



## Jaguars hold off Bobcats 13A



# CHRONICLE & TIMES

Wednesday, January 31, 2018

FLOYD COUNTY

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## Floyd residents among those suing federal government for Medicaid changes

A FLOYD CHRONICLE AND TIMES STAFF REPORT

Three Floyd County residents joined a class action lawsuit against the federal govern-

ment this month, claiming that recently-approved changes for Medicaid violate their rights and federal regulations.

Michael "Popjaw" Woods,

See SUING, Page 9A

## Floyd teacher arrested on drug-related charges at school

BY MARY MEADOWS AND JOSH LITTLE STAFF WRITERS

A routine drug search at the Renaissance Learning Center in Martin led to the arrest of a special education teacher

last week.

The arrest comes months after she was court-ordered to receive drug abuse treatment in connection with two theft cases, court document show.

Martin Police Officer Kristen

See ARRESTED, Page 8A

## Jenny Wiley amphitheater closed for repairs

Willard estimates \$10,000 needed

A FLOYD CHRONICLE AND TIMES STAFF REPORT

The Kentucky Department of Parks announced the temporary closure of the amphitheater at Jenny Wiley State Resort Park last week, and Jenny Wiley Theatre is seeking donations to make repairs.

In a press release, state officials

See CLOSED, Page 7A

## Floyd County ballot now full

A FLOYD CHRONICLE AND TIMES STAFF REPORT

The filing deadline for candidates seeking office was 4:30 p.m. on Tuesday, and Floyd County's ballot placement drawing will be held Feb. 1.

Eighteen candidates recently filed paperwork to seek offices serving Floyd County residents, bringing the total number of candidates seeking election to 68. The majority of these newly-filed candidates submitted their paperwork after 12 p.m. on deadline day.

The newest filings added two Court of Appeals candidates, who will face off with five others in November, as well as two additional candidates for Floyd County Judge Executive and jailer, and new candidates for Magistrate District 1, 2 and 4, Constable District 1 and 4, and other county offices.

See BALLOT, Page 8A

## Floyd BOE honors students, staff, community members



Floyd Chronicle and Times photo by Mary Meadows

Floyd County Board of Education officials recently honored members of the Brothers of the Wheel motorcycle club for helping Floyd County students for 17 years. The club provides Christmas presents for students in need.



Floyd Chronicle and Times photo by Mary Meadows

Floyd County Board of Education officials recently honored members of the district's transportation department for hosting an "Operation Warm" coat drive to provide winter coats to all early childhood students in the district.



Floyd Chronicle and Times photo by Mary Meadows

Floyd County Board of Education Chair Sherry Robinson, left, recently honored Duff-Allen Central students as overall District Champions in the school district's academic tournaments. These students and others were individually recognized for academic honors. Al-len Elementary came in third place and Adams Middle came in second place overall.

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# BSADD employees honored

During the recently-held meeting of the Big Sandy Area Development District, officials honored several employees for reaching tenure with the organization



Floyd Chronicle and Times photo by Mary Meadows  
Big Sandy Area Development District Director Sandy Runyon and board chair Ben Hale present Crystal Caudill with a tenure certificate for 10 years of service. Caudill serves as a homecare aid with BSADD.



Floyd Chronicle and Times photo by Mary Meadows  
Big Sandy Area Development District Director Sandy Runyon and board chair Ben Hale present Aging Programs Assistant Lois Lawson with a tenure certificate for 10 years of service.



Floyd Chronicle and Times photo by Mary Meadows  
Big Sandy Area Development District Director Sandy Runyon and board chair Ben Hale present Family Service Specialist Tammy Hunter with a tenure certificate for 10 years of service.



Floyd Chronicle and Times photo by Mary Meadows  
Big Sandy Area Development District Director Sandy Runyon and board chair Ben Hale present Steve Jones with a tenure certificate for 10 years of service. Jones serves as an aging programs co-planner with BSADD.

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**Kimi May, PharmD**  
Pharmacist



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Marlana VanHoose, Big Sandy Singers, The Sons of FM, Johnson Central Honor Choir, and winners from Big Sandy Idol.

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# Floyd schools honored as district champs

**SPECIAL TO THE FLOYD CHRONICLE AND TIMES**

Floyd County School District Interim Superintendent Steve Trimble congratulated several schools recently for honors they earned at district Governor's Cup competitions.

Academic meets were held Jan. 20 for middle schools at Allen and Betsy Layne elementary school for the District 85 and District 86 Governor's Cup competition, which is governed by the Kentucky Association for Academic Competition.

In District 85, Duff-Allen Central earned first place and Allen Elementary earned second place. In final overall scores, Future Problem Solving and Quick Recall. Those two schools competed against James D. Adams Middle School in the district tournament.

In District 86, South Floyd and Betsy Layne elementary schools earned first and second as well in all three categories. Those two school competed against John M. Stumbo

Elementary in the district tournament.

Trimble said in a press release, "The board team and I congratulate Duff-Allen Central Elementary and South Floyd Elementary for being District Governor's Cup champs! Duff-Allen Central and South Floyd placed first in their districts in Future Problem Solving and Duff-Allen Central and John M. Stumbo placed first in Quick Recall. These kids and coaches are to be commended for their success and we wish them the best of luck in regional competition."

Future Problem Solving and English Competitions were set to be held Jan. 29 and all other quick recall competitions will be held Feb. 3 at Johnson Central Middle School.

**District 85 individual results:**

- MATH**  
 1st Madison Thornsberry (DACE)  
 2nd Haleigh Jefferson (AMS)

- 3rd Alex Begley (DACE)  
 4th Chanda Caudill (AMS)  
 5th Devin Sword (AES)  
 5th Cameron Kilgore (AMS)

- SOCI AL STUDIES**  
 1st Jada Reynolds (AES)  
 2nd Justin Tussey (DACE)  
 3rd J.D. McKinney (DACE)  
 4th Brycen Shepherd (AMS)  
 5th Alex Begley (DACE)

- SCIENCE**  
 1st Justin Tussey (DACE)  
 2nd Colby Cooley (DACE)  
 3rd Nadaleigh Lester (AMS)  
 4th Haleigh Jefferson (AMS)  
 5th Brycen Shepherd (AMS)

- LANGUAGE ARTS**  
 1st Grace Clark (DACE)  
 2nd Jada Reynolds (AES)  
 3rd Lydia Clark (DACE)  
 4th Brody Buck (DACE)  
 5th Alyssa Dixon (AES)

- COMPOSITION**  
 1st Madison Thornsberry (DACE)  
 2nd J.D. McKinney (DACE)

- 3rd McKinley Martin (DACE)  
 4th Kaitlyn Hager (AMS)  
 5th Lucas Ousley (AMS)

- ARTS & HUMANITIES**  
 1st Brody Buck (DACE)  
 2nd Garret Ousley (AMS)  
 3rd Elizabeth Goodman (AES)  
 4th Natalie Garrett (AES)  
 5th Sage Slone (AMS)

**District 86 individual results**

- MATH**  
 1st Shane Belcher (BLES)  
 2nd Dylan Hamilton (JMS)  
 2nd Christy Hall (BLES)  
 4th Ethan Slone (BLES)  
 4th Marcus Hall (JMS)

- SCIENCE**  
 1st Ean Tackett (SFES)  
 2nd Brianna Johnson (BLES)  
 3rd Chloe Hall (SFES)  
 4th Archie Dale (BLES)  
 5th Desirae Caudill (SFES)

- SOCI AL STUDIES**  
 1st Dylan Hamilton (JMS)  
 2nd Ean Tackett (SFES)

- 3rd Taylor Allen (SFES)  
 4th Shane Belcher (BLES)  
 5th Donnie Hamilton (JMS)

- LANGUAGE ARTS**  
 1st Chloe Hall (SFES)  
 2nd Shantana Blanton (JMS)  
 3rd Madison Hamilton (JMS)  
 4th Majaia Yates (JMS)  
 5th Courtney Moore (SFES)

- ARTS & HUMANITIES**  
 1st Cheyenne Keathley (BLES)  
 2nd Emily Spears (SFES)  
 3rd Skylar Salisbury (BLES)  
 4th Courtney Moore (SFES)  
 5th Karly Williams (BLES)

- COMPOSITION**  
 1st Emily Spears (SFES)  
 2nd Christian Allen (SFES)  
 3rd Cheyenne Keathley (BLES)  
 4th Allison Newsome (JMS)  
 5th Makenna Stumbo (SFES)



Submitted photo  
 Duff-Allen Central academic team members pose for a picture after winning the District 85 Governor's Cup competition.



Submitted photo  
 South Floyd Elementary academic students pose for a picture after winning the District 86 Governor's Cup competition for middle school students.



Submitted photo  
 Duff-Allen Central Quick Recall members won first place in the Quick Recall portion of the recent District 85 Governor's Cup competition for middle schools.



Submitted photo  
 John M. Stumbo Quick Recall members won first place in the Quick Recall portion of the recent District 86 Governor's Cup competition for middle schools.

## Floyd BOE rejects bids for school properties

By MARY MEADOWS  
 STAFF WRITER

The Floyd County Board of Education recently rejected all bids it received for schools and properties that are no longer in use.

During a Jan. 22 meeting, the board rejected four bids for three schools that are closed and a former maintenance building in Allen.

The action came at the recommendation of Interim Superintendent Steve Trimble, who said the bids came in much lower than anticipated. He recommended the district seek guidance from the KDE on how to move forward.

