

ARKANSAS COURT OF APPEALS

Opinions delivered
January 21, 2009

JOHN MAUZY PITTMAN, JUDGE:

CA08-299. Pine Meadow Autoflex, LLC v. Susan Taylor, from Washington Circuit. Affirmed. Gladwin, J., agrees. Glover, J., concurs. PUBLISHED

KAREN R. BAKER, JUDGE:

CACR08-641. Steven Ralph Teater v. State of Arkansas, from Ouachita Circuit. Affirmed. Hart and Robbins, JJ., agree. PUBLISHED

PER CURIAM ORDERS

REHEARING DENIED: Petition for Rehearing was denied today in the following case.

CACR08-464. Montgomery Dwight Heathman v. State of Arkansas, from Washington Circuit.

CACR08-1104. Antonio Deshun Sartin v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellee's motion to dismiss appeal is denied.

CACR08-1104. Antonio Deshun Sartin v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellant's motion to file belated brief is granted.

CACR08-1179. Cornelious Paige v. State of Arkansas, from Faulkner Circuit. Appellant's motion to file belated brief is moot.

CACR08-1457. Michael Allen Hatcher v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of Barry Neal for leave to withdraw as counsel for appellant is granted. Mr. Brett D. Watson is appointed to represent the appellant.

CA08-364. Dustin McDaniel, Attorney General et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Appellant's motion for stay and extension of time to file reply briefs is granted. See **per curiam** this date. UNPUBLISHED

CA08-364. Dustin McDaniel, Attorney General et al. v. Arkansas Public Service Commission et al., from Public Service

Commission. Motion of Consumer Utilities Rate Advocacy Division of Arkansas Attorney General to strike portions of supplemental addendum and brief of Appellee Entergy Arkansas, Inc.'s in response to brief of Appellant Arkansas Attorney General is granted in part; denied in part. See **per curiam** this date.

CA08-364. Dustin McDaniel, Attorney General et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Motion of Consumer Utilities Rate Advocacy Division of Arkansas Attorney General to strike supplemental addendum and portions of Appellee Entergy Arkansas, Inc.'s brief in response to brief of Appellant Arkansas Electric Energy Consumers is granted in part; denied in part. See **per curiam** this date.

CA08-364. Dustin McDaniel, Attorney General et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Motion of Consumer Utilities Rate Advocacy Division of Arkansas Attorney General to strike supplemental addendum and portions of the brief of Appellee Arkansas Public Service Commission is granted in part; denied in part. See **per curiam** this date.

CA08-365. Dustin McDaniel, Attorney General et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Motion of Appellee Entergy Arkansas to consolidate oral argument in CA08-365 and CA08-364 is granted. See **per curiam** this date.

CA08-995. Bruce A. Keller v. Sandra E. Keller, from Washington Circuit. Appellant's motion for extension of brief time is granted. Final extension.

CA08-1017. Heather Michelle Ussery v. Buddy Michael Ussery, from Pulaski Circuit, Seventeenth Division. Appellant's motion for extension of brief time. Granted thirty days. Final extension.

CA08-1213. Robert Cleary v. Sledge Properties, Inc., from Drew Circuit. Appellant's motion to amend brief is denied. Leave granted to file a substituted brief within fifteen days.

CA08-1278. Karen Roebuck v. United Methodist Children's Home, from Workers' Compensation Commission. Appellant's motion to reinstate appeal is granted.

CA08-1383. PH, LLC v. City of Conway, Arkansas, from Faulkner Circuit. Motion of the Arkansas Municipal League for leave to file amicus brief is granted.

CA08-1406. Yolanda Lyons v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District. Appellant's motion to seal record as confidential is granted.

CA08-1429. Carla Childress v. Arkansas Department of Human Services, from Lonoke Circuit. Appellant's motion to seal the record as confidential is granted.

CA08-1451. Troy L. Boudreaux v. Ann McNulty Boudreaux, from Pulaski Circuit, Seventeenth Division. Appellant's motion to correct the record and to stay briefing schedule, or in the alternative, for additional brief time is granted. Record deemed supplemented. Brief due within thirty days. Gladwin, J., not participating.

MOTIONS SUBMITTED

CACR07-395. Corrie Derell Thomas v. State of Arkansas, from Mississippi Circuit, Osceola District. Motion of Mike Dabney for attorney's fees.

