

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF JUNE 27, 2012**

LARRY D. VAUGHT, CHIEF JUDGE:

[CACR11-904](#). Randall Wayne Reed v. State of Arkansas, from Cleburne Circuit. Affirmed; motion granted. Robbins and Abramson, JJ., agree.

[CA11-868](#). Nicholas Bowen v. Letizia and David Bowen, from Hot Spring Circuit. Reversed. Pittman, Martin, and Hoofman, JJ., agree. Abramson and Brown, JJ., dissent.

[CA11-882](#). John Spangler v. Arkansas Department of Human Services and Minor Child, from Sebastian Circuit, Fort Smith District. Affirmed; motion to withdraw granted. Robbins and Abramson, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

[CACR11-642](#). Orville D. Kelley v. State of Arkansas, from Conway Circuit. Appeal dismissed; motion to withdraw granted. Gruber and Hoofman, JJ., agree.

[CA11-1158](#). Judith Ball v. Arkansas Department of Human Services, from Washington Circuit. Affirmed; motion to withdraw granted. Gruber and Hoofman, JJ., agree.

JOSEPHINE LINKER HART, JUDGE:

[CACR11-703](#). Scotty Bernard Ballard v. State of Arkansas, from Crittenden Circuit. Affirmed; motion to withdraw granted. Gladwin and Martin, JJ., agree.

[CA11-1113](#). Carol Williams v. Mickey Nesbitt, from Lonoke Circuit. Affirmed. Gladwin and Martin, JJ., agree.

[CA11-1219](#). Johni Craft v. Arkansas Department of Human Services, from Craighead Circuit, Western District. Affirmed; motion to withdraw granted. Gladwin and Martin, JJ., agree.

[CA12-28](#). Hyde's Termite & Pest Control and Gallagher Bassett Services v. Jimmy D. Rogers, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught, C.J., and Pittman, Robbins, Glover, Abramson, and Martin, JJ., agree. Wynne and Brown, JJ., dissent.

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ROBERT J. GLADWIN, JUDGE:

[CACR11-771](#). Hubert Ray Smith, Jr. v. State of Arkansas, from Jefferson Circuit. Affirmed; motion to withdraw granted. Hart and Martin, JJ., agree.

[CACR11-996](#). Dakota Logen Ru'nnel v. State of Arkansas, from Pulaski Circuit, Fifth Division. Affirmed. Martin, J., agrees. Hart, J., concurs.

[CA12-173](#). Marcos Americo Juarez-Rosaldo v. Arkansas Department of Human Services and Minor Children, from Pope Circuit. Affirmed; motion to withdraw granted. Hart and Martin, JJ., agree.

JOHN B. ROBBINS, JUDGE:

[CACR11-744](#). Barry Darnell Raiford v. State of Arkansas, from Pulaski Circuit, Seventh Division. Appeal dismissed; motion granted. Vaught, C.J., and Abramson, J., agree.

[CA12-155](#). Aaron Stoliker v. Arkansas Department of Human Services and Minor Children, from Faulkner Circuit. Affirmed. Vaught, C.J., and Abramson, J., agree.

ROBIN F. WYNNE, JUDGE:

[CACR11-704](#). Wesley Wilson v. State of Arkansas, from Crittenden Circuit. Rebriefing ordered; motion denied. Glover and Brown, JJ., agree.

[CA12-68](#). Megan Robert v. Arkansas Department of Human Services and Minor Child, from Pulaski Circuit, Eighth Division. Affirmed; motion granted. Glover and Brown, JJ., agree.

RITA W. GRUBER, JUDGE:

[CACR11-598](#). Alfred Jermaine Scott v. State of Arkansas, from Crittenden Circuit. Affirmed; motion granted. Pittman and Hoofman, JJ., agree.

[CA12-200](#). Rikki Roberts Davis v. Arkansas Department of Human Services and Minor Children, from Sevier Circuit. Affirmed. Pittman and Hoofman, JJ., agree.

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DAVID M. GLOVER, JUDGE:

[CACR10-825](#). Terry Lee Mace v. State of Arkansas, from Johnson Circuit. Affirmed; motion granted. Wynne and Brown, JJ., agree.

[CA12-158](#). Ashley Shierling v. Arkansas Department of Human Services and Minor Child, from Fulton Circuit. Affirmed; motion granted. Wynne and Brown, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CACR11-549](#). Johnny Eugene Kelley v. State of Arkansas, from Hempstead Circuit. Affirmed; motion granted. Vaught, C.J., and Robbins, J., agree.

[CA12-150](#). Patricia Torres v. Arkansas Department of Human Services and Minor Children, from Sebastian Circuit, Fort Smith District. Affirmed. Vaught, C.J., and Robbins, J., agree.

DOUG MARTIN, JUDGE:

[CACR11-1154](#). Michael Dale Griesmer v. State of Arkansas, from Lonoke Circuit. Affirmed; motion to withdraw granted. Hart and Gladwin, JJ., agree.

[CACR11-1249](#). Jomey Alexander Robelo v. State of Arkansas, from Saline Circuit. Affirmed. Hart and Gladwin, JJ., agree.