The board of education declared the properties as surplus

last July and the Kentucky Department of Education approved that action in October. Sealed bids were opened on Dec. 18.

The highest bid was a \$100,000 bid submitted by Danny Meade of Mays Branch in Prestonsburg and Mike Vanderpool of Crestwood Drive in Prestonsburg, for the Osborne Elementary School property in Bevinville. They are both affiliated with H&C Construction, with Meade serving as vice president and Vanderpool incorporating the business, the Kentucky Secretary of State reports.

One company, J&S Property Management, with an address of 109 Left Fork of Toler Creek in Harold, submitted two bids: \$7,000 for

McDowell Elementary and \$8,100 for the old Allen Elementary school building, which has been vacant for years in the city limits of Allen.

The District's Director of Facilities Greg Adams said he could not read the names of the individual who submitted bids for that property management company. It is not registered with the Kentucky Secretary of State and does not appear to have a website.

A Floyd County Maintenance Department Technician, John Campbell, also submitted a \$5,050 bid for the old maintenance building in Allen. Campbell lives in that city.

After rejecting the bids, Trimble said the district will seek advice

from the KDE, a process Adams said could take two months.

"I'm assuming they'll tell us to rebid," he said after the meeting. "I don't know that for a fact, but I'm just guessing from past occasions."

He said the properties were appraised in May 2017, but he refused to provide details of appraisals, saying he didn't want to do anything that could prevent the district from getting as much as possible for the properties.

"The bids were nowhere near the appraised values, probably not even two-thirds of the appraisals," he said.

The school district continues to fund insurance policies for these properties.

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EDEN ALTERNATIVE Sacred Six

# Floyd students earn Governor's Cup honors

**SPECIAL TO THE FLOYD CHRONICLE AND TIMES**

Floyd County Superintendent Steve Trimble announced the results for the Kentucky Association for Academic Competition (KAAC) District 57 Governor's Cup competition on Jan. 29.

Betsy Layne High School hosted the meet on Jan. 27.

Trimble comments, "The board team and I are very proud of our kids. We want to congratulate Floyd Central for being the overall winners and Quick Recall champs and Prestonsburg High for being Future Problem Solving (FPS) champs

and Kade Scott for making the Top 10 in State list. We're thrilled to see Kade have the fifth highest score in Kentucky in Arts & Humanities. Kade was the middle school Arts & Humanities champion last year in the middle school division."

Trimble concluded, "Our top two teams overall, in Quick Recall and in FPS and our top five individuals in each content area advance to regional competition. We wish them the best of luck at regional competition!"

Future Problem Solving and English Composition competitions will be Feb. 12 and all other written assessments and

quick recall competition will be Feb. 17 at Floyd Central High School.

**Final Overall**

- 1st Floyd Central High
- 2nd Prestonsburg High

**Future Problem Solving**

- 1st Prestonsburg High
- 2nd Betsy Layne High

**Quick Recall**

- 1st Floyd Central High
- 2nd Prestonsburg High

**MATH**

- 1st Ryan Sword (FCHS)
- 2nd Sierra Conn (BLHS)
- 3rd Dawson Stephens

**(FCHS)**

- 4th Edward Smith (PHS)
- 5th Kade Scott (FCHS)

**SCIENCE**

- 1st Paige Lemaster (PHS)
- 2nd Adam Hutchinson (FCHS)

**SOCI AL STUDIES**

- 1st Casey Hall (BLHS)
- 2nd Preston Crase (FCHS)
- 3rd Garrison Yates (PHS)
- 4th Jordan Slone (BLHS)
- 5th Andrew Burchett (PHS)

**LANGUAGE ARTS**

- 1st Lindsay Caudill (FCHS)
- 2nd Allissa Scarberry (FCHS)

- 3rd Garrison Yates (PHS)
- 4th Victoria Sexton (FCHS)
- 5th Andrew Waddle (BLHS)

**ARTS & HUMANITIES**

- 1st Kade Scott (FCHS)
- 2nd Natalie Lester (FCHS)
- 3rd Andrew Burchett (PHS)
- 4th Andrew Waddle (BLHS)

**COMPOSITION**

- 1st Tabitha Mitchell (PHS)
- 2nd Chad Bates (FCHS)
- 3rd Reece Terry (FCHS)
- 4th Paige Lemaster (PHS)
- 5th Savannah Price (FCHS)



Submitted photo

Floyd Central High School academic team members earned first place in final standings and quick recall in the District 27 Governor's Cup competition.



Submitted photo

Prestonsburg High School academic team members earned second place in final standings, first place in Future Problem Solving and second place in quick recall in the District 27 Governor's Cup competition.

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## GUEST EDITORIAL:

### Beshear correct to sue drug company in opioid fight

Years ago, it was common to open this newspaper and read about methamphetamine busts and, in some cases, deaths related to meth overdoses or explosions from a meth cook that occurred in houses where children were living.

Thankfully, we don't hear quite as often about meth arrests anymore. A large reason for that is because Kentucky got tough on meth by passing laws to make it harder to obtain the products needed to produce it. But as locally produced meth is replaced by meth coming from Mexico, there is increasing concern about other hard drugs.

Heroin and other opioids have hit Kentucky hard in recent years, claiming many lives during that time. This drug problem is especially bad in northern and eastern Kentucky. Some have argued that these drugs became more popular after the state passed Kentucky All-Schedule Prescription Electronic Reporting. KASPER, to its credit, did a good job hampering meth,

but its indirect effect has been the rise of other drugs.

It has been obvious for some time now that we must do more to curtail the availability of heroin and other opioids because too many lives are being taken. Some law enforcement officials refer to this as an epidemic and we would agree with their assessment.

More than 1,400 people died in Kentucky from drug overdoses in 2017, a 39 percent increase in just three years. The biggest culprit in these deaths was opioids, including prescription painkillers, heroin and fentanyl, a synthetic form of the drug that is more potent. It's also worth mentioning that Kentucky ranks fourth lowest of the 50 states for workforce participation. This could be attributed to the fact that the opioid epidemic is becoming the human capital crisis of our time.

These numbers show definitively that we have a serious problem on our hands that will take a long time to overcome. One person

we believe is doing his part to help combat these deaths is Kentucky Attorney General Andy Beshear.

Beshear is suing McKesson Corp., a San Francisco-based pharmaceutical distributor, in state court, accusing the company of using misleading business practices to flood the state with dangerous and highly addictive prescription drugs and failing to report suspiciously large volumes of opioid shipments to state and federal authorities.

Beshear cites Floyd County as just an example. There are just more than 38,000 people living in Floyd County, located in the mountains of Eastern Kentucky. Yet between 2010 and 2016, McKesson shipped more than 18 million doses of opioid painkillers there, enough for each person to have 477 pills each. Beshear says that was illegal. Beshear made a very good point when he said, "These numbers are glaringly obvious. No responsible company would have seen these numbers and think: 'All is well.' ...

Our lawsuit alleges they knew exactly what they were doing. They knew they were flooding these communities with dangerous and addictive drugs, and we've paid the price."

Beshear's lawsuit in Franklin Circuit Court says McKesson is supposed to "monitor, identify, halt and, perhaps most importantly, report suspicious orders of controlled substances." He said this did not happen, pointing to outsized supplies of opioids shipped to five eastern Kentucky counties. Altogether, those counties received more than 53 million doses of prescription opioids. Those counties have a combined population of 120,381.

McKesson spokeswoman Kristin Hunter Chasen said the company is just one link in the pharmaceutical supply chain, and that it distributes opioids only to pharmacies that are licensed with the state and registered with the U.S. Drug Enforcement Administration. She pointed to a statement on the com-

pany's website saying allegations that McKesson fueled opioid abuse are unfounded.

It appears that more safeguards need to be put in place by McKesson to monitor the amounts of opioids it is shipping to these counties. We don't know their policies, so we won't say they aren't doing this already. Perhaps doctors in these counties who overprescribed share some responsibility as well? They are, after all, the final link in that supply chain. Don't they need to act as monitors and make responsible decisions on how many opioids they prescribe? We certainly believe so.

Obviously, only time will tell if Beshear and the state will prevail in this lawsuit, but we are glad he is bringing the issue to the forefront in an effort to fight this epidemic.

— Bowling Green Daily News

## GUEST COLUMN:

### Senate week in review

By **JOHNNY RAY TURNER**  
29TH DISTRICT STATE SENATOR

The tone was somber in Frankfort last week as we mourned the tragedy that struck Marshall County. We were overwhelmed with compassion for that community whose sense of safety has forever been tainted by gunfire. We can only imagine the heartbreak and sorrow felt by the family and friends of the two 15-year-old victims senselessly slain. The loss of these two young people — Bailey Holt and Preston Cope — is heart rendering.

In the midst of the emotions, we found that disaster brings us closer and creates a bond. On the day of the shooting, Senator Danny Carroll was absent from our chamber because he had gone to Marshall County to be with the people he represents. While he offered them solace, we too sent our prayers and support to them. As we stood in silence on the Senate floor, we were neither Democrats nor Republicans. We were Kentuckians

— parents, grandparents, brothers, sisters and friends — grieving in the aftermath of a horrific event.

We cannot change what happened on Tuesday in Marshall County, but we will continue to send that community our prayers of consolation and our hope for healing.

Even as we mourned, we had to resume our work in Frankfort. We are still waiting on a bill from the Senate and House Republicans to address our pension problem. The Governor set the tone almost a year ago, saying he would call a special session before we convened in 2018 to address the public employee and teacher pensions, but there is still no bill. And, as we mull over the pension issue, we are still trying to understand the Governor's "train wreck" that he calls a two-year budget.

