

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF NOVEMBER 14, 2012**

ROBERT J. GLADWIN, JUDGE:

[CACR12-542](#). Taylor Larrick Ward v. State of Arkansas, from Washington Circuit. Affirmed. Gruber and Glover, JJ., agree.

[CA12-446](#). Freddie W. Sammons, Sr. and Patricia Gail Sammons, et al. v. SEECO, Inc., from Yell Circuit, Southern District. Affirmed. Gruber and Glover, JJ., agree.

JOHN B. ROBBINS, JUDGE:

[CACR12-223](#). Quinton Dewayne Harris v. State of Arkansas, from Arkansas Circuit, Southern District. Affirmed. Gladwin and Hoofman, JJ., agree.

[CA12-174](#). Ozark Capital Corporation v. Mary A. Pullen, from Franklin Circuit, Northern District. Reversed and remanded. Wynne, Gruber, and Abramson, JJ., agree. Pittman and Gladwin, JJ., dissent.

[CA12-473](#). Danny Dale Kelley v. Carolyn Faye Kelley (now Taylor), from Cleveland Circuit. Reversed. Gladwin and Hoofman, JJ., agree.

ROBIN F. WYNNE, JUDGE:

[CACR12-260](#). Christian Leon Bustillos and Ivan Leon Bustillos v. State of Arkansas, from Lonoke Circuit. Affirmed in part; reversed and dismissed in part. Vaught, C.J., and Brown, J., agree.

[CA12-389](#). Braidy Varnell et al. v. City of Bald Knob, Arkansas, and Chesapeake Exploration, LLC, from White Circuit. Affirmed. Vaught, C.J., and Brown, J., agree.

RITA W. GRUBER, JUDGE:

[CACR12-572](#). Justin Williams v. State of Arkansas, from Crittenden Circuit. Reversed and remanded. Gladwin and Glover, JJ., agree.

[CA12-393](#). Jan Henderson v. Dan Harbison d/b/a Dan Harbison Construction, from Van Buren Circuit. Affirmed. Gladwin and Glover, JJ., agree.

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DAVID M. GLOVER, JUDGE:

[CACR12-361](#). Jamarcus Risper v. State of Arkansas, from Phillips Circuit. Affirmed. Gladwin and Gruber, JJ., agree.

[CA12-414](#). William E. Black v. Benton County Circuit Court, from Benton Circuit. Dismissed. Gladwin and Gruber, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CACR12-354](#). Eva Etris v. State of Arkansas, from Crawford Circuit. Reversed. Robbins and Wynne, JJ., agree.

[CA12-405](#). Joanie Harp v. Security Credit Services, LLC, from Pulaski Circuit, Sixth Division. Remanded to supplement record; rebriefing ordered. Robbins and Wynne, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CACR12-95](#). Samuel P. Moore v. State of Arkansas, from Pulaski Circuit, First Division. Affirmed. Vaught, C.J., and Wynne, J., agree.

[CA12-364](#). Shannon D. Woodson v. Sandra Gail Woodson, from Cleburne Circuit. Affirmed. Vaught, C.J., and Wynne, J., agree.

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**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).

- E12-312. Sharon Ross v. Director et al.
- E12-313. Ronald Cannon v. Director et al.
- E12-314. Scott Keen v. Director et al.
- E12-315. Sue Castleberry v. Director et al.
- E12-316. John Johnson v. Director et al.
- E12-318. Cynthia Williams v. Director et al.
- E12-319. Denny Sharp v. Director et al.
- E12-320. Dana Pruitt v. Director et al.
- E12-321. Robin Hames v. Director et al.
- E12-322. Elizabeth Hensley v. Director et al.
- E12-323. Marcus Grisby v. Director et al.
- E12-324. Gary Tucker v. Director et al.
- E12-325. Curtis Landrum v. Director et al.
- E12-326. Larry Ross v. Director et al.
- E12-327. Evelyn Banks v. Director et al.
- E12-328. Willie White v. Director et al.
- E12-329. Tiffany Bryant v. Director et al.

