judicial canons, look prospectively at recusal to guide judges and litigants regarding ongoing or future proceedings. The standard for determining whether a motion to recuse is legally sufficient is whether the facts alleged would place a reasonably prudent person in fear of not receiving a fair and impartial trial.

Steve Chandler was in fear of not receiving a fair trial before the initial Motion to Strike Hearing even took place due to the reputation of favoritism that has long existed between Judge Rene' Williams and Attorney Brucie Moore. When these concerns were initially expressed to me by several potential witnesses, I laughed it off and dismissed it without another thought. However, the legitimacy of their concerns, as well as Steve Chandler's concerns became abundantly clear during the first scheduled hearing in December 2011.

Judge Williams' impartiality was called into question during the initial Strike Hearing in December 2011. Judge Williams began making arguments for the Defendants. She specifically stated that if Keith had a job, had a driver's license and graduated high school, she doesn't understand how someone could say he was incompetent.

More importantly it would appear that Judge Williams had already had a conversation with Attorney Brucie Moore about Steve Chandler's will contest. As stated under Steve's equity claim, Keith Chandler was named executor of his mother's estate.[1] Please note, the Complaint mentioned personal property and family heirlooms that were never distributed by Keith Chandler. At no time did the Complaint, subsequent filings, or any party during the proceeding mention the monetary value of the Estate of Mary Katherine Chandler. Regardless, Judge Williams specifically stated that it is her "understanding that Mary Katherine left a substantial estate." This statement was immediately followed with her stating that she could take judicial notice of Mary Katherine's estate.

[1] Reason being, he lived in the family residence and would be the one who distributed family heirlooms.

Furthermore, Judge Williams turned her attention to the Plaintiff and began questioning him specifically with respect to his own personal actions or inactions to look after his brother, or to protect his mother after his brother turned hostile toward family members. Both my client and myself, left that hearing knowing that as long as Brucie Moore was the attorney on the opposing side, Steve Chandler did not stand a chance at receiving an impartial trial.

Judge Williams attitude and demeanor during the unprecedented Strike Hearing by every indication revealed that she had already formed an opinion upon the merits of Steve Chandler's will contest. So much to the point that opposing counsel states, "I am like you Judge---- the fact that in 2007 that he was the executor I think that goes to…."

During the hearing upon Defendants Motion to Strike from the Complaint, I vehemently protested the use of the phrase "estranged brother" within the court filings. There had been zero proof taken at this point, and nothing supported the use of the phrase "estranged brother" to describe the relationship between Steve and Keith Chandler. I stressed to Judge Williams that such a derogatory statement in the record without proof of any kind would be improper. Especially in light of the fact, evidence would establish that Steven Chandler was the one looking out for his little brother the last three years of his life. Despite objections and direct vocal concerns against Defendants use of the phrase, "estranged brother," Judge Williams Order Granting Defendants Motion to Strike in its entirety, reference Steve Chandler as the "estranged brother."

Judge Williams Strike Order struck everything outside a two-year temporal reference. Several paragraphs were stricken simply because the Complaint did not state the exact date and time a conversation or event had occurred. **FOR EXAMPLE: [ROA VOL 1: pages 57-66 ¶33-35]**

It should be noted that I specifically argued within the Plaintiff's memorandum in opposition to the Motion to Strike, that the Defendants were citing to case law concerning JNOV, Directed Verdict, Summary Judgments… all of which only come about after a party has a complete full opportunity to conduct discovery. Steve Chandler was essentially forced to make fact based summary judgment type arguments within his memorandum in opposition to Defendants Motion to Strike in order to establish the relevancy of each paragraph of the Complaint to the totality of the entire case. Steve Chandler was denied even the basic discovery protection which is afforded to a party before a pretrial summary judgment can be granted against them. **[ROA Vol. 1:51-55]**

There is zero case law supporting a motion to strike evidentiary assertions from a complaint, prior to Defendants having to submit their Answer. In fact, just the opposite STRIKE ORDERS are highly disfavored in the State of Kentucky, because it essentially wipes the entire record clean of the

material, whether it be proposed testimony and/or potential evidence. *Roman Catholic Archdioceses of Lexington v. Noble, Ky.*, 92 S.W.3d 724, 733-34 (2002).

Appellant's Brief mentioned (Paragraph 37 of the Strike Order) because it left no doubt that Judge Rene' Williams had more than picked a side and formed opinion concerning the merits of the case. (SEE PAGE 9 of the Appellate Brief). The paragraph referenced the fact that Keith Chandler went to Union County Attorney Brucie Moore to write his will despite having prior relationship with Crittenden County Attorney.

> Judge Williams Strike Order read, "**Keith had the right to use an attorney of his choice to prepare his will and it appears he did just that."**
> **[ROA VOL 1: page 64]**

Judge Williams completely disregarded and even acknowledged that the Plaintiff filed an Equity Count and made a request for a Constructive Trust to protect the personal property that remained in family homestead. Which Steve Chandler was still legally entitled to 50% of the personal property, regardless the outcome of the will contest. Instead Judge Williams simply issued a sweeping Strike Order of paragraphs (46-83) of the complaint. As you will soon learn the complete disregard of Steve Chandler legal interest to the contents of the home created far more problems, filings and even subsequent cases for the Court.

Without question the unprecedented Strike Order set the tone for the entire litigation, as well as endless controversial issues and disputes throughout the appeal process. To summarize how the case began, even prior to the Defendants filing an answer, Judge Williams' issued an Order essentially limiting and restricting all relevant admissible testimony and evidence to a narrow two-year temporal reference time frame surrounding the execution of the will on October 23, 2006.

The unprecedented improper premature evidentiary ruling, under the guise of a Strike Order, severely prejudiced Steve Chandler from the initial start of the litigation. Judge Williams was in no way concerned with Steve Chandler's Constitutional Rights to a fair and impartial trial.

Recognizing that the Strike Order was a premature evidentiary ruling, unsupported by case law, statutes, or any civil rule, I filed a KRE 103 Objection of Record simply to Preserve the Record for Appeal. **[ROA VOL 1: pages 67-72] Please note:** That the KRE 103 Objection was filed on April 24, 2012, which was before the Defendants even answered the few remaining allegations of the complaint. In which I specifically addressed every single paragraph and discussed its relevancy, which among other things included Motive, Proof of Incompetence, Unnatural Disposition, Undue

Influence... Etc... **The KRE 103 Objection of Record <u>Did Not Ask The Court To Alter Amend Or Vacate The Order</u>.**[2]

On May 7, 2012, Brucie Moore filed an Answer and included a Counterclaim for Abuse of Process against Steve Chandler. Setting out numerous false allegations. Specifically asserting that Steve Chandler filed a baseless will contest to force, coerce and bully the Defendants to make a deal with him for the farm land. Along with other false accusations and assertions. **[ROA VOL I: pages 71-82]**

I filed a Motion to Dismiss the Counterclaim, it was baseless and without merit in that the Plaintiff was entitled to bring his action pursuant to KRS §394.240. More importantly, Attorney Brucie Moore directly threatened Steve Chandler at the initial probate hearing, when she instructed me, with Steve Chandler standing directly behind me that;

> "Mr. Chandler has a farm of his own, and has a lot to lose, since he could be facing an Abuse of Process Charge if he pursued a will contest." **[ROA VOL 1: pages 83-87]**
> **Brucie Moore made similar assertion on record during the July 20, 2011 Probate Hearing in front of Judge Daniel Heady.**
>
> **SEE <u>July 20, 2011 Probate Hearing 9:36:10 -9:36:56</u>**
>
> **<u>Brucie Moore:</u> I am hopeful that once we give Ms. Powell information that we have that she will review the law and uh the facts surrounding this case and uh because uh there really is absolutely not even a shred of evidence that there should be a Will Contest in this this Case and I think it would be an Abuse of Process uh, uh if there were uh but because I have some things that she probably doesn't have that I will be glad to share with her. I just want her to advise her client**
>
> **<u>Judge Heady:</u> It would be prudent to share, But I am not going to speak as to the**
>
> **<u>Brucie Moore:</u> I understand that I'm just stating that uh your honor, uh we have looked at this very closely and**

The Motion to Dismiss the Counterclaim was also based upon its failure to state a claim upon which relief can be granted, CR 12.06. The counterclaim failed to assert actual accrued damages. The Motion to Dismiss further attempted to draw the Courts attention to the Defendants inappropriate filings which served no basis other than to intimidate and/or bully both myself and my client. It contained direct attacks and numerous false assertions not only against the Plaintiff, but also against me. The counterclaim as well as Defendants supporting memorandum consisted of nothing but endless false statements without proper merit or cause.

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[2] Side note: this is in direct contradiction to what the Court of Appeals Order states.

A hearing was scheduled and held on June 14, 2012 on the Plaintiff's Motion to Dismiss Counterclaim. At the close of the hearing, the Court asked both sides to submit additional filings in support of; or in opposition to. Both sides complied with the Court's request. **Defendants: [ROA VOL I: pages 88-99 (PDF 16-27)] and Plaintiff: [ROA VOL 1: pages 110-122]**

As the result of Attorney Moore's ridiculous lies and false assertions set out in her opposition memorandum, within my subsequent memorandum in support of dismissal, I directly drew the Court's attention to the simple fact that the "counterclaim" was a complete abuse of process without merit. I further set out that rather than engaging in such tit-for-tat by filing a legitimate claim for Abuse of Process, the Plaintiff respectfully request the Court to take any necessary actions to prevent future filings by the defendants containing such flagrant falsehoods.

In the meantime, my client and his family were becoming more and more anxious concerning the ability to receive a fair trial from Judge Williams, if Attorney Brucie Moore remained on the case. By now it had become abundantly clear that Attorney Brucie Moore did not follow the letter of the law, nor did she fear any repercussion in not doing so.

For example, within her filings related to the bogus counterclaim, she began personally attacking actions taken by myself which included filings submitted to the Court. She attempted to base Defendants Counterclaim in part upon the filings and allegations that she had stricken from the complaint. Moreover, she directly asserted outright lies and derogatory comments about my client, Steve Chandler. Attorney Moore's filings also directly misquoting case law that governs the issues at hand.

As the case progressed, I no longer thought that my client and his family's concerns regarding Judge Williams extreme bias toward Attorney Moore, were unwarranted. In fact, just the opposite, but rather than making a public spectacle and risk bringing about negative perception upon the judiciary, I sent an email to both Judge Williams and Brucie Moore on July 23, 2012. This email addressed the inappropriate actions and filings of Ms. Moore, as well as the fact that she is likely to be called as a witness, and would be precluded from being on the case. Please note, Judge Williams nor Attorney Brucie Moore ever responded to my email. **[SEE EXHIBIT 12 in Red Exhibit book]**

Thereafter, On August 9, 2012, Judge Williams issued two ORDERS. The First Order **[ROA VOL 1: pages 123-124]** consisted of an unsolicited Order OVERRULING Plaintiff's KRE 103 Filed Objection of RECORD filed against the Court's April 17, 2012; Premature Strike Order. **PLEASE NOTE**, the Order specifically acknowledges that the Plaintiffs Objection of Record did not ask the Court to Alter/Amend or Vacate, nor did the Defendants submit any filings regarding the

Plaintiff's KRE 103 Objection to the Order. For All Accounts → the sua sponte Order of the Court only seemed to serve the purpose of clearing the record of the material for a speedy summary judgment,[3] as well as putting the Plaintiff on notice again that only a narrow two-year temporal reference would be considered by the Court to be relevant.

THE SECOND ORDER would almost be comical if not for the years of frustration both myself and my client have had to endure due the extreme unjust bias of Judge Rene' Williams in favor of Attorney Brucie Moore.

ORDER DENYING PLAINTIFFS MOTION TO DISMISS COUNTERCLAIM
[ROA VOL: 1: pages125-128]
DIRECT QUOTES FROM THAT ORDER:

> *"Roughly stated, the court must ask if the facts alleged in the complaint can be proved, would the [pleading party] be entitled to relief."*
>
> *"The law does not allow the Court to make any factual determination when considering a motion to dismiss."*
> *"At this point in the litigation, the Court cannot speculate about whether the Defendants have enough evidence to prove allegations set forth in the Counterclaim, the Court can only determine that the Defendants have set forth proper grounds for an abuse of process.... "*

PLEASE TAKE NOTICE OF THE OBVIOUS BIAS DRIVEN ANALYSIS.

Judge Williams had no problems prematurely striking direct testimony and evidence by way of a Motion to Strike from the Complaint of the Plaintiff. BUT A COUNTERCLAIM filed by Brucie Moore, which didn't even include damages, (i.e. claim upon which relief can be granted), Judge William's takes the position that it would be improper to dismiss without any type of discovery being conducted.

As stated previously, neither Judge Williams or Attorney Moore responded to the email that I sent to them attempting to privately address the inappropriate actions and erroneous filings submitted by Attorney Moore. My though process for sending the email was that a private admonishment could potentially wart off later necessary motions for sanctions to prevent the continuation of false flagrant filings by Attorney Moore.

The events that conspired next were even more proof of the fact that my client was not going to receive a fair trial in front of Judge Rene Williams. In September of 2012, during a judicial

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[3] A month prior to the unsolicited Order, Brucie Moore submitted Request for Admission to the Plaintiff. **[PART TWO; VOL I: PDF pages 28-39]**

conference Judge Williams approached one of my local circuit judges to strike up a derogatory conversation about me personally.

The timing of the conversation is extremely relevant to the bias shown by Judge Williams in favor of Attorney Brucie Moore. Since less than a week prior to the judicial conference, I had just served Attorney Brucie Moore with an unrelate Federal 1983 Action for her role as the Union County Attorney in a malicious prosecution case where it would appear the county was trying to help a "good ole boy" con a local business owner. *FEDERAL ACTION: 4:12-cv-00114-JHM-HBB* Obviously, the federal case had nothing to do with the Crittenden County Will Contest, but nonetheless the timing of Judge Williams inappropriate communication was suspicious.

After learning about the derogatory conversation about me initiated by Judge Rene Williams, I felt the need to protect myself since I had done absolutely nothing wrong. **Local Rule-5 MOTIONS, paragraph (G)** sets out that no email or correspondence between the parties becomes part of the record except upon a motion. Wanting the record to be full and complete on November 7, 2012, I filed a motion requesting that all previous and future correspondence by means of email between the Court and Co-counsel be made part of the record.

A hearing was held on December 13, 2012, during the hearing, Judge Williams admitted to the conversation, but stated that part of the reason for the conversation is that she didn't know where I was practicing. Yet, recall that she directly talked to my Chief Circuit Judge. During the December 8, 2012 hearing, there was no mention of the email, or the content contained therein being partly a reason for the inappropriate disparaging conversation during the September, 2012 judicial conference.

I repeatedly attempted to express my client's as well as my own concerns to Judge Williams over conduct and filings of Attorney Moore, as well as the Court's prejudicial rulings. Each time I expressed my concerns to Judge Williams about improper filings and actions taken by Attorney Moore, she would simply ignore them entirely. On the few instances that she even acknowledged my concerns over Attorney Moore's inappropriate filings, Judge Williams responded condescendingly towards me.

> ***DECEMBER 13, 2012 9:48:21-9:48:56***
> *Kayce: As I stated, I came over here to represent my client*
>
> *Judge: Sure*
>
> *Kayce: I don't want to bicker back and forth with anyone. I want to represent my client to get a fair representation. When someone is directly putting facts in play that is not true and is out of context and using them and holding an abuse of process over my client when he, when she*

threatened that from day one. When my client hasn't done anything and she based her abuse of process claims on my filings

Brucie: Judge, I think those are all things to be litigated in that particular claim and consider the evidence or uh facts

9:58:56 – 9:49:49
Judge: I'm not sure what facts you are talking about but if, I mean almost every case I have one side disputes the facts of the other side, I mean that's

Kayce: She takes facts and twist them

Judge: that's why we are here that's part of why we have the legal system because facts (judge is laughing when she says this)

Kayce: If you read over everything you will see what I'm talking about. she takes things out of context – she claims that my client is trying to extort a deal with the other side, that my client is trying to force them into selling it. He has had no contact with them he's not even suggested "hey will you sale me the farm"

Brucie: This is an argument

Kayce: It is and all I want is the emails to be made part of the record because I need to protect my own interest and the interest of my client

Also during the December 13, 2012 hearing, a scheduling Order was issued setting out a timeline for discovery. However, the Plaintiff was still placed under a strict two-year temporal reference completely unsupported by case law for any stage, but especially during discovery period.

Simply running out of options, I filed the first Motion to Recuse against Judge Williams in May of 2013, in hopes of thwarting off such an extreme miscarriage of justice that was destined to occur if Steve Chandler's testimony and evidence was strictly limited to the two-year time frame the defendants had their thumb tightly pressed on Keith Chandler. Not to mention her disparaging conversation she struck up about me personally. In any event Judge Williams, premature evidentiary ruling out of the gate, deliberately denied my client his Constitutional Right to a fair trial. One can only assume that it was simply to assist Attorney Moore to obtain a quick and swift win.

A hearing was held on June 13, 2013 on the Plaintiff's Motion to Recuse. Recall that Attorney Brucie Moore vehemently objected to the email becoming part of the record, but within her Response to Plaintiffs Motion to Recuse, she attempted to use the email to pad to the record with direct deliberate false information. **[ROA VOL 2: page 153]** Within her response to Plaintiff's Motion to Recuse Judge Williams, Attorney Brucie Moore asserted that I sent the email to all parties re-arguing the Court's overruled motions, as well as to disparage her. Please take notice that the date on the email

was July 23, 2012 which obviously predates the August 9, 2012 Orders signed by Judge Williams. **[SEE EXHIBIT 12 in Exhibit Book.]**

Once again, during the June 13, 2013, (9:42-9:45), I made Judge Williams aware of the intentional mischaracterization of the email within Attorney Moore's response to my motion to recuse. I further specifically informed the Court that if the email was going to be mischaracterized in the official record, that I was going to insist that it be made part of the record.

The trial was still nearly a year out, when the Plaintiff filed his first Motion to Recuse Judge Rene' Williams for bias and impartiality. To avoid drawing negative public perception upon the judiciary, I respectfully requested to waive oral arguments at the hearing, and instead I tendered a supplemental memorandum directly to Judge Williams. **[ROA VOL 2 :pages 190-194]**

With the exception of the email misrepresentation, Attorney Moore's Response consisted of highly disputed allegations concerning the merits of the case. As well as an attempt to pad the record with false assertions pertaining to my filings and conduct.

> "This case had been pending for over twenty (20) months. The Plaintiff has yet to produce any evidentiary proof that the deceased, Harold Keith Chandler, aged 42 when he executed his will, lacked the mental capacity to execute a will or was unduly influence to create his will."
> **[ROA VOL 2: pages 153]**
> "The Plaintiff's motion for recusal is not supported by any evidence nor is it timely made. As set forth above, this case has been pending for twenty (20) months. **The Plaintiff seems to be dissatisfied with the Court's prior rulings and this an attempt to disparage the Court and the legal process and to cause additional unnecessary delay and prejudice to the Defendants." [ROA VOL 2: pages 155]**
> The Response went on to argue that the longer the case is pending the more this could cost the Defendants. "The deadline for the filing of an inheritance tax return and the payment of inheritance tax has already past."

Judge Williams violated her judicial duties to make rulings that are fair and just, with complete impartiality and devoid all bias. Allowing a case to continue, while simultaneously limiting admissible relevant evidence and testimony at the onset, hinders a party's constitutional right to fully litigate and present their case on its full merits. In essence, Judge Williams fixed the case for Attorney Brucie Moore, by limiting the time frame of admissible testimony and evidence, to the exact time frame these men had their thumbs firmly pressed upon Keith.

