

## ARKANSAS COURT OF APPEALS

Opinions delivered  
May 19, 2010

LARRY D. VAUGHT, CHIEF JUDGE:

CACR09-1206. Donnell Robinson v. State of Arkansas, from Chicot Circuit. Reversed and remanded. Hart and Gladwin, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

CACR10-123. Roland Kamgno v. State of Arkansas, from Faulkner Circuit. Affirmed. Gladwin and Glover, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

CACR09-957. Harvey Tyson Lewis v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Vaught, C.J., and Glover, J., agree.

ROBERT J. GLADWIN, JUDGE:

CA10-72. D.B., a minor v. State of Arkansas, from Independence Circuit. Affirmed. Pittman and Glover, JJ., agree.

JOHN B. ROBBINS, JUDGE:

CACR09-1020. Laquince Hogan v. State of Arkansas, from Little River Circuit. Affirmed. Gruber and Henry, JJ., agree.

RITA W. GRUBER, JUDGE:

CACR09-1091. Christopher Cody Anderson v. State of Arkansas, from Boone Circuit. Affirmed. Robbins and Henry, JJ., agree.

DAVID M. GLOVER, JUDGE:

CA09-39. Jack Barnes, Kyle Barnes, Mary Barnes, Bobby J. Frizzell, Harold Harris, Marie Harris, Max Story, Charles F. Tripp, and James W. Yates, Jr. v. Arkansas Department of Finance and Administration, Alcoholic Beverage Control Division, and Lamar's Bistro d/b/a Bayou Bistro, from Columbia Circuit. Reversed and remanded. Pittman and Gladwin, JJ., agree.

CA09-776. Diana Lancaster v. Steve Reiger, Jason Riddle, Red Robin International, Inc., Matthew Natividad, and Kayla Neitzel, from Benton Circuit. Rebriefing ordered. Pittman and Gladwin, JJ., agree.

COURTNEY HUDSON HENRY, JUDGE:

CA09-79. Kennedy Funding, Inc. v. Virgil W. Shelton, et al., from Pulaski Circuit, Sixth Division. Affirmed. Robbins and Gruber, JJ., agree.

KAREN R. BAKER, JUDGE:

CACR09-1341. Chad Anthony Gaines v. State of Arkansas, from Crawford Circuit. Affirmed. Kinard and Brown, JJ., agree.

CA09-491. Tammie L. Shannon v. James McJunkins, from Craighead Circuit, Western Division. Affirmed. Pittman and Henry, JJ., agree.

CA09-1270. Richard Adams v. Diane Adams, from Washington Circuit. Reversed and remanded. Pittman and Hart, JJ., agree.

WAYMOND M. BROWN, JUDGE:

CACR09-1345. Tashika Sade Higgins v. State of Arkansas, from Pulaski Circuit, Fifth Division. Affirmed. Kinard and Baker, JJ., agree.

PER CURIAM DECISIONS

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

E10-5. Kenneth R. Mullins v. Director

E10-6. Pedro Bonilla v. Director

E10-7. Donnell K. Acklin v. Director

E10-8. North Arkansas Symphony Society v. Director

E10-9. Dennis K. Ellis v. Director

E10-11. Patsy A. Bunch v. Director

E10-12. Debbie K. Johnson v. Director

E10-13. Frank J. Smith v. Director

E10-14. Eddie R. Staggs v. Director

E10-15. Linda A. McCurley v. Director

E10-16. Arnett C. Daniels v. Director

**PER CURIAM ORDERS**

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

CA09-569. Bethany Myers v. Arkansas Department of Human Services, from Miller Circuit. *See* substituted opinion this date.

CA09-579. Albert Krantz and Miriam Krantz v. Arkansas Department of Human Services, from Miller Circuit.

CA09-583. Don Thorne v. Arkansas Department of Human Services, from Miller Circuit. *See* substituted opinion this date.

CA09-664. R.C. Landscaping and FirstComp Insurance Company v. William B. Jones et al., from Workers' Compensation Commission.

CA09-1116. Donna Greenfield v. Conagra Foods, Inc. et al., from Workers' Compensation Commission.

