

ARKANSAS COURT OF APPEALS

Opinions delivered
September 1, 2010

LARRY D. VAUGHT, CHIEF JUDGE:

CA10-24. Michael Riggs v. B & S Contractors, Inc. and Continental Western Insurance Co., from the Arkansas Workers' Compensation Commission. Affirmed. Gruber and Brown, JJ., agree.

CA10-210. Bryan Miller v. Michael A. Neil, Sherry A. Neil, and The McIntosh Group Realtors, Inc., from Washington Circuit. Reversed and remanded. Gruber and Brown, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

CA09-1225. X.T. v. M.M. and J.M., from Benton Circuit. Affirmed. Gruber, Glover, Henry, and Brown, JJ., agree. Vaught, C.J., and Hart, Gladwin and Baker, JJ., dissent.

JOSEPHINE LINKER HART, JUDGE:

CA09-578. Jennifer L. Chanslor v. Sonic Drive-In; Hartford Underwriters Insurance Company; Gallagher Bassett Services, from the Arkansas Workers' Compensation Commission. Affirmed. Glover and Henry, JJ., agree.

CA09-665. Rosemarie Clampitt v. James P. Geurin and Marilyn Guerin, from Garland Circuit. Affirmed. Glover and Henry, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

CACR08-1374. James Clayton Solomon v. State of Arkansas, from Washington Circuit. Affirmed. Robbins and Baker, JJ., agree.

CA10-90. J.F. Valley v. Helena National Bank, from Phillips Circuit. Affirmed. Robbins and Baker, JJ., agree.

JOHN B. ROBBINS, JUDGE:

CA10-13. Mark F. Duncan v. Cheryl Anne Duncan, from Cleburne Circuit. Reversed and remanded. Gladwin and Baker, JJ., agree.

CA10-282. Betty Collins and Devin Simmons v. Arkansas Department of Human Services and minor child, from Pulaski Circuit, Eighth Division. Affirmed; motions granted. Gladwin and Baker, JJ., agree.

M. MICHAEL KINARD, JUDGE:

CACR09-1330. Taurus Sanders v. State of Arkansas, from Crittenden Circuit. Affirmed. Pittman and Hart, JJ., agree.

CA10-137. Brian Lauman and Aliesha Brown v. Arkansas Department of Human Services, from Sebastian Circuit. Affirmed. Pittman and Henry, JJ., agree.

RITA W. GRUBER, JUDGE:

CA09-1375. Gilberto Vite, Employee v. Gilberto Vite, Employer, FirstComp Insurance Co., and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught, C.J., and Brown, J., agree.

CA10-136. Sabrina Donato v. Clint Walker, from Sevier Circuit. Affirmed. Vaught, C.J., and Brown, J., agree.

DAVID M. GLOVER, JUDGE:

CA09-1142. Charles and Julia McCourt v. Jacqueline Triplett, from Sebastian Circuit. Direct appeal moot; reversed and remanded on cross-appeal. Hart and Henry, JJ., agree.

CA10-200. Pulaski County Special School District and Risk Management Resources v. Carolyn Jackson and Second Injury Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Hart and Henry, JJ., agree.

COURTNEY HUDSON HENRY, JUDGE:

CACR09-1271. Theotis Thornton v. State of Arkansas, from Pulaski Circuit. Affirmed. Hart and Glover, JJ., agree.

KAREN R. BAKER, JUDGE:

CA10-253. Cara Butler v. Arkansas Department of Human Services, from Pulaski Circuit. Affirmed. Gladwin and Robbins, JJ., agree.

WAYMOND M. BROWN, JUDGE:

CACR09-1388. Dawn Dewayne Suggs v. State of Arkansas, from Crittenden Circuit. Affirmed. Vaught, C.J., and Gruber, J., agree.

CA10-82. Robert Ridenoure, Donna Ridenoure, Scotty Ridenoure, and Tiffany Ridenoure v. Carl D. Ball, Jr., and Marlys St. John-Ball, from Madison Circuit. Rebriefing ordered. Vaught, C.J., and Gruber, J., agree.

PER CURIAM OPINION:

CA10-748. First Horizon Home Loan Corporation, A Division of First Tennessee Bank, N.A. v. Katherine L. Brumley Evancho a/k/a Katherine L. Brumley and Bank of Fayetteville, N.A., from Washington Circuit. Dismissed.

PER CURIAM ORDERS

CACR09-933. Cornelius Joseph McCastle v. State of Arkansas, from Arkansas Circuit, Northern District. Appellee's motion to dismiss appeal is granted. Pittman, J., would deny.

CACR09-1277. James Richard Grissom v. State of Arkansas, from Boone Circuit. Motion of Christopher Cordero for attorney's fees is granted. Allowed \$1,400.00.