In accordance to the terms of the scheduling order **[EXHIBIT D of Exhibit Book]** issued on December 13, 2012 the parties were to exchange witness and exhibit lists by September 7, 2013. Attorney Moore submitted hers on time as counsel of record for the estate, and further included herself as a witness despite previous request for her to recuse herself.

Take notice of Attorney Moore's submitted list of Exhibits wherein she specifically names both complete probate records of Mary Katherine Chandler and Keith Chandler. Also, one issue of major controversy arises from her list to include school records of Harold Keith Chandler. **[ROA VOL 2: pages 154-162]**

Steve Chandler's witness and exhibit list can be found at **[ROA: VOL 2: pages 163-170].** One item on Steve Chandler's exhibit list created even greater controversy. Internet posts and videos made by the Defendant Randy Fish, under the username of **RJPOUTDOORS.** I had previously given Attorney Moore the username used by her client, and the specific hunting internet sites where HER client had submitted public posts.

I personally spent hours sifting through these websites cut, copying and pasting more than 1000 posts from various internet sites into one document. The post made by Defendant Randy Fish goes directly to Plaintiff's theory and motive of the case. It shows that Randy Fish was the one who was literally obsessed with hunting and the reason as to why he wanted Keith Chandlers Crittenden County property. A handful of the posts established that Randy Fish was holding himself out to be the owner of the land, years before Keith ever died. On one post in particular, Randy Fish was giving someone advise on how to gain permission to hunt on other people's property. His advise was to, "treat them like your best friend," he went on to say that it had paid off for him big time.

Rather than asking her own client for the internet posts, on September 27, 2013 Attorney Moore, filed a Motion to Compel the production of all RJPOUTDOORS post, and scheduled a hearing for Thursday, October 10, 2013.

The Scheduling Order issued in December 2012, set the discovery deadline for October 7, 2013. In addition, it set out that all motion-in-limines, including dispositive motions were to be filed by November 7, 2013. Which led me to submit two separate filings with the Court.

First, I filed a motion to extend time for discovery, and time for filing of dispositive motions. I further expressed my concerns to Judge Williams about issuing any substantial evidentiary ruling, without first issuing an Order on the Plaintiff's Motion to Recuse filed five months earlier.

Second, I filed a response to the Defendants Motion to Compel arguing that they were compiled and gathered in anticipation of litigation and clearly are part of the Plaintiff's strategy and mental impression of the case. Pointing out that "work-product doctrine" provides broader protection than attorney-client privilege and is designed to protect the right of the attorney to thoroughly prepare his case and to preclude a less diligent adversary attorney from taking undue advantage of the formers' efforts.

As previously noted, Attorney Moore was in the habit of padding the record with false, incomplete or inadequate information, and this time was no exception. Within her Motion to Compel, Attorney Moore asserted the following:

> "The undersigned hereby certifies that she has conferred by letter with opposing counsel the failure to comply with discovery requests. No response was received. Due to the ongoing contention between the parties and the rapidly approaching trial date, counsel is unable to reconcile their differences without a hearing."

Throughout the entire litigation, which includes the appeal process, Counsel has had to be on guard for never ending false information submitted to pad the record with outright lies or mischaracterizations. In response to the above mischaracterization, I submitted the following:

> "[c]ounsel advised the Court that they sent an unanswered letter to Plaintiff's counsel seeking to resolve discovery issues without a hearing. For the record, Defense Counsel sent Plaintiff's Counsel a fax on the afternoon of September 25, 2013, giving Plaintiffs' counsel until the following evening on September 26, 2013 to contact their office to discuss these matters before they filed their Motion to Compel. Due to all day DNA court in Christian County, on September 26, 2013, Plaintiff's Counsel did not even receive said fax until September 27, 2013.
>
> It is absurd and unreasonable to think that you can demand an attorney by fax to respond within 24 hours. It is Counsel's position that the contention between the parties are the direct result of actions such as this and many others by the Defense Counsel orchestrated and carried out in attempt to harass, intimidate, and/or bully opposing counsel. Defense Counsel has repeatedly attempted to mischaracterize the facts at hand, and even the actions of Plaintiff's Counsel in attempt to paint Plaintiff and/or Plaintiff's Counsel in a false light. …"

Moreover, on September 27, 2013, Attorney Brucie Moore set two depositions of the Plaintiff's witnesses, without bothering to check my availability first. I subsequently informed Attorney Moore that I had a doctors' appointment on the day she set for the depositions and the date she set did not work for me. Approximately a week and a half after the scheduled date, I received a phone call from the Court reporter asking if I wanted a copy of the deposition taken by Attorney Brucie Moore. The Court Reporter recorded Attorney Moore stating on record that I couldn't attend.[4]

Again, despite repeated attempts to inform Judge Williams of the unethical, improper actions taken by Attorney Moore, Judge Williams rather than addressing my concerns, often responded with condescending statements directed at me.

Judge Williams finally issued an Order on the Plaintiff's Motion to Recuse on October 7, 2013. Wherein, Judge Williams **adopts and reiterates her previous Orders** concerning admissible

[4] During that same scheduled doctor's appointment on October 15, 2013 I was placed on bed rest due to high-blood pressure which deemed me as a high-risk pregnancy.

relevant testimony and evidence. Thus, with less than six months before trial Judge Williams is holding steadfast to her narrow two-year window of relevancy. **Please take notice** that this particular confirmation concerning what Judge Williams was going to consider relevant and allowed in, came after the parties already exchanged exhibits and witness lists. Judge Williams further set out that all Orders have been procedural and she has not asserted an Opinion as to the correctness of any facts asserted by either party. **[SEE EXHIBIT D of Exhibit Book]**

Judge Williams' Order denying Plaintiff's Motion to Recuse, she gave an alternate explanation as to the reason she struck up a conversation about me during judicial conference. Recall, previously she stated that it was due to her confusion as to where I practiced. However, now Judge Williams asserts that the "email" which has been falsely portrayed numerous times in the record is the reason to question a fellow judge about me.[5] Judge Williams or Attorney Moore never responded to the email sent in July 2012. However, Judge Williams is now herself attempting to mischaracterize the email in the record.

Judge Williams is now stating that the unaddressed email, concerned her to the point she felt the need to ask my local judge about it over two months later in September 2012. Judge Williams specifically asserted that the email appeared to be in the nature of an argument that she felt should be on the record with both parties. The email was in fact sent to all parties. But the irony is she felt that it should have been on the record, but then later refused to allow it to be part of the record.[6] **[SEE Exhibit 12 of exhibit book** for the controversial email] Wherein it specifically states, "that the purpose of this email is to address a few issues that I don't think are appropriately discussed in front of clients, or in a open court room subject to public perception."

Judge Williams Denial of Plaintiff's Recusal Motion

> "This Court makes every effort to base all its decisions on what it believes the law to be but understand there are different interpretations -this is why we have the checks and balance of our appellate courts. However, a trial court's adverse ruling, even if erroneous, does not provide for finding of bias." "this case is set to be tried before a jury panel who will be the triers of facts in determining the outcome of this case. Any preliminary matters by this Court are subject to review by the higher courts." **SEE EXHIBIT E in Exhibit Book for full RECUSAL ORDER**

As things stood in October 2013 all admissible testimony and evidence is limited to a two

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[5] **PLEASE NOTE**, the conversation conveyed to me, had no mention whatsoever of the email.
[6] The email clearly set out the unethical behavior of Attorney Moore. If it was on record, then Judge Williams would have had a judiciary duty to address the matter. Instead, they both simply ignored it altogether, until I requested that It be made part of the record.

year temporal reference surrounding the execution of the will. There has not been one solitary case law submitted by either side that would support this extremely egregious narrow interpretation of relevant admissible testimony and evidence. Judge Williams is correct when she sets out that the jury will be the trier of facts in the case. However, Judge Williams is the ultimate gate keeper of the testimony and evidence allowed in at trial. It is her job and sworn duty to uphold the integrity of the judicial system and ensure that all parties with any interest in a case are allowed to be heard, and more importantly are not denied their Constitutional Rights to a fair and just trial.

On that note alone, Judge Williams violated her duty at the onset simply by failing to acknowledge and recognize that Steve Chandler asserted an Equity Claim to establish a constructive trust, to protect both his legal 50% interest of the contents of the residence, including personal memorabilia belonging to some of his family members. All of which remained undistributed in the Chandler homestead at the time of Keith Chandler's death.

The original complaint included the names of several witnesses who wanted to testify as to their direct personal knowledge of Keith Chanlder, as well as his failure to carry out his mother's wishes and distribute family memorabilia, even though Mary Katherine put post-it notes on everything. After Mary Katherine died, Keith quit answering the door altogether.

Judge Williams went on to say that if she is wrong the appellate courts will catch it, within the checks and balance system. I find this statement truly troublesome. Due to the cost alone, the probability that someone will even file an appeal is extremely low. Therefore, complete impartial judicial discretion is a paramount in the lower courts at all stages. Kentucky Justice System should except nothing less.

Judge Williams Recusal Order concludes with three sentences addressing the pending motions.

> "the Court, sua sponte, hereby grants an extension to the Plaintiff up to and including November 12, 2013 for discovery to be completed and **to comply with the requested items in the Defendant's motion to compel."**

The twelve words underlined that were slipped into the back of another order, created hours of frustration and arguments just days before trial. The sua sponte paragraph on the last page of the October 7, 2013 Order of the Court, continued the final pretrial until December 12, 2013 with any motions to be filed on or before December 5, 2013.

Thereafter, on October 21, 2013, I filed a KRS 26A.020 Motion to Recuse, along with affidavit of Steve Chandler. The motion specifically set out, "that Judge Rene' Williams has ignored or failed to address concerns of Plaintiff's Counsel regarding the inappropriate unethical filings of

Defendants Counsel Brucie Moore, including direct mischaracterizations of applicable case law and attempts to harass, intimidate and or bully. That pursuant to *Jackson v. Commonwealth, KY., 806 S.W.2d 643, 645 (1991), that the case be held in abeyance pending a ruling by the Chief Justice."*

Steve Chandler and his family were extremely concerned as to my current condition and the stress that his case could be playing into my high blood pressure. He asked me what if anything that he could do to help ensure that "these thieves" do not walk away with everything his family has worked generations for. I instructed him that he could file a JCC Complaint and we would just have to wait to hear back from our subsequent KRS 26A.020 Motion to Recuse, because it was clear that Judge Rene' Williams was not yielding in the least on her narrow two-year temporal reference time frame.

Rather than filing a Summary Judgment Motion, on December 2, 2013 Attorney Brucie Moore filed a trial brief, which she later submitted as her summary judgment motion. **[ROA VOL 2: pages 195-217.]** Immediately following Attorney Moore's submission of her Trial Brief, I filed a Motion to Strike Trial Brief because according to controlling case law, the case was to be held in abeyance. **[ROA Vol 2: page 218-219]** The whole "in abeyance" or "not in abeyance" will become relevant soon.

I received an email on January 12, 2014, from Crittenden County Circuit Clerk, that Chief Justice Minton had denied the Plaintiff's Motion to Recuse. The Order was actually signed on December 14, 2013. The Order simply stated that Plaintiff failed to demonstrate disqualifying circumstances that would require appointment of special judge. It was denied without prejudice, and any party could seek appellate review after entry of a final judgment.

Apparently, Judge Williams called the case on December 12, 2013, at which time nobody appeared, and she subsequently rescheduled the hearing until January 16, 2014. I was not able to attend the January hearing due to recent child birth and having no actual knowledge of the rescheduled hearing. During the hearing, the Court issued another Scheduling Order setting March 13, 2014 as the final pretrial conference.

Judge Williams further docketed Attorney Brucie Moore's objection to the use of **RJPOUTDOORS** during trial, because I didn't just hand them over to her like she requested. Attorney Moore also requested and was granted permission to depose Melinda McMannas, if desired. **[ROA VOL 2: page 224]** Melinda McMannas was one of the two people Attorney Moore attempted to depose in October 2013, even after being informed of my unavailability. Ms. McMannus did not

go to the deposition in October, because I informed her that it was canceled, since I was unable to attend.

On January 21, 2014, Attorney Brucie Moore's assistant Megan Randolph submitted a Motion and Memorandum for Summary Judgment, with an attached affidavit signed by Attorney Brucie Moore. **[ROA VOL 2: pages 245-249]** Please recall that immediately following Defendant's Answer, I raised concerns regarding Brucie Moore being on the case because she will be a necessary witness.

I filed three separate pleadings during the second week of February 2014. First, on February 12, 2014, I filed a motion to add four additional witnesses, and set out that it was submitted under CR 78(2), that unless an objection is received or response filed, it will automatically be granted in ten (10) days. In addition, both sides previously reserved the right to add to the names of witnesses up to the day of trial.

Second, on February 13, 2014, I submitted the plaintiff's response to defendant's summary judgment. Lastly, I submitted a response to the defendant's verbal request made during the January 16, 2014 hearing, for the court to exclude admission **RJPOUTDOORS.** Once again, I argued that under the broad interpretation of work product these posts were protected, but more importantly, the requested items could have been just as easily obtained by the defendant himself.

On February 26, 2014, the defendants submitted a reply to the plaintiff's response memorandum in opposition to their request for summary judgment. On March 6, 2014, just a week before the scheduled final pretrial hearing, Judge Williams issued an Order denying the defendant's summary judgment motion.

In Relevant Part States:

> "On the other hand, there was also testimony from several witnesses stating that Keith was not capable of living alone and that is the reason he lived with his parents his entire life. Other witnesses testified that after Keith's mother died that he spent many months without electricity and running water and that he depended on his elderly aunt and brother to bring him food. The Court finds that whether Keith lacked the mental capacity to execute a will is a genuine issue of material fact for the jury to determine."
>
> "Likewise, the court finds that whether the defendant exerted undue influence over Keith at- that led- to the execution of his will is a genuine issue of material fact."
> "The Court finds that whether Keith's will reflect his wishes is a genuine issue of material fact for the jury to determine." **[ROA Vol 3: pages 328-333]**

So, for the first time the Court was acknowledging that the Plaintiff as well as numerous family members and friends have adamantly asserted that Keith Chandler was an adult child incapable of

making decisions of his own accord. Moreover, she acknowledged that once his mother passed away, he began living months at a time without electricity. His brother Steve and Aunt Elwanda would have to take him food and water. Not to mention as set out within the Complaint, Steve Chandler is the one who repeatedly paid to have electricity and water restored for his little brother.

PLEASE NOTE, the defendants did not submit a response of any kind with respect to plaintiff's motion to add additional witnesses. Consequently, the request should have been granted pursuant to CR 78(2), as set out within the Plaintiff's Motion. **[ROA Vol 3: pages 305-306]** During what was supposed to be the final pretrial hearing, Attorney Moore submitted a Motion in Limine to prohibit all testimony and or arguments concerning Aspergers syndrome and/or Autism. During that hearing Judge Williams acknowledge that the case was held in abeyance because of the KRS 26A.020 recusal motion filed by the Plaintiff. Attorney Moore having not received the summary judgment that she was banking on, for the first time voiced an oral argument only in opposition to the motion to add additional witnesses, filed under the ten (10) day rule a month prior.

> "this is not a formal motion, I just wanted to she filed some new witnesses on February 12th that I have, discovery had closed in November and I object, I was already on the witness list but she filed a Troy Guest and a Todd Lucas… To add to any new witnesses at this late being allowed to testify in this case that has been filed for over two years plenty of pretrial dates, discovery dates and that sort of thing ."
>
> I then specifically reminded the Court that this case was held in abeyance pursuant to controlling case law, and following that time, I was out on maternity leave. Attorney Moore then chimed in with, "but this late notice February 12th and we would object to these witnesses. **[ROA March 13, 2014 Hearing at 9:19:52 - 9:21:04]**

I filed the motion to amend witness list under the 10 day rule, and Brucie Moore made no formal response of record within ten (10) days, and only expressed a vocal objection more than a month later. Therefore, I submitted a supplemental response to Attorney Moore's untimely opposition to deny Plaintiff's Amended Witness list. In addition, having not had the opportunity to respond to the Defendants in limine motion to exclude all mention of Autism and Aspergers, I submitted a response to the motion on March 19, 2014.

Thereafter, on March 25, 2014 Judge Williams issued an Order, in which she set out that Attorney Moore objected to Plaintiff's additional witnesses. Judge Williams ultimately denies the Plaintiff his additional witnesses because it would ultimately prejudice the defendants.[7] Judge

[7] Don't forget she has limited the Plaintiff to a narrow two-year temporal reference where these men had complete control over Keith. Steve Chandler was severely prejudiced by Judge Williams and the Court on the day he filed his will contest Complaint.

Williams' March 25, 2014 Order further disregarded the controlling case law concerning abeyance of proceedings, which was previously set out within the Plaintiff's KRS 26A.020 Recusal Motion. As well as, previously acknowledged by Judge Williams herself. **[ROA March 13, 2014 Hearing at 9:23:07 - 9:23:36]**

> "The Court understand that perhaps there has been some confusion in this case because the plaintiff's Motion for Recusal and the Plaintiff's subsequent Motion to the Kentucky Supreme Court. **However, this Court never issued an Order holding this case in abeyance pending the outcome of this Court's ruling on Plaintiff's Motion for Recusal or pending the outcome of the Plaintiff's Motion for Recusal before the Kentucky Supreme Court."** "This case has been ongoing for nearly two and half years and the Court finds that the Plaintiff had ample time to discover, procure and list witnesses within the confines of the discovery deadline."

Furthermore, during the March 13, 2014 final pretrial conference, with less than a month out from trial, Attorney Moore puts the Court on notice that she had contacted Attorney Steven Downey who would be filing an entry of appearance in this case. Judge Williams, of her own accord, began to view her upcoming calendar because in her words,

> "I would anticipate there will be some more pretrial motions. I mean our next pretrial date is actually April 4th due to them redoing something in the courtroom that's our next motion day. So that's our next motion day April 4th which would be close to trial and I'm going to be gone the last week of March to a Judicial Conference. So I have next week basically that I could set a special hearing." **[ROA March 13, 2014 Hearing at 9:16:12-9:17:42]**

Throughout discovery, trial, and even post trial, scheduling orders, rules and guidelines were only enforced, if they were against the Plaintiff, and /or his witnesses. Recall the original scheduling Order set out that all motions in limine and any objections to the list of witnesses and /or exhibits be filed by November 7, 2013. Judge Williams' October 7, 2013 Order denying Plaintiffs Motion to Recuse, extended the time frame for filing all motions until December 5, 2013.

The Court ruled that amending the witness list two months before trial would prejudice the defendants, since the Plaintiff "had ample time to discover, procure and list witnesses within the confines of discovery deadline." **HOWEVER,** when it came to the prejudicial effect that the Defendants last minute filings, including the scheduling of multiple "special hearings" had on the Plaintiff, the scheduling order deadlines are completely disregarded in favor of Attorney Moore.

Not to mention, Attorney Moore harassed me repeatedly to get a deposition scheduled for Melinda McMannas. A deposition was scheduled for Friday, March 28, 2014. I had to drive over an hour to Crittenden County. Ms. McMannas had to take off work. Only to learn the morning of the scheduled deposition that Attorney Moore canceled it the evening before. She previously scheduled

and took a deposition knowing that I was unavailable, and then she cancels this deposition without adequate notice. Once again, when an attempt was made to inform Judge Williams of the deliberate actions of Attorney Moore, she simply stated that I don't know what you want me to do, it's unfortunate but I don't have a Motion from you seeking sanctions.

The egregious events that transpires next, go to a whole new level of obstructing justice beginning on Tuesday, April 1, 2014 with the arrival of Attorney Steven Downey. Which was a mere sixteen days before trial and four months past the final day to submit in-liminie motions.

