

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF AUGUST 24, 2011
PER CURIAM ORDERS

REHEARINGS DENIED: Petitions for Rehearing were denied today in the following cases.

CA10-689. Sheila Myers and Trevor Myers v. Cooper Clinic, P.A., and Pathology Services Laboratory, P.A., from Sebastian Circuit, Fort Smith District. Hart, J., would grant.

CA10-1238. John T. Payne, II v. Keith Donaldson d/b/a Donaldson Wrecker Service, from Chicot Circuit. Hart and Robbins, JJ., would grant.

CA10-1282. Lemuel David Walker v. Richard B. Burton and Julie Burton, from Lafayette Circuit.

CACR10-532. Cory Ray Lynch v. State of Arkansas, from Perry Circuit. Motion of R. David Lewis for attorney's fees is granted. Allowed \$1,400.00.

CACR10-897. Charles Isaac Wilson, Jr. v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's pro se "motion to recall mandate nunc pro tunc" is denied.

CACR10-897. Charles Isaac Wilson, Jr. v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's pro se "motion for rule on clerk to recall mandate" is denied.

CACR10-1299. Jennifer Irene Bates v. State of Arkansas, from Drew Circuit. Motion of Timothy R. Leonard for attorney's fees and expenses is granted. Allowed \$1,400.00.

CACR11-49. Kirk Byron Stansell v. State of Arkansas, from Perry Circuit. Appellant's pro se motion for belated appeal is treated as a motion to file pro se brief and denied.

CACR11-233. Derrick Antoine Wilson, Sr. v. State of Arkansas, from Ashley Circuit. Appellant's motion for belated appeal is treated as a motion for belated brief and is granted.

CACR11-304. Ray Lee Anthony v. State of Arkansas, from Craighead Circuit, Western District. Appellant's pro se motion for permission to submit pro se supplemental brief is denied.

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CACR11-641. Jeremy J. Reynolds v. State of Arkansas, from Conway Circuit. Appellant's pro se petition for writ of error coram nobis is denied.

[CACR11-677](#). Robert Ryan Sipe v. State of Arkansas, from Garland Circuit. Motion of Public Defender Mark S. Fraiser to withdraw as counsel for appellant. Motion moot. *See per curiam* this date.

CACR11-769. Cordell A. Wells, Jr. v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Motion of John H. Bradley to be relieved as counsel for appellant and for substitution of W. Ray Nickle as counsel for appellant is remanded to the trial court for a hearing within thirty days pursuant to *Brewer v. State*, 64 Ark. App. 372, 984 S.W.2d 65 (1998). Clerk to set briefing schedule.

CACR11-769. Cordell A. Wells, Jr. v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Motion of W. Ray Nickle to be substituted as counsel for appellant is remanded to the trial court for a hearing within thirty days pursuant to *Brewer v. State*, 64 Ark. App. 372, 984 S.W.2d 65 (1998). Clerk to set briefing schedule.

CACR11-794. Courtney L. Smith v. State of Arkansas, from Pulaski Circuit, Seventh Division. Motion of Thomas B. Devine, III, to be relieved as attorney for appellant, for appointment, and to stay brief time. Remanded to the trial court to treat as motion to set aside guilty plea within thirty days.

CA10-218. Jonnie Locke v. Continental Casualty Company et al., from Jefferson Circuit. Joint motion to submit case on previous briefs is granted.

CA10-891. Eastern Tank Service et al. v. Alton Brown, from Workers' Compensation Commission. Appellee's motion for attorney's fees is granted.

CA11-31. Dan Billingsley v. Planit Dirt Excavation & Concrete, Inc., from Saline Circuit. Appellee's motion for attorney's fees on appeal and costs on appeal is denied.

CA11-59. West-Ark Steel & Pipe, Inc., and Chartis Insurance v. Maria Vidales Barron, Widow, from Arkansas Workers' Compensation Commission. Appellants' voluntary motion to dismiss appeal is granted.

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CA11-180. Delta Regional Airport Authority v. Grover Gunn, III, et al., from St. Francis Circuit. Appellees' motion to file belated brief is granted.

CA11-226. Crafton, Tull, Sparks & Associates, Inc. v. Ruskin Heights, LLC, et al., from Washington Circuit. Appellant's motion for remand to supplement the record and to stay briefing is granted. Supplemental record due within ten days. Appellant's brief due within ten days thereafter.

CA11-239. Wayne Welsher, M.D. v. Mercy Health System of Northwest Arkansas, Inc., from Benton Circuit. Appellant's motion to confirm finality, or alternatively, to remand to the trial court, and to stay briefing schedule pending ruling. Remanded to the trial court for entry of final order within seven days. Appellant's brief due within thirty days thereafter. Vaught, C.J., and Glover, J., not participating.

CA11-243. Betty Bass v. R.C. Keith Bass, from Hot Spring Circuit. Appellee's motion for writ of certiorari is denied.

CA11-434. Patricia Tackett and NZone, LLC v. Marion Shopping Center, from Crittenden Circuit. Appellant Patricia Tackett's motion for dismissal without prejudice is denied.

CA11-451. Robert Carr and Marjorie Carr v. James Gillam, from Van Buren Circuit. Appellee's motion to supplement record on appeal. Remanded to the trial court to settle the record within fifteen days. Appellee's brief due within fifteen days thereafter.

