

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF JANUARY 5, 2011

LARRY D. VAUGHT, CHIEF JUDGE:

CA10-37. Derrick Davidson v. Whitley Dunn, from Benton Circuit. Dismissed. Hart and Glover, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

CACR10-824. Chasity Rogers v. State of Arkansas, from Saline Circuit. Affirmed. Vaught, C.J., and Glover, J., agree.

CA10-659. Len E. Blaylock, Jr. v. Nancy L. Blaylock, from Perry circuit. Affirmed in part; reversed in part and remanded. Vaught, C.J., and Glover, J., agree.

ROBERT J. GLADWIN, JUDGE:

CACR10-365. Brian Charland v. State of Arkansas, from Carroll Circuit, Eastern District. Affirmed. Pittman and Abramson, JJ., agree.

JOHN B. ROBBINS, JUDGE:

CACR10-480. Raymond Yesl Bell v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Gruber and Brown, JJ., agree.

CA10-582. Anthony Verbitski v. Union Pacific Railroad Company, from Pulaski Circuit, Sixteenth Division. Affirmed. Pittman and Brown, JJ., agree.

E10-92. Bryan E. Logan v. Director, Department of Workforce Services and PB Sand & Gravel Co., from the Arkansas Board of Review. Remanded for clarification. Gruber and Brown, JJ., agree.

RITA W. GRUBER, JUDGE:

CACR10-521. Wendell Terrell Christian v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Robbins and Brown, JJ., agree.

CA10-565. Courtney Mitchell and Teresa Markin v. John Ramsey, Tri-State Delta Chemicals, Inc., d/b/a United Agri Products, Mid-South, from Crittenden Circuit. Reversed and remanded. Robbins and Brown, JJ., agree.

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DAVID M. GLOVER, JUDGE:

CACR10-525. April Marie Anderson v. State of Arkansas, from Pope Circuit. Affirmed. Vaught, C.J., and Hart, J., agree.

CA10-717. John Crites v. Bob Cowan and United Parcel Service, from Pulaski Circuit, Thirteenth Division. Affirmed. Vaught, C.J., and Hart, J., agree.

RAYMOND R. ABRAMSON, JUDGE:

CACR10-653. Bryant D. Morris v. State of Arkansas, from Pulaski Circuit, Second Division. Affirmed. Pittman and Gladwin, JJ., agree.

CA10-604. Sean McDougal v. Lisa McDougal, from Sebastian Circuit, Fort Smith District. Affirmed in part; vacated and remanded in part. Gladwin and Gruber, JJ., agree.

PER CURIAM DECISIONS

The following cases appealed from the Arkansas Board of Review are affirmed without written opinion pursuant to Arkansas Supreme Court Rule 5-2(f).

- E10-89. Teresa N. Blair v. Director et al.
- E10-90. Samantha R. Watts v. Director et al.
- E10-91. Mandy M. Rice v. Director et al.
- E10-93. Jack R. Faulk v. Director et al.
- E10-94. Brian G. Shannon v. Director et al.
- E10-95. Catricia E. Marks v. Director et al.
- E10-96. Michelle R. Cleveland v. Director et al.
- E10-99. Michael Byers v. Director et al.

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PER CURIAM ORDERS

CACR10-365. Brian Charland v. State of Arkansas, from Carroll Circuit, Eastern District. Appellant's motion to hold appeal in abeyance and to supplement the record is denied. *See* opinion this date.

CACR10-484. Earmon Lamar Brown v. State of Arkansas, from Lonoke Circuit. Motion of Robert M. "Robby" Golden for attorney's fees is granted. Allowed \$1,400.00.

CACR10-738. Jeremy Gipson v. State of Arkansas, from Jefferson Circuit. Motion of Gary W. Potts for attorney's fees is granted. Allowed \$1,400.00.

CACR10-1146. Rodney Tyrone Webb v. State of Arkansas, from Drew Circuit. Motion of Christopher W. Hays to withdraw as counsel for appellant is granted. James E. Hensley, Jr. is appointed to represent appellant. Appellant's brief due February 14, 2011.