[CA11-1146](#). Racheal Bates-Zingelman v. Arkansas Department of Human Services, from Randolph Circuit. Rebriefing ordered. Hart and Gladwin, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CA12-3](#). Carrie Harris v. Arkansas Department of Human Services, from Ouachita Circuit. Affirmed; motion to withdraw granted. Pittman and Gruber, JJ., agree.

[CA12-32](#). Kimberly Lowery Fant v. Arkansas Department of Human Services, from Garland Circuit. Affirmed; motion to withdraw granted. Pittman and Gruber, JJ., agree.

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#### WAYMOND M. BROWN, JUDGE:

[CACR11-862](#). Andre Timothy James v. State of Arkansas, from Crittenden Circuit. Affirmed; motion to withdraw granted. Wynne and Glover, JJ., agree.

[CA12-221](#). Hollie Henderson and Tommy Smith v. Arkansas Department of Human Services and Minor Children, from Conway Circuit. Affirmed. Wynne and Glover, 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).

- E12-86. Elvira Nevarez v. Director et al.
- E12-87. Jimmy Moring v. Director et al.
- E12-88. Rickie Freeman v. Director et al.
- E12-89. Jillian O'Bannon v. Director et al.
- E12-90. Linda Murray v. Director et al.
- E12-91. Elbert Brown v. Director et al.
- E12-92. Steven Kallhoff v. Director et al.
- E12-93. Sidra Wilson v. Director et al.
- E12-94. John Ellard Jr. v. Director et al.
- E12-95. Duncan N. McDuffie v. Director et al.
- E12-96. Royce Steed v. Director et al.
- E12-97. Richard Nash v. Director et al.

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**PER CURIAM ORDERS**

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

CA11-1072. Raju Patil, M.D. v. Gary Kevin Hoover, from Faulkner Circuit.

CA11-1264. Albaro Vijil v. Schlumberger Technology Corp., St. Paul Travelers, and Second Injury Fund, from the Arkansas Workers' Compensation Commission.

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CACR10-1013. Damon Jackson v. State of Arkansas, from Desha Circuit. Motion of Margo D. Warner for attorney's fees is granted. Allowed \$1,200.00.

CACR11-99. Christopher B. Burris v. State of Arkansas, from Union Circuit. Motion of Robert N. Jeffrey for attorney's fees is granted. Allowed \$1,200.00.

CACR11- 549. Johnny Eugene Kelley v. State of Arkansas, from Hempstead Circuit. Motion of Rosalyn A. Watts for attorney's fees is granted. Allowed \$1,600.00.

CACR11-642. Orville D. Kelley v. State of Arkansas, from Conway Circuit. Motion of Kris Alan Higdon for attorney's fees is granted. Allowed \$1,400.00.

CACR11-746. Scottie Joiner v. State of Arkansas, from Craighead Circuit, Western District. Motion of Terry Goodwin Jones for attorney's fees is granted. Allowed \$1,600.00.

CACR11-860. Sharvelt Marquette Mister v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,400.00.

CACR11-1028. David Lee Williams v. State of Arkansas, from Hempstead Circuit. Motion of Anthony S. Biddle for attorney's fees is granted. Allowed \$1,400.00.

CACR11-1103. Carrie Johnson v. State of Arkansas, from Crawford Circuit. Amended motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,600.00.

CACR12-26. Willie Mixon v. State of Arkansas, from Miller Circuit. Motion of Phillip A. McGough for attorney's fees is granted. Allowed \$1,600.00.

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CACR12-478. Jonathan Hersh Berks v. State of Arkansas, from Garland Circuit. Motion of Wendy R. Howerton to withdraw as counsel for appellant is granted. Joseph C. Self appointed to represent appellant.

CA11-1243. Ryan Roggasch et al. v. Tasha Sims et al., from Saline Circuit. Appellees' suggestion of bankruptcy and motion for stay of briefing schedule is granted. Bankruptcy status report due October 26, 2012.

CA12-222. R.R. v. State of Arkansas, from Pope Circuit. Motion of Holly Dickson for entry of appearance and extension of brief time is granted.

CA12-225. Jacqueline R. Curley v. Pilgrim's Pride Corporation, Sedgwick Claims Management Services, Inc., and Second Injury Fund, from Arkansas Workers' Compensation Commission. Petition of Second Injury Fund to notice objection to any additional requests for extensions of time to file appellant's brief is denied.

CA12-225. Jacqueline R. Curley v. Pilgrim's Pride Corporation, Sedgwick Claims Management Services, Inc., and Second Injury Fund, from Arkansas Workers' Compensation Commission. Appellant's motion for extension of time to file corrected brief is granted. Corrected brief due August 13, 2012. Final extension.

CA12-268. Dallas R. Gregory v. Pauline L. Gregory, from Little River Circuit. Appellant's motion to correct trial transcript is granted.

CA12-351. James David Carruth v. Mary Ann Carruth, from Union Circuit. Appellant's application for stay of judgment or supersedeas is granted.

E12-441. Nathan Ware III v. Director et al., from Arkansas Board of Review. Motion to file belated appeal is denied.