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ENTERED April 13, 2026 (Invoking this Court's Jurisdiction - infra)

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ENTERED January 12, 2022

APPENDIX ONE

KCOA "ORDER DENYING" Petitioner from Belated Discretionary Review

ENTERED April 13, 2026 (Invoking this Court's Jurisdiction)

LEE ADJUSTMENT CENTER

Commonwealth of Kentucky

APR 20 2026

MAILROOM

Court of Appeals

NO. 2026-CA-0086-D

D.C.

MOVANT

v. ON REVIEW FROM MEADE CIRCUIT COURT
HONORABLE BRUCE T. BUTLER, JUDGE, JUDGE
ACTION NO. 25-XX-00001

HON. BRUCE THOMAS BUTLER

RESPONDENT

ORDER
DENYING

** ** *

BEFORE: CETRULO, MOYNAHAN, AND TAYLOR, JUDGES.

This matter is before the Court on Movant's motion for leave to file a belated motion for discretionary review. No response has been filed.

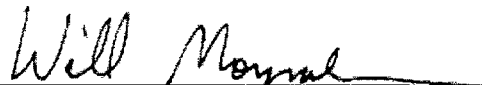
This matter arises from a dependency, neglect, and abuse (DNA) action originating in Meade District Court. On May 21, 2025, the district court entered an order keeping a no contact order between Movant and Movant's child in place. Movant appealed this order to the Meade Circuit Court pursuant to Kentucky Rules of Appellate Procedure (RAP) 48. The circuit court affirmed the district court's order on October 27, 2025. Movant filed the instant motion on

January 28, 2026, claiming that he did not receive the October 27, 2025, order until January 13, 2026.

Our rules surrounding the filing of motions for discretionary review are strict; failure to timely file a motion for discretionary review is a defect resulting in the inability for this Court to exercise review. *See* RAP 44(B)(3); RAP 10(A); *see also City of Devondale v. Stallings*, 795 S.W.2d 954, 957 (Ky. 1990); *Excel Energy, Inc. v. Commonwealth Institutional Securities, Inc.*, 37 S.W.3d 713, 716 (Ky. 2000). Furthermore, there is no legal authority that exists that would support granting a belated motion for discretionary review as this arises from a civil DNA action and not a criminal action. *T.S. v. Commonwealth*, 602 S.W.3d 795, 797 (Ky. App. 2020).

Accordingly, having reviewed the record and being otherwise sufficiently advised, the Court ORDERS that Appellant's motion be, and hereby is, DENIED.

ENTERED: April 13, 2026


HON. WILL MOYNAHAN
JUDGE, COURT OF APPEALS

Commonwealth of Kentucky
Court of Appeals

NO. 2026-CA-0086-D

D.C.

MOVANT

v. ON REVIEW FROM MEADE CIRCUIT COURT
HONORABLE BRUCE T. BUTLER, JUDGE, JUDGE
ACTION NO. 25-XX-00001

HON. BRUCE THOMAS BUTLER

RESPONDENT

ORDER

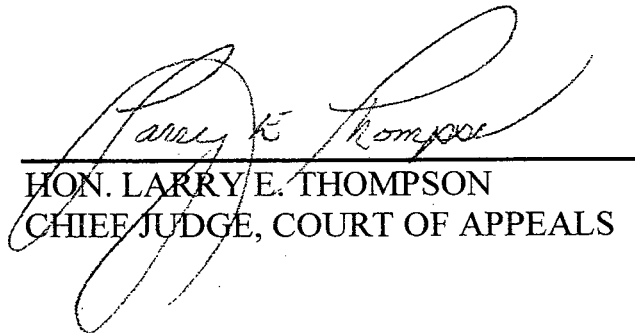
** ** *

It has come to the Court's attention that this action arises from a matter for which the court record is normally directed by statute to be kept confidential in Circuit Court and District Court.

Pursuant to Court of Appeals Administrative Order No. 2025-1, the Court of Appeals record, including any portion of the Circuit Court record or the District Court record filed by the parties or otherwise received by this Court, will be kept confidential. The record may only be viewed by the Court, by the parties or their attorneys, by an agency authorized by statute to review the records, or

pursuant to Court Order. A copy of this Order shall be affixed to the outside of the Court of Appeals case folder.

ENTERED: 03/23/2026



HON. LARRY E. THOMPSON
CHIEF JUDGE, COURT OF APPEALS

**Additional material
from this filing is
available in the
Clerk's Office.**