CA11-509. David W. Paschal v. Tressa Paschal, from Washington Circuit. Petition for writ of certiorari to complete the record, stay of brief time, and for emergency relief is granted. Supplemental record due within fifteen days. Appellee's brief due within fifteen days thereafter. Martin, J., not participating.

CA11-511. Creed Spann et al. v. Lovett & Company Limited, from Pulaski Circuit, Fifth Division. Appellants' second motion for supplementation of the record is granted. Record deemed supplemented.

CA11-525. William E. Flynn v. J.B. Hunt Transportation, from Workers' Compensation Commission. Appellant's pro se motion to file nonconforming brief is denied. Conforming brief due within fifteen days.

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CACR09-345. Daniel Dorsey v. State of Arkansas, from Crittenden Circuit. Appellant's pro se motion for reconsideration.

CACR10-383. Jeffery Garcia v. State of Arkansas, from Saline Circuit. Motion of David O. Bowden for attorney's fees.

CACR10-646. Oscar Perez v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellee's motion to file corrected brief.

CACR11-659. Billy Joe Clark v. State of Arkansas, from Woodruff Circuit. Appellant's motion to correct the record and stay the briefing schedule or, alternatively, extend the time to file his brief.

CACR11-747. Marcus W. Fields v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's pro se motion to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CA11-196. City of Forrest City et al. v. Michael L. Long, from Workers' Compensation Commission. Appellee's motion for additional brief time.

CA11-319. Metro Empire Land Association, LLC, et al. v. Arlands, LLC, et al., from Jefferson Circuit. Appellants' motion to supplement the record and stay briefing time.

CA11-356. J.E.M. v. G.F.J. and S.L.J., from Faulkner Probate. Appellant's petition for writ of certiorari to correct the record.

CA11-419. Petrohawk Properties, LP v. Isaac Heigle et al., from Cleburne Circuit. Appellant's motion for oral argument.

CA11-495. Lenny Joe Kyle, Individually and Lenny Joe Kyle Farms v. Gray, Ritter & Graham, P.C., et al., from Woodruff Circuit. Appellants' motion to supplement the record and stay the briefing deadline.

CA11-495. Lenny Joe Kyle, Individually and Lenny Joe Kyle Farms v. Gray, Ritter & Graham, P.C., et al., from Woodruff Circuit. Appellees' request to accept tendered supplement.

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CA11-507. J. A. Cates v. V. G. Cates, from Garland Circuit. Appellant's motion for additional brief time.

CA11-554. Guy Maris Trust et al. v. Zachary W. "Woody" Truemper, from Pulaski Circuit, Third Division. Appellants' motion to remand to correct the record or alternative petition for writ of certiorari to complete the record and to extend time or stay the briefing schedule.

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CACR10-1038. Robert Earl Colbert v. State of Arkansas, from Jefferson Circuit.

CACR10-1130. Robert Lee Thomas, Jr. v. State of Arkansas, from Saline Circuit.

CACR10-1301. Joseph Tyrone Garr v. State of Arkansas, from Garland Circuit.

CACR10-1332. Clifton Soloman v. State of Arkansas, from Miller Circuit.

CACR10-1334. Courvoisier Marteze Riley v. State of Arkansas, from Pulaski Circuit, First Division.

CA10-979. Dellia Smith et al. v. Beverly Sims, from Desha Circuit.

CA10-996. Christopher H. Pressler and Tiffany Pressler v. Arkansas Public Service Commission, from Public Service Commission.

CA10-1129. Margaret E. Light et al. v. James Duvall, from Yell Circuit, Northern District.

CA10-1140. Mid-South Mixers, Inc., et al. v. Ryan Stevens, from Workers' Compensation Commission.

CA10-1196. Kelsey Villines et al. v. North Arkansas Regional Medical Center, from Boone Circuit.

CA10-1202. Billy Mike Wilson v. Union Pacific Railroad Company, from Jefferson Circuit.

CA10-1261. William Wright and Ladelle Wright v. Andy Briant and Terri Briant, from Drew Circuit.

CA10-1279. Seyoum Clark v. El Nopal, Inc., from Workers' Compensation Commission.

CA11-10. Deutsche Bank National Trust Comapny et al. v. Mike Austin, from Sebastian Circuit, Fort Smith District.

CA11-33. Roosevelt Dye v. Anderson Tully Co., from Desha Circuit.

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CA11-43. St. Edward Mercy Medical Center and Sisters of Mercy Health System v. Whitney Phipps, from Workers' Compensation Commission.

CA11-57. Steve Crawford v. Superior Industries, from Workers' Compensation Commission.

CA11-59. West-Ark Steel & Pipe, Inc., et al. v. Maria Vidales Barron, Widow, from Workers' Compensation Commission.

CA11-65. George Nicholas Stokes, II, et al. v. Mangum Construction Company, from Desha Circuit.

CA11-89. Riceland Seed Company d/b/a Stratton Seed Company v. Wingmead, Inc. d/b/a Wingmead Seeds, from Arkansas Circuit, Northern District.

CA11-96. Tim Fox v. Julie Glassing, from Clark Circuit.

CA11-118. David Waldon Paschal v. Tressa Paschal, from Washington Circuit.

CA11-124. Guillermina Padilla Briseno v. George's, Inc., from Workers' Compensation Commission.

CA11-164. St. Edward Mercy Medical Center and Sisters of Mercy Health System v. Deborah Warnock, from Workers' Compensation Commission.