CACR07-1166. Elliott E. Bailey v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of Rosalyn A. Watts for attorney fees.

CACR08-74. Kenneth Lemaster v. State of Arkansas, from Lonoke Circuit. Motion of Andrew Ballard for attorney's

fees.

CACR08-126. Cledia Graves, Jr. v. State of Arkansas, from Phillips Circuit. Motion of Don Etherly for attorney's fees.

CACR08-374. Gary W. Banks v. State of Arkansas, from Miller Circuit. Motion of Phillip A. McGough for attorney's fees and costs.

CACR08-609. Monterele Eron Davenport v. State of Arkansas, from Miller Circuit. Motion of Phllip A. McGough for attorney's fees and costs.

CACR08-1239. Debra Johnson v. State of Arkansas, from Union Circuit. Appellant's motion for extension of brief time.

CACR08-1319. Victor Rasmussen v. State of Arkansas, from Garland Circuit. Appellant's petition for appeal bond.

CACR08-1389. Rodney Arlen Pankau v. State of Arkansas, from Washington Circuit. Appellant's petition for writ of certiorari to complete the record.

CA08-1110. Robert L. Anderson v. Sherri L. Anderson, from Washington Circuit. Appellee's motion to file belated brief.

CA08-1170. Jason Shively v. Michelle Shively Plautz, from Cleburne Circuit. Appellant's motion for additional brief time.

CA08-1196. Anthony Sloan, M.D. v. City of Corning, from Clay Circuit, Western District. Appellee's motion to supplement the record.

CA08-1449. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. Appellant's motion requesting clarification of redacting issues.

CA08-1449. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. Appellant's petition and amended petition for writ of certiorari to complete the record and for brief time.

SUBMISSIONS

CA08-134. Powhatan Cemetery, Inc. v. Lois Colbert, from Lawrence Circuit. Argued orally.

CA08-501. Jamie Hicks v. Dustin Dewayne Bates et al., from Workers' Compensation Commission. Argued orally.

CACR07-1173. Anthony Wise v. State of Arkansas, from Jefferson Circuit.

CACR07-1292. Michael Lee Layton v. State of Arkansas, from Columbia Circuit.

CA07-1317. Janetta Kearney v. City of Little Rock, from Pulaski Circuit, Thirteenth Division.

CA07-1325. Randy Wayne Cummings v. Sandra Lynn Cummings, from Garland Circuit.

CA08-66. Patrick J. Powers v. Patricia Pan Adams, from Washington Circuit.

CA08-467. Linda V. Rush-Bradley v. Mary Ann Van Ore, from Washington Circuit.

CA08-568. Katrina Parker v. Southern Farm Bureau Casualty Insurance Company, from Pulaski Circuit, Thirteenth

Division.

CA08-625. Dale Shouse v. Carolyn Hegwood, from Benton Circuit.

CA08-766. Superior Industries v. Kenny Shaddock, from Workers' Compensation Commission.

CA08-779. Ozark Health, Inc. v. Bobbie Works, from Workers' Compensation Commission.

CA08-781. Preston Ferguson v. Rolin Park, LLC, from Washington Circuit.

CA08-795. Denver L. Gulley v. City of Mountain Home, from Workers' Compensation Commission.

CA08-810. David H. Pickering et ux. v. Winfred W. Garrison et ux., from Pulaski Circuit, Third Division.

CA08-837. Curtis W. Jones v. AAC Risk Management Services, from Workers' Compensation Commission.

CA08-842. Death & Permanent Total Disability Trust Fund v. Francisca Guevara Rodriguez, from Workers' Compensation Commission.

CA08-892. Barbara Posey v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.

CA08-933. Michael Hodges v. Arkansas Department of Human Services, from Craighead Circuit, Western District.

CA08-948. Antoinette Zamora v. Arkansas Department of Human Services, from Baxter Circuit.

CA08-990. Vera Hay v. Arkansas Department of Human Services, from Cleburne Circuit.

CA08-1015. Christina Hammond v. Arkansas Department of Human Services, from Marion Circuit.

CA08-1112. Walter Dowdy v. Arkansas Department of Human Services, from Craighead Circuit, Western District.

CA08-1148. Brandi Flowers v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.