

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF FEBRUARY 1, 2012

LARRY D. VAUGHT, CHIEF JUDGE:

[CACR11-898](#). Danny Franklin King v. State of Arkansas, from Hempstead Circuit. Affirmed. Abramson and Hoofman, JJ., agree.

[E11-110](#). Arkansas Internal Medicine Clinic v. Director, Department of Workforce Services, and Kenisha Hoard, from the Arkansas Board of Review. Affirmed. Abramson and Hoofman, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

[CACR11-233](#). Derrick Antoine Wilson, Sr. v. State of Arkansas, from Ashley Circuit. Affirmed. Robbins and Glover, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

[CACR11-447](#). Miguel Angel Osuna v. State of Arkansas, from Washington Circuit. Affirmed. Gladwin and Wynne, JJ., agree.

[CA11-153](#). Nathan D. Loftis v. Stephanie Coleman Nazario, from Garland Circuit. Affirmed. Gladwin and Wynne, JJ., agree.

[CA11-824](#). Tyson Chicken, Inc. v. Quentin Witherspoon, from the Arkansas Workers' Compensation Commission. Affirmed on direct appeal; affirmed on cross-appeal. Gladwin and Wynne, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CA11-779](#). Alfredo Delgado v. Swacy A. Delgado, from Pulaski Circuit, Thirteenth Division. Affirmed. Hart and Wynne, JJ., agree.

JOHN B. ROBBINS, JUDGE:

[CA11-849](#). Myron Lance v. Cathy Scott, from Polk Circuit. Reversed and remanded. Pittman and Glover, JJ., agree.

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ROBIN F. WYNNE, JUDGE:

[CACR11-745](#). L.C. Kennedy, Jr. v. State of Arkansas, from Craighead Circuit, Western District. Affirmed. Hart and Gladwin, JJ., agree.

[CA11-833](#). Jesus Castaneda v. Lexicon, Inc., and Liberty Insurance Co., from the Arkansas Workers' Compensation Commission. Affirmed. Hart and Gladwin, JJ., agree.

RITA W. GRUBER, JUDGE:

[CA11-816](#). Ann Shull Bell and Nelson Keith Bell v. Bank of America, N.A., from Lonoke Circuit. Remanded to settle the record; rebriefing ordered. Martin and Brown, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CACR11-420](#). Troy Lester Denson, III v. State of Arkansas, from Lonoke Circuit. Affirmed. Pittman and Robbins, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CACR11-672](#). Kenny Wayne Cornett v. State of Arkansas, from Washington Circuit. Affirmed. Vaught, C.J., and Hoofman, J., agree.

[CA11-511](#). Creed Spann, Gary Beckwith, and Spann & Associates, Limited v. Lovett & Company, Limited, from Pulaski Circuit, Fifth Division. Affirmed. Vaught, C.J., and Hoofman, J., agree.

[CA11-896](#). Gabrielle Hill v. Arkansas Department of Human Services and Minor Child, from Sebastian Circuit, Fort Smith District. Affirmed. Vaught, C.J., and Hoofman, J., agree.

[CA11-910](#). Sherry Tankersley and Eric Tankersley v. Arkansas Department of Human Services and A.T.(1), M.T. and A.T.(2), Minors, from Sebastian Circuit, Fort Smith District. Affirmed. Vaught, C.J., and Hoofman, J., agree.

DOUG MARTIN, JUDGE:

[CA11-620](#). Zeldia Walls and Richard Gawenis v. Arkansas Oil & Gas Commission and SEECO, Inc., from Van Buren Circuit. Affirmed in part; dismissed in part. Gruber and Brown, JJ., agree.

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CLIFF HOOFFMAN, JUDGE:

[CA11-525](#). William E. Flynn v. J. B. Hunt Transportation, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught, C.J., and Abramson, J., agree.

[CA11-885](#). Johnny Dwayne Draper and Theresa Draper v. Arkansas Department of Human Services, from Union Circuit. Affirmed. Vaught, C.J., and Abramson, J., agree.

WAYMOND M. BROWN, JUDGE:

[CACR09-1250](#). Shannon Williams v. State of Arkansas, from Greene Circuit. Rebriefing ordered; motion to be relieved as counsel denied. Gruber and Martin, JJ., agree.

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PER CURIAM ORDERS

PETITIONS FOR REHEARING: Petitions for Rehearing were denied today in the following cases.

CA11-242. Arlie Walls et al. v. Noble Humphries et al., from Van Buren Circuit.

