

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF APRIL 17, 2013

ROBERT J. GLADWIN, CHIEF JUDGE:

[CACR12-846](#). Jimmy Don Turnbough v. State of Arkansas, from Johnson Circuit. Affirmed. Vaught, J., agrees. Pittman, J., concurs.

[CA12-969](#). K.A.S. v. State of Arkansas, from Craighead Circuit, Western District. Affirmed. Vaught, J., agrees. Pittman, J., concurs.

JOHN MAUZY PITTMAN, JUDGE:

[CACR12-718](#). Arthur T. Piper v. State of Arkansas, from Drew Circuit. Affirmed. Gladwin, C.J., and Vaught, J., agree.

[CA12-992](#). Kayla McPherson v. Arkansas Department of Human Services, from Lonoke Circuit. Appeal dismissed. Gladwin, C.J., and Vaught, J., agree.

BILL H. WALMSLEY, JUDGE:

[CACR12-867](#). Aaron Anthony Flemons v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Affirmed. Glover and Whiteaker, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CACR12-678](#). Rodrick Alexander v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed. Gruber and Brown, JJ., agree.

[E12-697](#). Paul Sims v. Director, Department of Workforce Services, and Bismarck Public Schools, from the Arkansas Board of Review. Reversed and remanded. Gruber and Brown, JJ., agree.

[E12-1007](#). Susan Hasson v. Director, Department of Workforce Services, from the Arkansas Board of Review. Remanded for further findings; motion denied. Gruber and Brown, JJ., agree.

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ROBIN F. WYNNE, JUDGE:

[CACR12-190](#). Gilberto Martinez-Marmol v. State of Arkansas, from Washington Circuit. Affirmed. Hixson and Wood, JJ., agree.

[CA12-1089](#). Sherrion James v. Arkansas Department of Human Services and Minor Children, from Pulaski Circuit, Eighth Division. Affirmed; motion to withdraw granted. Hixson and Wood, JJ., agree.

RITA W. GRUBER, JUDGE:

[CACR12-889](#). Roger Scallion v. State of Arkansas, from Boone Circuit. Affirmed. Harrison and Brown, JJ., agree.

[CA12-777](#). Christian Lopez v. United Automobile Insurance Company, from Benton Circuit. Reversed and remanded. Harrison and Brown, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CACR12-615](#). Christopher Dewayne Dodge v. State of Arkansas, from Sebastian Circuit, Greenwood District. Affirmed. Pittman, J., agrees; Wood, J., concurs.

[CA12-695](#). Jerry Wilson, Lillie Wilson and Terry Wilson v. Greg Williams Farm, Inc., and Greg Williams, Individually, from Lafayette Circuit. Appeal dismissed. Walmsley and Whiteaker, JJ., agree.

[CA12-1096](#). Kayla Stephens v. Arkansas Department of Human Services and Minor Child, from Sebastian Circuit, Fort Smith District. Affirmed. Walmsley and Whiteaker, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CACR12-770](#). Melanie Garner v. State of Arkansas, from Sebastian Circuit, Greenwood District. Affirmed. Walmsley and Glover, JJ., agree.

[CA12-1119](#). Trang (Cindy) Dang v. Arkansas Department of Human Services and Minor Children, from Sebastian Circuit, Fort Smith District. Affirmed; motion to be relieved granted. Walmsley and Glover, JJ., agree.

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LARRY D. VAUGHT, JUDGE:

[CA12-598](#). Laura B. Rose (now Shahsavari), Richard R. Rose, and Michael R. Rose, beneficiaries of the Rose Family Revocable Trust, dated January 17, 1994 v. Mary Shellnut Rose, aka Mary Ruth Rose, from Pulaski Circuit, Sixth Division. Affirmed in part; dismissed in part. Pittman, Gruber, Whiteaker, and Wood, JJ., agree. Harrison, J., dissents.

[CA12-637](#). Fredrick D. Smart v. Arkansas Department of Human Services and J.S., Minor Child, from Jackson Circuit. Affirmed; motion granted. Gladwin, C.J., and Pittman, J., agree.

KENNETH S. HIXSON, JUDGE:

[CACR12-630](#). Cindy L. McLane v. State of Arkansas, from Crittenden Circuit. Affirmed. Wynne and Wood, JJ., agree.

[CA12-634](#). James Newsom; Kevin Roberts; Mudd Creek River Farms, Inc.; Deaton River Farms, Inc.; Willoughby River Farms, Inc.; Savannah River Farms, Inc.; Riverfront Savannah Farms Partnership; and Hickory Ridge Farms, LLC v. Rabo Agrifinance, Inc., from Ashley Circuit. Affirmed. Gruber and Vaught, JJ., agree.

[CA13-30](#). Stacy Arnold and Kenneth Kitchen v. Arkansas Department of Human Services and Minor Child, from Craighead Circuit, Western District. Affirmed; motion granted. Wynne and Wood, JJ., agree.

RHONDA K. WOOD, JUDGE:

[CACR12-813](#). Vann Bragg v. State of Arkansas, from Phillips Circuit. Affirmed. Wynne and Hixson, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CACR12-1002](#). Jason D. Robison v. State of Arkansas, from Randolph Circuit. Rebriefing ordered. Harrison and Gruber, JJ., agree.

[CA12-1122](#). Ashlee Nicole Adams v. Arkansas Department of Human Services and Minor Child, from Crawford Circuit. Affirmed. Harrison and Gruber, 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).

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

E12-1033. David Southerland v. Director et al.