During the unscheduled "final" Pre-trial Hearing on April 1, 2014, Attorney Steven Downey submitted over 30 pages in Motion in Limine's. Attorney Downey purportedly based his motion in liminies entirely off Judge William's original Strike Order. Straight out of the gate, Attorney Downey was publicly insulting, demeaning and belittling towards me and my client and even called me a liar repeatedly throughout those two special hearings which took place in Union County, Kentucky. Attorney Moore may have had the gumption to demean, ridicule and submit false filings, but Attorney Downey was out of control. Judge Williams took no action whatsoever to curtail his ridiculous performance during pretrial, trial or post-trial.

Utter chaos began on Tuesday, April 1, 2014. Attorney Moore had allegedly faxed a copy of their motion-in-liminies to my previous place of employment on Monday evening March 31, 2014. Please note, both Attorney Moore and her assistant acknowledged that they knew I was no longer with that firm. Attorney Downey was insistent that I had to have received the fax, and I must be lying about it.

Just a few quick excerpts from the first 30 minutes of that public hearing.

> ***"I understand she said she did not get the Motion, uh, there is not one thing I can do about that except take her at her word, so I don't know what we do about that other than that, there is nothing really new in it, we do need the opportunity to discuss, I mean this motion is about 15 pages long."***
> ***"and like I said I don't know, I have never been to Court when someone says that they didn't receive my pleading before we got here. I don't know what you do about that and I am not going to say that she did get it, I am just going to say that we sent it. "***
>
> ***"Your Honor, the only thing I know to do, you opened it by us talking generally and I don't know whether you want to go through this motion and I don't think, and I understand that she does have a copy and that she hasn't seen it however it's not, it's a pretty quick study given that it's all based on prior rulings of the court and it relates to people that she proposes to call as witnesses in the case so I don't know how we specifically deal with it or whether not and have to come back over here on another day to do that given that she, well given***

that it's been represented to the court that she did not receive this and I'm happy to go through it now but obviously that is the court's discretion. "

Kayce: "I'm not sure why you keep trying to insinuate that I received it and just failed to address"

(Interrupted) CUT ME OFF AFTER LESS THAN 4 Seconds

> ***"uh uh I told you I have given you the benefit of the doubt on that point, its' upsetting but I am giving you the benefit of the doubt"***

Regardless of such, Attorney Downey kept insisting that I received the fax, and that there was no reason that I shouldn't be able to present arguments on the motion right then and there. It was clearly his way of trying to coerce me into foregoing the actual filing of a response to his last-minute motion in limonene filings. Attorney Downey attempted to belittle and demean me into submission.

Without question, Attorney Downey was always in complete full control of the courtroom. With constant deliberate interruption to change the topic and divert the discussion every time I was making a sound legal argument which neither him or Judge Williams could defeat. Judge Williams allowed Steven Downey to constantly ridicule and demean me and my client in open court.

The few times that I could get a word in and speak up for myself and directly ask Attorney Downey if there was any reason why he kept speaking down to me, or should I say at me. Judge Williams would immediately say something to the effect, "let's be professionals," but she never called him down for chastising me like a little girl, or even speak up when the 6'4 overgrown man would directly get in my face. Attorney Downey called me a liar so many times that by the second unscheduled special hearing, without even thinking I made a public plea that we both agree to give each other the benefit of the doubt.

April 11, 2014
Time: 9:34:06-9:34:44 **Clock: 12:48-13:25**
SPEAKER: Kayce Powell
CONTENT:

> ***Your Honor I know Mr. Downey says he doesn't want to offend me but I am just going to be honest with you, I am a God Fearing Christian and you keep (Kayce is looking at Steven when she is talking and he just walks away back to his table) questioning my integrity and I do tell the truth and if that was a mistake that cut, copy and paste, if actually didn't put the one before it and I was supposed to put the other one, I cut, copied to much then my apologies and I will find that out because it is on my (Camera shows down and he is looking at his papers and stacking them and not even acknowledging that Kayce is even talking to him) WestLaw research, but every time we come in this Courtroom you keep questioning my integrity you need to look at the whole file (Camera shows Steven again and he is looking at his papers and not even acknowledging Kayce is talking to him) I have pointed out numerous misrepresentations throughout and I really would appreciate that without saying***

it out loud if you would just give me the benefit of the doubt that I am not trying to mislead this Court in anyway, I never have and I never will -- that's not what I do.

Neither Judge Williams or Attorney Downey gave me the common respect and courtesy of even looking at me while I spoke. I personally was truly offended by Attorney Downey's behavior and the Judge's failure to address it. However, I was far more demeaned and extremely embarrassed on a personal level that this conduct was taking place in open court and in front of my client.

Judge Williams remained extremely biased in favor of Brucie Moore, regardless whether Attorney Moore and Attorney Steven Downey was presenting false facts or erroneous logic. The above excerpt was the result of yet another clearly bias ruling by Judge Williams. On April 1, 2014, along with the endless Motion in Limines Attorney Steven Downey presented an Offer to Stipulate. A few items listed which is relevant to this complaint includes the following: **[ROA Vol 3: pages 414-415]**

- School records of Harold Keith Chandler
- Entire probate records of Estate of Mary Katherine Chandler; and
- The authenticity and proper execution of the Will of Harold Keith Chandler.

At which time I requested a copy of the school records, since I had not yet received them. Sometime back in December 2012, I personally telephoned the school to see about getting Keith's school records. I was informed that their records only became computerize in the early 1990's. I didn't push the topic much further because, I had already been prematurely limited to a two-year narrow time frame surrounding execution in October 2006.

Attorney Moore's exhibit list that she submitted back in September, 2013 included the phrase "high school and trade school records." Having heard Judge Williams and Attorney Moore make the statement multiple times that Keith graduated high school and later from a trade school, I assumed this meant nothing more than evidence that he did graduate high school and then from a trade school. Especially given the fact that Judge Williams and Attorney Moore were so adamant that the time frame was inadmissible and irrelevant.

However, during the April 1, 2014 "special hearing", we learned for the first time that the defendants had taken an old grade school book kept by Mary Katherine out of the family home. Attorney Moore agreed to supply me with a copy of those records by the end of the day. but they were not ready. Once I received the copies two days later, I noticed the letters (EIP) besides most Keith's classes, I instructed my client to go to the school and see if they could tell him what those letters stood for.

The school located Keith's official school transcripts and gave a certified copy to Steve, his brother. Steve Chandler was told that (EIP) stood for special education classes. In addition to confirming that his brother was in special education classes, as well as Title One Reading, the official transcript revealed that Keith had a total composite score of a mere (8) on the ACT, with a (5) in math and a (5) in English.

Keith Chandler scored lower than 97% of the individuals who took the ACT during the same year that Keith did. In light of the most recent discovery, I submitted a motion to the Court requesting permission that the school's guidance counselor, Stephanie Shoulders, be allowed to introduce the official transcripts to the jury. In the meantime, the Judge Executive of Crittenden County learned of the pending trial concerning the competency of Keith Chandler. Judge Perry did not know Steve Chandler, but was personally familiar with both Rudolph and Keith Chandler. Judge Perry went out of his way to reach out to me, to say he personally wanted to testify as to his knowledge of Keith, and how he knew Keith was not competent to make informed decisions on his own.[8]

Furthermore, after Attorney Moore filed what should have been her final Motion in Limine on March 13, 2014 to restrict the use of the phrases Autism and Asperger's, strictly in effort to reach a compromise with Attorney Moore on the matter, on April 1, 2014, I submitted a Motion requesting that the Court simply take judicial notice of the definition of Intellectual disability under KRE 201(b)(2), or KRE 803(18), in support of the request I included copies from various sources which state the same applicable adaptive skills.

None of the definitions were incomprehensible, or scientific in nature. Kentucky American with Disability Act defines intellectual disability as follows: **[ROA VOL 3: pages 399-403]**

Description: Intellectual Disability refers to substantial limitation in present functioning and is characterized by the following:

1. **Below average intelligent functioning (IQ of 70 or below)**
2. **Limitations in two or more of the following areas:**

-self-care	**-leisure**
-self direction	**-home living**
-communication	**-health and safety**
-social skills	**-community use**
-work	**-functional academic (math and English)**

Manifests before the age of 18.

During the April 1, 2014, "special hearing" Steven Downey adamantly protested against the Court taking judicial notice of a widely accepted definition that only contained elementary

[8] Crittenden County Judge Executive previously owned a feed store, and had several encounters amongst the years and had observed Keith both before and after his father past away.

terminology, without an expert to read it out loud to the court. Once I discovered the existence of the official transcripts, I requested that the Court allow the school's guidance counselor Stephanie Shoulders to introduce Keith's official certified school records, and allow her to discuss the adaptive behavior traits of an individual with an intellectual disability. **[ROA VOL 4: pages 436-440]**

Steve Chandler and his entire family and friends who knew Keith his entire life, were adamant that he was never capable of making any decision on his own. More importantly, he lacked the ability to redirect himself or even care for himself. All of which fit directly into the definition for intellectual disability.

Throughout his entire life Keith Chandler followed the directions given to him by his father. Once his father passed away, he began following directions given to him by Union County Deputy Coroner Randy Fish, father of the sole minor beneficiary. The evidence to support the above assertion was without question available, if not for Judge Williams excluding it all. As previously stated, once the plant shut down in 2008 and Keith no longer had day to day contact with Randy Fish, he couldn't even provide for his own basic human survival needs. Steve Chandler was the one looking out for his brother, paying for his utilities, and taking him food and drinks beginning in early 2009, until he was found dead in July 2011.

Steve's motion which sought to include Stephanie Shoulders as a witness, yielded the most insulting belligerent tirade of record by Steven Downey. Attorney Downey's written response as well as Attorney Downey's in Court meritless verbal assault which occurred on April 11, 2014 was so far out of line, even Attorney Downey himself asked the Court to Strike all filings associated with Plaintiff's Motion in Limine to take Judicial Notice of Intellectual Disability and to seal all the pleadings of record.

Steven Downey written tirade falsely sets out that Steve Chandler at my urging fraudulently obtained Keith's private school records without a subpoena, Court Order or permission from the estate.

> ***"That the plaintiff has aided Crittenden county high school in the commission of an extremely serious privacy violation of both federal and state law. Plaintiff should not be allowed to profit from his disingenuous role in breaking federal and state privacy laws." "In desperation, Plaintiff and Plaintiff's counsel appear to have crossed the line of propriety in an effort to obtain records Plaintiff could have obtained a long time ago. Plaintiff played a critical role in violating federal and state privacy laws when he obtained Keith's confidential and private education records and information contained therein without a court order or the defendant's permission. Both federal and state laws protects the privacy rights of students. See 20 U.S.C §1232(g) and KRS 160.700-160.730. Under the***

family educational rights and privacy act's a school is prohibited from releasing education records and written consent of the individual
"This prohibition is in force under penalty of losing all federal funding. ID at (b)(1). Plaintiff aided and abetted a school official in violation of federal and state law. Now, he wants the Court to reward his reprehensible conduct by allowing him to add to witness and the ill-gotten records a mere 10 days before trial.
"Trading on his good relationship with Ms. Shoulders, Plaintiff induced her to violate federal and state law." "Plaintiff's counsel fails to state whether she knew Plaintiff was going to return to Crittenden County high school for these records. Plaintiff's counsel should be questioned about this by this court. Regardless, plaintiffs' counsel is now before this court attempting to use this ill- gotten evidence against the Estate of Keith Chandler. Plaintiff's counsel has intentionally placed confidential information from these records into this Court's public record. Based simply on this misconduct alone, these wrongfully obtained records and the testimony of Stephanie shoulders must be excluded, and all of these pleadings sealed. **[ROA Vol 4 :pages 470-486]**

Attorney Downey further set out that Steve Chandler directly placed the school's federal funding in jeopardy. Attorney Downey's Response goes on to threaten me with violation of SCR 3.130(8.4) ethical violations, citing to Shoney's Inc. v. Lewis, 875 S.W.2d 514 (Ky. 1994), as the bases for the Court to Strike the official certified Crittenden County High School Record. All of his arguments ultimately amounted to bla bla bla,... in light of the fact that privacy laws only survive death under HIPPA.

Throughout Attorney Downey demonstrated the characteristic of a true narcissist. In that he directly accused me of everything he was actually doing. He publicly demeaned me in open court, in front of my client and yelled that I was playing fast and loose with the laws, and frankly he wasn't used to dealing with people like that. I should mention that prior to this outburst and tirade, he looks directly at Judge Williams and says, "Your honor, I am just doing what I have to do, if you know what I mean."

Regardless, Judge Williams ruled in Attorney Moore/Attorney Downey's favor. So essentially, a random grade book kept by Mary Katherine which was inappropriately taken from the family home was admissible. As a mother, one can only assume that Mary Katherine only kept the papers that Keith performed somewhat adequately on. The gradebook revealed that while in high school Keith made B's and C's. But I was not allowed to say that they were in special education classes. I was not allowed to reveal his ACT score. I was not allowed to inform the jury that he was in Title One Reading. A random book taken from the Chandler home was admissible, but official certified school records were not. Judge Williams asserted that that since I could have obtained

those records during the Scheduling Order discovery deadline, but failed to do so, they could not be used during trial.

PLEASE TAKE SPECIAL NOTICE of the hypocrisy contained within that ruling alone along with so many others. Over the course of the entire litigation Judge Williams repeatedly excluded everything outside a two-year temporal reference, but because I was not psychic or could not predict that less than six (6) days before trial she was going to change her mind and say everything is admissible up to the day the will was executed on October 23rd, 2006, I was not permitted to reveal the whole truth concerning Keith Chandler's education history.

AGAIN, AS A REMINDER OF THE HYPOCRICY, Judge Williams allowed Attorney Moore essentially three additional hearings less than sixteen days before trial. Those hearings were to allow Attorney Downey, and Attorney Moore's assistant to argue for the exclusion of essentially all evidence and testimony previously stricken by the premature Strike Order, as well as all evidence and testimony that discredited the defendants.

All evidence and testimony which showed defendants motive, EXCLUDED. All evidence and testimony that supported Steve Chandler's legal theory, EXCLUDED. All evidence and testimony that would have allowed Steve Chandler to show there was an unnatural disposition; EXCLUDED. As well as, the EXCLUSION of all evidence and testimony that would have allowed Steve Chandler to defend himself against false slanderous bullying accusations set out by the Defendants.

Attorney Downey spent hours upon hours arguing against the admission of **RJPOUTDOORS** post. On April 14, 2014, Judge Williams ultimately excluded all posts and videos since none of them predate the October 23, 2006 execution of the will. Attorney Downey vigorously protested all testimony and evidence because Steve Chandler didn't hire an expert witness to discuss mental competency. I repeatedly submitted case law to Judge Williams that specifically set out that medical expert is not required and a lay person testimony with actual personal knowledge and observation of someone is more competent than a medical provider that never even met the deceased.

Moreover, I informed Judge Williams that it would have been asinine to hire a medical expert witness, if all they could consider and review was the measly two years she set as a temporal reference even before making Attorney Moore file the defendant's answer to Steve Chandler's complaint. Throughout pretrial hearings, the trial as well as post-trial hearings, Attorney Downey continuously interrupted me, talked directly down to me and my client. Attorney Downey's largest grand stand

came from, "the problem is they want to present all these competency arguments, but didn't want to put out any money to retain and expert to discuss competency, and they just don't get to do that.[9]

I could fill the pages of a book about the hours upon hours of insulting behavior orchestrated and carried out by Attorney Steven Downey during the April 1, 2014; April 11, 2014 hearings; April 14, 2014 telephone conference; Trial; and post-trial hearings. **The accompanied flash drive contains video of all hearings, both before and after trial, the three days of trial, as well as transcripts from the trial and several of the hearings.**

But the primary purpose of this filing being how Judge Rene Williams showed extreme favoritism and bias to Attorney Moore and Attorney Downey. Prejudicial bias and favoritism so extreme that without question Steve Chandler's constitutional rights to a fair trial were more than just violated, they were completely disregarded.

It is further important to note that during the April 11, 2014 hearing, out loud in open court Attorney Downey proclaimed that he had been paid, and that he had "them" to research and make sure that it was permissible for the estate to pay him upfront for his services. At which time Judge Williams cut him an unmistakable look. During the last day of trial, Attorney Downey, on record during a bench conference stated that he had been paid, and that "HE" had researched it to make sure that he could be paid in advance from the estate and that even if it dwindles down to nothing and ultimately awarded to someone other than the beneficiary, he researched and has case law to support that upfront advancements were permissible.

Before moving on to trial, it's important to mention the Defendants counterclaim which they fought so hard to prevent its dismissal, was ultimately dismissed by Judge Williams over my strenuous objection in the record. **[April 11, 2014 at TIME: 3:15:26-3:16:22 → CLOCK: 12:24-13:19].** I vehemently protested the dismissal of the counterclaim for several reasons.

This notion was not lost on Judge Williams either, as I directly informed her that my intention was to use the false information set out within the counterclaim for impeachment purposes of the defendants and Attorney Moore, and to show the jury who the real bullies have been throughout. Judge Williams dismissal of the counterclaim over the Plaintiff's objection was a clear violation of

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[9] Ironically, Attorney Downey relentlessly kept publicly criticizing Steve Chandler for not hiring an expert, but disregards the fact that he was illegally paid $20,000 from the Estate on April 1, 2014. The payment itself is part of the FBI Investigation and it falls under Wire Fraud. Attorney Downey also received an additional $5,000 post trial for the unprecedent proffer/avowal hearing.

Civil Rule 41. [To this day, no official filing was ever submitted to dismiss the fraudulent counterclaim.]

But far more insulting is the tendered Motion in Limine Order which was ultimately signed by Judge Williams. Attorney Downey intentionally padded the record with false information and an alleged agreement.

> ***"Defendants withdrew their Counterclaim and same was dismissed. As a result, no family members shall discuss any dissatisfaction with the handling of Mary Katherine Chandler's estate or any of Keith's failure in handling the estate. This information is precluded by dismissal of the counterclaim and by the finalization of Mary Katherine Chandler's estate by court order entered October 8, 2008, in case number 07-P-00090 in probate division of Crittenden County District Court."***

The Abuse of Process counterclaim was a frivolous sham, and its only purpose was to force Steve into filing excessive pleadings and responses thereto. Purposely designed solely to bully and intimidate Steve out of his cause of action and financially strap any attorney from continuing with the fight without requiring plaintiff to pay an astronomical amount of money up front. Then to allow attorney Downey to orally dismiss it a week before trial, is a deliberate abuse of discretion. Especially since, the Defendants entire case stemmed on mere allegations that Keith told them his brother bullied him and had always bossed him around. Steve should have been permitted to show the jury who the real bullies in the case were. As well as defend himself against unfounded hearsay.

The trial itself was hellish to say the least. Illegally retained Defense Attorney Steven Downey spent a great deal of time publicly disparaging, mocking, patronizing and demeaning me, the Plaintiff and all Plaintiff's witnesses. Specific rules and laws were applicable to the Plaintiff, and his witnesses but not to the Defendants or Attorney Moore.

The omitted information prevented Steve Chandler from defending himself against the alleged bully allegations falsely set out by the Defendants. The Defendants themselves asserted that they never once saw Steve be mean to his little brother. The Defendants entire case was based on alleged hearsay conversations that these two men claim to have had with Keith Chandler.

Steve Chandler's Appeal Brief focuses primarily upon rulings of Judge Williams prior to trial which deliberately denied Steve Chandler his Constitutional Right to a fair trial. Judge Williams preliminary Orders prevented Steve Chandler from establishing motive, prevented Steve from presenting his full complete legal theory to the jury. Steven Chandler and his forty (40) some odd witnesses knew Keith Chandler. They all knew that Keith Chandler was incapable of living on his own. They all knew that Steve and his Aunt Elwanda were the ones looking after him when his mom

died and after the plant closed. Judge Williams issued numerous intentional Orders that directly prevented Steven Chandler from defending himself, or from establishing the lack of credibility amongst the Defendants and Attorney Moore. I repeatedly placed Judge Williams on notice concerning the double standard that she was employing throughout, as well as the injustice, unfair and unsound purported reasoning behind her rulings.