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E12-330. John McCuiston v. Director et al.

E12-331. Donnie Scott v. Director et al.

E12-332. Debra Boulter v. Director et al.

E12-333. Andrea Brown v. Director et al.

E12-334. Eric Roe v. Director et al.

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**PER CURIAM ORDERS**

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

CA12-392. Alan J. Efird v. Whelan Security, Inc.; American Home Assurance Co.; and Death & Permanent Total Disability Trust Fund, from Workers' Compensation Commission.

E12-235. Gerardo Gonzalez v. Director, Department of Workforce Services et al., from Board of Review.

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CACR11-536. Marcus Patton v. State of Arkansas, from Pope Circuit. Appellant's motion for extension of time in which to file reply brief is granted. Final extension. Glover, J., not participating.

CACR11-684. Bobby E. Richard v. State of Arkansas, from Desha Circuit. Motion of Tasha C. Taylor for attorney's fees is granted. Allowed \$1,600.00.

CACR11-829. Timothy Allen Wells v. State of Arkansas, from Hot Spring Circuit. Motion of Gregory Crain for attorney's fees is granted. Allowed \$1,000.00.

CACR11-994. Joe McKinley Jones, Jr. v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,200.00.

CACR11-1133. Claude Smith v. State of Arkansas, from Miller Circuit. Motion of Jason Horton for attorney's fees is granted. Allowed \$1,600.00.

CACR11-1240. Gary Don Wallace v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of Misty Wilson Borkowski for attorney's fees is granted. Allowed \$1,600.00.

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**PER CURIAM ORDERS**

CACR11-1291. Samuel Christopher Lands v. State of Arkansas, from Garland Circuit. Motion of Victor D. "Trey" Wright for attorney's fees is granted. Allowed \$1,400.00.

CACR12-33. Sherbbie Lambert v. State of Arkansas, from Faulkner Circuit. Appellant's motion for extension of time in which to file reply brief is granted. Final extension.

CACR12-394. Lonnie Ray Johnson v. State of Arkansas, from Sevier Circuit. Motion of William O. "Bill" James, Jr., for attorney's fees is granted. Allowed \$1,600.00.

CACR12-913. Maurice Cosen v. State of Arkansas, from Jefferson Circuit. Appellant's pro se petition to appoint counsel is denied.

CACR12-917. Jonathan Edward Brawner v. State of Arkansas, from Faulkner Circuit. Motions of Frank E. Shaw to be relieved and of Hubert W. Alexander to be appointed as counsel for appellant are granted.

CA12-698. Ronnie Taylor, as Special Personal Representative of the Estate of L.C. Taylor, deceased, et al. v. MCSA, LLC, et al., from Union Circuit. Appellants' motion to remand and for extension of time. Appeal dismissed without prejudice. Motion moot.

CA12-710. Larry Fenstermacher v. Arkansas Department of Human Services, from Crawford Circuit. Appellant's motion to file a substituted brief is granted.

CA12-875. M. Jay Carter v. Ernie Cline et al., from Pulaski Circuit, Third Division. Appellees' motion for substitution of counsel and entry of appearance is granted.

E12-463. Kenneth Crisp v. Director et al., from Arkansas Board of Review. Entry of appearance and request for briefing schedule. Trella A. Sparks entered as counsel for appellant. Appellant's brief due December 26, 2012.

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**MOTIONS SUBMITTED**

CACR11-1294. Irineo Tijerina-Palacios v. State of Arkansas, from Benton Circuit. Motion of James E. Hensley, Jr., for attorney's fees.

CACR11-1294. Irineo Tijerina-Palacios v. State of Arkansas, from Benton Circuit. Motion of James E. Hensley, Jr., to be relieved as counsel for appellant.

CACR12-71. John Wesley Magness v. State of Arkansas, from Van Buren Circuit. Motion of Jason Andrew Jouett for attorney's fees.

CACR12-71. John Wesley Magness v. State of Arkansas, from Van Buren Circuit. Motion of Jason Andrew Jouett to be relieved as counsel for appellant.

