

## ARKANSAS COURT OF APPEALS

### PROCEEDINGS OF SEPTEMBER 7, 2011

#### LARRY D. VAUGHT, CHIEF JUDGE:

[CA11-43](#). St. Edward Mercy Medical Center and Sisters of Mercy Health System v. Whitney Phipps, from the Arkansas Workers' Compensation Commission. Affirmed. Hart and Glover, JJ., agree.

[CA11-65](#). George Nicholas Stokes, II, and Global Grain & Export Company, LLC v. Mangum Construction Company, from Desha Circuit. Reversed and dismissed. Hart and Glover, JJ., agree.

#### JOHN MAUZY PITTMAN, JUDGE:

[CA10-979](#). Dellia Smith et al. v. Beverly Sims and Drue H. Sims, from Desha Circuit. Reversed and remanded. Gladwin and Brown, JJ., agree.

[CA11-164](#). St. Edward Mercy Medical Center et al. v. Deborah Warnock, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin and Brown, JJ., agree.

#### JOSEPHINE LINKER HART, JUDGE:

[CA10-1140](#). Mid-South Mixers, Inc., and AIG Claims Services, Inc. v. Ryan Stevens, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught, C.J., and Glover, J., agree.

[CA11-89](#). Riceland Seed Company d/b/a Stratton Seed Company v. Wingmead Inc. d/b/a Wingmead Seeds, from Arkansas Circuit, Northern District. Affirmed. Vaught, C.J., and Glover, J., agree.

#### ROBERT J. GLADWIN, JUDGE:

[CA11-33](#). Roosevelt Dye v. Anderson Tully Company, from Desha Circuit. Affirmed. Pittman and Brown, JJ., agree.

[CA11-57](#). Steve Crawford v. Superior Industries, Employer; Regions Claims Management; and Death & Permanent Disability Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Pittman and Brown, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 7, 2011**

JOHN B. ROBBINS, JUDGE:

[CACR10-1332](#). Clifton Solomon v. State of Arkansas, from Miller Circuit. Affirmed. Gruber and Abramson, JJ., agree.

[CA10-1196](#). Kelsey and Marlene Villines v. North Arkansas Regional Medical Center, from Boone Circuit. Reversed and remanded. Gruber and Abramson, JJ., agree.

ROBIN F. WYNNE, JUDGE:

[CACR10-1038](#). Robert Colbert v. State of Arkansas, from Jefferson Circuit. Affirmed. Martin and Hoofman, JJ., agree.

[CA10-1202](#). Billy Mike Wilson v. Union Pacific Railroad Company, from Jefferson Circuit. Affirmed. Martin and Hoofman, JJ., agree.

RITA W. GRUBER, JUDGE:

[CACR10-1301](#). Joseph Garr v. State of Arkansas, from Garland Circuit. Affirmed. Robbins and Abramson, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CA10-1261](#). William C. Wright and Ladelle Wright v. Andy Briant and Terri Briant, from Drew Circuit. Affirmed. Robbins and Gruber, JJ., agree.

DOUG MARTIN, JUDGE:

[CACR10-1334](#). Courvoisier Marteze Riley v. State of Arkansas, from Pulaski Circuit, First Division. Affirmed; remanded in part to correct clerical error. Wynne and Hoofman, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CA10-996](#). Christopher H. Pressler and Tiffany Pressler v. Arkansas Public Service Commission and Entergy Arkansas, Inc., from the Arkansas Public Service Commission. Affirmed. Wynne and Martin, JJ., agree.

[CA11-124](#). Guillermina Padilla Briseno v. George's, Inc., and Crockett Adjustment, from the Arkansas Workers' Compensation Commission. Affirmed. Wynne and Martin, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 7, 2011**

WAYMOND M. BROWN, JUDGE:

[CA10-1279](#). Seyoum Clark v. El Nopal, Inc., and Truck Exchange Insurance, from the Arkansas Workers' Compensation Commission. Affirmed. Pittman and Gladwin, JJ., agree.