Rulings made during trial, was no exception. Judge Williams relies heavily upon Attorney Moore's filings, regardless as to whether Attorney Moore's filings have any merit or caselaw support. It cannot be overlooked that the April 17, 2012, Strike Order, which opened this large can of worms, came verbatim, from one of two of Attorney Moore's filings. Either Attorney Moore wrote the Order, or Judge Williams unjustly accepts Attorney Moore's filings as gospel. **[ROA VOL 1: pages 13-23; 42-50; 57-66].**

Studies have consistently shown, that how an attorney is treated by the judge and co-counsel have a great influence and impact on a jury verdict. This case was no different. From start to finish it seemed like well-orchestrated chaos designed to make both myself and Steve Chandler look like the bad guys.

Attorney Downey didn't waste any time running me to the bench with unfounded objections. The jury was not privy to the conversations at the bench, so all they saw was this seasoned male attorney wiping the floor with this little girl who didn't know what she was doing. Attorney Downey made several objections even during the Plaintiff voir dire. But what is more troubling is the extent that Judge Williams not only permitted this, but sustained countless unfounded objections.

During the first day of trial, I cornered Attorney Downey outside the courtroom and specifically asked him "what gives, you know I am laying the foundation." Without missing a beat, he simply smiled and said, "just because I object doesn't mean I am right." I knew then and there that there wasn't much I could do to curtail his behavior and Judge Williams was not an ally in maintaining courtroom integrity. In fact, just the opposite.

During the first day of trial, Attorney Downey either objected or ran me to the bench a total of forty-three (43) times, three (3) of which were during my voir dire and still another three (3) times during my opening statement. Two of the three times during my opening statement, was to inform Judge Williams that he had an objection to what he thought I was about to say. Steve Chandler was the only one to give testimony on the first day. Attorney Downey drug me to the bench twenty (20) times during the Plaintiff's testimony. On the second day, fourteen (14) witness testified. Steven Downey's had a combined total of sixty-seven (67) objections and/or elaborate trips to the bench,

mostly for show. On the third and final day of trial there were a combined total of forty-six (46) objections and bench conferences made by Attorney Steven Downey.

For comparison purposes, it should be noted that all three days combined, I only made fourteen (14) objections and/or request to approach the bench. So what Judge Williams said to one of Steve's witnesses after I made a valid objection should clearly reflect the extreme bias and favoritism shown by Judge Williams. Moreover, her comment spoke volumes concerning my perceived competency to the uninformed jury panel, my client, as well as the Plaintiff's witnesses who remained in the courtroom after testifying.

While Attorney Downey was questioning the boys Aunt Elwanda, who just testified that she drove her sister around and that her sister did Keith's banking. Attorney Downey stated, "but all Mary Katherine did for Keith was simply make bank deposits." I objected because Attorney Downey was clearly speculating as to what type of bank transactions Mary Katherine Chandler handled of Keith's. Judge Williams didn't even make Attorney Downey present an argument of any kind. Instead, she looked at me and said, "he is only asking her what she knew about the type of banking transactions." Thereafter, Judge Williams paused for a minute and turned to Steve and Keith Chandler's Aunt Elwanda and apologized to her for continuously being interrupted.

Adamantly, this complaint is not about the trial in of itself, but the commission should be somewhat informed of the many counts of obstructing justice. An even more ridiculous charade carried out by Judge Williams, occurred when I was directly cross examining the Defendant Randy Fish. During the first four minutes Attorney Downey interrupted my questioning four times alone just for the sake of interrupting, "your honor I don't think the jury can hear."

Attorney Downey's game was soon replaced with even more ridiculousness. While I was cross examining Defendant Randy Fish with simple yes or no questions, Defendant Fish requested an opportunity to explain, I said no just answer the question you were asked. Attorney Downey shouts out , "your honor, your honor he has the right to answer the question and explain." I responded with, "no I don't have to let him explain, you will be given the opportunity to redirect." Attorney Downey while remaining at the table with complete up in the air arm embellishments, states, "He has, he said he would like to explain about the process and I think he is entitled to do that."

At that time with all seriousness, Judge Williams looks directly at me and said the gist of, you did open the door along those lines so he can explain. Every single juror has heard that phrase "opened the door' used on some television show or movie, but without some type of legal knowledge, none of them would have known it was being misused in the wrong context.

I was not permitted to have any control over my cross examination because Attorney Downey interrupted me every three minutes with an outburst about letting his client finish his answer and give his narrative explanation. Each time this occurred, Judge Williams would say out loud in front of the jury, "let him explain and finish his answer Ms. Powell."

Furthermore, I was prevented from questioning either defendant or Attorney Moore about the abuse of process counterclaim and the lies that they asserted against the Plaintiff and myself. I could not question them concerning why they left the planning of Keith Chandler's funeral up to his brother Steve, if Keith Chandler hated him so much. The sheer ridiculousness of this trial and the behavior of Attorney Downey was beyond reprehensible. His conduct and ultimate lack of any ethical boundaries continued throughout the appellate process.[10]

Judge Williams bias and one-sidedness at trial became far worse, when it came down to the questioning of Attorney Moore. There were several heated bench conferences concerning the limitations that Judge Williams placed upon the questioning of Attorney Moore. **[SEE EXHIBIT (7) for partial transcript; video recording Final Day of Trial; April 21, 2014, at 3:56 pm –4:06 pm]**

Then Attorney Downey did the unthinkable, during his closing argument, Attorney Downey specifically stated that Attorney Moore had nothing to gain or profit from being there to testify today. I objected and ran to the bench, where Judge Williams said I will note your objection for the record. Not only that but Steven Downey's closing went far outside the applicable boundaries of a closing. Judge Williams even had a shocked look on her face, but she did nothing whatsoever to stop it. There are far too many things to mention concerning Judge Williams unethical behavior and bias rulings during the two preliminary hearings and the three days of trial.

To my dismay, her protection of Attorney Moore and now Attorney Downey in no way ended on the last day of trial. In fact, she is still protecting them, as well as attempting to cover up her own misconduct. After trial Judge Williams gave Attorney Downey and the Defendants a third bite of the apple by allowing them to object to properly preserved evidentiary testimony and evidence that was excluded from trial. Attorney Downey insisted on being able to object to the Plaintiff's submitted avowal/proffer. Thereafter, on May 28, 2014, I had to sit through yet another three-hour never-ending condescending, demeaning, and shaming hearing with Attorney Downey directly informing the Court what was or what wasn't properly preserved for the record. Attorney Downey went as far as to inform

[10] I only later discovered that his sister-in-law Cynthia Downey is a Court of Appeals case manager of the Judge who signed off on all the preliminary motions.

me that he would accept most of my proffer under the stipulation that I admit that all the events occurred sometime after Keith's mom died or after the plant closed. After trial Attorney Downey took the position that if I couldn't say specifically that something 100% occurred after October 23, 2006, then I can't submit it as proffer.

Please note, after his mother broke her hip in July of 2006, Keith Chandler at the age of 42, lived by himself for the very first time. By September 2006, his "friend" Defendant Randy Fish telephoned Attorney Moore for Keith to have a will drawn-up. The will was executed on October 23, 2006. Nobody in the Chandler or Newcomb family ever knew that Keith Chandler allegedly had a will drafted.

Family members and friends at the request of Mary Katherine would stop in often to check on Keith. These individuals wanted to testify as to what they observed when they would stop by the family home. Attorney Downey had it all excluded prior to trial since neither myself or my witnesses were able to say an exact date and time these visits occurred. Now he is seeking for the exclusion from my proffer/avowal under the same exact guise. That it could have occurred sometime between July and October 2006. Thus, the ridiculousness continued.

Judge Williams allowed the unprecedented proffer/avowal objections by Attorney Downey simply in effort to prevent the Court of Appeals from learning about all the improper excluded testimony and evidence. It should also be noted, that Judge Williams Order concerning Plaintiff's Proffer was not received in the mail until a week after the last day to file a notice of appeal. Moreover, just like envelopes that were received later from Attorney Moore, and Attorney Downey, the Proffer Order does not appear to have gone through the actual mail, but instead driven directly to my P.O. Box in Hopkinsville, KY. **[SEE EXHIBIT EIGHT in Exhibit Book for explanation]**

Judge Williams took no effort to conceal her extreme bias and complicit behavior to further deny Steven Chandler his right to a just and fair appeal. **[PLEASE SEE EXHIBIT FOURTEEN (14) in Exhibit Book]** Exhibit fourteen (14) combines Plaintiff's Proffer/Avowal **[ROA VOL 5: pages 691-703] with Attorney Downey's** tendered order to limit the Plaintiff's submitted avowal/proffer, **[ROA VOL 6:pages 738-745]** with the actual Avowal Order signed by Judge Williams, **[EXHIBIT (N) & ROA VOL 6: pages 746-756]**. The yellow highlighted selections mark the few times that Judge Williams slightly changed Attorney Downey's wording submitted in his tendered avowal order.

The far more insulting aspect of Judge Williams's Order **(Exhibit (N) & (14))** is where she falsely asserts that certain information was never discussed or brought to her attention until after trial.

Consequently, to combat deliberate false assertions set out by Judge Williams Avowal Order, at the end of each paragraph avowal, the red text states various times throughout that this same information was brought to Judge William's attention and preserved for appeal.

By the time the Proffer/avowal Order was signed, Judge Williams had been directly placed on notice multiple times about the misappropriation of funds fraudulently taken in the form of an advancement by Attorney Steven Downey, as well as, Attorney Moore's attempt to conceal and exclude Keith Chandler's $40,000-- 401K, that she never included within the inventory of the estate.

After Trial, despite having set and signed Steve Chandlers' Bond for his Appeal, the defense attorneys and Judge Williams have attempted to use District Court proceedings in effort to cut off Steve Chandler's legal interest to even maintain his appeal and to recoup the misappropriation of funds and hold all named defendants liable for Abuse of process, and failure to protect the personal memorabilia which remained in the family home.[11]

Recall that Judge Williams denied Steve Chandler his legal right to bring an equity claim against the Estate of Harold Keith Chandler for the personal property that remained in the Chandler Family Homestead. This was one of many issues that was up on appeal. Consequently, after trial I filed a Motion to Reopen the Estate of Mary Katherine Chandler, setting out that the sole purpose was to protect my clients legal interest in the personal property and contents in the family home.

Attorney Megan Randolph, an associate of Attorney Moore attended the District Probate Hearing in May of 2014, objecting to their (i.e. Estate of Harold Keith Chandler's) involvement with that Estate of Mary Katherine. Regardless of their protest, nearly a month later Attorney Moore's office submitted a response, and included a proposed Order for Judge Heady to sign. The tendered order denied the Plaintiff's Motion to reopen the estate through the application of an equity defense, "laches." Judge Heady did not sign the tendered order right away, but eventually did so eight months later in February 2015.

I subsequently filed an appeal on the District Court's "laches" ruling. Because Judge Williams was already being appealed for her ruling which denied the Plaintiff his right to bring an equity claim and obtain a constructive trust to protect his legal interest in the homestead's personal property, I filed a Motion to Recuse Judge Williams from being able to review the "laches" ruling made by the District Court. It would be nonsensical to allow a judge to subsequently affirm a ruling of a lower court,

[11] In accordance with the one year statute of limitations for misappropriation of funds, I filed an independent yet related lawsuit against all named Defendants, Attorney Downey and Attorney Moore on March 31, 2015.

which ultimately affirms a previous ruling of her own, which she is currently being appealed upon. More importantly, it would appear that Judge Williams was essentially attempting to cut off Steve Chandler's legal interest to maintain his cause of action in any court proceeding.

Judge Williams issued an Order in July of 2015, which affirmed the lower court's rulings of laches. The Order cited to an inapplicable criminal law case which focused upon the necessary probable cause to conduct a warrantless search under the 4th Amendment. The case the Court relied upon to confirm the lower court's decision was not only inapplicable, it completely misquoted the standard of review set out within that case. In that exact same Order, Judge Williams mentioned in passing the Motion to Recuse, and denied it in the same swift sweep.[12]

Going back in time to immediately following the trial, I filed a Notice of Appeal (June 12, 2014) the jury verdict. Around the same time, I filed a motion to include the two applicable probate cases within the Appellate Record. The Estate of Mary Katherine Chandler and the Estate of Keith Chandler, which both played a major role throughout litigation. Attorney Downey filed a response with the Court of Appeals falsely asserting that these estates were never discussed. The Court of Appeals punted the decision back to Judge Williams since she would obviously be in a far better position to determine if the probate cases were discussed and whether arguments pertaining to them were raised within the lower court.

In December of 2014, Judge Williams issued an Order stating the following: **[SEE EXHIBIT O]**

> ***"The Court only considered the Probate cases in regard to whether they would be relevant to show whether Keith Chandler was competent to execute a will or that he may have been unduly influence by the Defendants prior to the execution said will. The Court ultimately determined they were not relevant."***
> ***"Therefore, because the Court did not find these Probate cases relevant to the determination of competency or undue influence, the Court did not consider these cases at trial and they cannot be placed into the appellate record."***

Just as a reminder Judge Williams personally asked Steve Chandler about his brother handling his mother's estate at the initial motion to strike hearing. Attorney Downey submitted a motion to stipulate to both the Estate of Harold Keith Chandler, and the Estate of Mary Katherine Chandler. Attorney Downey hung his hat proudly during trial on the fact that Mary Katherine Chandler appointed Keith to act as executor of the estate since her will was executed in December 2004, but I

[12] I filed a Motion for Discretionary Review with the Appellate Court because Judge Williams should not be permitted to affirm a decision on the exact same subject matter and same parties for which her own ruling was currently being appealed. Moreover, an equitable defense of laches in favor of a potential unvested party was inappropriately applied against a valid legal vested interest of Steve Chandler.

was not permitted to have witnesses testify how he failed to carry out his mother's wishes since she died in December 2007, after the execution of his will on October 23, 2006.

Attorney Downey's sole purpose of stating on record that he had been paid, was to initiate the one-year statute of limitations for recovery. No doubt the primary reason for excluding the probate estates had more to do with the fact that Attorney Downey, by way of Attorney Moore's office sought an after the fact court approval for the misappropriated attorney fees. The motion was never served upon the Plaintiff or myself, and was withdrawn after the Plaintiff posted a bond for the appeal.

Regardless of his intent Attorney Downey's efforts to run out the one-year statute of limitations while the case was on appeal, his efforts were futile. Prior to the expiration date of the statute of limitations, I filed a complaint against Attorney Downey, Attorney Moore, and the two named defendants for misappropriation of funds, abuse of process, along with other counts.

This was followed by a two and half year battle within the Appellate Court, beginning in June 2014. Attorney Steven Downey consistently made false assertions and directly lied to the Appellate Court within his filings. Counsel had to file repeated motions seeking permission to file a response to ensure veracity of the record. Plaintiff's truthful filings were followed up by Attorney Steven Downey, filing a Motion to Strike my response. Thus, giving Attorney Steven Downey, the last word in record, regardless of the endless false assertions set out within his filings. Obviously, there is far more to the story when it comes to the false filings submitted to the Court of Appeals by Attorney Downey, but that will be addressed within a KBA complaint.

However, for this JCC Complaint, I will do my best to restrict all content to what actions were taken by Judge Williams personally to impede Steve Chandler's Constitutional Rights to a fair trial. After filing the civil complaint, at the end of March 2015, to preserve the statute of limitations on the misappropriation of funds, I subsequently requested an accounting of the Estate of Harold Keith Chandler within the District Court Probate proceeding. Attorney Brucie Moore argued that because of the jury's ruling and Judge Williams affirmation of "laches," Steve Chandler no longer had a legal right to request an accounting of the estate or continue any existing cause of action.

Ultimately, after some persuasion District Court Judge Daniel Heady disagreed with Attorney Moore and ordered that she produce an accounting of the estate. For the first time, in August 2015, by way of Attorney Moore, Attorney Downey submitted an affidavit seeking an after the fact court approval of the attorney fees that he was illegally paid more than seventeen months prior. [It should be noted for the records that Judge Daniel Heady has never approved Attorney Downey's illegally

obtained attorney fees. Instead, the District Court continuously re-dockets it, waiting on the Court of Appeals final ruling.]

Attorney Moore's accounting failed to comply with any rules and regulations set out within KRS 395. No receipts were provided, and there were funds unaccounted for entirely. I filed an Objection to the accounting of record, and a hearing was held in August 2015. Attorney Moore vehemently protested the legality of the misappropriated advancement, and followed up her endless false assertions with multiple court filings of record. It was during this time that I noticed that Attorney Moore's filings were being dropped off at my P.O. Box and not actually placed in the mail. **[SEE EXHIBIT 8 of Exhibit Book7]** Each time Attorney Moore was making false assertions, and submitting fraudulent filings to the Court, she avoided the actual use of U.S. Mail. I would assume to avoid federal jurisdiction of mail fraud, however according to lead FBI investigator "obstruction of justice" is far more severe and contains a longer statute of limitations for prosecution than mail fraud.

As I previously stated, Judge Williams continues to protect Attorney Moore, as well as Attorney Downey. Most recently in the early part of this year, the civil action which I filed back in March 2015, to comply with the statute of limitations came up for review on an automatically generated CR 77.02 housekeeping motion for dismissal. At the time the responses were due, the Court of Appeals had yet to render a decision from the 2014 will contest case. Both sides filed a response and submitted arguments to the Court on the routine CR 77.02 Motion.

I further submitted a Motion to Recuse, and scheduled it for a hearing for Thursday, April 13, 2017. On Tuesday, April 11, 2017, I received Judge Williams Order denying the housekeeping dismissal, but also denied Plaintiff's Motion to Recuse, prior to even conducting the scheduled hearing. I attended the hearing anyway, and informed Judge Williams that due to her denial of my KRS 26A.015 Recusal Motion, that I would be filing a subsequent KRS 26A.020 Motion to Recuse with the Supreme Court of Kentucky and didn't want her to be completely caught off guard by the affidavit which I would be submitting in support of.

At which time, I directly informed her that due to her extreme obvious bias and favoritism toward Attorney Moore, I didn't think she had any business hearing any cases where Attorney Moore is involved at all, but especially not when Attorney Moore is a named defendant. In open court and as part of a filing, I told her that my position was partly based on her prior rulings, but mostly on account of the fact that she has been signing off on Attorney Moore's fraud for more than a decade.

I informed her of my limited knowledge concerning a current FBI Investigation involving Union County, Kentucky. Part of the investigation includes, Attorney Brucie Moore swapping out

her predecessor firm name of Wesley & Moore, when she represented United Community Bank, and then suing her publicly elected office under Moore & Wallace. Since Judge Williams prematurely made a ruling concerning the Plaintiff's Motion to Recuse, I followed up with a Motion to Reconsider her ruling to give her an opportunity to reevaluate her position. Within my motion to reconsider, I pointed out the obvious illegality of an attorney representing opposing sides in the same proceedings. Along with listing one of the direct fraudulent KRS violations that has been broken even when Attorney Moore is representing the bank in other counties. (KRS 411.195).

As of today's, date the Motion to Reconsider is still pending at the Court of Appeals and to be frank about it, I cut straight to the point in the Motion. The entire Order took things out of context, misquoted entirely the contents of the Appellant's Brief, made multiple false assertions, and even declined to review the relevancy of the material originally stricken from the Complaint. The Court of Appeals Order in of itself is far more concerned with protecting the reputation and rulings of Judge Williams and not the Constitutional Rights of Steve Chandler.

