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CIVIL ACTION NO. 22-CI-00654

BARREN CIRCUIT COURT

MEDIA5022

ELECTRONICALLY FILED

ALAN HAPNEY

PLAINTIFF

v.

JUDGMENT

YANCEY'S GASTROPUB AND BREWERY, LLC

DEFENDANT

The trial in this matter commenced on the morning of February 18, 2025. Due to weather conditions it was necessary that the trial be paused on February 19, 2025. The trial resumed on February 20, 2025 and concluded on said afternoon. The Plaintiff, Alan Hapney, appeared in person and was represented by Justin May and John Ritter. The Defendant, Yancey's Gastropub and Brewery, LLC, appeared with Jeff Jobe as a representative of Yancey's Gastropub and Brewery, LLC and the Defendant, Yancey's Gastropub and Brewery, LLC, was represented by Michael K. Bishop.

The parties by counsel announced that they were ready for trial and the Court proceeded to impanel the jury. After the voir dire examination, the following jurors were impaneled and sworn to try this issues in this case.

Ashley Pickerel
 Derek Mandrell
 Elizabeth Ervin
 Patricia Pruitt
 Lee Lindsey
 Amanda Bybee

Joseph Pulliam
 Sharon Cheatham
 Kimberly Matthews
 Denise Haines
 Ashley Scott
 Jordan Headrick
 William Burris

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Thereafter, each party, by counsel, made opening statements. The Plaintiff presented his evidence in chief and introduced his exhibits and announced closed.

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At the close of the Plaintiff's case, counsel for the Defendant, moved for a directed verdict in regard to liability. The court OVERRULED said motion for directed verdict.

Counsel for the Defendant, Yancey's Gastropub and Brewery, LLC, announced closed.

Counsel for the Plaintiff, Alan Hapney, moved for a directed verdict in regard to the Plaintiff's medical expenses. Said motion was addressed during the Court's instructions.

The Court instructed the jury and counsel for the Defendant then proceeded with his closing argument followed by the closing argument of Plaintiff's counsel.

Thereafter, the Court directed the clerk to draw one name from the list of jurors to be excused from the deliberation as an alternate. Elizabeth Ervin was drawn and said juror was excused.

The remaining twelve jurors then retired to the jury room to consider their verdict. The jurors returned to the courtroom and returned the following verdict.

QUESTIONS/VERDICT NO. 1

Are you satisfied from the evidence that the Defendant, Yancey's Gastropub and Brewery, LLC, failed to satisfy the duty

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state in Question/Verdict No. 2, and the such failure was substantial factor in causing Alan Hapney's injuries?

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Yes _____ No X

Foreperson (if unanimous)

If not unanimous:

- | | |
|--------------------|----------------------|
| 1. Ashley Pickerel | 7. Denise Haines |
| 2. Derek Mandrell | 8. Amanda Bybee |
| 3. Joseph Pulliam | 9. Kimberly Matthews |
| 4. Sharon Chatham | 10. Patricia Pruitt |
| 5. William Burris | 11. Ashley Scott |
| 6. Lee Lindsey | 12. |

If you answered "NO" to this Question/Verdict No. 1, then you have found in favor of the Defendant, Yancey's Gastropub and Brewery, LLC, and your verdict is complete. Notify the bailiff so that you may return to the Courtroom. Otherwise proceed to instruction No. 4.

After reading the jury's verdict, the Court allowed each counsel to review the verdict and inquired as to whether or not any of the parties desired to make any motions. Neither counsel for the Plaintiff or counsel for the Defendant made any such motions.

* * * * *

In accordance with the jury's verdict, IT IS HEREBY

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ORDERED AND ADJUDGED that the Plaintiff, Alan Hapney's, complaint against the Defendant, Yancey's Gastropub and Brewery, LLC, is dismissed with prejudice.

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IT IS HEREBY FURTHER ORDERED AND ADJUDGED that the Defendant, Yancey's Gastropub and Brewery, LLC, shall recover from the Plaintiff, Alan Hapney, its recoverable court costs in this matter.

IT IS HEREBY FURTHER ORDERED AND ADJUDGED that this is a final and appealable judgment and there is no just cause for delay.

This the 26th day of February, 2025.



JOE W. HENDRICKS, SPECIAL JUDGE
Barren Circuit Court

TENDERED BY:

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MICHAEL K. BISHOP []

JUSTIN MAY []

JOHN RITTER []

_____ CLERK _____ DATE