CACR10-579. Terry Pennister v. State of Arkansas, from Arkansas Circuit, Southern District. Motion of Dennis Molock to withdraw as attorney for appellant, for appointment of counsel and to stay brief time is granted. Douglas D. Ennis is appointed to represent appellant. Appellant's brief due within forty five days.

CA09-931. Kristen N. Kuelbs, Donald Hill and Edwardena Hill v. Kimberly Hill, from Garland Circuit. Appellee's motion to dismiss appeal and for sanctions is denied. Pittman, J., not participating.

CA10-386. Rosie Lattimore v. Wal-Mart Associates, Inc., from Workers' Compensation Commission. Appellant's pro se motion for reconsideration is denied.

CA10-728. Leonard Stallworth v. Hayes Mechanical, Inc., from Workers' Compensation Commission. Appellant's pro se motion for oral argument and waiver of brief is denied.

CA10-748. First Horizon Home Loan Corporation v. Bank of Fayetteville, N.A., from Washington Circuit. Appellant's motion for substitution of party. Appeal Dismissed. See per curiam this date.

CA10-834. Butch Walchli and Elizabeth Walchli v. Joe Morris and Tanni Morris, from Sebastian Circuit, Greenwood District. Appellants' motion for stay pending appeal is denied.

MOTIONS SUBMITTED

CACR10-158. Eric Lavell Murry v. State of Arkansas, from Crittenden Circuit. Appellant's pro se motion for rule on clerk to provide copy of appellant's brief.

CACR10-205. Louis Cortis Townsell v. State of Arkansas, from Pulaski Circuit, Seventh Division. Appellant's pro se motion to relieve attorney and to file a pro se supplemental brief.

CACR10-787. Donnie Ray Slater v. State of Arkansas, from Arkansas Circuit, Southern District. Motion of Dennis Molock to withdraw as attorney for appellant, for appointment of counsel and to stay brief time.

CA09-1363. Marx Real Estate Investments, LLC et al. v. Dr. Victor Coloso and Regina Coloso, from Sebastian Circuit, Fort Smith District. Motion of Appellees/Cross-Appellants to expand page limit and for extension of time to file brief.

CA10-398. Yanmar Co., LTD et al. v. Wanda H. Slater, from Jefferson Circuit. Appellee's motion to file brief in excess of page limits.

CA10-492. Jerri L. Bishop, Individually and as Special Administratrix of the Estate of Guy David Bishop, Jr. v. Tariq, Inc. et al., from Pulaski Circuit, Sixteenth Division. Appellant's petition for writ of certiorari to complete the record, stay briefing schedule and for extension of time to file brief

CA10-568. Martin Wills v. Janet Lacefield, from Baxter Circuit. Appellee's motion to file belated brief.

SUBMISSIONS

CACR09-175. Mitchell Scott Johnson v. State of Arkansas, from Benton Circuit.

CACR09-764. James A. Holliday v. State of Arkansas, from Benton Circuit.

CACR09-794. Carl Douglas Colburn v. State of Arkansas, from Benton Circuit.

CACR09-868. Kenneth Joe Barrow v. State of Arkansas, from Faulkner Circuit.

CACR09-1007. Danny Joe Dooly v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR09-1188. David Wayne Fuson v. State of Arkansas, from Crawford Circuit.

CACR09-1213. Anthony Brian Williamson v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR09-1244. Donnie Ray Coleman v. State of Arkansas, from Poinsett Circuit.

CACR09-1286. Wendell Lee Strickland v. State of Arkansas, from Benton Circuit.

CACR09-1357. Melvyn Stewart v. State of Arkansas, from Hot Spring Circuit.

CACR09-1371. Jennifer Mae Ramsey v. State of Arkansas, from Pulaski Circuit, First Division.

CACR09-1373. Willious E. Block v. State of Arkansas, from Hempstead Circuit.

CACR09-1384. Derrick White v. State of Arkansas, from Pulaski Circuit, Second Division.

CACR10-30. Billy R. Washington v. State of Arkansas, from Garland Circuit.

CACR10-119. Michael Wayne Alston v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR10-182. Jamael Lawann McKnight v. State of Arkansas, from Drew Circuit.

CA09-1193. Randall Mitchell v. Sarah Fells, from Pulaski Circuit, Twelfth Division.

CA10-51. Homer Mooney v. AT&T, from Workers' Compensation Commission.

CA10-111. Michael Main v. McGehee Metals, from Workers' Compensation Commission.

CA10-236. Telling Industries v. Cornell Petty, from Workers' Compensation Commission.

CA10-303. O'Nyssa Grant v. Arkansas Department of Human Services, from Lonoke Circuit.

CA10-304. Shanda Allen v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District.

CA10-357. Tiffany Polk Jackson v. Arkansas Department of Human Services, from Craighead Circuit, Western District.

CA10-396. Anna Leonard v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.