They were repeatedly put on notice of the misappropriation of funds, as well as other infractions set out by Attorney Downey. The Motion to Reconsider that I filed went straight to the point, by informing them of the current FBI Investigation concerning wire fraud. However, at that time I was not yet aware of the larger federal fraud investigation involving Judge Williams and Attorney Moore.

On May 25, 2017, Judge Williams, yet again denied the Plaintiff's Motion to Recuse. Judge Williams specifically asserted that:

> ***"[t]his Court is unaware of any complaints filed by any citizen or attorneys regarding Ms. Moore's representation of United Community Bank. This Court has received no information or knowledge of any attorney involved engaging in a violation of the Kentucky Rules of Professional Conduct."***

With all due respect, I may not be a well-seasoned attorney as those mentioned above. However, if the Rules of Ethics does not allow me to appear as the attorney for both parties even when I submit an uncontested divorce, I am 100% certain that a publicly elected official is not permitted to interchange business entity names to be able to sue their own elected office. But even more so when the public official signs a contract with the Commonwealth to independently represent the interest of the Commonwealth. Ironically, this doesn't even consider the fact that Attorney Moore is a Director of both United Community Bank, and United Community Bancshares, as well as their legal secretary.

It is clearly to the benefit of both Judge Williams and Attorney Moore to limit all legal outsiders from practicing in the 5th Judicial Circuit. Without question, Judge Williams has continuously and egregiously violated Steven Chandler's Constitutional rights to a fair and just trial. One can only assume that their direct and deliberate violations are all in effort to continuously conceal their fraudulent conduct. Minimizing the number of attorneys willing to accept cases within the 5th Judicial Circuit, most certainly minimizes their potential fraudulent exposure. I obviously have no way of knowing if someone turned them in, or if the FBI Investigator discovered it on his own. In any event, I was able to confirm the allegations myself through Kentucky Courtnet.

I have personally spent years attempting to quietly raise red flags concerning the horrendous nature of this case. I have been respectful to the judiciary every step along the way. With that being said, I vehemently request that this Commission put the Constitutional Rights of not only Steve Chandler and his family, but all judicial rights of citizens in the 5th Judicial Circuit first when reviewing this complaint and all accompanying documents.

Should you have any questions or concerns, or need additional clarification, please don't hesitate to contact me at the phone number or email provided.

Warmest Regards,

Kayce R. Powell
Attorney at Law
(270) 889-1709
kayce_powell_law@yahoo.com

General Information

Organization Number	0514934
Name	UNITED COMMUNITY BANK OF WEST KENTUCKY, INC.
Profit or Non-Profit	P - Profit
Company Type	KCO - Kentucky Corporation
Status	A - Active
Standing	G - Good
State	KY
File Date	4/27/2001
Organization Date	4/27/2001
Last Annual Report	3/13/2017
Principal Office	C/OGARLAND CERTAIN PO BOX 209 500 N MORGAN ST MORGANFIELD, KY 42437
Registered Agent	GARLAND CERTAIN PO BOX 209 500 MORGAN ST MORGANFIELD, KY 42437
Authorized Shares	950000

Current Officers

CEO	GARLAND CERTAIN
President	GARY LOVELL
Director	EDDIE STEWARD
Director	BILL GOUGH
Director	MARTIN MCELROY
Director	STEVE hENDRIX
Director	BRUCIE MOORE
Director	PAUL ALEXANDER
Director	LYLE WALLER
Director	GARY ERVIN
Director	MIKE CREASEY
Director	KIM HUMPHREY
CFO	JIM PEAK

Individuals / Entities listed at time of formation

Incorporator	BILL S GOUGH

Images available online

Documents filed with the Office of the Secretary of State on September 15, 2004 or thereafter are

General Information

Organization Number	0579696
Name	UNITED COMMUNITY BANCSHARES, INC.
Profit or Non-Profit	P - Profit
Company Type	KCO - Kentucky Corporation
Status	A - Active
Standing	G - Good
State	KY
File Date	3/19/2004
Organization Date	3/19/2004
Last Annual Report	3/13/2017
Principal Office	PO BOX 209 500 NORTH MORGAN STREET MORGANFIELD, KY 42437
Registered Agent	FBT LLC 250 WEST MAIN STREET STE 2700 LEXINGTON, KY 40507
Authorized Shares	950000

Current Officers

President	GARLAND CERTAIN
Treasurer	JIM PEAK
Director	BILL GOUGH
Director	ED STEWARD
Director	BRUCIE MOORE
Director	MARTIN MCELROY
Director	KIM HUMPHREY
Director	MICAH MITCHELL
Director	LYLE WALLER
Director	MIKE CREASEY
Director	STEVE HENDRIX
Director	GARY ERVIN
Director	PAUL ALEXANDER

Individuals / Entities listed at time of formation

Incorporator	C BRAFORD HARRIS

Images available online

Party	Community Bank (UCB)	& Number	NOTES:	
P	(UCB) of W. KY	02-CI-00176	Honorable Thomas E. Simpson filed as Attorney for (UCB) Brucie Moore served in her capacity as County Attorney	The one and only case that Brucie Moore actually served in her elected official capacity
P	(UCB) of W. KY	03-CI-00298	Brucie Moore as attorney for Plaintiff (UCB) → submitted affidavit for Attorney Fees For United Community Bank	
TR	(UCB) of W. KY	03-P-00170	Brucie Moore petitioned to have UCB appointed as Trustee on 8-21-15	
TR	(UCB) of W. KY	03-P-00172	Brucie Moore petitioned to have UCB appointed as Trustee on 4-28-10	
P	(UCB) of W. KY	04-C-00015	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Sarah Blackburn	
P	(UCB) of W. KY	04-C-00089	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Jeremy Rich	Complaint → Affidavit filed by UCB Default judgment Garnishment of wages
P	(UCB) of W. KY	04-C-00290	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Ronald Flint	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	04-C-00291	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Nicholas Day	Complaint → Affidavit filed by UCB Default judgment Garnishment of wages
P	(UCB) of W. KY	04-C-00292	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Tommy Mackey	Complaint → Affidavit filed by UCB Default judgment Garnishment of wages

P	(UCB) of W. KY	04-CI-00040	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Douglas e. Smith, Et al Brucie SERVED → Julie Herron for County Attorney's Office → Donald Guier for Revenue Cabinet William Siler for City of Sturgis	Complaint Answer Dismiss for lack of prosecution
P	(UCB) of W. KY	04-CI-00118	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against W. Gerald Et al	Complaint Answer Dismissal
P	(UCB) of W. KY	04-CI-00119	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Gerald W. Bates Brucie Moore SERVED HERSELF AS THE County Attorney	Sold to UCB three days before the scheduled master commission sale
D	(UCB) of W. KY	04-CI-00269	Integra Bank vs. Tommy Jepson→ Brucie Moore was defendant /cross plaintiff → for United Community Bank (UCB) Julie Herron representing Union County Attorney	
P	(UCB) of W. KY	05-C-00002	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against_____	Complaint Affidavit for Judgment Garnishment
P	(UCB) of W. KY	05-C-00003	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Raymond Derrington	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	05-C-00004	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Randall Daughtry	Complaint Default Judgment

P	(UCB) of W. KY	05-C-00012	William Siler →Atty for the City of Sturgis → sometimes City Of Morganfiled filed on behalf of United Community Bank (UCB) against _Sharen Farthing	
P	(UCB) of W. KY	05-C-00034	William Siler →Atty for the City of Sturgis → sometimes City Of Morganfiled filed on behalf of United Community Bank (UCB) against _Marily Price	
P	(UCB) of W. KY	05-C-00066	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Phillip Matt Adams	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	05-C-00109	Julie Herron the assistant County Attorney filed on behalf of United Community Bank against Larry Houston	Complain Default Judgment Satisfaction of Judgment
P	(UCB) of W. KY	05-C-00123	William Siler →Atty for the City of Sturgis → sometimes City Of Morganfiled filed on behalf of United Community Bank (UCB) against Ann Coy	
P	(UCB) of W. KY	05-C-00125	Julie Herron the assistant County Attorney filed on behalf of United Community Bank against Sherr Carmon	Complaint Default Judgment Dismissal
P	(UCB) of W. KY	05-C-00127	William Siler →Atty for the City of Sturgis → sometimes City Of Morganfiled filed on behalf of United Community Bank (UCB) against Jennifer Patterson	
P	(UCB) of W. KY	05-C-00144	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Roger Jenkins	Judgment on Real Estate

P	(UCB) of W. KY	05-C-00172	William Siler →Atty for the City of Sturgis → sometimes City Of Morganfiled filed on behalf of United Community Bank (UCB) against Blaine Owen	
P	(UCB) of W. KY	05-C-00216	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Bob Remus	Complaint Agreed Order of Judgment Garnishment Affidavit for wage
P	(UCB) of W. KY	05-CI-00001	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Eric Penberton	Complaint Default Judgment
D	(UCB) of W. KY	05-CI-00040	Fifth Third Mortgage Company vs. Mark E. Robinson → Brucie Moore filed entry of Appearance and Answer on for UCB (Def.) under Wesley & Moore (W&M) and Julie Herron (Def) for Union County Attorney Office	
P	(UCB) of W. KY	05-CI-00045	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Matthew Day	Complaint Default Judgment, plus interest, cost and attorney fees garnishment affidavit for wage
D	(UCB) of W. KY	05-CI-00055	Wachovia Bank National Association vs. Rex Rutter →→ Brucie Moore filed entry of Appearance and Answer on for UCB (Def.) under Wesley & Moore (W&M)	
P	(UCB) of W. KY	05-CI-00159	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Robert B. Frazer	Complaint Three years later a CR 77.02(2) dismissal
P	(UCB) of W. KY	05-CI-00161	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against	Complaint Judgment against Defendant

			HTH Construct	
DCP	(UCB) of W. KY	05-CI-00170	Wachovia Bank Nation Association vs. Rex Rutter → Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB filed an Answer and Counter claim	Complaint Answer with counterclaim Dismissed years later for lack of prosecution
P	(UCB) of W. KY	05-CI-00186	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Patrick Nugent	Complaint Dismissed for lack of prosecution
P	(UCB) of W. KY	05-CI-00204	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Michael Debout	Complaint Plaintiff granted Judgment, plus interest, costs and attorney fees → garnishment affidavit for wage → order of dismissal against defendant with prejudice
P	(UCB) of W. KY	05-CI-00207	Brucie Moore filed under Wesley & Moore (W&M) against Chris Braden	Complaint Judgment against Defendant with interests and costs
C	(UCB) of W. KY	05-P-00114	In Re: Dalton T. Floyd → Julie Herron Wallace →assistant County attorney petitioned the court to make United Community Bank Conservator of record	
P	(UCB) of W. KY	06-C-00037	William Siler→ sometime city attorney for both Sturgis & Morganfield filed complaint on behalf of United Community Bank against Patricia Stone	Complaint Default Judgment
P	(UCB) of W. KY	06-C-00039	United Community Bank (UCB) against William K. Suits	Complaint Default judgment Garnishment → copies sent to attorney, but no attorney of record mentioned
P	(UCB) of W. KY	06-C-00164	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Terry Fraley	Complaint Default Judgment

P	(UCB) of W. KY	06-C-00219	William Siler→ sometime city attorney for Sturgis or Morganfield filed complaint on behalf of United Community Bank against Christy Eastwood	Complaint Default Judgment
P	(UCB) of W. KY	06-C-00327	William Siler→ sometime city attorney for both Sturgis & Morganfield filed complaint on behalf of United Community Bank against Ashley Blackburn	Complaint Default Judgment
P	(UCB) of W. KY	06-CI-00171	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Mathew Day, Sam & Gayle McLeod; Dennis and Sue O'Nan	
P	(UCB) of W. KY	07-C-00060	UCB against Clay Layton; Copies to attorney but does not list who attorney is	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	07-C-00347	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Ronald L. Burkins Jr	Complaint W/Exhibit Default Judgment Garnishment
P	(UCB) of W. KY	07-C-00459	Brucie Moore filed under Wesley & Moore (W&M) as attorney for UCB against Teresa Baird	Complaint Agreed Order Dismissal
P	(UCB) of W. KY	07-CI-00069	Brucie Moore filed under Wesley & Moore (W&M) against Melissa Owen and served Julie Herron Wallace for Union County Attorney's; served William Siler for the city of Morganfield; served Kentucky Department of Revenue	Complaint Answer from County Attorney's Office Answer from the City More than a year later received a CR 77.02(2) Dismissal Failure to Prosecute
P	(UCB) of W. KY	07-CI-00235	Brucie Moore filed under Wesley & Moore (W&M) against Christopher and Sarah Downs and served Julie Herron Wallace for the Union	Complaint Answer/ crossclaim Default Judgment

			County Attorney's; served William Siler for the city of Sturgis; served Greg Stumbo for the State	Master Commissioner Sold to United Community Bank
GC	(UCB) of W. KY	07-P-00119	In Re: Dalton Floyd; Julie Herron Wallace attorney for Dalton Floyd filed petition for United Community Bank to be conservator	
P	(UCB) of W. KY	08-C-00109	Brucie Moore filed under Wesley & Moore (W&M) against Terry Campbell →	Complaint Agreed Order with Terry Campbell only Garnishment Order Dismissed with Prejudice
P	(UCB) of W. KY	08-C-00144	Brucie Moore filed under Wesley & Moore (W&M) against Robert Burns	Complaint CR 77.02(2) Dismissal Failure to Prosecute
P	(UCB) of W. KY	08-C-00305	Brucie Moore filed under Wesley & Moore (W&M) against Wesley Whitledge	Complaint Summary Judgment plus interest & Costs
P	(UCB) of W. KY	08-C-00313	Brucie Moore filed under Wesley & Moore (W&M) against Steven Wadell	Complaint Default Judgment
P	(UCB) of W. KY	08-C-00320	Julie Herron Wallace filed against Dante Foreman	Complaint Summary Judgment plus interest and cost
P	(UCB) of W. KY	08-C-00333	Brucie Moore filed under Wesley & Moore against Ashley Powell	Complaint Agreed Order Garnishment Dismissed with Prejudice
P	(UCB) of W. KY	08-C-00351	Brucie Moore filed under Wesley & Moore (W&M) against Chris Carter-Griffin	Complaint Default Judgment & 18.9 interest Garnishment

P	(UCB) of W. KY	08-C-00397	Brucie Moore filed under Wesley & Moore against Robert Simpson	Complaint Default Judgment – Other, plus costs & fees Garnishment
P	(UCB) of W. KY	08-CI-00107	Brucie Moore filed under Wesley & Moore against Journie Mannahan; served Julie Herron Wallace for the Union County Attorney's; serviced William Siler for City of Sturgis Served finance cabinet	Complaint Summary Judgment against Defendant individually and as administrator of the Estate of Leonard Mannahan Order of Sale Master Commissioner United Community Bank bought both tracts $28,206 Appraised tract one 24,300 Tract two 17,800 Tract one sold for 16,280 Tract two sold for 11,926
C	(UCB) of W. KY	08-P-00089	IN RE: Shackelford, Kahnia Charlie Moore for Plaintiff appoint UCB-James Peak as Conservator	
P	(UCB) of W. KY	09-C-00141	Brucie Moore filed under Wesley & Moore (W&M) against B.J. Yates	Complaint Default Judgment Attorney Fees
P	(UCB) of W. KY	09-C-00187	Brucie Moore filed under Wesley & Moore (W&M) against James Brown	Complaint Default Judgment Attorney Fees
P	(UCB) of W. KY	09-C-00287	Brucie Moore filed under Wesley & Moore (W&M) against John J. Moore	Complaint Default Judgment Attorney Fees Hand Delivered
P	(UCB) of W. KY	09-CI-00068	Brucie Moore filed under Wesley & Moore (W&M) against Mathew D. O'Nan	

P	(UCB) of W. KY	09-CI-00143	Brucie Moore filed under Wesley & Moore (W&M) against Joseph Hargrove	Complaint Summary Judgment Interest & Cost
P	(UCB) of W. KY	09-CI-00237	Brucie Moore filed under Wesley & Moore (W&M) against Robert Baker	Complaint 10-09 Dismissal 1-18-11
P	(UCB) of W. KY	09-CI-00287	Brucie Moore filed under Wesley & Moore (W&M) against William Clark	Complaint Default Judgment Attorney Fees Garnished
P	(UCB) of W. KY	09-CI-00299	Brucie Moore filed under Wesley & Moore (W&M) against Donald Ricketts, et Brucie Moore Attorney for Plaintiff and Defendant as Wesley & Moore (W&M)	BRUCIE MOORE Served herself. She is listed as Attorney for Plaintiff and Defendant
P	(UCB) of W. KY	09-CI-00323	Brucie Moore filed under Wesley & Moore (W&M) against Ray W. Fothergill; served Megan Randolph for the Union County Attorney's as Moore & Wallace (M&W)	Complaint
P	(UCB) of W. KY	09-CI-00324	Brucie Moore filed under Wesley & Moore (W&M) against Justin Woolridge	Complaint Default Judgment with interest, fees & cost Garnishment
P	(UCB) of W. KY	10-C-00337	Brucie Moore filed under Wesley & Moore (W&M) against Tandi Robert Parks	Complaint Default Judgment with interest & attorney fees Judgment lien on real estate
P	(UCB) of W. KY	10-CI-00003	Brucie Moore filed under Wesley & Moore (W&M) against Keith Kingsley; served Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Answer from Union County Writ of Possession Agreed Order interest, fees & cost

				Master Commissioner sale real estate with mobile home Appraised at $26,400.00 Sold for $17,700 to UCB Complaint for $18,403.42
P	(UCB) of W. KY	10-CI-00027	Brucie Moore filed under Wesley & Moore (W&M) against Magdalene Shelton; served Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Answer Union County Dismiss lack of prosecution
P	(UCB) of W. KY	10-CI-00072	Brucie Moore filed under Wesley & Moore (W&M) against Brian & Shelia Meeks; served Megan Randolph for Union County Attorney as Moore & Moore (M&W)	
D	(UCB) of W. KY	10-CI-00211	Tax Ease Lien Servicing, LLC. against Terry Green, et al; Brucie Moore filed entry of Appearance and Answer on for UCB (Def.) under Wesley & Moore (W&M) and Megan Randolph (Def) for Union County Attorney Office under Moore & Wallace	Complaint Answers Affidavit of attorney pursuant to KY rules of Civil procedure Cr 55.01, Sou. S.C. App. 521 ABD Attorney Fees and Expenses
D	(UCB) of W. KY	10-CI-00226	Tax Ease Lien Investments 1, LLC against Dennis Fisher → Brucie Moore filed entry of Appearance and answer for UCB (Def.) under Wesley & Moore and Megan Randolph (Def.) for Union County Attorney Office under Moore & Wallace	Tax Claim Agreed Order Defendants Dennis & Carletta Fisher agreed to make payments in the amount of $3831.56 plus interest
P	(UCB) of W. KY	10-CI-00232	Brucie Moore filed under Wesley & Moore (W&M) against _____; served Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Dismissed for lack of prosecution
P	(UCB) of W. KY	10-CI-00233	Brucie Moore filed under Wesley & Moore (W&M) against Derrick Mosley	Complaint Dismissed for lack of prosecution

