

Appeals court denies Arkansas Derby winner Muth to enter Kentucky Derby

BY THE ASSOCIATED PRESS

FRANKFORT, Ky. — A Kentucky appeals court judge has denied Zedan Racing Stables' requests for an emergency hearing and ruling that sought to allow Bob Baffert-trained Arkansas Derby winner Muth to run in next week's Kentucky Derby at Churchill Downs.

Kentucky Court of Appeals Judge Jeff S. Taylor issued an order denying relief on Wednesday, saying Zedan's motion failed to name the Hall of Fame trainer suspended by Churchill Downs as an "indispensable party" in its motion. Taylor's order added that the action "constitutes an impermissible collateral attack by a non-party" after a federal court ruled against Baffert last year.

Taylor also wrote the ZRS' "inexplicable" delay



Jae C. Hong — staff, AP

Trainer Bob Baffert stands for a photo ahead of the Breeders' Cup horse races at Santa Anita in Arcadia, Calif., Oct. 27, 2023.

seeking relief from Baffert's extended ban by the historic track precluded consideration for emergency relief. A three-judge panel will hear the motions as standard procedure, but time is short for an immediate decision with eligible Derby horses required to be stabled at the track by Saturday morning. The

post draw is Saturday evening.

ZRS sued Churchill Downs days after Muth's Arkansas Derby victory, seeking entry into the milestone 150th Kentucky Derby on May 4 despite the track's extended suspension of Baffert through the end of this year. The discipline keeps the two-

time Triple Crown winner out of the Derby for a third consecutive year after an initial two-year suspension for a failed postrace drug test by deceased colt Medina Spirit (who was disqualified) after it crossed the finish line first in the 2021 race.

Muth won last month's Arkansas Derby but could not receive the 100 points that would have put him in the 20-horse field because of the suspension. Jefferson County Circuit Judge Mitch Perry denied the injunction last week and expressed concern about "innocent third parties" having to remove eligible horses to make room for Muth. Perry also noted that ZRS was aware Baffert's horses had to be transferred to a non-suspended trainer by Jan. 29 yet chose to remain with him.

TODAY IN HISTORY

ON APRIL 26, 1986: an explosion and fire at the Chernobyl nuclear power plant in Ukraine caused radioactive fallout to begin spewing into the atmosphere. (Dozens of people were killed in the immediate aftermath of the disaster while the long-term death toll from radiation poisoning is believed to number in the thousands.)

ON THIS DATE:

In 1607: English colonists went ashore at present-day Cape Henry, Virginia, on an expedition to establish the first permanent English settlement in the Western Hemisphere.

In 1865: John Wilkes Booth, the assassin of President Abraham Lincoln, was surrounded by federal troops near Port Royal, Virginia, and killed.

In 1913: Mary Phagan, a 13-year-old worker at a Georgia pencil factory, was strangled; Leo Frank, the factory superintendent, was convicted of her murder and sentenced to death. (Frank's death sentence was commuted, but he was lynched by an anti-Semitic mob in 1915.)

In 1933: Nazi Germany's infamous secret police, the Gestapo, was created.

In 1964: the African nations of Tanganyika and Zanzibar merged to form Tanzania.

In 1968: the United States exploded beneath the Nevada desert a 1.3 megaton nuclear device called "Boxcar."

In 1977: the legendary nightclub Studio 54 had its opening night in New York.

In 1984: bandleader Count Basie, 79, died in Hollywood, Florida.

In 1994: voting began in South Africa's first all-race elections, resulting in victory for the African National Congress and the inauguration of Nelson Mandela as president.

In 2000: Vermont Gov. Howard Dean signed the nation's first bill allowing same-sex couples to form civil unions.

In 2009: the United States declared a public health emergency as more possible cases of swine flu surfaced from Canada to New Zealand; officials in Mexico City closed everything from concerts to sports matches to churches in an effort to stem the spread of the virus.

In 2012: former Liberian President Charles Taylor became the first head of state since World War II to be convicted by an international war crimes court as he was found guilty of arming Sierra Leone rebels in exchange for "blood diamonds" mined by slave laborers and smuggled across the border. (Taylor was sentenced to 50 years in prison.)

In 2018: comedian Bill Cosby was convicted of drugging and molesting Temple University employee Andrea Constand at his suburban Philadelphia mansion in 2004. (Cosby was later sentenced to three to 10 years in prison, but Pennsylvania's highest court threw out the conviction and released him from prison in June 2021, ruling that the prosecutor in the case was bound by his predecessor's agreement not to charge Cosby.)

Today's Birthdays: Actor-comedian Carol Burnett is 91. R&B singer Maurice Williams is 86. Songwriter-musician Duane Eddy is 86. Actor Nancy Lenehan is 71. Actor Giancarlo Esposito is 66. Rock musician Roger Taylor (Duran Duran) is 64. Actor Joan Chen is 63. Rock musician Chris Mars (The Replacements) is 63. Actor-singer Michael Damian is 62. Actor Jet Li (lee) is 61. Actor-comedian Kevin James is 59. Author and former U.S. Poet Laureate Natasha Trethewey is 58.

New home for cancer center will help accelerate research, director says

Construction is set to start on a new \$781 million home for the University of Kentucky's Markey Cancer Center

BY THE ASSOCIATED PRESS

LEXINGTON, Ky. — A new \$781 million home for the University of Kentucky's Markey Cancer Center will help researchers accelerate work aimed at "conquering cancer in the commonwealth," its director said Thursday.

