

SATURDAY, NOVEMBER 21, 2009

Buy photo reprints at Kentucky.comCHARLES BERTRAM | cbertram@herald-leader.com

FOG AT SUNRISE

Two horses grazed in the light morning fog at sunrise on Calumet Farm on Van Meter Road, a few hundred yards off Versailles Road, on Friday. Fog was seen in many low-lying areas in Central Kentucky on Friday morning as temperatures dropped to the mid-30s.

Idle Hour to consider Bowie next week

IF ACCEPTED, HE'D BE FIRST BLACK MEMBER

By Valarie Honeycutt Spears
vhoneycutt@herald-leader.com

The Idle Hour Country Club board will discuss the membership application of former University of Kentucky basketball player Sam Bowie on Monday, said board chairman Phil Scott.

If accepted, Bowie would become the first African-American member at the country club on Richmond Road.

In the past, Idle Hour has been criticized for having no black members. Bowie said in an interview this week that he didn't seek membership to end the criticism.

Scott said Friday that current members at Idle Hour nominated the Bowie family, as is the club's policy in all cases.

"We have no restrictions with respect to race, color, creed, national origin," Scott said. "Membership is made up of a diverse group of folks that enjoy one another's company. That's the sum total of it."

Bowie, a former NBA player who retired from the Los Angeles Lakers in 1995, said he approached Idle Hour members because his family has friends at the club, it's close to his home and he wants to golf there. He said he was told he would know whether he had been accepted within the next week.

See IDLE HOUR, A6



Phil Scott is chairman of the Idle Hour Country Club board.

\$6M verdict upheld in strip search case

MCDONALD'S DISAPPOINTED IN RULING FROM APPEALS COURT

By Brett Barrouquere
Associated Press

LOUISVILLE — A Kentucky appeals court upheld a \$6.1 million award to a former fast food worker who was forced to strip in a McDonald's restaurant office after someone called posing as a police officer.

The appellate court on Friday ruled that Illinois-

based McDonald's Corp., knew about a series of hoax calls to restaurants around the country, but didn't warn employees before Louise Ogborn was strip searched and sexually assaulted as the result of such a call in 2004.

The appeals court ruled that to reverse the verdict would cut against the weight of the evidence.

Ogborn was 18 at the time of the call to the store about 20 miles south of Louisville. A Kentucky man, Walter Nix Jr., the fiancé of a McDonald's assistant manager, served a prison sentence for sexually abusing Ogborn during the call. A Florida man, David Stewart, was acquitted of making the hoax call. Police have said similar calls stopped

after Stewart's arrest.

McDonald's spokeswoman Danya Proud said the company doesn't dispute what happened to Ogborn but is disappointed with the decision of the appeals court.

"However, it has been our position throughout these proceedings that she was the victim of a malicious hoax perpetrated by individuals not representing McDonald's," Proud said.

Ogborn's attorney, Ann Oldfather, told The Associated Press that the ruling affirms Ogborn's position that McDonald's should have warned employees after more than 40 other restaurants received hoax calls.

"I don't think all of this is ever going to go away," Oldfather said. "But, she's a solid, solid gal. She felt validated by the decision."

See SEARCH, A7

2 men are arrested in early-morning break-in

Lexington: Two men suspected in a Lexington break-in were arrested Friday morning at their home, Lexington police spokesman Lt. Doug Pape said.

Negotiators talked Jeremy Hersey, 23, and Christian Cox, 18, out of two separate apartments at 2101 Fontaine Road where the men had retreated for about four hours after the break-in. Hersey's brother, Justin, was released, police said. Jeremy Hersey and Cox were charged with first-degree burglary. Pape said Lexington police's emergency-response unit went to the scene, but negotiators got the men to surrender and they were arrested. Traffic near Richmond Road was tied up until the men were arrested.

Police say that at 4:30 a.m., the two men broke the door of Thomas Henke's home on Pleasant Ridge Way in Lexington. Henke told police that one man was armed with a gun. The victim knew the suspects, which led police to the Fontaine address, Pape said.

Nothing was taken during the break-in, but Henke was hit in the head with the handgun. He was taken to UK Hospital with non-life-threatening injuries.

Fayette flu clinic this weekend

Lexington: If you're in one of the groups at high risk from H1N1 flu, the Lexington-Fayette County Health Department will offer another opportunity to get a vaccination this weekend. Health department crews will hold clinics from 9 a.m. to 3 p.m., or until supplies run out Saturday at the Lexington Christian Academy, 450 West Reynolds Road, and at Bryan Station High School, 201 Eastin Road. The shots are free. The clinics will target pregnant women; healthy people ages 6 months through 24 years; those who live with or care for children under 6 months of age; individuals ages 25-64 who have chronic health problems or compromised immunity; and health-care and emergency services workers. If you have a fever or you are allergic to eggs, you can't get a shot on Saturday.

