

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 2, 2012

LARRY D. VAUGHT, CHIEF JUDGE:

[CA11-767](#). Donna Watkins, Administrator of the Estate of Francis Watkins v. Arkansas Elder Outreach of Little Rock, Inc., et al., from Crittenden Circuit. Affirmed in part; reversed and remanded in part. Wynne and Glover, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

[CACR11-809](#). Detrice Denise White v. State of Arkansas, from Pulaski Circuit, Fifth Division. Affirmed. Abramson and Brown, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

[CACR11-18](#). Anthony Dewayne Price v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed; motion to withdraw granted. Gruber and Glover, JJ., agree.

[CA11-1201](#). Tammie Marcellus v. Dayna Manning Mays, from Scott Circuit. Affirmed. Gruber and Glover, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CACR11-630](#). Jana French Carruth v. State of Arkansas, from Conway Circuit. Affirmed; motion granted. Vaught, C.J., and Wynne, J., agree.

JOHN B. ROBBINS, JUDGE:

[CA11-1135](#). Stephanie Feagin v. Shawn Jackson, from White Circuit. Affirmed on direct appeal and cross-appeal. Martin and Hoofman, JJ., agree.

ROBIN F. WYNNE, JUDGE:

[CACR11-240](#). Larry Eugene Walden v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Vaught, C.J., and Gladwin, J., agree.

RITA W. GRUBER, JUDGE:

[CA11-1045](#). Peter James Hudson v. Deanna Lynn Hudson, from Baxter Circuit. Affirmed. Hart and Glover, JJ., agree.

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RITA W. GRUBER, JUDGE: (Continued)

[CA11-1180](#). Sandy Thomas v. Arkansas Department of Human Services, Paul Thomas, Edward Sportlee Bryant, and Minor Children, from Miller Circuit. Affirmed. Hart and Glover, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CACR11-857](#). Jameko J. Williams v. State of Arkansas, from Ashley Circuit. Affirmed. Gruber, J., agrees. Hart, J., concurs.

[CA11-1120](#). Joshua Chase v. Arkansas Department of Human Services, Minor Children, and David and Cheryl Collins, from Jefferson Circuit. Reversed and remanded. Hart and Gruber, JJ., agree.

[CA11-1143](#). David P. Henson v. National Transit Staffing, Inc., and Chartis Insurance Company, from the Arkansas Workers' Compensation Commission. Affirmed. Hart and Gruber, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CA12-4](#). John Crow v. Arkansas Department of Human Services and Minor Child, from Perry Circuit. Affirmed. Pittman and Brown, JJ., agree.

DOUG MARTIN, JUDGE:

[CACR11-535](#). Dale Harvey Brown v. State of Arkansas, from Van Buren Circuit. Reversed and remanded. Vaught, C.J., and Robbins, and Abramson, JJ., agree. Hart and Gruber, JJ., dissent.

[CACR11-1111](#). Jackie Green v. State of Arkansas, from Lonoke Circuit. Affirmed. Robbins and Hoofman, JJ., agree.

[CA11-950](#). D.L.R. v. N.K. and C.K., from Mississippi Circuit, Osceola District. Affirmed. Robbins and Hoofman, JJ., agree.

[E11-292](#). Elmer Marshall v. Director, Department of Workforce Services, and McDonalds, from the Arkansas Board of Review. Reversed and remanded. Robbins and Hoofman, JJ.,

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agree.

CLIFF HOOFFMAN, JUDGE:

[CA11-1049](#). Denise Carla McCormick v. Albert James McCormick, from Fulton Circuit. Affirmed. Robbins and Martin, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CACR10-680](#). Jewel Goldsberry, Jr. v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed. Pittman and Abramson, JJ., agree.

[CA11-559](#). J. Robert Fulton v. Beacon National Insurance Company and State Auto Financing Corporation d/b/a State Auto Insurance Companies, from Crittenden Circuit. Affirmed. Pittman and Abramson, 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(f).

E12-2. Judy Brizendine v. Director et al.

E12-3. Virginia Vandergriff v. Director et al.

E12-4. SMA Medicine & Nephrology v. Director et al.

E12-5. Johnny Koonce v. Director et al.

E12-7. James Turner v. Director et al.

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PER CURIAM ORDERS

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

CACR11-791. Edward Vincent Smith v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CACR10-646. Oscar Perez v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,600.00.

CACR11-322. Kevin Kyle Crouse v. State of Arkansas, from Crittenden Circuit. Motion of Brian Williams for attorney's fees is granted. Allowed \$1,600.00.

CACR11-553. Bobby Lynn Lytle v. State of Arkansas, from Grant Circuit. Motion of Bob Frazier for attorney's fees is granted. Allowed \$1,000.00.

CACR11-858. Mikal Rasul v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellant's second petition for writ of certiorari to complete the record and for extension of time to file appellant's brief. Remanded to the trial court for completion of the record.

CACR11-979. Leonard Morice Reed v. State of Arkansas, from Grant Circuit. Motion of Bob Frazier for attorney's fees is granted. Allowed \$1,600.00.

CACR12-23. Tracy M. Standridge v. State of Arkansas, from Baxter Circuit. Appellant's motion for consolidation of CACR12-23 and CACR12-25 is denied. Appellant's brief in CACR12-23 is due June 1, 2012.