E12-1095. Edwin Siler v. Director et al.

E12-1096. James Crawford v. Director et al.

E12-1097. Virginia Dawson v. Director et al.

E12-1098. Glen Burnett v. Director et al.

E12-1099. John Griffin v. Director et al.

E12-1100. Tyris Jones v. Director et al.

E12-1101. Cederick Jones v. Director et al.

E12-1102. Calvin King v. Director et al.

E12-1103. Mary Payne v. Director et al.

E12-1105. Ann Pinkerton v. Director et al.

E12-1106. Heather Armstrong v. Director et al.

E12-1107. Jose Garcia v. Director et al.

E12-1109. Randall Smith v. Director et al.

E12-1110. Jazzma Newton v. Director et al.

E12-1112. Michael Towner v. Director et al.

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E12-1113. Gregory Aikens v. Director et al.

E12-1114. Robert Yurchak v. Director et al.

E12-1115. Thomas Johnston v. Director et al.

E12-1116. Elgie Williams v. Director et al.

E12-1117. Robert Justice v. Director et al.

E12-1118. Michelle Steiner v. Director et al.

E12-1120. Clenton Withers v. Director et al.

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PER CURIAM ORDERS

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

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.

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

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 is granted.

CA13-248. Joshua Chase v. Arkansas Department of Human Services; David and Cheryl Collins; and Minor Children, from Jefferson Circuit. Joint motion to strike testimony and exhibits is passed until the case is submitted.

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PROCEEDINGS OF APRIL 17, 2012

MOTIONS SUBMITTED

PETITION FOR REHEARING:

CA12-1020. Jacob Brown v. Arkansas Department of Human Services and T.B., D.A., and L.A., Minors, from Carroll Circuit, Eastern District.

CACR12-185. James Edward Green, Jr. v. State of Arkansas, from Drew Circuit. Motion of Tim Cullen for attorney's fees.

CACR12-549. Lawrence Mahomes v. State of Arkansas, from Conway Circuit. Motion of Paul J. Teufel for attorney's fees.

CACR12-737. Joseph L. Lindsey v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's pro se motion for appointment of counsel.

CACR13-15. Tracy M. Standridge v. State of Arkansas, from Baxter Circuit. Motion of Clifford M. Collins to withdraw as attorney of record.

CACR13-126. Kelvin E. Locke v. State of Arkansas, from Jefferson Circuit. Appellant's pro se motion for appointment of counsel .

CA12-450. George Hobson et al. v. Entergy Arkansas, Inc., from Pulaski Circuit, Sixth Division. Appellants' motion for expansion of page limit for appellants' reply brief, to file supplemental abstract, and to file supplemental addendum.

CA12-800. Tom Vytlacil v. Linda Vytlacil, from Benton Circuit. Appellant's motion to require compliance by appellee.

CA12-966. Royal Overhead Door, Inc. d/b/a as Royal Hearth & Home v. Shawn Jernigan and Shelly Jernigan, from Saline Circuit. Appellees' motion for oral argument.

CA13-198. Diamante Golf Club, LLC v. Gary Dye and Linda Dye, from Saline Circuit. Appellant's motion to stay trial proceedings.

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SUBMISSIONS

CACR12-465. William S. Fisher v. State of Arkansas, from Garland Circuit.

CACR12-485. Brandon Atchley v. State of Arkansas, from Mississippi Circuit, Osceola District.

CACR12-736. Aaron Anthony Flemons v. State of Arkansas, from Sebastian Circuit, Fort Smith District.

CACR12-804. Ike Shawndale Nunn v. State of Arkansas, from Jackson Circuit.

CACR12-985. Michael Shane Jolly v. State of Arkansas, from Saline Circuit.

CA12-230. Larry Muldrew et al. v. Jesse Duckett, from Hempstead Circuit.

CA12-231. Sally L. Thomas v. Nadav Sharon, M.D., from Carroll Circuit, Eastern District.

CA12-560. Gwynn X. Lamont v. Healthcare Capital, Inc., from Faulkner Circuit.

CA12-650. Pamela Marshall Carroll v. Richard Dale Carroll, from Jefferson Circuit.

CA12-663. Gail Parkerson v. Ron Lewsader Const., LLC, et al, from Garland Circuit.

CA12-751. Amalie E. Bishop v. Joseph E. Singletary, from Lonoke Circuit.

CA12-921. Stephens Production Company v. Boyd Blackard, from Johnson Circuit.

CA12-952. Darryl Hawkins v. Denita Hawkins, from Pope Circuit.

CA12-970. Sharon Scarborough and Ronald Joe Scarborough v. Arkansas Department of Human Services, from Pulaski Circuit, Eleventh Division.

CA12-983. Charles Thomas Adair et al. v. Audria J. Adair, from Hempstead Circuit.

CA12-1120. Jason Hayes and Natasha Hayes v. Arkansas Department of Human Services, from Carroll Circuit, Eastern District.

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SUBMISSIONS

CA13-45. Greg Armstrong v. Arkansas Department of Human Services, from Sebastian Circuit, Fort Smith District.

CA13-54. Kenneth Martin v. Arkansas Department of Human Services, from Boone Circuit.

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

E12-1163. Suzanne Kennedy v. Director et al.

E12-1164. Joseph Anderson v. Director et al.

E13-1. Timothy Cahill v. Director et al.

E13-2. Erma Christopher v. Director et al.

E13-4. Stephen Mann v. Director et al.

E13-5. Larry Reese v. Director et al.