CA11-541. Scott Blake v. Johnathan Shellstrom, Robin Whitten, and Metropolitan Property and Casualty Insurance Company, from Stone Circuit.

CACR10-1013. Damon Jackson v. State of Arkansas, from Desha Circuit. Appellant's motion for additional time to file supplemental brief from remand is granted. Final extension. Gladwin, J., would deny.

CACR11-151. Shaheid DeShan Wilson v. State of Arkansas, from Crittenden Circuit. Motion of S. Butler Bernard, Jr., for attorney's fees is granted. Allowed \$1,000.00.

CACR11-309. Jennifer Payton v. State of Arkansas, from Craighead Circuit, Western District. Motion of Grant DeProw for attorney's fees is granted. Allowed \$1,000.00.

CACR11-404. Gary Benton v. State of Arkansas, from Arkansas Circuit, Northern District. Motion and amended motion of Christopher Cordero for attorney's fees is granted. Allowed \$1,400.00.

CACR11-814. Quincy Jay Plessy v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of Coy J. Rush, Jr., for attorney's fees is granted. Allowed \$1,400.00.

CACR11-1004. Alton McLish v. State of Arkansas, from Pulaski Circuit, Fifth Division. Appellant's motion to file substituted brief is granted.

CA11-628. John L. Hansen v. Wells Fargo Bank, N.A., et al., from Pulaski Circuit, Fifth Division. Appellant's notice of bankruptcy case filing and request to stay appeal. Request to stay appeal denied.

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CA11-950. C.R. v. N.K. and C.K., from Mississippi Circuit, Osceola District. Appellees' motion to expand page limit for brief and extension of time to file brief. Motion to expand page limit is denied. Appellees' brief due within thirty days.

CA11-971. Annette Jackson-Lockhart v. Arkansas Department of Health and Public Employee Claims Division, from Workers' Compensation Commission. Appellees' motion to dismiss appeal is denied.

CA11-1205. Farris E. Holliman et al. v. Linda S. Johnson et al., from Cleburne Circuit. Appellants' motion to supplement the record and to stay brief time is granted.

CA11-1271. Countrywide Home Loans, Inc., et al. v. Terry L. Willis, from Garland Circuit. Motion to dismiss appeal as to separate appellant, Countrywide Home Loans, Inc., is granted.

E11-198. Guy D. Czajka v. Director et al., from Board of Review. Appellant's motion to file belated brief is treated as a motion for extension of time to file brief and granted.

E11-198. Guy D. Czajka v. Director et al., from Board of Review. Appellant's motion for extension of time for preparation of belated brief is moot.

E11-198. Guy D. Czajka v. Director et al., from Board of Review. Appellant's motion to reconsider the previous motion to correct the record is denied.

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PETITION FOR REHEARING:

CA11-189. Grayson & Grayson, P.A. v. David A. Couch, from Pulaski Circuit, Third Division.

CACR10-1295. Anthony Darnell Thompson v. State of Arkansas, from Crittenden Circuit. Motion of Brian Williams for attorney's fees.

CACR11-323. Jerome Scott McPherson v. State of Arkansas, from Crittenden Circuit. Motion of Brian Williams for attorney's fees.

CACR11-567. Dennis Lemond Armstrong v. State of Arkansas, from Crittenden Circuit. Motion of Brian Williams for attorney's fees.

CACR11-860. Sharvelt Marquette Mister v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's motion for rule on clerk.

CACR11-997. Kevin Webb v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellee's motion to dismiss appeal and to stay brief time pending determination of appellee's motion to dismiss.

CACR11-1242. Ronald L. Davis v. State of Arkansas, from Jefferson Circuit. Appellant's motion to supplement record and for stay of briefing schedule.

CACR11-1275. Terry Duane Nutt v. State of Arkansas, from Pulaski Circuit, Fifth Division. Appellant's motion to supplement the record.

CACR12-42. Tracy Shannon Todd v. State of Arkansas, from Crawford Circuit. Motion and amended motion of William Z. White to withdraw as counsel for appellant and for substitution of William O. "Bill" James, Jr. and Lee D. Short as appellate counsel.

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

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CA11-197. Billy R. Hallum v. Estate of Mel Hallum, from Craighead Circuit, Western District. Appellee's motion to dismiss appeal.

CA11-874. Gary Brumley et al. v. Terry L. Keech et al., from Crawford Circuit. Appellants' motion for oral argument.

CA11-1017. Peter Daniels, Jr. v. Daryl Davis, from Jefferson Circuit. Appellee's motion for attorney's fees.

