



**KENTUCKY COURT OF APPEALS
CIVIL APPEAL PREHEARING STATEMENT**

Internal Use Only

APPELLANT

VS. **COURT OF APPEALS DOCKET NO.** _____ (*leave blank*)

APPELLEE

Appeal From _____ **Circuit Court Action No.** _____

Trial Judge: _____ Judgment/Order Appealed From Entered: _____

Notice of Appeal Filed: _____ Notice of Cross Appeal Filed: _____

Identifying Information Regarding Counsel for **APPELLANT**:

Name of Client _____

In the trial court, this party was the Plaintiff Defendant Other (specify) _____

Attorney's Name: _____

Address: _____

Telephone No. () _____ Email: _____

Identifying Information Regarding Counsel for **APPELLEE**:

Name of Client _____

In the trial court, this party was the Plaintiff Defendant Other (specify) _____

Attorney's Name: _____

Address: _____

Telephone No. () _____ Email: _____

1. **Has this case been before an Appellate Court previously?** Yes No

If Yes, provide date and prior case number(s) _____

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

3. Was this case **mediated** at the trial court level? Yes No

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

5. **Relief:** (a) Damages: **Amount Sought \$** _____ **Amount Granted \$** _____
(b) Injunction: Granted Denied
(c) Other: _____

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

7. **Briefly state issues proposed to be raised on appeal**, including jurisdictional challenges, and any question of first impression. Attach separate sheet if necessary.

8. Will the appeal turn on interpretation or application of a **particular case or statute**? Yes No

If Yes, identify case/statute: _____

9. Is there any known case involving **substantially the same issue now pending** before either appellate court of this state? Yes No If Yes, give Case Number: _____

Case Name: _____

10. Any party who desires a prehearing conference must file a motion with the prehearing statement. Failure to file a motion will result in no prehearing conference. CR 76.03(7). Either party may file an objection to said motion within 10 days.

CERTIFICATION

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

Date: _____, 2_____. _____
Signature

Print Name: _____

Address: _____

- NOTES:**
- 1) Items 2 and 4 on page 1 require documents to be attached to this Form for proper filing.
 - 2) Item 10 on page 2 may require an additional motion which must be attached to this Form for proper filing.
 - 3) Filing of Civil Notice of Appeal suspends running of time for further appeal steps-See CR 76.03(3).