\*\*\*\*\*

CACR09-819. Derryl Seay v. State of Arkansas, from Crittenden Circuit. Motion of Rosalyn A. Watts for attorney's fees is granted. Allowed \$560.00.

CACR09-893. David Eugene Lewis v. State of Arkansas, from Arkansas Circuit, Northern District. Appellant's pro se motions for copies of points on appeal at public expense, to file points for reversal and reply brief and to file belated pro se points on appeal are denied.

CACR09-1185. Steven Ray Skomp v. State of Arkansas, from Bradley Circuit. Motion of Timothy R. Leonard for attorney's fees and expenses is granted. Allowed \$1400.00.

CACR10-339/CACR10-340. Donna McCormick and Lee Cater v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Appellants' motion to consolidate appeals is granted.

CA09-664. R.C. Landscaping and FirstComp Insurance Company v. William B. Jones et al., from Workers' Compensation Commission. Appellee's motion for attorney's fees and costs is granted.

CA09-1033. Terry Otter v. Sex Offender Assessment Committee, from Jefferson Circuit. Appellant's pro se motion to file belated petition for rehearing is denied.

CA09-1221. Wesner's Grill et al. v. Kenneth Carpenter, from Workers' Compensation Commission. Appellee's motion for costs is granted.

CA10-26. Mary E. Green et al. v. George's Farms, Inc. et al., from Washington Circuit. Appellants' motion for extension of brief time is granted. Final extension. Gladwin, J., and Vaught, C.J., not participating.

CA10-32. Alvin Eugene Dowty, Sr., and Karen Dowty v. Evelyn Riggs, from Craighead Circuit, Western District. Motion of ATLA to file amicus curiae brief in support of appellants is granted. Brief filed this date.

CA10-165. Pinnacle Point Properties, LLC et al. V. Metropolitan National Bank, from Benton Circuit. Notice of bankruptcy filing. Briefing suspended. Status report due August 17, 2010.

CA10-316. LaTrice Gilmore v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division. Appellant's motion and amended motion to file belated brief are granted. Brief filed this date. Gruber, J., not participating.

CA10-322. Tonya Casarreal v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District. Appellant's motion to supplement the record is granted. Supplemental record filed this date.

CA10-430. Anthony E. Owens v. Office of Child Support Enforcement, from Sebastian Circuit, Fort Smith District. Appellant's pro se motions for mandamus for transcript; appointment of counsel and for lower court documents are denied. Appellant's brief due within sixty days.

CA10-450/CA10-333. Crystal Aday v. Arkansas Department of Human Services et al., from Saline Circuit. Appellant's motion to consolidate cases is granted.

## MOTIONS SUBMITTED

### PETITIONS FOR REHEARING:

CA09-297. R. J. Chiodini v. David Lock, from Stone Circuit.

CA09-780. Patricia Pereira Dos Reis Courdin v. Mitch Paul Courdin, from Washington Circuit.

CA09-1099. Darrell W. Diggs v. Cattlemen's Livestock Market, Inc. et al., from Workers' Compensation Commission.

CA09-1381. K. C., Minor Mother v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.

\*\*\*\*\*

CACR09-966. Kenneth Lee Slade v. State of Arkansas, from Saline Circuit. Motion of F. Parker Jones III for attorney's fees.

CACR09-1058. John C. Rambeau v. State of Arkansas, from Garland Circuit. Motion of Timothy Beckham for attorney's fees.

CACR09-1156. Willie Patton, Jr. v. State of Arkansas, from Bradley Circuit. Motion of B. Dale West to be appointed counsel for appellant.

CACR09-1250. Shannon D. Williams v. State of Arkansas, from Greene Circuit. Appellant's motion to seal the record and to stay and extend briefing schedule.

CACR09-1325. Maxwell Melder v. State of Arkansas, from Lonoke Circuit. Motion of Robert M. "Robby" Golden for attorney's fees.

CACR10-10. Andrew Robinson v. State of Arkansas, from Clark Circuit. Motion of Alvin Schay for attorney's fees.

CACR10-336. Terry Montez Moss v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's motion to supplement the record and to stay brief time.