The Senate Appropriations and Revenue Committee held its first hearing on the Governor's proposed budget. It would impose a 6.25 percent across-the-board cut to most state agencies and curtail funding

for 70 programs, including colon, lung and cervical cancer screenings, Kosair Children's Hospital poison control center, Robinson Scholars Program and other scholarships, and various services for disabled children. State Budget Director John Chilton said the 70 programs were chosen after an analysis by his office and the cabinets that make up the executive branch. That analysis included what cabinets suggested cutting when asked in September to prepare for a 17.4 percent budget cut that was never fully implemented.

The appropriations and revenue committees from both chambers are currently combing through the Governor's budget proposal. The House will present its version of the state's two-year spending plan in the weeks to come.

As we continue diving into the executive budget proposals, we have made progress on legislation. Senate Bill 3, or Marsy's Law, which would allow the question of state constitutional rights for crime victims to go on Kentucky's statewide

ballot this fall, has passed both chambers and been delivered to the Secretary of State's office to begin the process of putting it on the ballot.

Action on the Senate floor this week included the passage of Senate Bill 73. The first part of this legislation would allow school districts to come up with a three-year pilot project for teachers' professional development, require the local board of education to determine the parameters for the pilot program and require the state education department to study the completed pilot projects and report its findings by August 2022.

The goal, in part, is to provide teachers with the professional development they need to improve their craft. The second portion of the bill phases out the so-called nontraditional instructional days, or NTD days. The days were meant to enable students to continue their studies when schools were closed because of bad weather. About five years ago the General Assembly approved snow-day legis-

lation that allowed school districts to use technology-based learning approaches on up to 10 school days.

Some school districts have provided assignments that are more rigorous for students than other districts and this has caused disparities in learning. The goal of this section of SB 73 is for all school districts to embrace the program so legislators can extend it beyond its sunset date of 2020-21.

Another education bill, Senate Bill 71, would require the inclusion of abstinence education in any human sexuality or sexually transmitted diseases curriculum taught in our public schools. The passage of this bill will emphasize the importance of abstinence and monogamous sexual relationships. This will give our children time to mature mentally, physically, sexually and emotionally before engaging in sexual activity. Supporters said it was a common-sense measure because abstinence prevents unwanted pregnancies and inhibits the spread of sexually-transmitted diseases. They added that

teaching such values help children develop their moral compasses to help transform them into functional adults in society.

Senate Bill 78 changes the educational standards for electricians by creating a provisional license for people with a minimum of six years of experience in the trade. The provisional license holder would have one year to pass a state exam and get a regular license. An additional clause in the bill would allow some electricians, whose licenses have lapsed, to have their licenses reissued. I could not support this bill because SB 78 lowers the standards for licensed electricians — a move that is a public safety hazard.

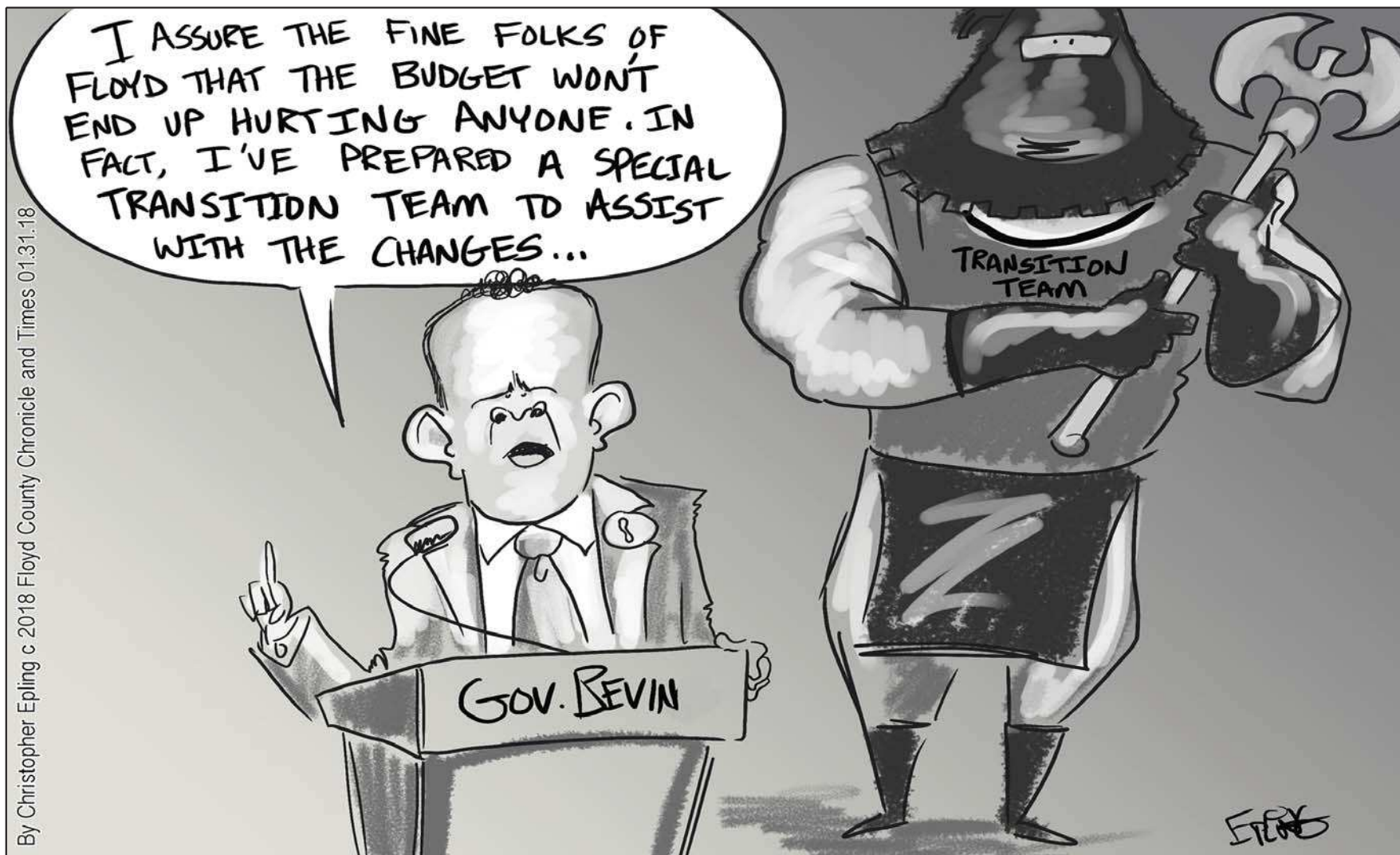
In the weeks ahead, the number of bills being vetted in committee and on the chamber floor will increase. Your input is more important than ever. To leave a message for any legislator, call the General Assembly's Message Line at, (800) 372-7181. People with hearing difficulties may leave messages for lawmakers by calling the TTY Message Line at, (800) 896-0305. Or you can email me directly at, JohnnyRay.Turner@LRC.KY.GOV.

## CHRONICLE & TIMES

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By Christopher Epling c 2018 Floyd County Chronicle and Times 01.31.18

**Homer Burke**

Homer Burke, 81, of Bevinsville, died Saturday, Jan. 27, 2018.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

**Gladys Dove**

Gladys Norma Gene Watkins Dove, 87, of Riverfront Road, Martin, County, died Friday, Jan. 26, 2018.

Arrangements were under the direction of the Hatfield Funeral Chapel of Toler.

**Phyllis Goble**

Phyllis Jewell Goble, 73, of Auxier, died Thursday, Jan. 25, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Carl Hall**

Carl C. Hall, 78, of Betsy Layne, died Saturday, Jan. 27, 2018.

Arrangements are under the direction of Hall Funeral Home of Martin.

**Terry Hall**

Terry Hall, 52, of Beaver, died Monday, Jan. 29, 2018.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

**Brenda Howard**

Brenda Faye Howard, 76, of London, Ohio, died Sunday, Jan. 28, 2018, at Mt. Carmel West Hospital, Columbus, Ohio.

She was born Faye Sammons, but after entering high school at Martin, she added Brenda to

the front of her name; after the singer, Brenda Lee, because everyone else had three names and she only had two. (Everyone from Kentucky needs two first names.)

Jobs were scarce in the small coal town she grew up in, so as a teenager Brenda spent her summers in Middletown, Ohio; living with an older sister where she worked as a car hop at the Hasty Tasty.

The drive-in is where she met her husband, Curtis Howard. For the next 58 1/2 years, they raised five sons and worked together every day in farming and operating their farm equipment business, which they started together in 1969 in London, Ohio.

In the course of business, Brenda traveled extensively with her husband and made lasting friends with people from all over the United States.

It's been said that she never had an enemy and was liked and adored by all she ever met. This trait, undoubtedly, lent to her building a very successful Longaberger Basket business which she operated independently of her many other responsibilities. Her husband drove the semi truck, loaded with farm equipment, and Brenda filled the sleeper with baskets she had sold to people all over the country. Her extensive Longaberger Basket collection remains one of the largest in the nation and was a source of great pride and joy throughout her later years.

Brenda served as a

volunteer for the Madison County Democratic Party for many years and hosted various events and fundraisers. If you ever made the mistake of calling her a "Bleeding Heart Liberal", she would school you on being born into poverty and working 80 plus hours a week in the greatest nation on earth to rise up and make something of yourself. When she was done, you would love her and admire her even if you disagreed with her.