Consultant pleads guilty

Magoffin County: A consultant for a natural gas plant in Magoffin County has pleaded guilty to forging a state air quality permit for the plant.

Peter Grimes, who worked for Energy Management and Services Co., delivered an air quality permit to the owner of Newpoint Midstream plant, when in fact the Division of Air Quality had not issued any permit, said a press release from the Energy and Environment Cabinet.

The state recommended that Grimes be sentenced to three years, with pre-trial diversion possible, and restitution of \$5,000 to the plant. Also, prosecutors recommended that for five years, Grimes may not work for anyone seeking state permits or operating natural gas processing facilities, and he may not hold himself out to be a licensed engineer.

Rural Development leader

Washington, D.C.: A veteran government official has been named Kentucky director of Rural Development for the U.S. Department of Agriculture, the White House announced Friday.

Thomas Fern headed the office from 1993 to 2001 and worked a total of 36 years for USDA, according to a news release.

Fern worked at the Kentucky Department of Parks from 2001 to 2003 and is on the Kentucky Water Resource Development Commission and the Kentucky Appalachian Commission.

Rural Development administers and manages more than 40 housing, business and community-development programs. "Thomas Fern will be an important advocate on behalf of rural communities throughout the state and help administer the valuable programs and services provided by the USDA that can enhance their economic success," Agriculture Secretary Tom Vilsack said in a statement.

Accused of assaulting infant

Lawrenceburg: A Lawrenceburg man has been arrested in connection with the abuse of a 2-month-old, state police said. Derek N. Heartley, 26, was charged Thursday with two counts of first-degree assault, state police said in a news release.

The arrest stems from an investigation that began Nov. 4 when state police received a complaint about abuse against the baby. The alleged abuse was first reported by the Kentucky Children's Hospital in Lexington to the Anderson County office of the Cabinet for Families and Children. The child is now in the care of relatives, state police said. Heartley was being held in the Fayette County jail.

State Christmas tree donated

Frankfort: A Lawrenceburg family has donated a 30-foot Norway spruce to serve as Kentucky's official Christmas tree. Jackie and Joyce Gritton provided the tree in honor of their late son, Kevin.

Gov. Steve Beshear and first lady Jane Beshear have scheduled a lighting ceremony for Nov. 30.

The administration caused a stir last month by soliciting for a "holiday tree" instead of a "Christmas tree." Some Christian leaders protested. Beshear later said the evergreen would be called a "Christmas tree" and placed on the front lawn of the Capitol.

STAFF, WIRE REPORTS

Corrections

Under "From the box score" on Page B1 Friday, the second line should have said that 15 of Sam Houston State's first 17 field goals were three-pointers.

In a column on Page E1 in Sunday's Life+Arts section, Brittny Congleton's education status was incorrect. She is a Transylvania University graduate.

Keeneland takes steps to convert muck into biofuel

BOARD APPROVES RACETRACK'S PERMIT

By Beverly Fortune
bfortune@herald-leader.com

With at least 300 horses stabled at Keeneland at any time, and as many as 1,900 during peak horse sales, disposing of tons of straw and manure shoveled every day from barn stalls becomes a major environmental challenge for the racetrack.

On Friday, Keeneland received a conditional-use permit from the Board of Adjustment to establish a processing plant to convert muck into biofuel on property zoned for agriculture.

"It's a somewhat experimental idea. We thought we ought to give them a shot," said Jim Marx, senior planner for the Board of Adjustment.

Keeneland is in negotia-



CHARLES BERTRAM | cbertram@herald-leader.com

Eddie Buffett loaded trucks with muck in the barn area at Keeneland Race Course. Keeneland is looking into recycling the muck.

tions with Three Seconds To Oil of Albany, Ga., to set up two mobile units that would convert muck — or any carbon-based product including grass, paper, pine needles or vines — into a liquid biofuel.

See MUCK, A6

The GreenSpot
Living green in the bluegrass

Stories, blogs and more
at kentucky.com/greenspot

Iraq vet gets more than 12 years on child-pornography charges

By Ashlee Clark
aclark@herald-leader.com

An Army veteran who pleaded guilty to distributing child pornography was sentenced Friday in federal court to 12 years and seven months in prison.

Patrick Michael Reilly, 31, of Clarksville, Tenn., sent five videos of child pornography to a woman in Mercer County during online chats in January

and February of 2008, according to a plea agreement. Reilly also asked a Hardin County woman to send him a disc of child pornography while he was stationed in Iraq in 2006. Reilly then asked these women to help him set up sexual encounters with children.

"I don't know how I got so far off the beaten path," Reilly said during sentencing in U.S. District Court in Lexington.

Reilly was arrested on child pornography charges in March 2008 at his home in Tennessee, according to the plea agreement. Federal investigators seized a computer that had more than 1,000 photos and about 70 videos that contained children involved in sexual acts. Some of the children involved were as young as 4 to 6 years old, the

See PORN, A5