

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF APRIL 10, 2013**

**ROBERT J. GLADWIN, CHIEF JUDGE:**

[CA12-732](#). Andrew H. Beavers v. Arkansas Board of Examiners in Counseling, from Pulaski Circuit, Sixth Division. Affirmed. Harrison and Whiteaker, JJ., agree.

**JOHN MAUZY PITTMAN, JUDGE:**

[CA12-430](#). Richard Clay Gray, Jr. v. Jennifer June Gray, from Washington Circuit. Affirmed. Glover and Wood, JJ., agree.

**BILL H. WALMSLEY, JUDGE:**

[CA12-451](#). J. David John v. Megan Marie Bolinder, from Benton Circuit. Affirmed on direct appeal; reversed and remanded on cross-appeal. Wynne and Brown, JJ., agree.

[E12-1032](#). Ladonna C. Alexander v. Director, Department of Workforce Services, and Lowe's Home Centers, from the Arkansas Board of Review. Reversed and remanded. Wynne and Brown, JJ., agree.

**BRANDON J. HARRISON, JUDGE:**

[CA12-699](#). Quenton Singleton v. Dwight Williams, from Pulaski Circuit, Third Division. Affirmed. Gladwin, C.J., and Whiteaker, J., agree.

[CA12-766](#). Nemiah Gilliam and Constance Day v. Phyllis Sanders, from Pulaski Circuit, Ninth Division. Affirmed. Gladwin, C.J., and Whiteaker, J., agree.

[E12-707](#). Carolyn Howison v. Director, Department of Workforce Services, and Belk, from the Arkansas Board of Review. Remanded for further findings. Wynne and Gruber, JJ., agree.

**RITA W. GRUBER, JUDGE:**

[CA12-671](#). Kerry Warren v. Theresa Warren Treet, from Phillips Circuit. Affirmed. Vaught and Hixson, JJ., agree.

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PHILLIP T. WHITEAKER, JUDGE:

[CA12-1024](#). American Eagle Airlines and Specialty Risk Services v. Donald Berndt, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin, C.J., and Harrison, J., agree.

LARRY D. VAUGHT, JUDGE:

[CACR11-935](#). John William Wakeley v. State of Arkansas, from Benton Circuit. Affirmed; Remanded for resentencing. Gruber and Hixson, JJ., agree.

RHONDA K. WOOD, JUDGE:

[CA12-362](#). Sherall Dean McCall; Reba Gayle McCall Sisco; Richard Marvin McCall; James Paul McCall; Jesse Lee McCall; Mary Jacqueline McCall Weems; Sarita Sue McCall (Cox) Meacham; Clara Jeanne McCall Williams; and Randi Colleen McCall Scott v. Donna Kaye McCall Grunwald, Individually, and as Trustee of the McCall Family Revocable Living Trust U/D July 19, 1994; Jacob Daniel Grunwald; and Joshua David Grunwald, from Carroll Circuit. Appeal dismissed. Pittman and Glover, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CA11-915](#). Ester Edgin et al. v. Central United Life Insurance Company, from Independence Circuit. Reversed and remanded. Walmsley and Wynne, JJ., agree.

[CA12-807](#). Karen Worden v. Frank Steven Crow, Frank M. Crow Revocable Trust, and Ruth F. Crow Revocable Trust, from Carroll Circuit, Western District. Affirmed. Walmsley and Wynne, JJ., 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).

- E12-6. Sonya M. McAlister. v. Director et al.
- E12-656. Eric Roe v. Director et al.
- E12-1035. Cheryl Rogers v. Director et al.
- E12-1036. Mattie Watson v. Director et al.
- E12-1037. Gary Garrett v. Director et al.
- E12-1038. Southern Refrigerated Transport v. Director et al.
- E12-1039. Southern Refrigerated Transport v. Director et al.
- E12-1040. McDonald's - Laura LaToof v. Director et al.
- E12-1041. Suzanne Kennedy v. Director et al.
- E12-1042. Timothy Mooneyhan v. Director et al.
- E12-1043. Marquitta Rogers v. Director et al.
- E12-1044. Jacqueline Camper v. Director et al.
- E12-1045. Kimberly Lane v. Director et al.
- E12-1046. Dianna Huff v. Director et al.
- E12-1047. Georgia Sandborn v. Director et al.
- E12-1048. Jennifer Turley v. Director et al.
- E12-1049. Charles Golliday v. Director et al.

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- E12-1050. Myra Kimbrough v. Director et al.
- E12-1051. Rickey Gipson v. Director et al.
- E12-1052. Songkham Sriprasert v. Director et al.
- E12-1053. Pamela Shuffield v. Director et al.
- E12-1054. Robin Rutherford v. Director et al.
- E12-1055. Amy Couch v. Director et al.
- E12-1056. Carla Alexander v. Director et al.
- E12-1057. Exzeria Phillips v. Director et al.
- E12-1058. Kendra Orr v. Director et al.
- E12-1059. Aaron Oakley v. Director et al.
- E12-1060. Tia Veazey v. Director et al.
- E12-1061. Andre T. Carter v. Director et al.
- E12-1062. Charles Haggans v. Director et al.
- E12-1064. Thomas Reynolds v. Director et al.
- E12-1065. Debra Bishop v. Director et al.
- E12-1066. Shawnee Chaney v. Director et al.
- E12-1067. James Taylor v. Director et al.
- E12-1068. Tyrone Jordan v. Director et al.
- E12-1069. Allen Johnson v. Director et al.
- E12-1070. Pamela Haynes v. Director et al.