CA08-1449. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. Appellant's motion for reconsideration of imposition of brief costs.

CA09-1172. Wynona Smith v. Hair Plus Beauty Supplies, Inc., from Workers' Compensation Commission. Appellant's pro se motion to file belated brief.

CA09-1235. M.E. v. State of Arkansas, from Saline Circuit. Motion of F. Parker Jones III for attorney's fees.

CA10-58. Michael A. Hayes v. Sandra L. Otto, from Pulaski Circuit, Fourteenth Division. Appellant's pro se motion to take judicial notice to include prior documents in appellant's brief.

CA10-129. River Valley Homes, Inc. v. Freeman-Kaufman & Freedden, Inc., from Benton Circuit. Appellee's motion to correct and/or supplement the record and to stay brief time.

CA10-155. Jeanne Hudgens v. Arkansas Department of Human Services, from Union Circuit. Appellant's motion to remand the record for correction.

CA10-277. Debra Floerchinger v. UAMS et al., from Workers' Compensation Commission. Appellant's pro se motion to complete the record and to stay brief time.

CA10-451. Bianca Broggi-Dunn v. Ernest E. Dunn, from Lonoke Circuit. Appellant's motion to issue writ of supersedeas.

## SUBMISSIONS

CACR08-1104. Antonio Deshun Sartin v. State of Arkansas, from Pulaski Circuit, Fourth Division.

CACR08-1344. Shelton Wormley v. State of Arkansas, from Drew Circuit.

CACR09-1074. Daud Amir Jones v. State of Arkansas, from Pulaski Circuit, First Division.

CACR09-1281. Charles L. Mance v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CACR09-1305. Cecil Allen Bayless v. State of Arkansas, from Lonoke Circuit.

CACR09-1335. John Mark Cox v. State of Arkansas, from Howard Circuit.

CACR09-1390. Samuel C. Glass v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR10-33. Angela Aquilino v. State of Arkansas, from Faulkner Circuit.

CA09-702. Karen Davis v. Arkansas Department of Human Services, from Pulaski Circuit, Tenth Division.

CA09-1073. J. D. Ashley, Sr. v. The J.D. Ashley, Sr. Family Limited Partnership, from Pulaski Circuit, Ninth Division.

CA09-1096. David A. Bisbee v. Decatur State Bank, from Benton Circuit.

CA09-1150. P C Scale, Inc. v. Roll Off Services, Inc., from Benton Circuit.

CA09-1187. Arkansas Appraiser Licensing and Certification Board v. Steve Quast, from Garland Circuit.

CA09-1198. Ricky Gaskins v. Jeff Minner Trucking, from Workers' Compensation Commission.

CA09-1268. Barbara Miller v. White Hall School District, from Workers' Compensation Commission.

CA09-1349. William Kistner v. George T. Cupples, from Pulaski Circuit, Third Division.

CA09-1392. David L. Borland v. Tom Travis, from Pulaski Circuit, Third Division.

CA09-1408. Global Mills, Inc. v. Carla J. Granger, from Workers' Compensation Commission.

CA10-3. Gretchen Smallwood v. Arkansas Department of Human Services, from Workers' Compensation Commission.

CA10-77. Robert O. Shafer, Jr. v. Karl E. Shafer, from White Circuit.

CA10-98. David Hickey v. Travis Gardisser, from Benton Circuit.

CA10-156. Lasandra Watkins v. Minor Children, from Craighead Circuit, Western District.

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

E10-17. Paul A. Abeyta, Sr. v. Director et al.

E10-18. Sharee L. McGregor v. Director et al.

E10-19. Sylvia A. Harris v. Director et al.

E10-20. Cook's UniMed v. Director et al.

E10-21. Bobby D. Hicks v. Director et al.

E10-22. Frank A. Wilson v. Director et al.

E10-24. Clay H. Bacon v. Director et al.

E10-25. James E. Bryant v. Director et al.

E10-26. Kenneth R. Keathley v. Director et al.

E10-27. Jessie Gray v. Director et al.

E10-28. Ida M. Holloway v. Director et al.