

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

LARRY D. VAUGHT, CHIEF JUDGE:

[CACR11-235](#). Dewana Dione Runion v. State of Arkansas, from Drew Circuit. Remanded with instructions. Martin and Brown, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

[CA11-1174](#). Arlands, LLC v. MPC Color, Inc., from Craighead Circuit, Western District. Remanded to settle the record. Hart and Wynne, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

[CA11-1288](#). US Fuel International, Inc., Troutman Oil Company, Inc., Toby R. Troutman, and Jodie L. Troutman v. Murphy Oil USA, Inc., from Lonoke Circuit. Affirmed. Pittman and Wynne, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CA11-1065](#). Pearl Jenkins and Donley & Associates Insurance, LLC v. APS Insurance, LLC, from Pulaski Circuit, Sixth Division. Appeal dismissed. Robbins and Gruber, JJ., agree.

JOHN B. ROBBINS, JUDGE:

[CA12-130](#). Misty Reed (now Schrader) v. Arkansas Department of Human Services and Minor Children, from Craighead Circuit, Western District. Affirmed. Gladwin and Gruber, JJ., agree.

RITA W. GRUBER, JUDGE:

[CA11-846](#). Alvin M. Beck v. Inter City Transportation, Inc., from Pulaski Circuit, Seventeenth Division. Affirmed on direct appeal; affirmed in part and reversed and remanded in part on cross-appeal. Gladwin and Robbins, JJ., agree.

[E12-40](#). Keith Ballard v. Director, Arkansas Department of Workforce Services, and Mid South, Inc., from the Arkansas Board of Review. Reversed and remanded. Gladwin and Robbins, JJ., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

DAVID M. GLOVER, JUDGE:

[CA11-714](#). Agracat, Inc., and Agracat, Incorporated v. AFS-NWA, LLC, d/b/a Montana Tractors; The Estate of J.B. Hunt, deceased; The J.B. Hunt Revocable Trust; Charles Goforth; and Dan Downing, from Washington Circuit. Affirmed. Abramson and Hoofman, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CA11-942](#). Terri Metz v. Thomas Edward Steele, from Johnson Circuit. Reversed and remanded. Hart, Gruber, Glover, and Brown, JJ., agree. Pittman, J., dissents.

DOUG MARTIN, JUDGE:

[CA11-998](#). C.L. v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed. Vaught, C.J., and Brown, J., agree.

CLIFF HOOFFMAN, JUDGE:

[CACR11-860](#). Sharvelt Marquette Mister v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Glover and Abramson, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CA11-859](#). Tommy R. Kimble v. Hino Motors Mfg. USA, Inc., Tokio Marine Mgmt., and Death & Permanent Total Disability Fund, from the Arkansas Workers' Compensation Commission. Remanded for supplemental addendum. Vaught, C.J., and Martin, J., agree.

[CA11-999](#). C.L. v. State of Arkansas, from Pulaski Circuit, First Division. Affirmed. Vaught, C.J., and Martin, J., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

PER CURIAM ORDERS

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).

E11-198. Guy D. Czajka v. Director et al.

E12-39. Brett Cummins v. Director et al.

E12-41. Celia Umholtz v. Director et al.

E12-42. Faye Tucker v. Director et al.

E12-43. Randall Nipper v. Director et al.

E12-44. The Area Connection v. Director et al.

E12-45. Rochelle Jones v. Director et al.

E12-46. Chris Bailey v. Director et al.

E12-47. Jim Snell v. Director et al.

E12-48. Jermaine Smith v. Director et al.

E12-49. Rhonda Beard v. Director et al.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

PER CURIAM ORDERS

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

CA11-496. Arkansas Electric Energy Consumers, Inc., and Arkansas Gas Consumers, Inc. v. Arkansas Public Service Commission; Entergy Arkansas, Inc.; Centerpoint Energy Resources Corp.; and Audubon Arkansas, A Division of the National Audubon Society, Inc., from the Arkansas Public Service Commission. Hart, J., would grant.

CACR11-368. Phillip Kimmel v. State of Arkansas, from Jefferson Circuit. Motion of Gary W. Potts for attorney's fees is granted. Allowed \$1,000.00.

CACR12-71. John Wesley Magness v. State of Arkansas, from Van Buren Circuit. Appellee's petition for writ of certiorari to complete the record and to stay briefing or, in the alternative, for additional time to file brief. Remanded to the trial court to complete the record.