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- E12-1071. Janet Camp v. Director et al.
- E12-1072. Richard Avery v. Director et al.
- E12-1073. Allan Nicholson v. Director et al.
- E12-1074. Joseph Jackson v. Director et al.
- E12-1075. Tiffany Rouse v. Director et al.
- E12-1076. Derrick Hodges v. Director et al.
- E12-1077. Nancy Buttry v. Director et al.
- E12-1078. Felicia Harris v. Director et al.
- E12-1079. Gordon Heinicke v. Director et al.
- E12-1080. Cecil Parker v. Director et al.
- E12-1081. Cecil Parker v. Director et al.
- E12-1082. Henry Myles v. Director et al.
- E12-1084. Jeffrey Boyer v. Director et al.
- E12-1085. Leon Bird v. Director et al.
- E12-1086. Melinda Hampton v. Director et al.
- E12-1087. Rachel Baker v. Director et al.
- E12-1088. Melinda Porterfield v. Director et al.
- E12-1089. Lisa Robinson v. Director et al.
- E12-1090. Stephen Watkins v. Director et al.
- E12-1091. Laveta Key v. Director et al.

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E12-1092. Keiundra Miller v. Director et al.

E12-1093. Fonzetta Booker v. Director et al.

E12-1094. Katherine Cole v. Director et al.

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**PER CURIAM ORDERS**

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

CA12-828. Josie Payne v. Arkansas Department of Human Services and Minor Child, from Union Circuit. Wood, J., would grant.

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CACR12-662. Reginald Nalls v. State of Arkansas, from Ashley Circuit. Motion of Joseph P. Mazzanti, III, for attorney's fees is granted. Allowed \$1,600.00.

CACR13-201. Derek Anthony Walton v. State of Arkansas, from Pulaski Circuit, Fourth Division. Motion of David R. Cannon to be relieved as attorney of record is granted.

CA12-594. Linda Sue Lee et al. v. Sheryln E. Jones, from Perry Circuit. Appellants' motion to file a belated reply brief and for brief time is denied.

CA12-693. Susan Quattlebaum v. Dr. Rodney McCarver et al., from Pulaski Circuit, Third Division. Appellant's motion for extension of time to file belated reply brief is granted.

CA12-828. Josie Payne v. Arkansas Department of Human Services and Minor Child, from Union Circuit. Appellant's motion to stay briefing. Supplemental record due April 25, 2013. Appellant's brief due within fifteen days of the filing of the supplemental record.

CA12-865. Karen Miller v. Linda Gaddy, from Washington Circuit. Appellant's motion for leave to supplement abstract in reply brief is granted.

CA12-898. Connie Watkins et al. v. City of Paragould, Arkansas, from Greene Circuit. Appellants' motion to withdraw motion to increase the page limit for appellants' argument is granted.

CA12-898. Connie Watkins et al. v. City of Paragould, Arkansas, from Greene Circuit. Appellants' motion to increase the page limit for appellants' argument is moot.

CA12-898. Connie Watkins et al. v. City of Paragould, Arkansas, from Greene Circuit.

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**PER CURIAM ORDERS**

Appellants' motion and supplemental motion to file belated corrected brief are granted.

CA13-66. Cathy Davis Dozier v. John Dozier, from Garland Circuit. Appellant's petition for contempt is denied.

CA13-74. E.S., a Minor v. Arkansas Department of Human Services et al., from Sebastian Circuit, Fort Smith District. Appellees' motions to stay and to supplement the record granted.



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**MOTIONS SUBMITTED**

PETITIONS FOR REHEARING:

CACR12-783. Ross Jacobs v. State of Arkansas, from Drew Circuit.

CA12-535. Elizabeth Worden and Douglas Spires as Heirs at Law for Alfred Spires (Deceased) v. Dr. Jeffrey Kirchner, M.D. (Individually) and Arkansas Health Group, d/b/a North Little Rock Emergency Doctors Group and/or Arkansas Health Groups separate commercial liability insurers John Doe Insurance Companies A to Z and Baptist Health, d/b/a Baptist Health Medical Center-North Little Rock and or Baptist Health's separate commercial liability insurers John Doe Insurance Companies A to Z and Baptist Medicare, Inc. d/b/a Practice Plus, from Pulaski Circuit, Sixth Division.

CA12-714. Bennie Jean White v. Alvin D. Clay, from Pulaski Circuit, Third Division.