She was a member of the Madison County Herb Society and the Red Hat Society. She collected and restored antiques and frequented auctions and trade shows where she would buy, sell and trade collectibles.

A dedicated wife and business partner of 58 years, a loving mother and caregiver to five sons, a rock and a friend to so many relatives, friends and acquaintances, an entrepreneur on the side because 60 to 80 hours a week in the family business just was not enough. An enduring example of the American dream, born on a dirt floor in a log cabin at Drift; she lived, worked and loved with more passion and perseverance than her coal mining father (who was also a minister) and her mother could have ever hoped or prayed for.

Twice a cancer survivor, she lived with sugar diabetes and Parkinson's Disease for decades. She outlived doctor's who thought she would never see her 60th birthday. The fiercest fighter, be-

cause she wanted to be here in the event that her family and friends needed something, or anything, the greatest wife and mother because she believed that marriage is a lifelong commitment to overcoming adversity, sickness, setbacks and the struggle that we call life. The greatest friend who could track inventory, balance the check-book, deal with customers, console her children, cook supper and do the laundry... all while talking to you on the phone and making you feel like the most important, and valuable person in her life at that moment. The greatest example of Christ on Earth because she made time to visit the sick, help those less fortunate and forgive any wrong ever perpetrated against her.

Brenda is survived by her husband, Curtis C. Howard; five children, Curtis Howard Jr., Dale Howard, Mark Howard (Patty), Keith Howard ( Barb) and Shawn Howard (Susan); 10 grandchildren; and 12 great-grandchildren; four sisters, Mary Ruth "Bump" Howard, Sylvia "Sib" Smith, Patty Campbell and Judy McGeorge; one brother, Stanley Sammons; and scores of nieces and nephews.

She is preceded in death by her father, Ollie Sammons; her mother; Zonie McGuire Sammons; and three siblings, Stella Marie Sammons, Kathleen (Joy) Mollett and John Paul Sammons.

Visitation for family and friends will be Tuesday, January 30th from

1 to 7PM at "Maple Villa" (Brenda's beloved second home) at 380 Old US 42 SE London, Ohio.

Funeral service will be held at 1:30 p.m. Wednesday, Jan. 31, 2018, at "Maple Villa" (Brenda's beloved second home) at 380 Old US 42 SE London, Ohio. Burial will follow at Deer Creek Township Cemetery, Lafayette, Ohio. Arrangements are under the direction of the Eberle-Fisher Funeral Home and Crematory, 103 N. Main St, London.

The family request that in lieu of flowers that you would donate to the Michael J. Fox Foundation for Parkinson's Research. You can donate online or by making your check payable to the Michael J. Fox Foundation and mailing to 275 West High Street London Ohio 43140 or simply leaving it at the box provided at the guest registry.

The guestbook may be signed at [www.eberlefisherfuneralhome.com](http://www.eberlefisherfuneralhome.com). This is a paid obituary.

**Timothy Jacobs Jr.**

Timothy Lee Jacobs Jr., 50, of Salyersville, died Thursday, Jan. 25, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Julia Keens**

Julia Keens, 77, of Langley, died Friday, Jan. 26, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Jeffery Kilburn**

Jeffery Sean Kilburn, 43, of Martin, died Friday, Jan. 26, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Carol Lemaster**

Carol Ann Storey Lemaster, 56, of Lexington, died Saturday, Jan. 27, 2018.

Arrangements were under the direction of Hall Funeral Home of Martin.

**James Patton**

James Earl Patton, 61, of Martin, died Saturday, Jan. 27, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Betty Salyers**

Betty Jo Elkins Salyers, 87, of Dwale, died Monday, Jan. 15, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

**Robert Spears**

Robert Lee Spears, 75, of Harold, died Saturday, Jan. 27, 2018.

Arrangements are under the direction of Nelson-Frazier Funeral Home of Martin.

**Doris Wallen**

Doris Ann Smith Wallen, 84, of Prestonsburg, died Friday, Jan. 26, 2018.

Arrangements were under the direction of Nelson-Frazier Funeral Home of Martin.

## FCSO: Allen man intoxicated at scene of wreck

**A FLOYD CHRONICLE AND TIMES STAFF REPORT**

A Floyd County man was arrested after he was allegedly found intoxicated at the scene of a wreck.

Kenneth R. Allen II, 53, of North Fourth Street, Allen, was charged with DUI, possession of drug paraphernalia and possession of controlled substance.

According to an arrest citation written by Floyd County Sheriff's Officer Justin Szymchack, Allen was arrested near Allen Classic Cleaners on the scene of a two-vehicle collision that Szymchack was re-

sponding to. In the citation, Szymchack said that after speaking with Allen he noticed signs which led him to believe Allen was impaired. Szymchack said Allen's "speech was slurred and he had trouble keeping balance."

Szymchack wrote in the citation that he conducted sobriety tests, which Allen did not pass. Upon searching Allen, a white pill was found, records show. A pipe and rolling papers were located in Allen's truck.

A court trial for Allen is scheduled at 9:30 a.m. Feb. 20 in Floyd District Court.

## Community calendar

- Jan. 31; 3:30 p.m.: After school family craft, Prestonsburg Library.
- Feb. 1; 2 p.m.: Floyd County Clerk to host public ballot drawing for to determine the order that candidates will be placed on the ballot, fiscal courtroom.
- Feb. 1; 4:30 p.m.: Appalachian Hospice Care hosts free grief support group meetings on the first Thursday of every month at 1520 Ky. Rt. 1428 in Hager Hill and 1414 North Mayo Trail, Pikeville. (606) 789-3841
- Feb. 1; 5:30 p.m.: Small fruit production workshop, Floyd County Extension Office. (606) 886-2668
- Feb. 2; 6:30 p.m.: "Love Sweet Love" benefit concert, Gearheart Auditorium at Prestonsburg campus of Big Sandy Community & Technical College, features Marlana Vanhoose, Big Sandy Singers, the Sons of FM and others. Proceeds benefit children services of Mountain Comprehensive Care Center. 888-MAC-ARTS
- Feb. 3; 3:30 p.m. to 7 p.m.; 6 a.m. to 10 a.m.: Jenny Wiley State Resort Park hosts elk tours. \$30 per adult; \$15 for children; free for kids age 12 and under. (606) 889-1790
- Feb. 4; 1 p.m. to 4 p.m.: Bridal Show, Jenny Wiley State Resort Park convention Center. (606) 889-1790.
- Feb. 5; 5:30 p.m.: Grow Appalachia Gardening Series, session 1, Floyd County Extension Office. (606) 886-2668
- Feb. 5; 6 p.m.: Allen City Commission to meet
- Feb. 6; 5 p.m.: Teen crafts, Eastern library.
- Feb. 6; 6 p.m.: The Floyd County Beekeepers Association to meet, Floyd County Extension Office. There will be a drawing for bee nucs that is open to members who have met minimum requirements. Anyone interested in becoming members should attend.
- Feb. 6; 5:30 p.m. to 6:30 p.m.: Floyd County 4-H is hosting an organizational meeting at the Floyd County Extension Office to start a shooting sports team, open to kids age nine and 18. Parents must attend. (606) 886-2668
- Feb. 8; 12 p.m.: Floyd County Communities Against Drug Addiction meets at Prestonsburg First Presbyterian Church
- Feb. 9; 6 p.m.: Troy Burchett to host CD release party for "Turn Back Time," featuring Jason Goble as the opening act, Mountain Arts Center
- Feb. 13; 10 a.m.: Floyd County Local Emergency Planning Commission to host a planning meeting for an

emergency exercise that will be held later this year, Floyd County Emergency & Rescue Squad.

• Feb. 25; 7:30 p.m.: Chris August performs, Mountain Arts Center. 888-MAC-ARTS

• Feb. 28; 6 p.m.: Friends of Jenny Wiley will meet at the May Lodge to discuss Operation Clean Sweep and other items. Any person interested in improving Jenny Wiley State Resort Park is encouraged to attend.

• The Big Sandy Area Development District offers SHIP counselors to help with Medicare information and plans like Medicare Advantage Plans, Part D., LIS (Extra HelpP, Medicare Savings Programs and Medigap Plans. For details, stop by the office on weekdays from 8 a.m. to 4:30 p.m. or call (606) 886-2374 or 800-737-2723

• First, third Thursday, 8 p.m.: Comedy Night, Dewey's Bar and Grill, Jenny Wiley State Resort Park. (606) 889-1790

• Wednesdays, Fridays: Big Sandy Community & Technical College hosts low-cost dental clinic. (606) 886-7352

• Every Tuesday, 7 p.m.: Lane of Roses Women's Bible Study meets at City Perk, Prestonsburg. [ayngeleestevens.laneofroses@gmail.com](mailto:ayngeleestevens.laneofroses@gmail.com) or (606) 367-2970



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## Floyd Chronicle and Times recognized by state press association

**A FLOYD CHRONICLE AND TIMES STAFF REPORT**

The Floyd Chronicle and Times staff won several awards during the Kentucky Press Association's annual editorial and advertising contests this past weekend.

At the KPA's annual conference and convention held in Lexington Thursday and Friday, the winners of the Excellence in Kentucky Newspapers Contest and Advertising Excellence in Kentucky awards were announced.

The Floyd County Chronicle and Times staff was presented several awards.

"The Floyd County Chronicle and Times has been successful in fulfilling its mission to provide the most credible and comprehensive news, sports and information available," said Chronicle and Times Publisher Jeff Vanderbeck. "These awards prove that the newspaper and its services provided to the community are on par with anything offered across the state."