Construction is set to start on the project, meant to build on the Markey Center's growing national

recognition for research and patient care in a state plagued by some of the nation's worst cancer rates. State and university officials gathered for an event to break ground on Thursday.

The project, scheduled for completion in 2027, will consolidate the Markey Center's services in the new UK Cancer and Advanced Ambulatory

Building. Markey's outpatient services are currently spread across six locations on the UK Chandler Hospital campus. The project also includes an adjacent parking garage estimated to cost \$104 million.

The consolidated structure will give patients more convenience, and clinicians and researchers more opportunities to collaborate, UK officials said Thursday.

"This facility will enable our talented clinicians and researchers to work together like never before, accelerating innovations that will directly translate into better outcomes for our patients," said Dr. B.

Mark Evers, director of the UK Markey Cancer Center.

Last year, the Markey Center achieved the highest level of recognition from the National Cancer Institute. It's the only institution in the state with designation as a "comprehensive" cancer center and is among several dozen cancer centers nationally to attain the status.

The designation will further bolster cancer research and patient care in the Bluegrass State, UK officials said.

LEGAL NOTICE

CUSTOMER NOTICE

Notice is hereby given that the Ohio County Water District expects to file an application with the Kentucky Public Service Commission on or about May 3, 2024, seeking approval of a proposed adjustment to its water rates. The proposed rates shall not become effective until the Public Service Commission has issued an order approving these rates.

MONTHLY WATER RATES

No. of Gallons per Month	Current	Proposed	Dollar Increase	Percent Increase
First 2,000 Gals. *	\$25.97	\$30.56	\$4.59	17.7%
Next 18,000 Gallons	\$10.79	\$12.70	\$1.91	17.7%
Next 30,000 Gallons	\$9.33	\$10.98	\$1.65	17.7%
Next 50,000 Gallons	\$7.85	\$9.24	\$1.39	17.7%
Over 100,000 Gallons	\$6.39	\$7.52	\$1.13	17.7%

* Lump sum minimum bill

If the Public Service Commission approves the proposed rates, then the monthly bill for a residential customer using an average of 4,000 gallons per month will increase from \$47.55 to \$55.96. This is an increase of \$8.41 or 17.69%.

The rates contained in this notice are the rates proposed by Ohio County Water District. However, the Public Service Commission may order rates to be charged that differ from these proposed rates. Such action may result in rates for consumers other than the rates shown in this notice.

Ohio County Water District has available for inspection at its office the application which it submitted to the Public Service Commission. A person may examine this application at Ohio County Water District's office located at 124 East Washington St., Hartford, KY 42347. You may contact the office at 270-298-7704.

A person may also examine the application at the Public Service Commission's offices located at 211 Sower Boulevard, Frankfort, Kentucky, 40601, Monday through Friday, 8:00 a.m. to 4:30 p.m., or through the Public Service Commission's website at <http://psc.ky.gov>. Comments regarding the application may be submitted to the Public Service Commission through its website or by mail to Public Service Commission, PO Box 615, Frankfort, Kentucky, 40602. You may contact the Public Service Commission at 502-564-3940.

A person may submit a timely written request for intervention to the Public Service Commission, PO Box 615, Frankfort, KY, 40602, establishing the grounds for the request including the status and interest of the party. If the Public Service Commission does not receive a written request for intervention within thirty (30) days of the initial publication of this notice, the Public Service Commission may take final action on the application.

Liberty
FEDERAL CREDIT UNION

America's
BEST HIGH-YIELD CHECKING ACCOUNT

Vertical CHECKING **3.45%** APY

4.8
APP RATING
★★★★★

libertyfcu.org/vertical

Annual Percentage Yield accurate as of 2/14/2024. Rate subject to change. Minimum \$25 required to open. Contact any employee for further information about applicable terms and fees. Applicable on balances up to \$20,000. Some requirements apply. ATM fee reimbursement limited to \$15 per account per month. Fees reimbursed based on transaction details obtained by the ATM provider. Based on a 31-day month. Fees or other conditions could reduce earnings on the account. Mastercard is a registered trademark, and the circles design is a trademark of Mastercard International Inc. Federally Insured by NCUA.

Con-GRAD-ulations!

Don't miss the opportunity to let everyone know how awesome YOUR grad is in this year's keepsake graduation section - featuring all graduating seniors in our area! Make them feel special with a grad ad!

Graduation 2024

Yes, I want to place an ad for my graduate!

OPTION 1: 2x2 (3.375"x2") - \$10

OPTION 2: 2x4 (3.375"x4") - \$15

Graduate Name: _____

High School: _____

Son/Daughter of: _____

Ad Message: _____

From: _____

Contact Number: _____

HURRY! AD MUST BE SUBMITTED BY MAY 14TH!

These schools publishing on Friday, May 24th

Hancock County High School
McLean County High School
Muhlenberg County High School
Ohio County High School

These schools publishing on Saturday, May 25th

Apollo High School
Daviss County High School
Emerson Academy
Heritage Park High School
Owensboro Catholic High School
Owensboro High School
Owensboro Innovation Academy
Trinity High School

MESSENGER-INQUIRER

DROPBOX:
1401 Frederica St.
Owensboro, KY 42301

CALL:
270-926-0123

EMAIL:
classifieds@messenger-inquirer.com