CA12-765. Mae Weaver v. Arkansas Department of Correction and Public Employee Claims Division, from Workers' Compensation Commission.

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CACR09-1250. Shannon D. Williams v. State of Arkansas, from Greene Circuit. Appellant's petition for writ of certiorari to complete the record.

CACR12-950. Thomas Rainey v. State of Arkansas, from Dallas Circuit. Appellant's motion to supplement and settle the record and for extension of time in which to file brief.

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**SUBMISSIONS**

CA12-668. Mike Wilson and Jeanean Wilson v. Mark Golen and Jessica Golen; Arkansas Department of Human Services; and Minor Child, from Faulkner Circuit. Argued orally.

CACR12-70. Reco Dantae Givan v. State of Arkansas, from Faulkner Circuit.

CACR12-743. Walter Powell, III v. State of Arkansas, from Benton Circuit.

CACR12-754. Joseph Baker v. State of Arkansas, from Arkansas Circuit, Southern District.

CACR12-986. Patrick Eugene Dobbins v. State of Arkansas, from Pulaski Circuit, Sixth Division.

CACR12-1069. Charles James Johnson, III v. State of Arkansas, from Pulaski Circuit, Second Division.

CA13-71. Tanga Strong v. Arkansas Department of Human Services, from Jefferson Circuit.

CA12-522. Ida King et al. v. Leslie Jackson et al., from Pulaski Circuit, Fifth Division.

CA12-649. Jared B. Lane v. Susan R. Blevins, from Washington Circuit.

CA12-667. Shauna Chantel Yates McNutt v. Matthew Dalton Yates, from Lonoke Circuit.

CA12-687. Jonathan Faulkner v. Nancy Faulkner et al., from Lincoln Circuit.

CA12-701. F. Allan Midyett v. Nancy Midyett, from Washington Circuit.

CA12-711. H.C. v. State of Arkansas, from Faulkner Circuit.

CA12-730. Robert Fureigh v. Michael G. Horn, from Pulaski Circuit, Second Division.

CA12-762. Steven C. Grinnell v. Garnet Real Estate LLC, from Sebastian Circuit, Fort Smith District.

CA12-781. Robert J. Allen v. Nadeshda Allen, from Sebastian Circuit, Fort Smith District.

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CA12-850. Lux Tan, Inc., et al. v. JK Products & Services, Inc., from Craighead Circuit, Western District.

CA12-1001. Gravette School District et al. v. Rick Harmon, from Workers' Compensation Commission.

CA12-1045. Darby Bolus v. Jack Cecil Hardware, from Workers' Compensation Commission.

CA13-5. Tammie Drake et al. v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District.

CA13-23. Angela Porter v. Arkansas Department of Human Services, from Washington Circuit.

CA13-25. Vanessa McDaniel v. Arkansas Department of Human Services, from Yell Circuit, Northern District.

CA13-98. Antoinette Henderson v. Arkansas Department of Human Services, from Mississippi Circuit, Osceola District.

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**SUBMISSIONS**

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

E12-613. Wendy Wilson v. Director et al.

E12-1121. Dominique Nichols v. Director et al.

E12-1122. Dorothy Meadows v. Director et al.

E12-1123. Hubert Ray v. Director et al.

E12-1124. Michael Waldrop v. Director et al.

E12-1125. April Flowers v. Director et al.

E12-1126. Maribel Escerva v. Director et al.

E12-1127. Orlando Sloan v. Director et al.

E12-1128. Rebecca Fancher v. Director et al.

E12-1129. Cynthia Farmer v. Director et al.

E12-1130. Oliver Hart II v. Director et al.

E12-1131. Reginald James v. Director et al.

E12-1132. Lincoln Tappin v. Director et al.

E12-1134. Georgetta Dollar v. Director et al.

E12-1136. Amanda Noles v. Director et al.

E12-1137. Bridgette Harris v. Directo, et al.

E12-1138. Chris King v. Director et al.

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- E12-1139. Richard C. Morga v. Director et al.
- E12-1141. Gary McElroy v. Director et al.
- E12-1143. Archie Carter v. Director et al.
- E12-1145. Jenny Mason v. Director et al.
- E12-1146. Juan Zamora v. Director et al.
- E12-1147. Janelle Guest v. Director et al.
- E12-1148. Larry Holmes v. Director et al.
- E12-1149. Dorothy Meredith v. Director et al.
- E12-1150. Ray Anderson v. Director et al.
- E12-1151. George Gaines v. Director et al.
- E12-1152. LeaAnn George v. Director et al.
- E12-1153. Max Hoyt v. Director et al.
- E12-1154. Beverly Smith v. Director et al.
- E12-1155. Southern Refrigerated Transport v. Director et al.
- E12-1156. Herlin Jiles, Jr. v. Director et al.
- E12-1158. Brent Shirley v. Director et al.
- E12-1159. George Watson v. Director et al.
- E12-1160. William Norried v. Director et al.
- E12-1161. Shane Peterson v. Director et al.
- E12-1162. Floyd Lindsey v. Director et al.