P	(UCB) of W. KY	10-CI-00251	Brucie Moore filed under Wesley & Mmore (W&M) against Malin Sola	Complaint Summary Judgment plus interest, cost & attorney fees of $1500.00 Garnishment Notice of Filing of Bankruptcy
P	(UCB) of W. KY	10-CI-00256	Brucie Moore filed under Wesley & Moore (W&M) against Luke Stone	Complaint Dismissed for lack of prosecution
D	(UCB) of W. KY	10-CI-00291	Tax ease Lien Investments 1, LLC. against Sharon K. Williams, Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Default Judgment Summary Judgment & Order of Sale Order Referring Case to Master Commissioner Dismissed with Prejudice
P	(UCB) of W. KY	11-C-00031	Megan Randolph filed under Moore & Wallace (M&W) against Ashley Hines	Complaint Default Judgment plus interest & costs Garnishment Dismissed with prejudice
P	(UCB) of W. KY	11-C-00094	Brucie Moore filed under Wesley & Moore (W&M) against Natalie French	4-26-11 Complaint 7-12-11 Default Judgment 7-12-11 Notice of Judgment Lien on Real Estate 2-9-12 Order dismissing
P	(UCB) of W. KY	11-C-00172	Brucie Moore filed under Wesley & Moore (W&M) against Gregg Russell	Complaint Default Judgment Attorney Fees
P	(UCB) of W. KY	11-C-00184	Brucie Moore filed under Wesley & Moore (W&M) against Eric Shackelford Reference a bench warrant	Complaint Default Judgment Garnishment Dismissed with Prejudice
D	(UCB) of W. KY	11-CI-00054	Tax Ease Lien Servicing, LLC against Christopher Girten; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore	Complaint Order Dismissing for Lack of Prosecution

			and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	
D	(UCB) of W. KY	11-CI-00065	WBR Inc against Hite Investors, LLC., Et Al.; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Agreed Order with Prejudice each party to bear its own costs
D	(UCB) of W. KY	11-CI-00085	Tax Ease Servicing, LLC against Robert Quertermous; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Order of Dismissal with prejudice
D	(UCB) of W. KY	11-CI-00087	Melissa Shreve against Bill Hulett, Et Al.; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Default Judgment Summary Judgment Order of Sale Referred to Master Commissioner for Sale
P	(UCB) of W. KY	11-CI-00146	Brucie Moore filed under Wesley & Moore (W&M) against James Padgett; served Megan Randolph for Union County Attorney's (Def) as Moore & Wallace (M&W) → Default Judgment	Complaint Default Judgment Case to Master Commissioner
P	(UCB) of W. KY	11-CI-00184	Brucie Moore filed under Wesley & Moore (W&M) against Stinnett; served Megan Randolph for Union County Attorney's (Def) as Moore & Wallace (M&W) served Jack Conway Commonwealth of Kentucky	Complaint Default Judgment Summary Judgment Sold to UCB for $21700.00 Appraised for $32500.00
P	(UCB) of W. KY	11-CI-00188	Brucie Moore filed under Wesley & Moore (W&M) against Hites Heating; served Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Default Judgment Summary Judgment plus interest, fees & costs UCB bought from Master Commission Sale for $49200.00 Appraisal of $73400.00

P	(UCB) of W. KY	12-C-00120	Brucie Moore filed under Wesley & Moore (W&M) against Donna Barnett	Complaint Default Judgment plus attorney fees Garnishment
P	(UCB) of W. KY	12-C-00121	UCB against Geofrey Deibler Does not list attorney but shows copies to attorney and defendant	Complaint Affidavit Garnishment
P	(UCB) of W. KY	12-C-00334	Brucie Moore filed under Wesley & Moore (W&M) against Brad S. Hogge	Complaint Default Judgment plus interest, cost & Attorney fees Garnishment
P	(UCB) of W. KY	12-CI-00013	Brucie Moore filed under Wesley & Moore (W&M) against Yolanda Word	Complaint UCB Granted Summary Judgment plus interest, fees & costs Agreed Order Garnishment
D	(UCB) of W. KY	12-CI-00113	US Bank as custodian for Sass Muni V. Dtr. against Dennis Fisher; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Cross claims Order of Dismissal – cross claims asserted shall remain pending Order Dismissing for lack of prosecution without prejudice
D	(UCB) of W. KY	12-CI-00115	Urban Trust Bank against Joshua N Wallace, Et Al. UCB (Def) does not list an attorney	Complaint Order to Dismiss without prejudice
D	(UCB) of W. KY	12-CI-00132	Southern Tax Services, LLC (Overly & Johnson) against Derek W. Cavins, Et. Al.; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Default & Summary Judgment Property to be sold by Master Commissioner
D	(UCB) of W. KY	12-CI-00211	Southern Tax Services LLC against Joshua D. Cummings, Et Al; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for	Complaint Dismissed for lack of prosecution

			Union County Attorney's as Moore & Wallace (M&W)	
P	(UCB) of W. KY	12-CI-00246	Brucie Moore filed under Wesley & Moore (W&M) against Randall Brown	Complaint Writ of Possession Order of Dismissal
D	(UCB) of W. KY	12-CI-00258	Urban Trust Bank against Joshua Wallace et al; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Summary Judgment
CW	(UCB) of W. KY	12-M-00351	Commonwealth against Brandy Carr Complaining witness UCB	Theft by Deception under $500
P	(UCB) of W. KY	13-C-00162	Brucie Moore filed under Wesley & Moore (W&M) against James Martin Criminally prosecuting at the same time.	Complaint Default Judgment and interest, cost & Attorney fees Garnishment
P	(UCB) of W. KY	13-C-00190	Brucie Moored filed under Wesley & Moore (W&M) against Jerry Kevin Wright	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	13-C-00248	Brucie Moore filed under Wesley & Moore (W&M) against Kenneth Nally Criminally prosecuting at same time.	Complaint Default Judgment plus interest and costs Garnishment Dismissed with Prejudice
P	(UCB) of W. KY	13-CI-00054	Brucie Moore filed under Wesley & Moore (W&M) against James Jackson; served Megan Randolph Union County Attorney's (Def.) as Moore & Wallace (M&W)	Complaint Order Dismissing for lack of prosecution
D	(UCB) of W. KY	13-CI-00059	Southern Tax Services, LLC against Journie L. Mannahan, Et. serve Jack Conway Educ. Cabinet Ex Rel Div.; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for	Complaint Answer & Counterclaim and crossclaim from UCB

			Union County Attorney's as Moore & Wallace (M&W)	
D	(UCB) of W. KY	13-CI-00082	U.S.Bank as Custodian for SASS MUNI V. DTR against Angela Brown; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for Union County Attorney's as Moore & Wallace (M&W)	Complaint Answer Counterclaim and Crossclaim of UCB Affidavit of Attorney fees Brucie Moore Summary Judgment
P	(UCB) of W. KY	13-CI-00107	Brucie Moore filed under Wesley & Moore (W&M) against Scott Brown; served Megan Randolph Union County Attorney's as Moore & Wallace (M&W)	Complaint Agreed Order UCB awarded judgment plus attorney fees and cost
P	(UCB) of W. KY	13-CI-00133	Brucie Moore filed under Wesley & Moore (W&M) against Lewis, Greg & Sons, Inc., served IRS (Def), served City of Sturgis, served Megan Randolph for Union County Attorney as Moore & Wallace (M&W)	Complaint Default Judgment
P	(UCB) of W. KY	13-CI-00221	Brucie Moore filed under Wesley & Moore (W&M) against Donna Ricketts; served IRS (Def); served Dept. of Workers Claims (Def); served Megan Randolph Union County Attorney's of Moore & Wallace (M&W); served Jack Conway Dept. of Revenue	Complaint Dismiss for lack of prosecution
D	(UCB) of W. KY	13-CI-00234	Transportation Cabinet against Robert A. Beaven, et al; Megan Randolph entry of appearance and answer for UCB (Def.) of Moore & Wallace (M&W)	Complaint Agreed Settlement Order
AA	(UCB) of W. KY	13-P-00072	Estate of Benny Walker; Administrator/Administratrix UCB; Attorney for Plaintiff Brucie Moore of Wesley & Moore (W&M)	
P	(UCB) of W. KY	14-C-00205	Brucie Moore filed under Wesley & Moore (W&M) against Freeman L. Kinard	Complaint Dismiss for Lack of Prosecution

P	(UCB) of W. KY	14-CI-00153	Brucie Moore filed under Wesley & Moore (W&M) against Gina Summers; Serve Megan Randolph Union County Attorney's (Def) of Moore & Wallace (M&W) Criminal prosecution at the same time	Complaint Affidavit of Brucie Moore in support of attorney fees for UCB
D	(UCB) of W. KY	14-CI-00165	Jamos Fund I, LP, against Eric Willett, Et Al; Brucie Moore filed entry of appearance and answer for UCB (Def) under Wesley & Moore (W&M) and Megan Randolph for Union County Attorney's (Def) as Moore & Wallace (M&W)	Complaint Answer from Union County Answer, Counterclaim and Crossclaim of UCB Voluntary dismiss – Plaintiff states indebtedness owed to plaintiff has been paid in full Dismissed without prejudice
P	(UCB) of W. KY	14-CI-00172	Brucie Moore filed under Wesley & Moore (W&M) against John Cambron; Serve Megan Randolph Union County Attorney's (Def) as Moore & Wallace (M&W)	Complaint Affidavit of Brucie Moore for Writ of Possession Answer from UC attorney Default Judgment against Cambron, Methodist Hospital and Capital One Banks
P	(UCB) of W. KY	14-CI-00199	Leif C. Ratliff filed for UCB against James Jackson	Complaint Default Judgment Garnishment City of Sturgis (Garnishee)
CW	(UCB) of W. KY	14-F-00188	Commonwealth against Jennifer Cantrell Complaining Witness UCB	
P	(UCB) of W. KY	15-C-00146	Brucie Moore filed under Wesley & Moore(W&M) against James Brantley	Complaint Writ of Possession Order of Dismissal with prejudice
P	(UCB) of W. KY	15-C-00215	Brucie Moore filed under Wesley & Moore (W&M) against Randy Hazekamp	Complaint Tendered Default

P	(UCB) of W. KY	15-CI-00003	Brucie Moore filed under Wesley & Moore (W&M) against Frank J. Lewis; Serve Megan Randolph Union County Attorney's (Def) as Moore & Wallace (M&W)	Complaint Affidavit of Brucie Moore in support of attorney fees for UCB Order of Dismissal with prejudice
D	(UCB) of W. KY	15-CI-00062	Susan Blair House against Donald W. Gills, Et Al; Brucie Moore Wesley & Moore (W&M) entry of appearance and answer for UCB (Def)	Complaint Answer Default Judgment Order revoking probate contempt Sentence Donald Gill to serve 30 days $250.00 attorney fee granted
P	(UCB) of W. KY	15-CI-00069	Brucie Moore filed under Wesley & Moore (W&M) against Christopher Montgomery; Serve Union County Attorney; Serve City of Sturgis	Complaint Answer from Union County but there is no attorney listed Notice of Bankruptcy
D	(UCB) of W. KY	15-CI-00128	Transportation Cabinet against Gateway One Stop, LLC. ET; UCB (Def) No attorney listed TAKE NOTICE THAT ON THE TWO CASES THAT IS FILED BY THE TRANSPORTATION CABINENT THERE IS NO ATTORNEY LISTED FOR (UCB)	Complaint Judgment for Condemnation of land Appointment of commissioners 30 days commissioners shall file a written report
D	(UCB) of W. KY	15-CI-00129	Transportation Cabinet against Gateway One Stop, LLC, ET; UCB (Def) no attorney listed TAKE NOTICE THAT ON THE TWO CASES THAT IS FILED BY THE TRANSPORTATION CABINENT THERE IS NO ATTORNEY LISTED FOR (UCB)	Complaint Order Appointing commissioners Order Commissioners shall return written report to the office of circuit clerk
CW	(UCB) of W. KY	15-F-00016	Commonwealth against Raymond L. Mack III; Felony charge where United Community Bank is the complaining witness; cold check	Original: Criminal possession of forged Instrument 2nd Degree Amended to 1st Degree Theft by Deception under $500.00
CW	(UCB) of W. KY	15-F-00202	Commonwealth vs. Ryan M. Balfour; Felony Charge theft by deception, bench warrant complaining witness UCB	Original: Theft by deception under $10,000, Amended to Theft by Deception under $500.00

TR	(UCB) of W. KY	15-P-00023	In Re: Clark, Marie H. Irrevocable Trust Trustee: United Community Bank; Brucie not on the case	
P	(UCB) of W. KY	16-C-00048	Brucie Moore filed under Wesley & Moore (W&M) against Andronia Taylor	Complaint Default Judgment Possession of personal property Notice to take deposition at Moore & Wallace
P	(UCB) of W. KY	16-C-00083	Brucie Moore filed under Wesley & Moore (W&M) against James Jackson	Complaint Forcible Detainer Petition for writ of forcible detainer
P	(UCB) of W. KY	16-C-00102	Brucie Moore filed under Wesley & Moore (W&M) against Randy Cynthia Fowler Et al	Complaint Default with Tendered Document
P	(UCB) of W. KY	16-C-00213	Brucie Moore filed under Wesley & Moore (W&M) against Ryan Rose	Complaint Default Judgment Garnishment
P	(UCB) of W. KY	16-C-00303	Brucie Moore filed under Wesley & Moore (W&M) against Ryan Powell	Complaint Agreement Judgment with costs and interest
P	(UCB) of W. KY	16-CI-00014	Brucie Moore filed under Wesley & Moore (W&M) for UCB against Heather Rhodes & Wendy Poindexter; served Megan Randolph Union Attorney's (Def) Moore & Wallace (M&W) serve US District Attorney on case too	
P	(UCB) of W. KY	16-CI-00018	Brucie Moore filed under Wesley & Moore (W&M) against for UCB Roger French; serve Megan Randolph Union County Attorney's (Def) Moore & Wallace (M&W)	Complaint Affidavit for attorney fees Brucie Moore for Union

P	(UCB) of W. KY	16-CI-00019	Brucie Moore filed under Wesley & Moore (W&M) against Linda Powers; Served Megan Randolph Union County Attorney's Moore & Wallace (M&W)	Complaint Mobile home to the county Affidavit for attorney fees
P	(UCB) of W. KY	16-CI-00021	Brucie Moore filed under Wesley & Moore (W&M) against Karen Frazier; serve Megan Randolph Union County Attorney's (Def) Moore & Wallace (M&W)	Complaint Answer of Union County Agreed Order of Judgment
P	(UCB) of W. KY	16-CI-00069	Brucie Moore filed under Wesley & Moore (W&M) against Demetrius Griffin; serve Megan Randolph Union County Attorney's (Def) Moore & Wallace	Complaint Tendered Agreed Order
P	(UCB) of W. KY	16-CI-00160	Brucie Moore filed under Wesley & Moore (W&M) against William T. Campbell, III	Complaint Answer Tendered Order of Dismissal
D	(UCB) of W. KY	16-CI-00176	Blueshine, LLC against James Dorris et al.; Julie Wallace filed entry of appearance and answer on behalf of UCB (Def) Served Megan Randolph for Union County Attorney's but Brucie Moore was the party served as County Attorney	Complaint (Principal Amount ($1,046.85)) Answer of Union County Answer & Counterclaim (unnamed filer) Answer by City of Waverly Answer & Counterclaim by Mid South Capt Answer & Counterclaim by UCB of West KY
P	(UCB) of W. KY	16-P-00047	Estate of: Moore, Thomas L. UCB petitioner → represented by Julie Wallace	
P	(UCB) of W. KY	17-CI-00047	Brucie Moore filed under Wesley & Moore (W&M) against Bandon L. Brown Relevance being that this was after I ←←← Directly informed Judge Williams of my limited knowledge concerning their federal fraud.	Complaint 3/16/17 Affidavit & Motion For Default Judg. 5/10/17 With Tendered Judgment Judgment against Def for $7,187.31 Garnishment-Affidavit for Wage MAILED IN ENVELOPE PROVIDED BY THE ATTORNEY

P	(UCB) of W. KY	17-CI-00076	Brucie Moore filed under Wesley & Moore (W&M) against Riverside Management Services, LLC. (4-25-17) Megan Randolph filed Answer on behalf of Union County Attorney's Office(4-27-17)	(4/25/17) Complaint/petition (4/2717) Answer Union County (7/12/17) Affidavit of Brucie Moore in support of Atty fees for United Community Bank WITH --Tendered Document Default judg, summary judg. And order of sale --Tendered Order Referring case to Master Comm for Judicial Sale all filed on (7/18/17) Miscellaneous → NO DEFICIENCIES IN JUDGMENT (7/18/17) TENDERED DOCUMENT Default judgment, & Order of Sale

TOTAL FILINGS OF UNITED COMMUNITY BANK = ONE HUNDRED AND FORTY-FOUR (144)
BRUCIE MOORE OR ATTORNEY IN HER OFFICE SERVED AS THE PLAINITFF'S ATTORNEY FOR (UCB)
A TOTAL OF ONE HUNDRED TWENTY–EIGHT (128) TIMES
BRUCIE MOORE DIRECTLY SUED & SERVED HERSELF IN HER OFFICIAL CAPACITY
AS THE ELECTED UNION COUNTY ATTORNEY FORTY-THREE (43) TIMES

EIGHT (8) CASES HAVE THE COUNTY'S CITY ATTORNEY WILLIAM SILER AS REPRESENTATIVE OF (UCB)
BRUCIE MOORE IN HER OFFICIAL CAPACITY AS COUNTY ATTORNEY CRIMINALLY PROSECUTED FOUR PEOPLE ON BEHALF OF UNITED COMMUNITY BANK.
THERE ARE MULTIPLE CASES WHERE BRUCIE MOORE WAS CRIMINALLY AND CIVILLY PROSECUTING AN INDIVIDUAL AT THE EXACT SAME TIME. (I DID NOT CHECK EVERY SINGLE NAME)

- **Early On Brucie Moore Listed Herself As Brucie Moore Of Wesley & Moore, (W&M)**
  - **With an Address Of 110 S. Court Street, P.O. Box 210**
- **After Rene Williams took over for retiring Judge Tommy Chandler, Brucie Moore began suing herself in her official capacity, wherein Jullie Wallace (Herren) one of her Assistant County Attorneys would submit an Answer on behalf of Union County,**
  - **Sometimes with the exact same address, and other times with address of 111 S. Court Street, P.O. Box 210**
- **Around 2007 Brucie Moore began using the name Moore & Wallace, (M&W),**
  - **Again, the address of Moore & Wallace was not consistent on any filings.**
    - **110 S. Court Street, P.O. Box 210; 111 S. Court Street, P.O. Box 210**

OLD NATIONAL BANK	P	00-CI-00137	**NOTES:**
OLD NATIONAL BANK	P	00-CI-00238	
OLD NATIONAL BANK	P	00-CI-00272	
OLD NATIONAL TRUST COMPANY--KENTUCKY	P	00-P-00016	
OLD NATIONAL BANK	D	01-CI-00002	
OLD NATIONAL BANK	P	01-CI-00006	
OLD NATIONAL BANK	P	01-CI-00007	
OLD NATIONAL BANK	D	01-CI-00075	**Brucie Moore of Wesley & Moore filed answer for the County of Union –**
OLD NATIONAL BANK	P	01-CI-00124	
OLD NATIONAL BANK	P	01-CI-00125	
OLD NATIONAL BANK	P	01-CI-00138	
OLD NATIONAL BANK	P	01-CI-00139	
OLD NATIONAL BANK	P	01-CI-00225	
OLD NATIONAL BANK	D	01-CI-00237	
OLD NATIONAL BANK	TR	01-P-00146	
OLD NATIONAL BANK	P	02-C-00063	
OLD NATIONAL TRUST CO TRUSTEE	P	02-C-00123	
OLD NATIONAL TRUST CO	P	02-C-00177	
OLD NATIONAL BANK	P	02-C-00303	
OLD NATIONAL BANK	D	02-CI-00176	**Brucie Moore of Wesley & Moore filed answer for the County of Union – Hon. Thomas E. Simpson for United Community Bank**