[CA11-118](#). David Waldon Paschal v. Tressa Paschal, from Washington Circuit. Reversed and remanded. Pittman and Gladwin, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 7, 2011**

**PER CURIAM ORDERS**

CACR11-104. Darnell Charles Porter v. State of Arkansas, from Faulkner Circuit. Appellant's pro se motion for transcript is denied.

CACR11-412. Patrick Cinque Smith v. State of Arkansas, from Pulaski Circuit, First Division. Appellant's motion to supplement the record. Remanded to the trial court to settle the record within fifteen days. Appellant's brief due within thirty days thereafter.

CA10-944. Cynthia Marie Beyers v. George L. Beyers, III, from Saline Circuit. Stay lifted. Appellant's brief due October 17, 2011.

CA10-952. Roma Trakru v. David Mathews, from Stone Circuit. Appellant's motion to withdraw request for oral argument is granted.

CA11-26. Theresa Renuart Paulino et al. v. QHG of Springdale, Inc., et al., from Washington Circuit. Motion of Mercy Health System of Northwest Arkansas, Inc., and Mercy Medical Center to file amicus curiae brief in support of appellees is granted. Brief filed this date. Martin, J., not participating.

CA11-26. Theresa Renuart Paulino et al. v. QHG of Springdale, Inc., et al., from Washington Circuit. Motion of Arkansas Hospital Association to file amicus curiae brief in support of appellees is granted. Brief filed this date. Martin, J., not participating.

CA11-52. Aaron Vanasse et al. v. Britte Smith, M.D., et al., from Washington Circuit. Appellants' motion for additional brief time is granted. Appellants' brief filed this date. Martin, J., not participating.

CA11-265. Suzanne P. Dew v. Terry L. Dew, from Johnson Circuit. Appellant's motion for additional brief time is granted. Appellant's brief due September 21, 2011. Final extension.

CA11-360. Howard Smith, Sr. v. Helena-West Helena School District, from Phillips Circuit. Appellee's motion to substitute Lawrence W. Jackson and relieve Vandell Bland, Sr., as counsel is granted.

CA11-365. Pinnacle Point Properties, LLC, et al. v. Metropolitan National Bank, from Benton Circuit. Appellants' motion to supplement the record and stay briefing schedule is granted. Supplemental record due within seven days. Appellants' brief due within ten days thereafter.

CACR11-329. Fred O. Warren v. State of Arkansas, from Crittenden Circuit. Appellee's motion to remand to settle the record and to stay brief time.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF SEPTEMBER 7, 2011**  
**MOTIONS SUBMITTED**

CACR11-415. Edward Anthony Liggins v. State of Arkansas, from Craighead Circuit, Western District. Appellant's motion for additional brief time.

CACR11-568. Felipe Reyes v. State of Arkansas, from Miller Circuit. Appellant's motion to supplement record on appeal and motion to stay briefing deadlines.

CACR11-819. Benjamin Eagle v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellant's pro se motion for appointment of counsel.

CACR11-841. Gary Edward Knotts v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of Joseph C. Self for leave to withdraw appearance as counsel.

CA11-388. Hazel Sutton et al. v. Charlie Gardner, from Van Buren Circuit. Appellants' motion for leave to expand reply brief and for brief time.

CA11-466. Sierra Club v. Arkansas Pollution Control and Ecology Commission et al., from Hempstead Circuit. Appellant's motion for expansion of brief page limit.

CA11-634. Bonnie Householder v. Arkansas Department of Human Services, from Crawford Circuit. Motion of David L. Moore to withdraw as counsel for appellant.

CA11-739. Arkansas Department of Human Services v. A.M. et al., from Jefferson Circuit. Appellant's motion to supplement the record and stay the briefing schedule.

CA11-765. Jennifer Marie Thornton v. Arkansas Department of Human Services, from Crawford Circuit. Motion of David L. Moore to withdraw as counsel for appellant.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF SEPTEMBER 7, 2011**  
**MOTIONS SUBMITTED**

**The following cases are called for dismissal for failure to file briefs in accordance with Supreme Court Rule 4-5.**

CA10-541. Arkansas State Highway Commission v. Regan E. Miller, from Benton Circuit.

