

**KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
500 STATE AVENUE  
KANSAS CITY, KANSAS**

**NOTICE**

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

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

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

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

---

BEFORE SCHROEDER, P.J., GREEN, J., AND STUTZMAN, S.J.  
**Tuesday, March 13, 2018 - 9:00 a.m.**

---

**117,112 – 20 minutes**

Ronald D. Hendrix,  
BDOE of Chesterfield, Inc.,  
BDOE, Inc., and  
BD75, Inc., Appellants,

C. Brooks Wood  
Stewart Stein  
Courtney J. Harrison

*Johnson*

v.

Jim Sheridan,  
UES, LLC,  
SFCC-Olathe, Inc., and  
Sheridan's Franchise Systems, Inc.,  
Appellees.

Allan V. Hallquist, Pro Hac Vice  
Christina M. Pyle

Hearings for this docket are in **KANSAS CITY**.

**KANSAS COURT OF APPEALS**  
**U.S. COURTHOUSE**  
**500 STATE AVENUE**  
**KANSAS CITY, KANSAS**

---

BEFORE SCHROEDER, P.J., GREEN, J., AND STUTZMAN, S.J.  
**Tuesday, March 13, 2018 - 9:00 a.m., continued**

---

**117,043**

Patrick Whigham, Appellant,

Thomas J. Bath Jr.

*Johnson*

v.

Kansas Department of Revenue, Appellee.

Adam D. King

**116,616**

Dominic Cantu, Appellant,

Mitch E. Biebighauser

*Johnson*

v.

Kansas Department of Revenue, Appellee.

Donald J. Cooper

Hearings for this docket are in **KANSAS CITY**.

**KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
500 STATE AVENUE  
KANSAS CITY, KANSAS**

---

BEFORE SCHROEDER, P.J., GREEN, J., AND STUTZMAN, S.J.  
**Tuesday, March 13, 2018 - 1:30 p.m.**

---

**118,108**

State of Kansas, Appellant,

v.

Richard E. Gunn, Appellee.

Jacob M. Gontesky, A.D.A.

Stephen M. Howe, D.A.

Derek Schmidt, A.G.

Patrick H. Dunn, A.D.

*Johnson*

**116,386/116,653**

State of Kansas, Appellee,

v.

Kiley Ann Guenther, Appellant.

Ethan Zipf-Sigler, A.D.A.

Mark A. Dupree, D.A.

Derek Schmidt, A.G.

Kimberly Streit Vogelsberg, A.D.

*Wyandotte*

**117,229**

State of Kansas, Appellee,

v.

Larry Dean Mercer, Appellant.

Gerald R. Kuckelman, C.A.

Derek Schmidt, A.G.

Jennifer C. Roth, A.D.

*Atchison*

Hearings for this docket are in **KANSAS CITY**.

**KANSAS COURT OF APPEALS  
U.S. COURTHOUSE  
500 STATE AVENUE  
KANSAS CITY, KANSAS**

---

BEFORE SCHROEDER, P.J., GREEN, J., AND STUTZMAN, S.J.  
**Wednesday, March 14, 2018 – 9:00 a.m.**

---

**117,545**

NPIF2 Kansas Avenue, LLC, Appellee,

Jason S. Leiker

*Wyandotte*

v.

BH Investments, LLC, Appellant.

Justin Nichols  
Mark A. Samsel

**118,329**

Rakesh Srivastava and  
Sharmila Shankar, Appellants,

Albert F. Kuhl

*Wyandotte*

v.

University of Kansas a/k/a  
University of Kansas Medical Center, a/k/a  
State of State of Kansas  
(Hartmut Jaeschke, Cody Tully,  
Paul Terranova, and Roy Jensen), Appellees.

Michael C. Leitch, Spec. A.G.

**117,498**

Burl W. Peckman, Appellant,  
Shemene Peckman, and  
Charlie Peckman, Plaintiffs,

Matthew T. Geiger  
Benjamin R. Prell

*Linn*

v.

Jeffrey D. Thoele, and Sheila Thoele,  
Appellees.

Daniel Zmijewski  
Christopher Dove

Hearings for this docket are in **KANSAS CITY**.

## KANSAS COURT OF APPEALS

---

### SUMMARY CALENDAR - NO ORAL ARGUMENT

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

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

---

BEFORE SCHROEDER, P.J., GREEN, J., AND STUTZMAN, S.J.

**Wednesday, March 14, 2018**

- |         |  |
|---------|--|
| 117,278 | In the Matter of the Marriage of Ivan Oldenburg and Kalina Gustafson |
| 117,294 | State of Kansas v. Dmitri Woods                                      |
| 117,922 | Andre Smith-Allegree v. James Heimgartner, Warden                    |
| 117,282 | State of Kansas v. Gary M. Moore                                     |
| 117,731 | Donald Young v. James Heimgartner                                    |
| 117,182 | State of Kansas v. David McCaughtry                                  |
| 116,610 | State of Kansas v. Darrin Ray Kebert Jr.                             |
| 115,980 | State of Kansas v. Trenton Michael Heim                              |
| 118,330 | In the Interest of R.D. and S.D.,<br>Minor Children                  |