CA11-197. Billy R. Hallum v. Estate of Mel Hallum, from Craighead Circuit, Western District. Appellant's pro se petition for reconsideration of denial of motion for declaratory judgment is denied.

CA11-538. Mafalda Casas-Cordero v. Anthony Mira, from Baxter Circuit. Appellee's motion for extension of time to file response brief is granted. Vaught, C.J., would deny.

CA11-726. Roselyn G. Gira Living Revocable Trust v. Frank Bryant, from Newton Circuit. Appellant's motion to file belated brief is granted. Appellant's brief due June 18, 2012. Final extension.

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PER CURIAM ORDERS

CA11-1271. Ark-La-Tex Financial Services, LLC, et al. v. Terry L. Willis, from Garland Circuit. Appellee's motion to dismiss appeal is passed until the case is submitted.

CA12-107. David Byrd v. Darlene Byrd et al., from Boone Circuit. Motion of Appellee State of Arkansas, Office of Child Support Enforcement to supplement the record on appeal is granted.

CA12-147. Thane Thomas Newton v. Cathie S. Reed and State of Arkansas, Office of Child Support Enforcement, from Washington Circuit. Appellant's pro se motion for judicial notice is denied.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CA11-958. Fred's Stores of Tennessee, Inc.; Indemnity Insurance Company of North America; and Sedgwick Claims Management v. Melvin Ely, from the Arkansas Workers' Compensation Commission.

CA11-1087. CA11-1087. Capstone Oilfield Disposal of Arkansas, Inc. v. Pope County, Arkansas; Arnold Bowden; Dusty Hampton; Connie Aday; and Kenneth Bowden, from Pope Circuit.

CACR11-585. Antonio Marcus Wright v. State of Arkansas, from Columbia Circuit. Motion of Sherri L. Latimer for attorney's fees.

CACR11-936. Dewayne Boykin v. State of Arkansas, from Hot Spring Circuit. Motion of Gregory Crain for attorney's fees.

CACR11-1054. Sharvelt Marquette Mister v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellee's motion to remand to settle the record and to stay the briefing schedule.

CACR11-1187. Mycheal Kinard v. State of Arkansas, from Garland Circuit. Appellant's pro se motion for replacement of counsel.

CACR12-265. Demarico Hay v. State of Arkansas, from Pulaski Circuit, Second Division. Motion of Fernando Padilla to be relieved and for appointment of counsel for appellant.

CA11-562. Thomas B. Queen v. Nortel Networks, Inc., from Workers' Compensation Commission. Appellant's motion for attorney's fees.

CA11-1106. Kenneth O. Nicholson et al. v. Upland Industrial Development Company and Seeco, Inc., from White Circuit. Appellants' motion to stay briefing schedule, extend time to file appellants' reply brief, and to enlarge brief size.

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MOTIONS SUBMITTED

CA12-248. Josie Payne v. Arkansas Department of Human Services and minor child, from Union Circuit. Appellant's motion to correct the record and to stay brief time.

CA12-312. Steven Owen Brown v. Kristina Petrovna Grigorenko, from Greene Circuit. Appellant's motion to consolidate CA12-312 and CA12-313.

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SUBMISSIONS

CACR11-815. Justin Dees v. State of Arkansas, from Polk Circuit.

CACR11-829. Timothy Allen Wells v. State of Arkansas, from Hot Spring Circuit.

CA11-52. Aaron Vanasse et al. v. Britte Smith, M.D. and Continental Casualty Company, from Washington Circuit.

CA11-319. Metro Empire Land Association, LLC, et al. v. Arlands, LLC, et al., from Jefferson Circuit.

CA11-628. John L. Hansen v. Wells Fargo Bank, N.A., et al., from Pulaski Circuit, Fifth Division.

CA11-868. Nicholas Bowen v. Letezia Bowen, from Hot Spring Circuit.

CA11-883. Michael Wilson v. Sara Powers, from Grant Circuit.

CA11-1108. Jodie M. Vaughn Kummer v. Midland School District, from Workers' Compensation Commission.

CA11-1150. D&D Parks Construction, Inc., et al. v. Charles Martin and Lauri Martin, from Baxter Circuit.

CA11-1177. Elbert Lewis et al. v. Arkansas Department of Human Services and Minor Child, from Pulaski Circuit, Eleventh Division.

CA11-1306. Tom G. Clowers v. Linda J. Clowers Stickel, from Washington Circuit.

CA11-1307. David H. Dixon v. Mary E. Dixon, from Sebastian Circuit, Fort Smith District.

CA11-1308. LVNV Funding, LLC v. Rae Nardi, from Montgomery Circuit.

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SUBMISSIONS

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

E12-15. Connie Brown v. Director et al.

E12-16. Shaun Best v. Director et al.

E12-17. Kristy Jessen v. Director et al.

E12-18. Laura Smith v. Director et al.

E12-19. Stephene Williams v. Director et al.

E12-20. LaJuan Brown v. Director et al.

E12-21. Katorry F. Tyler v. Director et al.

E12-22. Robert Castleberry v. Director et al.

E12-23. Jeanice Luneau v. Director et al.

E12-24. Calvin P. Allen v. Director et al.

E12-25. Linda Hall v. Director et al.

E12-26. Gloria Price v. Director et al.