CA10-857. Brian M. McWilliams v. Myron Lance, from Polk Circuit.

CA10-1205. Michael Disney v. Julie Love, from Washington Circuit.

CA11-203. Ursula VanBeek v. Hot Springs Bank and Trust Company, from Garland Circuit.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 7, 2011**

**SUBMISSIONS**

CA10-592. Manufacturers & Traders Trust Company et al. v. Tracy M. Nickleson and Carolyn Joan Nickleson, from Faulkner Circuit. Argued orally.

CACR10-680. Jewel Goldsberry, Jr. v. State of Arkansas, from Pulaski Circuit, Seventh Division.

CACR10-959. Patrick Lavell Davis v. State of Arkansas, from Hot Spring Circuit.

CACR10-1043. Jessie Lee Miller, Jr. v. State of Arkansas, from Mississippi Circuit, Osceola District.

CACR10-1145. Joe McKinley Jones v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR11-104. Darnell Charles Porter v. State of Arkansas, from Faulkner Circuit.

CACR11-119. Leroy Harvey Stevenson v. State of Arkansas, from Craighead Circuit, Western District.

CACR11-181. Elmer Risner v. State of Arkansas, from Conway Circuit.

CACR11-206. Henry Hampton v. State of Arkansas, from Jefferson Circuit.

CACR11-232. Charles Grissom, Jr. v. State of Arkansas, from Miller Circuit.

CACR11-269. Charles Len Halliday v. State of Arkansas, from Marion Circuit.

CA10-1158. Robert E. Bamburg v. Lisa J. Bamburg, from Pulaski Circuit, Fourteenth Division.

CA10-1160. Laura Ramsey Rushing v. Nicholas Ramsey, from Saline Circuit.

CA10-1207. Michael A. Hayes v. Sandra L. Hayes Otto, from Pulaski Circuit, Fourteenth Division.

CA11-134. Amteck, LLC et al. v. Ricky Cooley, from Workers' Compensation Commission.

CA11-144. Angelica C. Stevenson v. Joshua Stevenson, from Lonoke Circuit.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 7, 2011**

**SUBMISSIONS**

CA11-145. William Austin v. Arkansas Department of Human Services, from Mississippi Circuit, Chickasawba District.

CA11-149. Dana M. Fincher v. Kenny William Fincher, from Hempstead Circuit.

CA11-175. Greg E. Prock v. Bull Shoals Boat Landing et al., from Workers' Compensation Commission.

CA11-246. Amanda M. Johnson v. M.S. Development Company, LLC, et al., from Jefferson Circuit.

CA11-294. Jonesboro Healthcare Center, LLC v. Eaton-Moery Environmental Services, Inc., et al., from Craighead Circuit, Western District.

CA11-311. Qualserv Corporation et al. v. Clifford Rich, from Workers' Compensation Commission.

CA11-318. Medic One, LLC, et al. v. James Colbert, from Workers' Compensation Commission.

CA11-334. Michelle Ward v. Arkansas Department of Human Services, from Lonoke Circuit.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF SEPTEMBER 7, 2011**  
**SUBMISSIONS**

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

E11-69. Arkansas Pediatrics of Conway v. Director et al.

E11-70. Christie Zosso v. Director et al.

E11-71. Willie S. Grover v. Director et al.

E11-72. James A. Butler v. Director et al.

E11-73. Leatha M. Washington v. Director et al.

E11-74. Ronald P. Allen v. Director et al.

E11-75. Amanda Ratliff v. Director et al.

E11-76. Agustin Vasquez v. Director et al.

E11-77. Eric Garman v. Director et al.

E11-78. Ira Gibson v. Director et al.

E11-79. Esteban Pineda Beltran v. Director et al.

E11-80. Larry D. King v. Director et al.