Individual winners in the various editorial categories included:

- Best Investigative Story or Series — third place, Mary Meadows

- Best Picture Essay (Breaking, General or Feature) — second place, Aaron K. Nelson

- Best Sports Picture — second place, Chase Ellis

- Best Sports Special Section — first place, Cory Vance; second place, Randy White and Cory Vance

- Best Lifestyle Page — Daniel Bush

Individual winners in the various advertising categories included:

- Best Real Estate — first place, Jamie Beckett and Amanda Reed

- Best Clothing Store — second place place, Jamie Beckett and Gina Ferguson

- Best Preprints/Special Publications — second place, Tracie Vanderbeck, Staff; third place, Tracie Vanderbeck, Staff

- Best Ad Series — third place, Jamie Beckett and Lynn Massey

- Best Sporting Goods/Athletics — Jamie Beckett and Gina Ferguson

## Shoplifting duo appears in Floyd Circuit Court for sentencing

**By JOSH LITTLE STAFF WRITER**

A Floyd County duo appeared in Floyd Circuit Court Thursday on charges relating to an alleged shoplifting spree.

Joseph Serrano, 33, of Printer, and Andrew Crum, 31, of Drift, were apprehended following a complaint of a shoplifting attempt from the Auto Zone store in Prestonsburg in January 2017 and another complaint of individuals in the same vehicle the following day in the plaza near the Walmart store in Prestonsburg, according to Floyd County Commonwealth Attorney Brent Turner.

"(Officers) located a vehicle parked near (the former) Reno's (Roadhouse) and Serrano was driving the vehicle and around that time the barber shop (near Walmart) called and said they thought someone had crawled underneath their floor," said Turner. "Police went there and found Crum hiding under the building."

Turner said Crum gave a detailed explanation to officers of what the duo had been doing. During his statement,

he said the two had been shoplifting from multiple places and then would trade the shoplifted items for drugs, Turner said. He said Serrano's testimony to officers was less detailed.

"(Serrano) didn't really deny the thefts, but he said he was on drugs and high a lot of the times and he didn't really remember everything they did," Turner said.

The duo was originally charged with organized crime, which was amended to complicity of theft by unlawful taking over \$500, for Crum and Serrano.

Crum was sentenced Thursday to three years in prison on a charge of third-degree burglary, and three years on a charge of complicity of theft by unlawful taking over \$500, both of which are Class D felony charges. The sentences will run concurrently.

A sentencing hearing for Serrano is set for 1 p.m. Feb. 22 in Floyd Circuit Court. Turner said he is recommending a two-year prison sentence for Serrano. Serrano has pleaded guilty to complicity to theft by unlawful taking greater than \$500.

## City of Martin mourns the loss of a firefighter, security guard

**By JOSH LITTLE STAFF WRITER**

The loss of James Patton, a volunteer firefighter, security guard, resident and friend, has left the community of the City of Martin in mourning.

Patton, 61, died unexpectedly Saturday, Jan. 26 at the Saint Joseph Martin Hospital.

Patton served as a security guard for the Martin Police Department, and as a volunteer firefighter for the Martin Volunteer Fire Department and the Wayland Volunteer Fire Department in Floyd County for more than 20 years.

Lieutenant Kenny Stidham with the Martin Police Department said Patton will be greatly missed in Martin.

"(Patton) was a fine person," said Stidham. "He never had an ill word to say about anyone."

Stidham said he was blessed to call Patton a friend for the last two years since Stidham began working with the police department.

He said Patton had a strong work ethic and said Patton worked the night before he passed away.

"He never missed a day of work," he said. "He was always good to people. He never had any complaints on him. He was an all-around good guy. If the world had more people like James Patton, it would be a better place."

Patton is survived by his wife, Nancy Louise Lyons Patton; two brothers: Rhodes Lee Patton of Prestonsburg and Lawrence Patton of Eastern; and two sisters: Mary Allen of Eastern and Charlene Ratliff of Hueysville.

Funeral services for Patton were held Tuesday at the Nelson-Frazier Funeral Home of Martin.

## Woman dies in McDowell crash

**A FLOYD CHRONICLE AND TIMES STAFF REPORT**

One person was killed Sunday in a crash at McDowell, Kentucky State Police said in a statement issued this week.

According to the statement, KSP Post 9 received a call reporting a single-vehicle crash on Ky. 680 at McDowell at approximately 5:47 p.m. Upon arrival, the

statement said, troopers determined that a 2006 Chevrolet van had left the roadway for unknown reason and struck a tree, before rolling over several times and coming to rest against a structure.

The statement said the driver, Mary Risner, was ejected from the vehicle and pronounced dead at the scene by the Floyd County Coroner's Office.

Speed, the statement said, may have been a factor, and toxicology reports are pending.

KSP troopers were assisted at the scene by Trans-Star Ambulance, Left Beaver Fire/Rescue and the Allen Police Department. The crash remains under investigation by Trooper Derek Coleman.

**CLOSED**  
Continued From Page 1A

reported that the amphitheater needs electrical and structural repairs — problems that were discovered during a recent inspection that was prompted by safety issues discovered at another state-park based amphitheater.

"As soon as we became aware of the hazardous condition of the amphitheater at My Old Kentucky Home State Park, we sent our inspectors to the amphitheater at Jenny Wiley State Resort Park," said Don Parkinson, Secretary of the Tourism, Arts and Heritage Cabinet. "What they reported back to us leaves us no other option but to restrict all access to the theater. We are making

certain our guests and employees are not exposed to a dangerous environment."

The state's press release mentioned a 2016 fire at the park's May Lodge, which closed the park's lobby and restaurant for 16 months, but that fire was not near the amphitheater.

It noted that the Kentucky Tourism, Arts and Heritage Cabinet is working with state and local leaders to "develop a plan" to make repairs at the amphitheater.

Jenny Wiley Theatre Managing Director Darryl Willard said numerous "minor repairs," like replacing rotten boards and installing plates over electrical outlets, were cited in the state's inspection report, and he does not believe those problems will keep JWT from performing two plays scheduled

for the amphitheater this summer.

"I don't think it's going to (cause a delay)," he said. "I think these are repairs that can

be taken care of this spring."

He said JWT will be seeking donations to make those repairs and gave an "early estimate"

of the amount of funds needed to be around \$10,000.

"The state doesn't have the funds," he said. "So, we will be looking

for funding."

Donations may be sent to Jenny Wiley Theatre, 121 Theatre Court, Prestonsburg, Kentucky 41653.

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# BSADD wants to expand its Revolving Loan Fund program

By MARY MEADOWS  
STAFF WRITER

Facing the possibility of losing unused funds, the Big Sandy Area Development District wants to expand its Revolving Loan Fund program.

This fund is available to new and expanding businesses in Floyd, Pike, Martin, Magoffin and Johnson counties, offering flexible financing to bridge funding gaps or help businesses obtain other types of loans.

But officials report that businesses in the Big Sandy region aren't utilizing the fund, causing the federal government to sequester unspent funds and leaving Big Sandy ADD with a possibility that those funds, if left unused, could be swept back up into federal government coffers.

During a Jan. 23 meeting, the Big Sandy

ADD board of directors approved asking the federal government to allow the expansion of the program into the Kentucky River Area Development District, which serves Perry, Letcher, Knott, and five other counties. The Kentucky River ADD does not offer a Revolving Loan Fund program.

The board also approved other changes to the program, including adding veterans to the list of potential clients, adding four new members to the Revolving Loan Fund committee and

changing the ratio of the number of jobs created or retained to the amount of funds loaned out from \$10,000 per job created or retained to \$20,000 per job created or retained.

The approval came following a recommendation from the Big Sandy ADD's Revolving Loan

Fund committee, which previously approved the program changes, and after Certified Public Accountant Lynette R. Schindler of Pikeville encouraged the agency to spend its unused Revolving Loan Fund money.

Presenting the 2017 audit to the board of directors, Schindler explained that the Big Sandy ADD currently has only one outstanding loan in that program—a \$26,000 loan made available to Pig in a Poke III in 2011.

"You also have a Revolving Loan Fund which you all need to loan out," she told the board.

Big Sandy ADD cooperates with local banks to establish the program, which is funded by the U.S. Department of Commerce's Economic Development Administration. That federal agency sequesters, or puts aside, excess funds when the

amount of cash available in the Revolving Loan Fund account exceeds 25 percent of the program's capital base for more than a year.

The Big Sandy ADD received \$457,500 in federal funds for the program during the last fiscal year and that amount was matched with \$152,500 in funding from partnering banks. The amount required to be sequestered by the EDA on June 30, 2017, was more than \$267,000, Schindler reported.

"The EDA wants money put aside. They call it sequestering," she said. "And they wanted \$267,000 sequestered and put aside that they could conceivably come back and say, 'Give it to us. You aren't loaning it out. We want it back.'"

Big Sandy ADD Director Sandy Runyon said the program expansion and

other changes are expected to improve it. She said it's a "very good pot of money" that can help Eastern Kentucky businesses grow.

"It's under-utilized because the economy, a lot of different factors, I think, were in there together to cause that to be an almost inactive pot of money," she said. "We believe that if we submit a plan to the Economic Development Administration and ask them to allow us to make some changes within that, that might make that money a little more palpable for small businesses to begin."

The Big Sandy ADD currently has about \$370,000 in Revolving Loan Funds, officials reported, and \$267,000 is still sequestered.

"And we are proposing if they will allow us to expand into the Kentucky River area, we're propos-

ing to use those sequestered funds in the Kentucky River area," Runyon said. "The primary funds will still be used here.