OLD NATIONAL BANK	P	03-C-00016	
OLD NATIONAL BANK	P	03-C-00017	
OLD NATIONAL BANK	P	03-C-00111	
OLD NATIONAL TRUST COMPANY -- KENTUCKY	P	03-C-00212	
OLD NATIONAL TRUST, TRUSTEE	P	03-CI-00162	
OLD NATIONAL BANK	P	03-CI-00164	**Brucie Moore of Wesley & Moore filed answer for the County of Union**
OLD NATIONAL BANK	P	03-CI-00165	**Brucie Moore of Wesley & Moore filed answer for the County of Union**
OLD NATIONAL BANK	P	03-CI-00194	**Brucie Moore of Wesley & Moore filed answer for the County of Union**
OLD NATIONAL BANK	P	03-CI-00267	
OLD NATIONAL BANK	D	03-CI-00310	
OLD NATIONAL BANK	OP	03-P-00036	
OLD NATIONAL TRUST COMPANY-KENTUCKY	P	03-P-00042	
OLD NATIONAL TRUST COMPANY-KENTUCKY	TR	03-P-00045	
OLD NATIONAL TRUST COMPANY	TR	03-P-00167	
OLD NATIONAL BANK TRUST COMPANY - KENTUCK	P	04-C-00074	
OLD NATIONAL TRUST COMPANY -- KENTUCKY	P	04-C-00082	
OLD NATIONAL BANK	P	04-C-00115	

OLD NATIONAL BANK	P	04-C-00118	
OLD NATIONAL BANK	P	04-C-00126	
OLD NATIONAL TRUST COMPANY - KENTUCKY	P	04-C-00171	
OLD NATIONAL BANK	P	04-CI-00016	
OLD NATIONAL BANK	P	04-CI-00019	
OLD NATIONAL BANK	P	04-CI-00071	
OLD NATIONAL BANK	P	04-CI-00087	
OLD NATIONAL BANK	P	04-CI-00098	
OLD NATIONAL BANK	P	04-CI-00100	
OLD NATIONAL BANK	P	04-CI-00122	
OLD NATIONAL BANK	D	04-CI-00140	
OLD NATIONAL BANK	P	04-CI-00148	
OLD NATIONAL BANK	P	04-CI-00163	
OLD NATIONAL BANK,	P	05-C-00085	
OLD NATIONAL BANK,	D	05-CI-00055	
OLD NATIONAL BANK,	P	05-CI-00079	
OLD NATIONAL BANK, NA,	P	05-CI-00109	
OLD NATIONAL BANK,	P	05-CI-00135	
OLD NATIONAL BANK,	D	05-CI-00147	
OLD NATIONAL BANK,	P	05-CI-00152	
OLD NATIONAL BANK,	D	05-CI-00170	
OLD NATIONAL BANK,	P	05-CI-00209	
OLD NATIONAL BANK,	P	05-CI-00228	
OLD NATIONAL BANK,	D	05-CI-00233	**Jullie Herron files answer on behalf of Union County**

OLD NATIONAL BANCORP,	D	06-CI-00004	
OLD NATIONAL BANK	D	06-CI-00032	**Brucie Moore filed an answer on behalf of the County**
OLD NATIONAL BANK,	D	06-CI-00046	**Brucie Moore filed an answer on behalf of Union County**
OLD NATIONAL BANK,	D	06-CI-00060	**Brucie Moore filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	06-CI-00139	**Brucie Moore filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	06-CI-00201	
OLD NATIONAL BANK,	D	06-CI-00249	
OLD NATIONAL BANK,	P	06-CI-00263	
OLD NATIONAL BANK,	P	06-CI-00267	
OLD NATIONAL BANK,	P	07-CI-00006	
OLD NATIONAL BANK,	P	07-CI-00126	
OLD NATIONAL BANK,	P	07-CI-00196	
OLD NATIONAL BANK,	D	07-CI-00233	
OLD NATIONAL BANK,	TR	07-P-00018	
OLD NATIONAL BANK,	P	07-P-00019	
OLD NATIONAL BANK,	TR	07-P-00085	
OLD NATIONAL BANK,	P	08-C-00046	
OLD NATIONAL BANK,	P	08-C-00472	
OLD NATIONAL BANK,	D	08-CI-00010	**Served Bruce Moore; Union County filed an Answer; but excludes name of attorney submitting the answer**
OLD NATIONAL BANK,	D	08-CI-00127	
OLD NATIONAL BANK,	P	08-CI-00133	**Brucie Moore filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	08-CI-00168	
OLD NATIONAL BANK,	P	08-CI-00270	
OLD NATIONAL BANK,	P	08-CI-00274	

OLD NATIONAL BANK,	P	08-CI-00299	**Brucie Moore filed an answer on behalf of Union County**
OLD NATIONAL TRUST COMPANY	TR	08-P-00030	
OLD NATIONAL BANK,	P	09-C-00207	
OLD NATIONAL BANK,	P	09-C-00364	
OLD NATIONAL BANK,	P	09-CI-00180	
OLD NATIONAL BANK,	P	09-CI-00239	
OLD NATIONAL BANK,	P	10-C-00308	
OLD NATIONAL BANK,	P	10-CI-00039	
OLD NATIONAL BANK,	P	10-CI-00073	
OLD NATIONAL BANK,	P	10-CI-00155	
OLD NATIONAL BANK,	P	10-CI-00166	
OLD NATIONAL BANK,	D	10-CI-00185	**Megan Randolph filed an answer on behalf of Union County**
OLD NATIONAL BANK,	D	10-CI-00211	**Megan Randolph – Moore & Wallace filed answer for Union County Brucie Moore - Wesley & Moore - filed DISCLAIMER for Defendant United Community Bank UCB WAS DISMISSED WITH PREJUDICE 4 DAYS LATER Both are unregistered entities using the same address**
OLD NATIONAL BANK,	D	10-CI-00240	
OLD NATIONAL BANK,	P	10-CI-00308	
OLD NATIONAL WEALTH MANAGEMENT,	TR	10-P-00109	
OLD NATIONAL BANK,	P	11-CI-00002	
OLD NATIONAL BANCORP,	D	11-CI-00057	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	11-CI-00142	
OLD NATIONAL BANK,	P	11-CI-00260	

OLD NATIONAL TRUST COMPANY,	P	12-CI-00039	
OLD NATIONAL TRUST COMPANY, SUCCESSOR IN,	P	12-CI-00040	
OLD NATIONAL BANK,	D	12-CI-00072	**Brucie Moore of Wesley & Moore- filed an answer on behalf of Union County**
OLD NATIONAL BANK,	D	12-CI-00085	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	12-CI-00099	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL TRUST CORPORATION,	D	12-CI-00128	
OLD NATIONAL BANK,	P	12-CI-00164	
OLD NATIONAL BANK,	APE	12-XX-00003	
OLD NATIONAL BANK,	APE	12-XX-00004	
OLD NATIONAL BANK N.A,	P	13-CI-00035	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK, N.A.,	P	13-CI-00165	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL TRUST COMPANY,	D	14-CI-00034	
OLD NATIONAL BANK,	P	14-CI-00139	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK,	P	14-CI-00193	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK, SUCCESSOR BY MERGER,	P	15-CI-00013	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**

OLD NATIONAL BANK,	P	15-CI-00168	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK, N.A.,	P	15-CI-00175	**Megan Randolph of Moore &Wallace -filed an answer on behalf of Union County**
OLD NATIONAL BANK	D	15-CI-00197	
OLD NATIONAL BANK,	CW	15-F-00097	
OLD NATIONAL BANK,	P	16-CI-00016	
OLD NATIONAL BANK	P	17-CI-00023	
OLD NATIONAL BANK SUCCESSOR BY MERGER, TO	P	17-CI-00026	
OLD NATIONAL WEALTH MANAGEMENT,	P	17-P-00041	

TOTAL FILINGS OF OLD NATIONAL BANK = ONE HUNDRED AND TWENTY-EIGHT (128)
TOTAL NUMBER OF CASES ATTORNEY BRUCIE MOORE APPEARED ON = TWENTY-SIX (26)
ALL WERE WITHIN HER OFFICIAL ELECTED CAPACITY AS THE COUNTY ATTORNEY OF UNION

Name	Type	Print	NOTES:
FIFTH THIRD BANK	P	00-CI-00207	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	00-CI-00274	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	01-CI-00001	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	01-CI-00075	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	01-CI-00079	
FIFTH THIRD BANK	P	01-CI-00093	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	01-CI-00100	**Julie Wallace filed Answer on behalf of the County Attorney's Office**
FIFTH THIRD BANK	P	01-CI-00103	**Julie Wallace filed Answer on behalf of the County Attorney's Office**
FIFTH THIRD BANK	P	01-CI-00182	
FIFTH THIRD BANK	P	01-CI-00201	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	01-CI-00211	
FIFTH THIRD BANK	P	02-C-00143	
FIFTH THIRD BANK	P	02-C-00161	
FIFTH THIRD BANK	P	02-C-00208	
FIFTH THIRD BANK	P	02-C-00209	
FIFTH THIRD BANK	P	02-CI-00032	
FIFTH THIRD BANK, SUCCESSOR IN INTEREST T	P	02-CI-00098	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	P	02-CI-00104	
FIFTH THIRD BANK	P	02-CI-00125	
FIFTH THIRD BANK, INDIANA	P	02-CI-00139	
FIFTH THIRD BANK	D	02-CI-00198	
FIFTH THIRD BANK N.A.	P	02-CI-00211	

FIFTH THIRD BANK	P	02-CI-00275	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK NA	P	03-C-00029	
FIFTH THIRD BANK	P	03-C-00099	
FIFTH THIRD BAND	P	03-C-00156	
FIFTH THIRD BANK	P	03-C-00208	
FIFTH THIRD BANK	P	03-C-00280	
FIFTH THIRD MTG COMPANY	P	03-CI-00010	
FIFTH THIRD BANK	P	03-CI-00012	
FIFTH THIRD BANK, INDIANA	D	03-CI-00021	
FIFTH THIRD BANK, INDIANA	D	03-CI-00022	**Brucie Moore filed Answer as County Attorney**
FIFTH THIRD BANK	D	03-CI-00026	
FIFTH THIRD BANK			
FIFTH THIRD MTG. COMPANY	P	03-CI-00034	
FIFTH THIRD BANK, INDIANA	P	03-CI-00066	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTGE COMPANY	P	03-CI-00081	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD BANK, INC.	P	03-CI-00097	
FIFTH THIRD MTG COMPANY	D	03-CI-00163	
FIFTH THIRD BANK	P	03-CI-00209	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**

FIFTH THIRD BANK	D	03-CI-00230	
FIFTH THIRD BANK	P	04-C-00023	
FIFTH THIRD BANK	P	04-C-00036	
FIFTH THIRD BANK	P	04-C-00049	
FIFTH THIRD BANK	P	04-C-00123	
FIFTH THIRD BANK NA	P	04-C-00156	
FIFTH THIRD MTG. COMPANY	P	04-C-00170	
FIFTH THIRD MTG. COMPANY	P	04-CI-00024	
FIFTH THIRD MTG. COMPANY	P	04-CI-00033	
FIFTH THIRD BANK	P	04-CI-00050	
FIFTH THIRD MTG. COMPANY	D	04-CI-00104	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD BANK	P	04-CI-00125	
FIFTH THIRD MTG. COMPANY	P	04-CI-00138	**Julie Herron of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTG. COMPANY	P	04-CI-00179	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTG. COMPANY	P	04-CI-00181	
FIFTH THIRD BANK, INDIANA	P	04-CI-00196	
FIFTH THIRD MTG. COMPANY	D	04-CI-00197	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD BANK			

FIFTH THIRD BANK	P	04-CI-00211	
FIFTH THIRD BANK,	DCP	04-CI-00233	**Julie Herron filed an Answer on behalf of Union County Attorneys Office**
FIFTH THIRD MTG. COMPANY,	P	04-P-00071	
FIFTH THIRD MTG. COMPANY,	P	05-C-00198	
FIFTH THIRD BANK,	P	05-CI-00005	
FIFTH THIRD MTG. COMPANY,	P	05-CI-00006	
FIFTH THIRD BANK,	P	05-CI-00025	
FIFTH THIRD MTG. COMPANY,	P	05-CI-00040	**Brucie Moore of Wesley&Moore filed an Answer on behalf of United Community Bank** **Julie Herron filed an Answer on behalf of Union County Attorney's Office**
FIFTH THIRD MTG. COMPANY,	D	05-CI-00162	**Brucie Moore of Wesley & Moore filed Complaint as County atty where Fifth Third is named Defendant**
FIFTH THIRD BANK,	P	05-CI-00202	
FIFTH THIRD MTG. COMPANY,	P	05-CI-00220	
FIFTH THIRD MTG. COMPANY,	P	06-C-00021	
FIFTH THIRD MTG. COMPANY,	P	06-CI-00009	
FIFTH THIRD BANK,	P	06-CI-00103	
FIFTH THIRD BANK	P	06-CI-00142	
FIFTH THIRD BANK (SO. INDIANA)	P	06-CI-00169	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	06-P-00117	
FIFTH THIRD BANK, INDIANA (SOUTHERN),	P	06-P-00118	

FIFTH THIRD MTG. COMPANY,	TR	06-P-00119	
FIFTH THIRD BANK,	D	07-CI-00084	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTG. COMPANY,			
FIFTH THIRD BANK,			
FIFTH THIRD MTG. COMPANY,	P	07-CI-00092	
FIFTH THIRD BANK,	P	07-CI-00123	
FIFTH THIRD BANK,	P	07-CI-00193	
FIFTH THIRD BANK,	P	07-CI-00225	
FIFTH THIRD BANK, KENTUCKY,	D	07-CI-00295	
FIFTH THIRD MTG. COMPANY,	P	07-P-00049	
FIFTH THIRD MTG. COMPANY,	P	07-P-00095	
FIFTH THIRD MTG. COMPANY,	P	08-CI-00012	
FIFTH THIRD BANK NA,	P	08-CI-00100	
FIFTH THIRD MTG. COMPANY,	P	08-CI-00219	
FIFTH THIRD BANK,	P	08-CI-00227	
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	08-CI-00296	
	P	08-CI-00298	
FIFTH THIRD BANK (SOUTHERN INDIANA),	D	08-CI-00303	

FIFTH THIRD BANK (SOUTHERN INDIANA),			
FIFTH THIRD BANK (SO. INDIANA)	P	08-P-00137	
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	08-P-00138	
FIFTH THIRD MTG. COMPANY,	P	08-P-00139	
FIFTH THIRD MTG. COMPANY,	P	08-P-00140	
FIFTH THIRD MTG. COMPANY,	P	09-CI-00005	
FIFTH THIRD MTG. COMPANY,	P	09-CI-00051	
FIFTH THIRD MTG. COMPANY,	P	09-CI-00067	
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	09-CI-00109	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTG. COMPANY,	P	09-CI-00120	
FIFTH THIRD MTG. COMPANY,	D	09-CI-00177	
FIFTH THIRD MTG. COMPANY,	P	09-CI-00255	**Brucie Moore of Wesley & Moore filed an Answer on behalf of Union County**
FIFTH THIRD MTG. COMPANY,	D	09-CI-00290	
FIFTH THIRD BANK FKA CIVITAS BANK,	P	09-CI-00294	
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	09-CI-00303	

	D	10-CI-00013	
FIFTH THIRD BANK,	D	10-CI-00062	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD BANK, INC.,			
FIFTH THIRD MTG. COMPANY,	NKA	10-CI-00068	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD MTG. COMPANY,	P	10-CI-00070	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD MTG. COMPANY,	P	10-CI-00074	
FIFTH THIRD MTG. COMPANY,	P	10-CI-00096	
FIFTH THIRD MTG. COMPANY,	P	10-CI-00147	
FIFTH THIRD MTG. COMPANY,	P	10-CI-00171	
FIFTH THIRD MTG. COMPANY,	P	10-CI-00230	
FIFTH THIRD BANK,	P	10-CI-00304	
FIFTH THIRD MTG. COMPANY	P	10-CI-00311	
FIFTH THIRD BANK,	D	11-CI-00030	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD BANK,	D	11-CI-00056	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	11-CI-00199	
FIFTH THIRD MTG. COMPANY,	P	11-CI-00224	
FIFTH THIRD BANK,	D	11-CI-00228	

FIFTH THIRD BANK, INC.,	P	11-CI-00229	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD MTG. COMPANY,	P	11-CI-00232	
FIFTH THIRD BANK, INDIANA (SOUTHERN),	D	11-CI-00267	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD MTG. COMPANY,	D	12-CI-00029	**Megan Randolph of Moore &Wallace filed Answer for the County**
FIFTH THIRD MTG. COMPANY,			
FIFTH THIRD MTG. COMPANY,	D	12-CI-00032	
FIFTH THIRD BANK,			
FIFTH THIRD BANK (SOUTHERN INDIANA),	P	12-CI-00046	
FIFTH THIRD MTG. COMPANY,	P	12-CI-00068	
FIFTH THIRD MTG. COMPANY,	P	12-CI-00195	
FIFTH THIRD MTG. COMPANY,	P	12-CI-00210	
FIFTH THIRD MTG. COMPANY,	D	12-CI-00249	
FIFTH THIRD MTG. COMPANY,	P	12-CI-00265	
FIFTH THIRD BANK,	P	13-CI-00023	
FIFTH THIRD MTG. COMPANY,	P	13-CI-00065	
FIFTH THIRD BANK,	D	13-CI-00161	**Megan Randolph of Moore &Wallace filed Answer for the County**

° AN OHIO BANKING CORPORA			
FIFTH THIRD BANK	P	13-CI-00212	
FIFTH THIRD BANK, AN OHIO BANKING CORP,	P	14-CI-00119	
FIFTH THIRD MTG. COMPANY	P	15-CI-00027	
FIFTH THIRD MTG. COMPANY,	D	15-CI-00033	
FIFTH THIRD BANKCORP	P	16-C-00092	
FIFTH THIRD MTG. COMPANY	P	16-CI-00200	
FIFTH THIRD MTG. COMPANY	P	17-CI-00006	

TOTAL FILINGS OF FIFTH THIRD BANK = ONE HUNDRED AND FORTY-ONE (141)
TOTAL NUMBER OF CASES ATTORNEY BRUCIE MOORE APPEARED ON = THIRTY– FOUR (34)
ALL WERE WITHIN HER OFFICIAL ELECTED CAPACITY AS THE COUNTY ATTORNEY OF UNION

MEMBERS:
STEPHEN D. WOLNITZEK, CHAIR
COVINGTON
JUDGE JANET L. STUMBO
COVINGTON
JUDGE EDDY COLEMAN
PIKEVILLE
JUDGE DAVID BOWLES
LOUISVILLE
JOSEPH D. ADAMS
BARDSTOWN
MICHAEL A. NOFTSGER
SOMERSET

COMMONWEALTH OF KENTUCKY
JUDICIAL CONDUCT COMMISSION
P.O. BOX 4266
FRANKFORT, KENTUCKY 40604-4266
PHONE 502-564-1231 FAX 502-564-1233

ALTERNATES:
KENT WESTBERRY
LOUISVILLE
JUDGE JEFF S. TAYLOR
OWENSBORO
JUDGE MITCH PERRY
LOUISVILLE
JUDGE KAREN THOMAS
COVINGTON

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

PERSONAL AND CONFIDENTIAL

August 7, 2017

Kayce R. Powell
511 West 9th St., PO Box 4
Hopkinsville, KY 42240

RE: Case Number: 2017-188

Dear Ms. Powell:

This is to acknowledge receipt of your complaint against Judge Rene Williams. Commission staff has forwarded copies to the members of the Commission for their consideration at the next meeting. The Commission, by order of the Kentucky Supreme Court, must keep this matter confidential.

You will receive written notification once the Commission has concluded its consideration of this matter.