CACR10-1209. Vernell Conley v. State of Arkansas, from Washington Circuit. Motion of Jason P. Kearney to be substituted as counsel for appellant is granted. Motion for leave to file a substituted notice of appeal is moot. Appellant's brief due February 14, 2011.

CA10-717. John Crites v. Bob Cowan and United Parcel Service, from Pulaski Circuit, Thirteenth Division. Appellant's motion to certify or to file a supplemental brief is moot. *See* opinion this date.

CA10-875. Central Arkansas Construction & Development, LLC v. Cole Excavating, LLC, from Saline Circuit. Appellee's motion for stay of the briefing schedule is granted for sixty days.

CA10-952. Roma Trakru v. David Mathews, from Stone Circuit. Appellant's motion to supplement the record is granted. Record deemed supplemented.

CA10-1029. Jeremiah Calahan and Julie Calahan v. Arkansas Department of Human Services and Minor Child, from Monroe Circuit. Appellees' joint motion to dismiss appellants' appeal is passed until the case is submitted. Appellees' briefs due within ten days.

CA10-1075. Katherine Keckler v. Arkansas Department of Human Services, Minor Child, and Eduardo Kriete, from Cleveland Circuit. Appellees' motions to dismiss appeal are denied. Appellees' briefs due within fifteen days. Gruber, J., not participating.

E10-136. Donald Stewart v. Director et al., from Board of Review. Appellant's motion to file belated appeal is denied.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CACR10-460. Kenrick Partee v. State of Arkansas, from Mississippi Circuit, Chickasawba District.

CA10-58. Michael A. Hayes v. Sandra L. Hayes Otto, from Pulaski Circuit, Fourteenth Division.

CA10-220. Dardanelle & Russellville Railroad, Inc. v. Certain Underwriters at Lloyd's, London, from Pope Circuit.

CA10-687. Jamie R. Mahone v. Arkansas Department of Human Services and Minor Children, from Washington Circuit.

CACR09-933. Cornelius Joseph McCastle v. State of Arkansas, from Arkansas Circuit, Northern District. Appellee's motion to supplement the record.

CACR10-128. Byron Lamont Wallace v. State of Arkansas, from Pulaski Circuit, Seventh Division. Motion of James W. Wyatt for attorney's fees.

CACR10-262. Deanna Lynn Goforth v. State of Arkansas, from Saline Circuit. Motion of J. Brent Standridge for attorney's fees.

CACR10-433. Joey Rhoades v. State of Arkansas, from Saline Circuit. Motion of J. Brent Standridge for attorney's fees.

CACR10-519. Steven Ray Baker v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of David L. Dunagin for attorney's fees.

CACR10-566. Kirby Donald Franklin, Jr. v. State of Arkansas, from Drew Circuit. Motion of Timothy R. Leonard for attorney's fees.

CACR10-837. Johnny Lynn Bovee v. State of Arkansas, from Saline Circuit. Appellant's pro se motion to consider document and for new trial.

CACR10-980. Robert Joseph Moten v. State of Arkansas, from Arkansas Circuit, Northern District. Appellant's pro se motion for transcript.

CACR10-1258. Carlton X. Russell v. State of Arkansas, from White Circuit. Motion of Robert M. "Robby" Golden to be relieved as counsel for appellant and for Caroline Winningham to be substituted as appellate counsel.

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MOTIONS SUBMITTED

CACR10-1301. Joseph Tyrone Garr v. State of Arkansas, from Garland Circuit. Motion of Timothy N. Beckham to withdraw as attorney on direct appeal.

CACR10-1306. Jakita Sealine Murphy v. State of Arkansas, from Pulaski Circuit, First Division. Motion of Lott Rolfe, IV to withdraw as counsel and for William O. James to be entered as counsel for appellant.