They can be used anywhere, but that's the ones we're proposing to use in the Kentucky River area."

Revolving Loan Fund committee is currently made up of lenders participating in the program. If approved, the new Revolving Loan Fund members will include representatives from the Mountain Association for Community Economic Development, One East Kentucky, Shaping Our Appalachian Region and local government economic development staff.

For more information about the Revolving Loan Fund program, call (606) 886-2374.

## Property transfers filed

SPECIAL TO THE  
FLOYD CHRONICLE AND TIMES

The following property transfers have recently been filed in the Floyd County Clerk's office.

Earl Allen to Ashton Higdon, Joseph Higdon III; property location unlisted (Deeds Book 634; pg. 612)

Charles Stephen Burke, Elizabeth Deanne Burke, Michelle Leigh Burke, Patrick Gerald Burke to Charles Stephen Burke, Michelle Leigh Burke; property at Abbott

Central Avenue LLC to GAB Properties LLC; property in

Prestonsburg

Aaron A. Crum, Brittany Crum to Angela Maynard Blackburn; property location unlisted (Deeds Book 634; pg. 638)

Jennifer Crum, Marvin Ryan Crum to Rodney Conley; property location unlisted (Deeds Book 634; pg. 595)

Mikeal E F Fannin to Terri Allen; property location unlisted (Deeds Book 634; pg. 634)

April Flinchum to Richard Noble; property location unlisted (Deeds Book 634; pg. 667)

Alan Seth Hyden, Amy R. Hyden to LMK Legacy LLC, property on South Front St., Prestonsburg

Johnny Keathley to Stevie Akers; property at Toler Creek

Master Commissioner Ashley Tackett Laferty, Johnny Thornsburg, Linda Thonsbury, John L. Thornsburg, Linda Thornsburg to JP Morgan Chase Bank National Association, property at Right Beaver Creek, Garrett

Master Commissioner Ashley Tackett Laferty, Ruth Pennington to Millard Pennington; property location unlisted (Deeds Book 634; pg. 675)

Mary Lou Martin to Teresa Gayle Martin, William Merlin Martin Jr.; property at Open Fork, David

Nora P. Martin to Nora P.

Martin; property at Left Beaver

Edward Moore to Ernie Moore, Tammy Ratliff; property location unlisted (Deeds Book 634; pg. 625)

Edward Moore to Ernie Moore; property location unlisted (Deeds Book 634; pg. 630)

Esther Richards, Michael Richards to Ashley Anderson; property location unlisted (Deeds Book 634; pg. 671)

Patricia Ann Litz Salyers to Charles Ray Salyers II; property location unlisted (Deeds Book 634; pg. 645)

Theresa Scott, Thomas Scott to David Maynard; property location unlisted (Deeds Book

634; pg. 641)

Delana Stamper to Curtis Ray Stamper; property at Allen

Cindy Vanderpool to Allen Chaffins, Sharon Chaffins; property location unlisted (Deeds Book 634; pg. 601)

Melissa Anderson, Melissa Witt Whitt, Thomas Whitt to Arthur W. Forren; property location unlisted (Deeds Book 634; pg. 646)

Earl Tracy Wright, Kristy Wright to Jimmy Williamson, property in the John Allen Sub-division

## SUING

Continued From Page 1A

52, and his wife Sara Woods, 40, of Martin, and Lakin Branham, 20, of Dwale, joined the lawsuit with 13 other Kentucky residents who claim Kentucky Medicaid waivers recently granted by the federal government are unconstitutional.

The lawsuit was filed in the U.S. District Court for the District of Columbia against officials with the U.S. Department of Health and Human Services, the Centers for Medicare and Medicaid Services and the Center for Medicaid and CHIP Services. The Kentucky residents named in the lawsuit are represented by the National Health Law Program, Kentucky Equal Justice Center and the Southern Poverty Law Center.

Gov. Matt Bevin submitted an application to the U.S. Department of Health and Human Services in 2016, requesting a waiver of Medicaid Act requirements to establish the "Kentucky Helping to Engage and Achieve Long Term Health (HEALTH) program, which, among other things, requires Medicaid recipients to work in order to qualify for benefits.

The plan is expected to reduce Kentucky's Medicaid enrollment by 95,000 and reduce payments for healthcare by about \$2.4 billion.

Bevin touted the program as one that would

"improve the health of its participants, strengthen Medicaid's long-term fiscal sustainability, and promote personal responsibility for health and well-being."

"Kentucky HEALTH introduces innovative delivery system reforms for the treatment of substance abuse, and a first-ever community engagement initiative for Kentucky HEALTH members designed to improve their health and strengthen Kentucky's workforce," a press release announcing the approval of the program said.

The lawsuit, however, alleges that the transformative goals of this program violates federal laws and rights of citizens.

"Kentucky was candid about its goal: it aimed 'to comprehensively transform Medicaid,'" the lawsuit states. "True to its word, Kentucky HEALTH program sought to radically alter Medicaid in Kentucky, including requiring Medicaid enrollees to work in order to receive health insurance and by imposing new and substantial premiums and restrictions."

The Center for Medicaid Services received more than 3,000 comments on that proposal before Jan. 11, when the comment period closed for the Kentucky HEALTH application. On that day, the director of the Centers for Medicaid Services announced a new approach, the lawsuit explains.

It states, "Reversing decades of agency guidance, and consistent with the Director's own expressed view of the need to 'fundamentally transform Medicaid,' Defendants issued a letter to State Medicaid Directors announcing CMS's intention to, for the first time, approve waiver applications containing work requirements and outlining 'guidelines' for states to consider in submitting such applications."

Kentucky's waiver was approved on Jan. 12, without the agency seeking comments on the "radical expansion of the Medicaid waiver authority," the lawsuit alleges.

It alleges the approval of Kentucky's waiver and the letter outlining sent by CMS are "unauthorized attempts to rewrite the Medicaid Act."

It further alleges that the use of the state's waiver authority to "transform" Medicaid is "an abuse of that authority."

Kentucky is one of 31 states that approved expanding Medicaid under the Affordable Care Act, and the lawsuit alleges that once a state decides to expand coverage through the ACT, it becomes a "mandatory coverage group."

The lawsuit claims Kentucky HEALTH has been designed as a "high-deductible commercial health plan." The alleges that states cannot "impose additional eligibility requirements," other than those already detailed

in the Medicaid Act, and says states "cannot pick and choose among individuals within a covered population group."

It explains that Medicaid provides health insurance to more than 75 million low-income people in the U.S., and it predominately serves children, pregnant women, the disabled and adults with household incomes of less than 133 percent of the federal poverty level.

The Floyd County residents named in the suit are listed along others from Lexington, Louisville, Radcliff, Berea, Bowling Green, Salyersville, Park Hill, Ludlow and Ashland, and it details how each of them rely on that program.

The Woods couple, who earn only \$1,800 monthly, from a service station Michael Woods owns and from cleaning that Sara Woods provides, signed up for Medicaid in 2014. Neither of them had health insurance prior to that time. Under Kentucky HEALTH, they would be required to pay four percent of their income for Medicaid coverage.

The lawsuit explains that Sara Woods receives treatment for a substance abuse disorder with Medicaid and that Michael Woods is able to access preventive services.

With the new requirements, they would have to report any change in income within 10 days, which "will be difficult since their income changes every day," the lawsuit

states.

"The Woodses have only a limited number of minutes on their cell phones and do not have access to a computer or internet other than through their cell phones," the lawsuit states. "If a non-reported increase in income would make them ineligible, or if they fail to complete the redetermination process on time, they will be locked out of Medicaid."

Branham, the lawsuit says, helps care for her grandfather, who has terminal cancer, as well as other elderly family members. She is unemployed and has no income. She enrolled in Medicaid in 2015.

The lawsuit explains that she, too, receives substance abuse treatment through Medicaid and she wants to return to college and become a substance abuse counselor. The lawsuit states that she would not be able to continue caring for her grandfather and attending outpatient substance abuse services if she is required to work 80 hours per month. It also notes that she cannot afford the \$1 monthly premium or any co-payments she would be required to pay for health-care services.

The lawsuit claims the plaintiffs violated the Administrative Procedure Act by sending out that letter, by establishing "lockout penalties," by refusing retroactive coverage, and by approving waivers that require Medicaid recipients to

work, pay premiums and pay for emergency room visits and transportation when they receive care for something that is not deemed a medical emergency.

It also claims violations of the Take Care Clause, a clause that limits the President's power and ensures he will execute laws that Congress has passed.

"Under the Constitution, the President lacks the authority to rewrite congressional statutes or to direct federal officers or agencies to effectively amend the statutes he is constitutionally required to execute," the lawsuit states.

Bevin and other state officials hosted a roundtable discussion with about Kentucky HEALTH on Jan. 24 in Frankfort with U.S. Department of Health and Human Services Eric Hargan, who is named in the lawsuit.

"Kentucky HEALTH is an innovative approach that will put Kentuckians on a path to better health, and is key to ensuring the long-term viability of the Medicaid program," a press release about that event said. "In addition, Kentucky HEALTH will ensure availability of Medicaid resources to our most vulnerable citizens by saving an initial estimated \$2 billion (federal and state) over the waiver demonstration period, allowing these funds to be focused on those most in need and other critical areas.





**LEGALS**

terest at the rate provided by the laws of the Commonwealth per annum from the date of sale until paid in full. Said bond shall mature in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property may be subject to immediate resale. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above.