Sincerely,

J. Rachel Noyes

J. Rachel Noyes
Executive Assistant

MEMBERS:
STEPHEN D. WOLNITZEK, CHAIR
COVINGTON
JUDGE JANET L. STUMBO
COVINGTON
JUDGE EDDY COLEMAN
PIKEVILLE
JUDGE DAVID BOWLES
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JUDGE MITCH PERRY
LOUISVILLE
JUDGE KAREN THOMAS
COVINGTON

EXECUTIVE SECRETARY
MS. JIMMY SHAFFER

PERSONAL AND CONFIDENTIAL

September 11, 2017

Kayce R. Powell
511 West 9th St., PO Box 4
Hopkinsville, KY 42240

RE: Case Number: 2017-188

Dear Ms. Powell:

At its last meeting, the Judicial Conduct Commission considered the complaint that you filed against Judge Rene Williams.

The Judicial Conduct Commission is governed by the Rules of the Kentucky Supreme Court. Those rules provide that the Commission primarily has jurisdiction to sanction judges of the Court of Justice who are found guilty of acts of misconduct or who violate the Code of Judicial Conduct.

After carefully reviewing the information that you submitted, the Commission determined to take no action on your complaint.

Judge Janet Stumbo recused from any consideration of this matter.

Sincerely,

Jimmy A. Shaffer

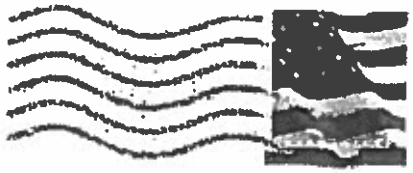
Ms. Jimmy A. Shaffer
Executive Secretary

JAS:jrn

While at the same time she appeared as one of the 3-panel judges assigned to Petition for rehearing.

JUDICIAL CONDUCT COMMISSION
P.O. Box 4266
FRANKFORT, KENTUCKY 40604-4266

LEXINGTON KY 405
12 SEP 2013 PM 2-T



Ms. Kayce R. Powell
511 West 9th St., PO Box 4
Hopkinsville, KY 42240

PERSONAL AND CONFIDENTIAL

42241$0004

Formal Ethics Opinion

KENTUCKY BAR ASSOCIATION

Ethics Opinion KBA E-444 • Issued: November 17, 2017

The Rules of Professional Conduct are amended periodically. Lawyers should consult the current version of the rule and comments, SCR 3.130 (available at http://www.kybar.org/237), before relying on this opinion.

This proposed opinion relies on the Rules of Professional Conduct and Supreme Court cases. The opinion would overrule the following opinions: E-159, E-167, E-194, E-200, E-215, E-238, E-241, E-243, E-262, E-322, E-415, and E-421. To the extent inconsistent with this opinion, the following opinions are modified: E-37, E-44, E-76, E-210, E-275, and E-322.

PRELIMINARY STATEMENT

Over the years, the Ethics Committee has opined on many occasions about the ethics of part-time prosecutors' civil practice. This opinion does not attempt to synthesize those opinions; it rather interprets the applicable Kentucky Rules of Professional Conduct in light of the statutes and the cases.

In this opinion Kentucky's Rules of Professional Conduct found in SCR 3.130 are referred to by the number of the rule.

THE STATUTES

1) County attorneys and their assistants and some assistant Commonwealth attorneys may practice law other than as public officials. KRS 15.760(3), 15.765(4), 15.770.

2) Prosecutors may not represent defendants in criminal cases. KRS 15.740.

3) Commonwealth attorneys and county attorneys are part of Kentucky's unified prosecutorial system (KRS 15.700), and the Attorney General may assign them duties outside their judicial circuits and counties (KRS 15.735, 69.013 and 69.060).

4) The legislature assigns duties to county attorneys (KRS 15.725 and other statutes). They represent their counties generally (KRS 69.010) and represent the Commonwealth in matters, civil and criminal, assigned to them by the legislature. Many county attorneys, by contract, represent the Cabinet for Health and Family Services in domestic cases for the purpose of establishing and enforcing child support orders. KRS 205.712 (7).

5) The legislature assigns duties to Commonwealth attorneys (KRS 69.010 and other statutes). They represent the Commonwealth in matters, civil and criminal, assigned to them.

6) This opinion does not purport to analyze the statutes assigning responsibility to prosecutors; prosecutors with a part-time civil practice should be familiar with their statutory obligations.

CASES

In re Kentucky Bar Association Amended Advisory Opinion, E-291, 710 S.W.2d 852 (Ky. 1986); *KBA v. Lovelace*, 778 S.W.2d 651 (Ky. 1989).

OPINION

1) Partners and associates of part-time prosecutors may not represent defendants in criminal cases.

By statute, prosecutors are not permitted to defend criminal cases anywhere in Kentucky. This appears to be a personal interest conflict (Rule 1.7, notes 10 and 11) that should not be imputed to the prosecutor's partners and associates (Rule 1.10(a). However, in *In re Kentucky Bar Association Advisory Opinion* E-291, 710 S.W.2d 852 (Ky.1986), decided under the old code, the Supreme Court held that the prosecutor's prohibition is imputed to partners and associates. Until and unless the Supreme Court revisits this issue, the prosecutor's partners and associates may not defend criminal cases anywhere in Kentucky.

2) Lawyers sharing offices with a prosecutor may not represent defendants in criminal cases if it would appear to the public that the office sharers are a firm or if the office sharers do not have internal procedures to safeguard confidential information.

Most opinions (KBA E-243 for example) treat office-sharers the same as associates. However, comment 2 to Rule 1.0 and other opinions –KBA E-61, KBA E-244, and KBA E-417 -- are authority for a "facts and circumstances" test that would address two concerns: 1) public perception – would the public assume the office-sharers are a firm or have a professional relationship other than as office-sharers; and 2) do internal procedures protect client confidences. Signage on the door should simply list the lawyers, the receptionist should answer the phone by the number or as, "Lawyers offices," and, most importantly, internal procedures should safeguard confidential information. It would be proper to share a receptionist, meeting room, library, and computer equipment, but it would not be proper to share a secretary or paralegal. The internal procedures should prevent each office-sharer from accessing paper and electronic files of the other office-sharers. KBA E-244 and KBA E-417, Rule 1.0(k) and comment 9 to Rule 1.0 (screening).

3) Prosecutors (and their partners and associates) may not represent a client in civil litigation against the Commonwealth if the prosecutor's office is required to protect the Commonwealth's interest.

The legislature assigns duties to county attorneys and Commonwealth attorneys that limit prosecutors' permissible civil practice (condemnation for example – KRS 177.082). In considering the

ethics of a proposed course of action, prosecutors should look first to the applicable statutes.

4) Prosecutors may represent clients in civil cases against the Commonwealth in matters unrelated to their duties to the Commonwealth.

Ethics opinions (KBA E-200, KBA E-241, and KBA E-262) say a prosecutor may not be adverse to the Commonwealth even though the civil matter is one in which the prosecutor does not represent the Commonwealth. Example: In her civil practice a prosecutor is asked to represent a client who was injured by a state truck. In the past, the Committee opined that a conflict exists even though the prosecutor has no state responsibility in the matter. This opinion reaches a contrary conclusion.

The rationale for the prior ethics opinions is two-fold: 1) that, because the Commonwealth pays them, the attorneys are Commonwealth employees and an attorney/employee may not represent a client against an employer; and 2) that, because of their statutory duties (condemnation for example) attorneys have a present client relationship with the Commonwealth and are conflicted by Rule 1.7(a) (representation of one client directly adverse to another client).

Neither rationale is persuasive. As to the employer/employee rationale, county attorneys and Commonwealth attorneys are elected and hire assistants; the employers are the elected officials and the employees are the assistants. The fact the state pays prosecutors cannot be determinative; the state pays public advocates' salaries and there is no question but that public advocates take positions adverse to the Commonwealth. Furthermore, if prosecutors are permitted to have a private practice, it follows that they are not "employees" of the state while so engaged.

As for the current client rationale, in his definitive journal article, Rick Underwood questions the soundness of this rationale: "Does it make sense to say that at all times and for all purposes the state is the client of the prosecutor?" *Underwood, Part-time prosecutors and conflicts of interest: A survey and recommendations*, 81 KLJ 1, 52-53 (1993). The rule against suing a present client on a matter unrelated to the representation of the client is based on the obligation of loyalty. Comment 6 to Rule 1.7 provides;

> Loyalty to a current client prohibits undertaking representation directly adverse to that client without that client's informed consent. . . . The client as to whom the representation is directly adverse is likely to feel betrayed, and the resulting damage to the client-lawyer relationship is likely to impair the lawyer's ability to represent the client effectively.

To apply the current client rationale, based on loyalty, requires asking whether the "state" would "likely feel betrayed" by a prosecutor representing a client in a civil matter *unrelated* to the prosecutor's responsibility to the state. If the answer is "no," the prosecutor should be allowed to represent the client. The Committee believes that the Commonwealth would not "feel betrayed" by a part-time prosecutor representing a private party against the state in a matter unrelated to the prosecutor's public duty.

Opinions finding conflicts often are based on the now-rejected "appearance of impropriety." E-241 is an example: the Attorney General opined that a county attorney could represent a landowner in a condemnation matter in a neighboring county because the county attorney's statutory obligation was to his county alone; the Ethics Committee, however, rejected the Attorney General's opinion and opined that Commonwealth Attorneys and county attorneys may not represent a private party in a condemnation case anywhere in the state because "the appearance of a conflict must be avoided."

The Committee opines that, in civil cases, prosecutors may ethically represent private clients against the state in matters unrelated to the prosecutor's responsibility to the state.

5) No waiver of conflict in criminal cases.

Associates and partners of prosecutors may not defend criminal cases anywhere in the state. This is a conflict that may not be waived. A prosecutor is charged with a public duty, and such a duty cannot be waived. "Consent of a client in a criminal case cannot eliminate the problem because the prohibition against a county attorney and his associates and partners acting as defense counsel is for the protection of the public." KBA E-291.

6) As an ethical matter, waiver may be possible in some civil cases.

The issue arises in cases in which a prosecutor represents a party in a civil matter in which the state or county is a party. If the prosecutor's office has no public duty, there is no problem. If the prosecutor's office represents the public entity in the matter Rule 1.7 (4) allows the prosecutor to represent both parties (unless the matter is in litigation and the clients have adverse claims) if the prosecutor reasonably believes he or she can provide competent representation to both and the clients give informed consent. This might allow, for example, a county attorney to negotiate a county's claim against the attorney's client or the client's sale of land to the county – with informed consent by both parties. It is not unethical for a public body to waive a conflict in a civil case with informed consent. Rule 1.11 (d). It would be up to the governmental agency to decide whether and how to give informed consent confirmed in writing.

7) A prosecutor should decline to represent a client in a civil case "when there is any reasonable probability that a criminal prosecution might arise from the circumstances of the case." *Lovelace v. Commonwealth*, 778 S.W.2d 651, 653 (Ky. 1989).

"Reasonable probability" (*Lovelace's* term) equates to "significant risk" (Rule 1.7(a)(2's term). It doesn't matter who would be the subject of the criminal prosecution – In *Lovelace*, the person prosecuted was a driver who killed the prosecutor's client; the result would be the same if the prosecutor represented the driver. The prosecutor

may accept a civil case if the potential criminal charge is pending or anticipated in another county and the prosecutor is not involved in the criminal case.

8) "If, after accepting employment in a civil matter, a criminal prosecution arises from the circumstances of the case, the prosecuting attorney must withdraw from the civil proceeding and disqualify himself from handling the [criminal] case."

KBA v. Lovelace, 778 S.W. 2d 653-54. Other attorneys in the prosecutor's office may handle the criminal case.

9) A prosecutor should not represent a client on a civil matter who is being prosecuted by the prosecutor's office, even on an unrelated matter.

In *In re Kentucky Bar Association Amended Advisory Opinion E-291*, 710 S.W.2d 852 (Ky. 1986), the Court applied the rule that an attorney may not represent one client against another client in an unrelated matter without informed consent(Rule 1.7a)(1)); the prosecutor may not ask for informed consent because waiver of conflict is not permitted in criminal cases.

10) A prosecutor may accept employment in a civil matter even though the client is being prosecuted (or prosecution is anticipated) in an unrelated matter in another county or district.

In this situation the "current client" rule allows representation. The Commonwealth is represented by the local prosecutor, not by the prosecutor with the civil client. The Unified Prosecutorial system does not mean imputation of conflicts to all prosecutors in the state; conflicts are imputed within the office of a county attorney or Commonwealth attorney; they are not imputed to prosecutors in other districts or counties

11) Family law cases.

Part-time prosecutors often represent clients in family law cases. These cases may involve: 1) child support issues; and 2) allegations of domestic abuse, criminal conduct, and 3) potential flagrant non-support prosecutions. Domestic violence and dependency, neglect, abuse cases are somewhat related.

A) When the case is the prosecutor's county or district

CHILD SUPPORT: An assistant county attorney should be able to seek or resist child support unless the county attorney's office represents the state on behalf of the children and seeks a child support order. At that point a prosecutor representing a client against whom an order is sought ("respondent" for purposes of this opinion) would be on "opposite sides of the v." from another prosecutor in the office. The prosecutor must withdraw from the civil case. If the prosecutor represents the other party ("petitioner" for purposes of this opinion), the question is whether there is a "significant risk" that seeking child support might affect other matters in controversy (custody and support for example). If so, the prosecutor may not represent the petitioner. E-215 opined that a prosecutor could not represent a client against whom an action was filed for back child support. The rationale for the opinion is in part the *possibility* of a criminal proceeding for flagrant non-support. That opinion, as well as others in which the conflict is speculative, is not followed.

Allegations of domestic abuse, child abuse made in a divorce case. An assistant county attorney is not required to withdraw from representation of a divorce client for the client's alleged domestic abuse or abuse or neglect of a child until and unless the county attorney acts, or should act, in the case to enforce the criminal law, enforce a court order, or otherwise act to protect a party or the children of the marriage. At that point the prosecutor would be on "opposite sides of the v." from someone in the prosecutor's office and must withdraw from the civil representation. Mere allegations of criminal conduct or abuse should not be enough to require withdrawal. *C.f KBA v. Twehus*, 849 S.W 2d 549 (Ky. 1993) (withdrawal required when a juvenile court petition was filed).

DVOs and Abuse/Neglect cases. If the prosecutor's office acts (or should act) adversely to the private client (for example by enforcing a domestic relations order) the prosecutor must withdraw from the matter. Otherwise the prosecutor may represent a party or serve as guardian ad litem.

B) When the case is not in the prosecutor's county or district

CHILD SUPPORT: The prosecutor should be able to represent either party if the case is brought in a neighboring county. The county attorney for that county holds the contract with the state and represents the state on behalf of the children. The prosecutor representing the private party has no responsibility to the state in the matter.

Allegations of domestic abuse, child abuse made in a divorce case. The prosecutor may represent either party; the prosecutor with the civil client is not a member of the office of the county attorney who might intervene in the matter to protect a party or children. Intervention by the county attorney would not result in the prosecutor being on "opposite sides of the v." with a member of the prosecutor's office. Of course, the prosecutor with the civil client may not represent the client on related civil charges.

DVOs and Abuse/Neglect cases. The prosecutor may represent either party or act as guardian ad litem. The analysis is the same as in the divorce settling. The prosecutor with the civil client may represent the client or serve as guardian ad litem. The prosecutor may not represent the client on related criminal charges.

NOTE TO READER

This ethics opinion has been formally adopted by the Board of Governors of the Kentucky Bar Association under the provisions of Kentucky Supreme Court Rule 3.530. This Rule provides that formal opinions are advisory only.

KENTUCKY BAR ASSOCIATION

Unauthorized Practice of Law Opinion U-65

Issued July 2017
Amended November 17, 2017

The Board of Governors of the Kentucky Bar Association originally adopted U-65 as a formal unauthorized practice opinion at its meeting in July 2017 under the provisions of Kentucky Supreme Court Rule (SCR) 3.530. U-65 was then published in the September/October issue of the Bench & Bar, as required by SCR 3.530(11). Since that publication, the Unauthorized Practice Committee of the Kentucky Bar Association became aware of a necessary amendment relating to Endnote 1. The Board adopted that amendment at its meeting on Nov. 17, 2017, and the amended version of U-65 is published below. Note that SCR 3.530 provides in part: "Both informal and formal opinions shall be advisory only."

QUESTION: May an insurance or claims adjuster, who is an employee of a Worker's Compensation insurer, its third-party administrator or a self-insured employer, complete and file on behalf of the insured a Form 110-Settlement Agreement with the Department of Workers' Claims?

ANSWER: No.

REFERENCES: KRS 342.265(1); KRS 304.9-070; KRS 304.9-430; 806 KAR 9:030; SCR 3.020; KBA U-3; KBA U-4; KBA U-12; KBA U-15; KBA U-17; KBA U-27; KBA U-37; KBA U-45; KBA U-48; KBA U-52; KBA U-56; KBA U-57; KBA U-61; KBA U-64; *Winkenhofer v. Chaney*, Ky., 369 S.W.2d 113 (1963); *Kentucky State Bar Assn. v. Henry Vogt Machine Co.*, Ky., 416 S.W.2d 727 (1967); *Kentucky State Bar Association v. Lakes*, Ky., 443 S.W.2d 248 (1969)

OPINION

The question has been raised as to whether a non-attorney employee of a Worker's Compensation insurer or another similarly situated entity may prepare forms required for the settlement of a Worker's Compensation claim. There is ample authority in Kentucky jurisprudence supporting the conclusion that such an action, when engaged in by a non-attorney, constitutes the unauthorized practice of law in this jurisdiction.

I. It is well established that the representation of parties before Kentucky administrative agencies constitutes the practice of law in Kentucky.

The practice of law is defined in SCR 3.020 as follows:

> [A]ny service rendered involving legal knowledge or legal advice, whether of representation, counsel or advocacy in or out of court, rendered in respect to the rights, duties, obligations, liabilities, or business relations of one requiring the services.

It has been well established in Kentucky that representation of parties before an administrative agency falls under the definition of SCR 3.020. This issue was specifically addressed in relation to the Kentucky Department of Workers' Claims in KBA U-64 and in KBA U-52:

> The KBA, in Opinion U-52, addressed these issues in part when presented with the question of whether or not a non-lawyer may represent parties before the Kentucky Department of Workers' Claims. The opinion held that non-attorneys may not represent parties before the agency because "[r]epresentation of parties before administrative agencies is the practice of law, as it necessarily involves legal advice, counsel and advocacy."
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> Also, U-52, summarizing previous related opinions, stated:
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> Non-lawyers have been prohibited from representing corporations and individuals before the Kentucky Department of Transportation (Opinion KBA U-3); before a city civil service commission (Opinion KBA U-12); before the Kentucky Unemployment Insurance Commission (Opinion KBA U-15); before the Kentucky Board of Tax Appeals (Opinion KBA U-17) and in quasi-adjudicative proceedings before zoning boards and zoning authorities (Opinion KBA U-43) See also *Kentucky State Bar Assn. v. Henry Vogt Machine Co.*, Ky., 416 S.W.2d 727 (1967).

This position is consistent with numerous other KBA Opinions which indicate that dealing with legal claims pending before administrative bodies falls within the purview of SCR 3.020, without significant exception.[1]

II. The practice of law is implicit in the initiation, preparation, and settlement of administrative claims, and can extend to the preparation of standard forms if said preparation implies the application of skills set forth in SCR 3.020.

The practice of law is not limited to the actual appearance of a party at the formal litigation of claims (or e.g., the deposition of witnesses, the filing of petitions and motions before adjudicative bodies), but may extend into preparation, negotiation, evaluation, and extrajudicial settlement of legal issues (even if those functions appear to be perfunctory or ministerial) if carrying out those functions requires "legal knowledge or legal advice, whether of representation, counsel or advocacy in or out of court, rendered in respect to the rights, duties, obligations, liabilities, or business relations of one requiring the services." See SCR 3.020.