CA11-1095. Delane Wright et al. v. Nancy E. Viele et al., from Van Buren Circuit. Appellees' motion for expansion of page limit, for stay and for brief time.

CA11-1229. Rodney D. Kankey v. State of Arkansas, from Fulton Circuit. Appellant's motion to file belated brief.

CA11-1272. Cinnamon Valley Resort, Inc., and Connie S. Walsh v. Cornerstone Bank, from Carroll Circuit, Western District. Appellee's motion to dismiss appeal and for sanctions.

CA11-1272. Cinnamon Valley Resort, Inc., and Connie S. Walsh v. Cornerstone Bank, from Carroll Circuit, Western District. Motion of separate appellant Connie Walsh to dismiss appeal.

CA11-1273. Tom Muccio et al. v. Johnelle Hunt et al., from Washington Circuit. Motion of appellees Johnelle Hunt et al. to dismiss appeal.

CA11-1273. Tom Muccio et al. v. Johnelle Hunt et al., from Washington Circuit. Motion of appellees Johnelle Hunt et al. to transfer to the Supreme Court and to stay briefing.

CA11-1273. Tom Muccio et al. v. Johnelle Hunt et al., from Washington Circuit. Motion on behalf of appellees Michael Johnson, Amy Sorrell, Walter Smiley and Smiley Investment Company to transfer to the Supreme Court, dismiss appeal, and to stay briefing schedule.

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CA11-1273. Tom Muccio et al. v. Johnelle Hunt et al., from Washington Circuit. Motion on behalf of appellees-cross appellants Mike Lax; Tommy Vaughan and; and Lax, Vaughan, Fortson, McKenzie & Rowe, P.A., transfer to the Supreme Court, dismiss appeal, and to stay briefing schedule.

CA11-1299. HPD, LLC v. Tetra Technologies, Inc., from Union Circuit. Appellant/cross-appellee's motion to seal confidential exhibits.

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CACR09-933. Cornelius Joseph McCastle v. State of Arkansas, from Arkansas Circuit, Northern District.

CACR11-909. Carle A. Freeman v. State of Arkansas, from Pope Circuit.

CA10-1248. T.D. v. State of Arkansas, from Faulkner Circuit.

CA11-129. Lamco Limited Partnership II v. Pasta Concepts, Inc., from Faulkner Circuit.

CA11-578. Susan Collier v. Mel Collier, from Washington Circuit.

CA11-580. Edward Irwin Courtney v. Richard Lynn Ward, II, from Washington Circuit.

CA11-929. David L. Barber v. Pork Group, Inc., and Tynet Corporation, from Workers' Compensation Commission.

CA11-977. Ken Gunter v. Arkansas State Highway & Transportation Department and Public Employee Claims Division, from Workers' Compensation Commission.

CA11-1039. Jennifer Fetters v. Arkansas Department of Human Services, from Prairie Circuit, Northern District.

CA11-1066. Joe T. Lynch v. Arkansas Department of Human Services and Minor Children, from Garland Circuit.

CA11-1067. Michael Lewis and Lisa Gragg v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District.

CA11-1088. Tracy George Lowe v. Arkansas Department of Human Services and Minor Children, from St. Francis Circuit.

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

E11-223. Jeff D. McDonald v. Director et al.

E11-224. Lynnette A. Cole v. Director et al.

E11-225. Willie Plummer v. Director et al.

E11-226. Lawrence E. Johnson v. Director et al.

E11-227. Ada M. Clark v. Director et al.

E11-229. Robert J. Stauffer v. Director et al.

E11-230. Jeannie A. Lentz v. Director et al.

E11-231. Cindy J. Russell v. Director et al.

E11-232. Kay O. Mogensen v. Director et al.

E11-233. Clyde Miller v. Director et al.

E11-234. Dale H. Marheikeke v. Director et al.

E11-235. Michael R. Lowe v. Director et al.

E11-236. Timothy T. Locklar v. Director et al.

E11-237. Duc V. Bien v. Director et al.

E11-238. Velma L. Maxwell v. Director et al.

E11-240. Harold W. Britton v. Director et al.

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E11-241. Larry E. Porter v. Director et al.

E11-242. Robert S. Baysinger v. Director et al.

E11-243. Barbara Beeson v. Director et al.

E11-244. Doubletree Club v. Director et al.

E11-245. Berryl Tucker v. Director et al.

E11-246. Latonya M. Meadows v. Director et al.

E11-247. Maria Alvarez v. Director et al.

E11-248. Lee A. Smith v. Director et al.