C. The purchaser shall be required to assume and pay the taxes or assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

D. The property described above is sold subject to any easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspection of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

E. The property shall be sold "AS IS." The Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

F. Any announcements made on date of sale take precedence over printed matter contained herein.

**LEGALS**

as set forth therein, with a principal of \$125,238.40, plus interest and other costs; please be advised that the Floyd County Master Commissioner has been ordered by the Floyd Circuit Court to offer for sale to the highest and best bidder during a public auction to be held at the hour of 1:00 p.m., on the 2nd day of February, 2018, at the door of the old Floyd County Courthouse, 149 South Central Avenue, Prestonsburg, Kentucky, (behind the Floyd County Justice Center), the property described to wit:

**PROPERTY ADDRESS:** 5457 Kentucky Route 680, Grethel, KY 41631  
**MAP NUMBER:** 097-00-00-014.00  
**LEGAL DESCRIPTION:** This Tract of land beginning at road at an iron stake at the upper end of the store and running with road at a marked stone; thence running up the hill with a branch to a hickory; and running (60) sixty feet to a pipe line (20"); and running with the pipe line to an iron stake; and running straight down mountain with the end of the store and to an iron stake at the road which was the starting point.

Subject to and together with all easements, restrictions and legal highways, if any, of record. Being the same property conveyed to Paula Baker and David F. Baker, her husband, by Deed, dated June 18, 2014, recorded on June 19, 2014 in Book 606, Page 167 of the Clerk's Office of Floyd County, Kentucky.

A. The property address and map number contained herein are for convenience only. A 1 1 property will be transferred pursuant to the legal descriptions contained within the Judgment referenced above.

B. The successful bidder shall pay cash in full on the date of the sale or shall pay a non-refundable deposit equal to 10% of the purchase price with the balance due in full within thirty (30) days. If the bid is not sufficient to pay the expenses of said sale, then along with the purchase price, the successful bidder shall pay additional sums required to cover said costs. On the date of said sale, the successful bidder shall be required to execute a bond with good surety thereon. Said bond shall be for the unpaid purchase price and shall bear interest at the rate provided by the laws of the Commonwealth per annum from the date of sale until paid in full. Said bond shall mature

**LEGALS**

in thirty (30) days and shall have the force and effect of a Judgment. A lien shall be retained upon the above described real estate as additional surety thereon. In the event the purchase price is not paid in full within thirty (30) days, then the property

**LEGALS**

may be subject to immediate resale. In the event the Plaintiff is the successful bidder, said Plaintiff shall be entitled to a credit pursuant to the Judgment referenced above.

**LEGALS**

assessments upon the property for the current year and all subsequent years. All delinquent taxes for prior years shall be paid from the sale proceeds along with the payment of other assessments properly claimed or filed within the above referenced

**LEGALS**

record. Any taxes or assessments for prior years which are validly owed and are not paid by the sale proceeds shall remain liens on the subject property and will be assumed by the purchaser.

**LEGALS**

sold subject to easements, restrictions, stipulations, defects, or encumbrances of record affecting said property; any assessments for public improvement; and any matters disclosed by an accurate survey or inspec-

**LEGALS**

tion of the property. The property is also sold subject to rights of redemption which may exist in favor of the United States of America, the Defendants and/or record owners of said property.

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IS." The Master Commissioner shall not be deemed to have warranted the title of the subject property to the purchaser.

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**TIP OF THE WEEK:** Many experts advise homeowners to keep their indoor home humidity between 40 and 60 percent for ultimate comfort. Dry air in a home can affect the structure of a home. Dry air will pull moisture from wherever it can be sourced, including wood structures in a home. This may cause walls and door jambs to shift and floors to creak. Central humidifiers work with the home's HVAC system. They are hard-wired and plugged into the system. Water vapor is introduced into the air that will be forced through vents throughout the house. These systems work on the whole house at once, making them quite efficient.

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So as to comply with the Judgment and Order of Sale entered by the Floyd Circuit Court in the above styled action, and so as to raise the amounts

## Jaguars hold off Bobcats

By **STEVE LEMASTER**  
SPORTS WRITER

**EASTERN** — After carrying a slim two-point lead into halftime, host Floyd Central pulled away to defeat Betsy Layne 59-36 in a 58th District action on Friday night.

Floyd Central improved to 12-7 overall

and 5-0 in the 58th District with the win, which was its second consecutive victory.

With the loss, its second straight setback, Betsy Layne stumbled to 8-11 overall and 2-3 in the district.

The Jaguars, under the direction of head coach Kevin Spurlock,

completed a 58th District regular-season sweep against the Bobcats.

Betsy Layne started strong, but faltered. The Bobcats led 13-10 at the conclusion of the first quarter and owned some early momentum.

Still, Floyd Central wouldn't be knocked off on its home floor.

The Jaguars managed to take a 26-24 lead into halftime and pulled away to win convincingly after limiting Betsy Layne throughout the second half.

Floyd Central shot 39.3 percent (22 of 56) from the field. The Jaguars were only one of 14 from three-point range, but fared better

on other areas of the floor.

Floyd Central shot 60.9 percent (14 of 23) from the free-throw line.

Brady Conn led Floyd Central with a game-high 21 points and seven rebounds.

JR Tackett accompanied Conn in double figures in the Floyd

Central scoring column, delivering 16 points.

Jake Collins scored seven points while Ethan Smith-Mills added six points for the Jaguars in the district win.

Dylan Caudill (four points), Koby Slone (four points) and Cameron Nelson (one point)

See **JAGUARS**, Page 15A



Floyd Central's JR Tackett (1) and Betsy Layne's Byron Hammond (2) battle over a rebound Friday night in 58th District action. Floyd Central picked up a 59-36 win over the Bobcats. Tackett scored 16 points to lead the Jaguars, while Hammond scored 13 points.

Floyd Chronicle and Times photo by Steve LeMaster

Floyd Central's Brady Conn looks to score against Betsy Layne in 58th District action last Friday night.



Floyd Chronicle and Times photo by Steve LeMaster

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## Compton, Frazier lead Lady Bobcats over Magoffin County

By **STEVE LEMASTER**  
SPORTS WRITER

**BETSY LAYNE** — It didn't take the Betsy Layne Lady Bobcats long to return to the win column. Just over 24 hours after dropping a 58th District game to Floyd Central on the road, Betsy Layne defeated visiting Magoffin County 60-47 at the Dome on Saturday.

With the win, Betsy Layne improved to 7-13.

Magoffin County dropped to 3-16 with the loss.

Betsy Layne shot 38.8 percent (19 of 49) from the field. The Lady Bobcats missed all five of their attempts from three-point range.

Betsy Layne finished

22 of 43 (51.2 percent) from the free-throw line.

Megan Frazier and Destiny Compton paced Betsy Layne with double-doubles. Frazier scored 20 points and grabbed 11 rebounds, leading the Lady Bobcats in both scoring and rebounding.

Finishing directly behind Frazier in the two key columns, Compton contributed 14 points and 10 rebounds.

Betsy Layne was able to limit Magoffin County one night after the Lady Hornets nearly knocked off reigning 15th Region champion Paintsville in a 57th District game.

Carolina Ariaz scored nine points while Lauryn Watkins netted eight

points for the Lady Bobcats in the triumph over Magoffin County.

Other scorers for Betsy Layne were Katie Kidd (four points), Allie Jarvis (three points) and Madilyn Meade (two points).

Betsy Layne and Magoffin County are scheduled to meet again in less than three weeks. The Lady Bobcats are slated to venture to Magoffin County for a late-season game on February 15.

Betsy Layne was scheduled to visit Johnson Central on Monday but the girls basketball matchup was cancelled due to weather.



Floyd Chronicle and Times photo by Steve LeMaster

Betsy Layne's Destiny Compton drives to the basket against Magoffin County in action last week. The Lady Bobcats picked up a 60-47 win.

## Blackcats edge Bulldogs in district action

By **STEVE LEMASTER**  
SPORTS WRITER

**LOUISA** — Prestonsburg notched its first 58th District win of the season on Friday night, edging host Lawrence County 58-57.

Visiting Prestonsburg claimed its second straight victory.

Headed in the opposite direction, Lawrence County suffered its third straight setback.

With the win, Prestonsburg improved to 8-13 overall and 1-3 in the 58th District.

Lawrence County slipped to 6-15 overall and 1-3 in the district with the loss.

Phil Cornett paced Prestonsburg with 15 points. Cornett is poised to sign with the Union College men's soccer program.

Adam Slone accompanied Cornett in double figures and narrowly missed posting a double-double for the Blackcats, adding 13 points and nine rebounds.

Prestonsburg featured three scorers in double figures as Grant Justice added 11 points.

The Blackcats shot 42 percent (21 of 50) from the field. Prestonsburg finished 14 of 23 (60.9 percent) from the free-throw line.

"I'm very proud of my basketball team," Prestonsburg coach Brandon Gearheart said, following the Blackcats' win over Lawrence County. "We have had so much adversity thrown at us and yet we've stayed together and are stronger for it. Our leading rebounder and two-year starter quit around Christmas. We dismissed our leading scorer and three-year starter from the team after the Betsy Layne game at home and lost senior forward Chandler Nelson for the season to a shoulder injury against Pikeville in the All 'A'." Despite the departures and injuries we have surpassed last season's win

total and have a shot at a (No.) two seed in the district tournament. Our primary goal coming into this season was to get to the Expo (Center) and play in the region tournament. We feel like with everything that's been thrown at us, we are in a great position to do that."

Multiple players have emerged as leaders for the Blackcats.