CACR12-175. Kurion K. Hughes, Jr. v. State of Arkansas, from Mississippi Circuit, Osceola District. Motion of John Henderson Bradley for attorney's fees.

CA12-54. Greg Fess et al. v. Stephen C. Brissette, Jr., from Pulaski Circuit, Fifth Division. Appellee's motion for costs and attorney's fees for supplemental abstract.

CA12-586. Williams Tractor, Inc. v. ANB Venture, LLC, from Benton Circuit. Motion of Charles S. Trantham to withdraw as counsel for appellee.

E12-1063. Norman Rawlings v. Director et al., from Board of Review. Pro se motion to file belated appeal.

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**SUBMISSIONS**

CA11-1310. Arkansas Elder Outreach of Little Rock, Inc., et al. v. Linda Faye Thompson, from Crittenden Circuit.

CA12-194. Betty Boykin v. Crockett Adjustment Insurance and Central Moloney, from Workers' Compensation Commission.

CA12-264. Robert Marshall and Karri Marshall v. Turman Construction Corporation, from Craighead Circuit, Western District.

CA12-477. Christi Carr v. Arkansas Department of Human Services and Minor Children, from Benton Circuit.

CA12-512. Casondra Dokes v. Smart Style, from Workers' Compensation Commission.

CA12-552. Lorna Brown v. Cobb Vantress-Tyson and Tynet, Inc., from Workers' Compensation Commission.

CA12-640. Marla Green v. Arkansas Department of Human Services and Minor Child, from Sharp Circuit.

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

E12-385. Qeuna Fisher v. Director et al.

E12-386. Debbie Robertson v. Director et al.

E12-387. James Gregory v. Director et al.

E12-388. Thomas Johnson v. Director et al.

E12-389. Magdy M. Salem v. Director et al.

E12-390. Larry Jordan v. Director et al.



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- E12-391. Pauline Fox v. Director et al.
- E12-392. Bryant Paulin v. Director et al.
- E12-393. Jack Pittman Jr. v. Director et al.
- E12-394. Benita Williams v. Director et al.
- E12-395. Ernestine Shelton v. Director et al.
- E12-396. Jeffrey Taylor v. Director et al.
- E12-397. Reginald Madison v. Director et al.
- E12-398. Joan Batten v. Director et al.
- E12-399. Debbie Dowdy v. Director et al.
- E12-400. Antonio Miller v. Director et al.
- E12-401. Ethel Wright v. Director et al.
- E12-403. Harry Martinez v. Director et al.
- E12-404. Central Arkansas Library Systems v. Director et al.
- E12-405. Alvin Sims v. Director et al.
- E12-406. Amber Feagin v. Director et al.
- E12-407. Patricia Cleveland v. Director et al.
- E12-408. Candace Fulton v. Director et al.

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E12-409. Physicians Speciality Hospital v. Director et al.

E12-410. Charles Thomas v. Director et al.

E12-411. Gary Stevens v. Director et al.

E12-412. Mary Benton v. Director et al.

E12-413. Nancy Baker v. Director et al.

E12-414. Alan Hirsch Jr. v. Director et al.

E12-415. Teena Blevins v. Director et al.

E12-416. Theoda Butler v. Director et al.

E12-417. Brittany Kimbrell v. Director et al.

E12-418. William Miller v. Director et al.

E12-419. Steven Branson v. Director et al.

E12-420. Michael Durham v. Director et al.

E12-421. Patriciann Shaw v. Director et al.

E12-422. Thomas Thornhill v. Director et al.

E12-423. Daniel Blevins v. Director et al.

E12-424. Kevin Morris v. Director et al.

E12-425. Jennifer Nathan v. Director et al.

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E12-426. Tara Campbell v. Director et al.

E12-427. Pamela Smith-Mathews v. Director et al.

E12-428. Anthony Smith v. Director et al.

E12-429. Donald Leonard v. Director et al.

E12-430. Larry Spears v. Director et al.

E12-431. Hensley Farms v. Director et al.

E12-432. Teresa Winstead v. Director et al.

E12-433. Maxine Brice v. Director et al.