

Supreme Court of Kentucky

2024-SC-0215-DG

NIRUPAMA KULKARNI

MOVANT

V. ON REVIEW FROM COURT OF APPEALS
NO. 2024-CA-0495
JEFFERSON CIRCUIT COURT NO. 24-CI-001903

DENNIS HORLANDER; BOBBIE
HOLSCLAW, AS CHAIR OF THE
JEFFERSON COUNTY BOARD OF
EDUCATION; KENTUCKY BOARD OF
ELECTIONS; AND MICHAEL ADAMS,
KENTUCKY SECRETARY OF STATE

RESPONDENTS

ORDER

On May 16, 2024, Movant Nirupama Kulkarni filed a motion requesting discretionary review of the May 15, 2024 opinion and order of the Court of Appeals disqualifying her as a bona fide candidate for Kentucky State Representative for the 40th District. Kulkarni also filed a motion for intermediate relief pursuant to RAP 21 asking that the Democratic primary proceed as scheduled, and that the certification of election results be delayed.

Having reviewed Kulkarni's motions, the Court now ORDERS as follows:

1. Kulkarni's motion for intermediate relief pursuant to RAP 21 is GRANTED to the extent that the Democratic primary election scheduled to take place on Tuesday, May 21, 2024, for Kentucky State Representative, District 40,

shall proceed as if no election challenge under KRS 118.176 had been filed. Additionally, the Jefferson County Board of Elections, Kentucky Board of Elections, and the Kentucky Secretary of State shall not certify the election results in the Democratic primary race for Kentucky State Representative, District 40, until further order of the Court.

2. Kulkarni's motion for discretionary review is also GRANTED. The matter is advanced on the Court's own motion. The parties shall file simultaneous briefs not to exceed 25 pages in length by 5:00 p.m. on Friday, May 31, 2024. No response or reply briefs shall be permitted.

3. Additionally, this matter is scheduled for oral argument. Oral argument will be heard on Thursday, June 6, 2024, at 9:00 a.m., Frankfort time, in the Supreme Court courtroom in Frankfort.

All sitting. All concur.

ENTERED: May 20, 2024


CHIEF JUSTICE