CA11-718. D.C.T. v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Motion of Rodney L. Chedister for attorney's fees is granted. Allowed \$1,600.00.

CA11-1033. Pamela Stuckey v. Mortgage Electronic Registration Systems, Inc., et al., from Pulaski Circuit, Third Division. Appellant's pro se motion for time to file belated brief and recusal. Recusal denied. Appellant's brief due June 6, 2012. Final extension.

CA12-89. Tammye Hall v. Justin Hall, from Pulaski Circuit, Fourteenth Division. Appellant's motion to stay briefs on the merits pending ruling on motion to dismiss cross- appeal is granted. Vaught, C.J., not participating.

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF MAY 30, 2012
MOTIONS SUBMITTED

PETITION FOR REHEARING:

CA11-1135. Stephanie Feagin v. Shawn Jackson, from White Circuit.

CACR11-630. Jana French Carruth v. State of Arkansas, from Conway Circuit. Motion of Camille Edmison-Wilhelmi for attorney's fees.

CACR11-791. Edward Vincent Smith v. State of Arkansas, from Pulaski Circuit, Fifth Division. Appellant's motion requesting permission to file a consolidated initial brief.

CACR11-964. Charles Lee Hancock v. State of Arkansas, from Grant Circuit. Motion of Bob Frazier for attorney's fees.

CACR11-1242. Ronald L. Davis v. State of Arkansas, from Jefferson Circuit. Motion of Gary W. Potts for attorney's fees.

CA11-1082. Dan Billingsley v. Planit Dirt Excavation & Concrete, Inc., from Saline Circuit. Appellee's motion for attorney's fees on appeal and costs on appeal.

CA12-27. Earvin Davis, Jr. v. Action Mechanical et al., from Workers' Compensation Commission. Cross-appellee's motion for relief from stay of appeal.

CA12-372. Shonda Barrios v. Arkansas Professional Bail Bond Company and Bail Bond Licensing Board, from Pulaski Circuit, Fifth Division. Appellee's motion to dismiss appeal.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

SUBMISSIONS

CA11-239. Wayne Welsher, M.D. v. Mercy Health System of Northwest Arkansas, Inc., from Benton Circuit. Argued orally.

CACR11-996. Dakota Logen Runnel v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CACR11-1155. Terry Lemmond v. State of Arkansas, from Stone Circuit.

CACR11-1249. Jomey Alexander Robelo v. State of Arkansas, from Saline Circuit.

CACR11-1275. Terry Duane Nutt v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CACR12-26. Willie Mixon v. State of Arkansas, from Miller Circuit.

CACR12-30. Richard Stephen Federick v. State of Arkansas, from Saline Circuit.

CA11-509. David W. Paschal v. Tressa Paschal, from Washington Circuit.

CA11-1113. Carol Williams v. Mickey Nesbitt, from Lonoke Circuit.

CA11-1122. Debra Mason v. Charles Mason, from Pulaski Circuit, Fourteenth Division.

CA12-39. Chesapeake Exploration, LLC v. Thomas W. Whillock, from Van Buren Circuit.

CA12-172. Yolanda Pratt and Kirby Jackson v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

SUBMISSIONS

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

E12-62. Hector Gonzalez v. Director et al.

E12-63. Ashley Brant v. Director et al.

E12-64. Michael Vitzthum v. Director et al.

E12-65. Alvin Rucks v. Director et al.

E12-66. Rickey Thomas v. Director et al.

E12-67. Jaime Barrientos-Archer v. Director et al.

E12-68. Cathy J. Jones v. Director et al.

E12-69. Russie E. West v. Director et al.

E12-70. Farmers Bank & Trust Company v. Director et al.

E12-71. Robert Tubbs v. Director et al.

E12-72. Alma Vincent v. Director et al.

E12-73. Marcus Wilkins v. Director et al.

E12-74. Tabatha C. Mosley v. Director et al.

E12-75. Bobbie Armstrong v. Director et al.

E12-76. Sherman Holliman v. Director et al.

E12-77. Clarence Hobbs v. Director et al.

E12-78. Adrian Biley v. Director et al.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 30, 2012

SUBMISSIONS

E12-79. Justin Brown v. Director et al.

E12-80. Area Agency on Aging of NW Arkansas v. Director et al.

E12-81. Pamela Johnson v. Director et al.

E12-82. Lonetta Comming v. Director et al.

E12-83. Rosalyn Piechal v. Director et al.

E12-84. Dean Fritz v. Director et al.

E12-85. Clyde Miller v. Director et al.