"I'm proud of our seniors and really proud of guys like Grant Justice, Gunnar Williams and Graham Burchett, who have had to step in and contribute sooner than we planned," confided Gearheart. "Those kids have been huge for us and playing them this early in their careers will help us in the long run. I knew that this season would be tough going into it before all the adversity hit. I'm not going to lie, this job has been even tougher than what I thought it would be. Our staff, made up of John Meade and Justin Allen, has been positive throughout the season. We are maintaining our focus on being our best at the end of the year and hopefully we can set ourselves up to make some noise. I'm certainly proud to lead this program and I could not be prouder of these young men and the toughness and guts they've shown this season. They deserve the support of our entire community come tournament time that's for sure."

Drake Nunnery scored eight points, Dalton Trusty and Gunnar Williams chipped in four points apiece and Graham Burchett added three points for the Blackcats in the emotional win.

In a 58th District girls' basketball game, Lawrence County held on to defeat Prestonsburg 61-56.

Prior to upending Lawrence County in a 58th District boys' basketball game, Prestons-

burg topped Jackson City 62-59 one night earlier.

Prestonsburg 62, Jackson City 59

Graham Burchett scored 20 points to lead visiting Prestonsburg past Jackson City 62-59 in a boys' high school basketball game on Thursday night.

Prestonsburg shot 41.5 percent (22 of 53) from the field. The Blackcats were seven of 15 (46.7 percent) from three-point range.

Prestonsburg shot 64.7 percent (11 of 17) from the free-throw line.

A balanced Prestonsburg scoring effort featured two players in double figures. Accompanying Burchett in double figures for the Blackcats, Phil Cornett contributed 14 points.

Drake Nunnery flirted with a double-double for Prestonsburg, netting nine points and pulling down eight rebounds.

Adam Slone scored seven points, Dalton Trusty five points, Gunnar Williams four points and Grant Justice three points for the Blackcats in the winning effort.

Jackson City shot 50 percent (20-of-40) from the field. The Tigers were nine of 16 (56.3 percent) from three-point range.

Jackson City shot 47.6 percent (10 of 21) from the free-throw line.

Alexander Terry led Jackson City in scoring, finishing with 17 points. Delivering a double-double for the Tigers, Jarred Mullins scored 12 points and grabbed a game-high 15 rebounds.

Dawson Duff joined Terry and Mullins in double figures for the Tigers, contributing 12 points.

Justin Riley scored eight points, Micah Henson six points, Slayden Sizemore four points and Colton Smith two points for Jackson City in the non-district setback.

The Blackcats and Tigers aren't scheduled to meet again this season.



Floyd Chronicle and Times photo by Cory Vance

Prestonsburg's Adam Slone goes up for a shot over Betsy Layne's Byron Hammond during the All "A" Classic earlier this season.



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# Lady Wildcats fall in All 'A' finals

By Randy White  
Regional Sports Editor

RICHMOND — Shelby Valley held a 27-21 halftime lead over Murray Sunday in the All "A" Classic championship game.

Then the third quarter started and the scoring dried up for the Lady Wildcats.

Shelby Valley was outscored 13-3 in the third and 21-13 during the second half as Murray captured the All "A" Classic championship.

Murray opened the third quarter on a 13-0 run. Alexandria Mayes knocked down back-to-back threes to open the third and tie the game up at 27-27 with 6:55 left in the quarter.

The lead grew to 35-27 with 3:54 left in the third after a Macey Turley basket.

Shelby Valley's only points came with 51 seconds left in the quarter when Summer Rose knocked down a three to cut the lead to 35-30 heading into the final quarter of play.

Mayes knocked down a three to open the fourth for the Lady Tigers, but Rose matched it for Shelby Valley at the 6:08 mark to cut the lead to 38-33.

Cassidy Rowe knocked down a three with 4:49 left to cut the lead to 42-36.

Murray pushed the lead to 48-38 with 1:59 left to play after Alexis Burpo knocked down a pair of free throws.

The Lady Wildcats couldn't cut into the lead after that.

Shelby Valley opened the game with an 8-1 run. Rose got the scoring started with the first basket of the game. Kayla Newsom followed with another basket to push the lead to 4-0. Rose and Cassidy Rowe followed to give Shelby Valley

an 8-1 lead with 2:26 left in the first.

Shelby Valley held a 10-5 lead at the end of the first quarter.

Elizabeth Curtis opened the second with a three for Murray. Mayes followed with back-to-back threes to give the Lady Tigers a 14-10 lead.

Shelby Valley settled down after that thanks in part to eighth-grader Alyssa Elswick. Elswick along with Tackett and Tori Hampton stepped up in the second.

Elswick knocked down a pair of free throws with 3:41 left in the half to cut the lead to 21-18. Tackett followed with a pair of free throws with 3:31 left to cut the lead to 22-21.

Elswick scored in the paint with 2:29 left to put the Lady Wildcats back in front 22-21.

Rowe added a basket and Tackett followed with four straight points to push the lead to 27-21.

Shelby Valley held a 27-22 halftime lead.

Rose led the way for Shelby Valley in scoring with a team-high 10 points, two rebounds, two assists and one steal. Tackett followed with nine points, six rebounds, three assists, three steals and one block. Elswick scored eight points, grabbed five rebounds, dished out two assists and had one steal. Hampton had six points, two rebounds, two assists and one steal. Cassidy Rowe had five points, five rebounds, two assists and one steal. Newsom added two points, five rebounds, two assists, two steals and one block.

Mayes scored a game-high 22 points on five for 10 shooting from three. Turley added 13 points. Burpo had seven points and pulled down a game-high 13 rebounds.

# Jaguars fall to Tigers

By Steve LeMaster  
Sports Writer

PAINTSVILLE — Floyd Central couldn't carry any momentum from back-to-back 58th District wins on the road to Paintsville over the weekend. Paintsville, one of the most improved boys' basketball teams in the 15th Region, pulled away to defeat Floyd Central 73-57.

The Jaguars and Tigers met in a highly-anticipated 15th Region basketball matchup.

Floyd Central fell to 12-8 following the loss.

As a result of the win, Paintsville improved to 16-5.

Paintsville shot 51 percent (25 of 49) from the field. The Tigers were eight of 18 (44.4 percent) from three-point range.

Paintsville, a team under the guidance of Floyd County native Landon Slone, shot 78.9 percent

(15 of 19) from the free-throw line.

Faring well inside, Paintsville outrebounded the Jaguars 31-27.

Seth Williams poured in a game-high 28 points, dished out four assists and grabbed four rebounds to lead Paintsville to the non-district win. Williams, who is among the state's top high school baseball players, drained three of the Tigers' eight three-point field goals.

Mason Moore scored 14 points and Nick Keeton recorded a double-double made up of 10 points and 11 rebounds for Paintsville in the victory.

Narrowly missing double figures in scoring for the Tigers, Braxton Sharp added nine points.

James Allen chipped in seven points and Jaxon Watts, a member of Adams Middle School's 2017 state championship team, put up five points for host Paintsville, which also turned in a sold defen-

sive effort.

Floyd Central shot 37.1 percent (23 of 62) from the field. The Jaguars were only seven of 36 (19.4 percent) from three-point range.

Floyd Central shot 50 percent from the free-throw line.

Brady Conn led Floyd Central with 20 points and seven rebounds.

Joining Conn in double figures in the Floyd Central scoring column, JR Tackett added 11 points.

Kyle Isaac and Rylee Samons flirted with double figures for the Jaguars, finishing with nine points apiece.

Jake Collins scored four points while Dylan Caudill and Cameron Nelson chipped in two points apiece for the Jaguars.

Floyd Central was slated to host 15th Region All 'A' Classic champion Pikeville at press time on Tuesday night.



Floyd Central's Ethan-Smith Mills goes up for a shot over Betsy Layne in action last Friday at Floyd Central.

Floyd Chronicle and Times photo by Steve LeMaster



Floyd Chronicle and Times photo by Steve LeMaster

Floyd Central's Caleb Hager is defended by Betsy Layne's Morris Adkins.

## JAGUARS

Continued From Page 13A

provided additional scoring as 58th District leader Floyd Central, which features former South Floyd Raiders and Allen Central Rebels, prevailed.

Betsy Layne went cold offensively after intermission, losing any momentum it had built prior to the break.

Bryon Hammond was the only Betsy Layne player to reach double figures. Hammond paced the Bobcats with 13 points.

Jordan Frazier

scored eight points and Morris Adkins chipped in six points for the Bobcats.

Additional scorers for Betsy Layne were Grant Orsborn (four points), Michael McKinney (two points), Davey Bentley (two points) and Nathaniel Mims (one point).

The Bobcats were 12-of-20 from the free throw line in the set-back.

Both Floyd Central and Betsy Layne will compete in the 58th District Boys' Basketball Tournament in February.

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 JAMES CHRISTOPHER CRIDER  
 OWNER/BARBER  
 87 VILLAGE DRIVE, PRESTONSBURG, KY  
**606-339-9833**

**3D TIRES & SERVICE**  
 5 Quart Oil Change Special **\$21.99\***  
\*Conventional Oil Price Only  
**Financing Available** on Tires and Services  
 1185 US 23 N, Prestonsburg  
 Devin Newsome, Owner **606-886-8080**

**Parkway Mobile Home Supply, LLC**  
 For All Mobile Home Supplies  
**(606) 886-1840**  
 US 23 South, Prestonsburg, KY  
 Located between old Holiday Inn & Walmart  
 Closed Last SAT of Month

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