CA08-1351. Gary Bodiford, M.D. v. Joyce Street, LLC, from Washington Circuit. Bankruptcy status report.

CA10-430. Anthony E. Owens v. Office of Child Support Enforcement, from Sebastian Circuit, Fort Smith District. Appellant's pro se motion for statement of the evidence.

CA10-462. Kim Gladden v. Georgia Pacific Corporation et al., from Workers' Compensation Commission. Appellant's motion for attorney's fees.

CA10-726. Roy Peters et al. v. Heather Moore et al., from Sebastian Circuit, Greenwood District. Appellants' motion for stay or extension of brief time.

CA10-878. Entergy Arkansas, Inc. v. Arkansas Public Service Commission, from Public Service Commission. Motion of Amici Curiae State of Arkansas, Arkansas Building Authority, and University of Arkansas to file amicus brief.

CA10-944. Cynthia Marie Beyers v. George L. Beyers, III and Donna G. Beyers, from Saline Circuit. Notice of bankruptcy filing and request for stay of brief due date.

CA10-1089. Kenneth Allen Waits and Gary Lee Waits v. Union Pacific Corporation and Union Pacific Railroad Company, from Van Buren Circuit. Appellees' motion to dismiss appeal.

CA10-1120. Bertha Webster v. Coleman Cable, Inc., and Twin City Fire Insurance Company, from Workers' Compensation Commission. Appellees' motion to dismiss appeal.

CA10-1140. Mid-South Mixers, Inc., and AIG Claims Services, Inc. v. Ryan Stevens, from Workers' Compensation Commission. Appellants' motion to supplement the record and to stay brief time.

CA10-1246. Bayer CropScience LP et al. v. Randy Schafer et al., from Lonoke Circuit. Appellants' motion to supplement the record, stay briefing schedule, and extend brief deadline.

E10-23. Guy D. Czajka v. Director et al., from Board of Review. Appellant's motion to file belated brief.

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CACR09-822. Anthony Sanders v. State of Arkansas, from Crittenden Circuit.

CACR09-1019. Joseph Michael Hadley v. State of Arkansas, from Pulaski Circuit, First Division.

CACR10-36. Andrew Wayne Lovett v. State of Arkansas, from Union Circuit.

CACR10-202. Johnny Mingo, Jr. v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR10-341. Charles Lanell Williams v. State of Arkansas, from Clark Circuit.

CACR10-370. Otis Stribling v. State of Arkansas, from Jefferson Circuit.

CACR10-502. Stephen Buford v. State of Arkansas, from Faulkner Circuit.

CACR10-515. Jamar R. Reed v. State of Arkansas, from Crittenden Circuit.

CACR10-542. Otis Wade v. State of Arkansas, from Crittenden Circuit.

CACR10-668. Kevin Valdez Barnes v. State of Arkansas, from Pulaski Circuit, Fourth Division.

CACR10-695. Walter Parham v. State of Arkansas, from Crittenden Circuit.

CACR10-744. Charles Foster, Jr. v. State of Arkansas, from Faulkner Circuit.

CACR10-829. Nathaniel Fitzgerald v. State of Arkansas, from Crittenden Circuit.

CACR10-830. Jimmy G. Yocum v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CA10-753. Earnest Johnson v. Pat Salmon & Sons, Inc., from Workers' Compensation Commission.

CA10-794. N. B. v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CA10-908. Brandy Richardson v. Arkansas Department of Human Services, from Independence Circuit.

CA10-995. Crystal Richmond v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.

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SUBMISSIONS

The following cases are appeals from the Arkansas Board of Review.

E10-97. Paul E. Speakman v. Director.

E10-98. Carolyn J. Terry v. Director.

E10-100. Daniel Bowen v. Director.

E10-101. Connie Stokes v. Director.

E10-102. Mary M. Williams v. Director.

E10-103. Eddie L. Pride v. Director.

E10-104. Robert Barnett v. Director.

E10-105. Charles C. Williams v. Director.

E10-106. Steven A. Haygood v. Director.