

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF AUGUST 28, 2013

ROBERT J. GLADWIN, CHIEF JUDGE:

[CR-12-1113](#). Christopher Sharpe v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Affirmed. Walmsley and Harrison, JJ., agree.

[CV-12-1067](#). Kimberly Walker v. State of Arkansas, from Garland County Circuit Court. Affirmed. Walmsley and Harrison, JJ., agree.

JOHN MAUZY PITTMAN, JUDGE:

[CV-12-1099](#). Karen Hardcastle v. Ciara Cerrato, from Faulkner County Circuit Court. Affirmed. Wynne and Gruber, JJ., agree.

BILL H. WALMSLEY, JUDGE:

[CR-12-980](#). Charles R. Hicks v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed. Gladwin, C.J., and Harrison, J., agree.

BRANDON J. HARRISON, JUDGE:

[CV-12-953](#). Lori Erwin v. Shelby Lee Frost, Individually and as Trustee of the Donald Ross and Shelby Lee Frost Revocable Living Trust, from Scott County Circuit Court. Rebriefing ordered. Gladwin, C.J., and Walmsley, J., agree.

[CV-12-1023](#). Shona Christy v. Kirk McGilton, from Ashley County Circuit Court. Appeal dismissed. Gladwin, C.J., and Walmsley, J., agree.

ROBIN F. WYNNE, JUDGE:

[CR-13-73](#). Manuel D. Ortiz v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Pittman and Gruber, JJ., agree.

[CV-12-865](#). Karen Miller v. Linda Gaddy, from Washington County Circuit Court. Dismissed with prejudice. Pittman and Gruber, JJ., agree.

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RITA W. GRUBER, JUDGE:

[CV-12-1070](#). Joe Watkins v. USA Trucking, Inc., from the Arkansas Workers' Compensation Commission. Affirmed. Pittman and Wynne, JJ., agree.

[CV-13-14](#). Donald Halstead v. Sex Offender Assessment Committee, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Pittman and Wynne, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-13-121](#). Michael H. Coupey v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Wood and Brown, JJ., agree.

[CV-12-450](#). George Hobson and Montie Hobson v. Entergy Arkansas, Inc., from Pulaski County Circuit Court, Sixth Division. Rebriefing ordered. Wood and Brown, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-12-722](#). Courtney M. Woods v. Josh E. Woods, from Faulkner County Circuit Court. Affirmed. Vaught and Hixson, JJ., agree.

[CV-13-107](#). Ginger Purser, Kenneth Eugene Purser, Jr., and Jimmy Lewis Purser v. Kim Purser Buchanan, from Cleburne County Circuit Court. Reversed and remanded. Vaught and Hixson, JJ., agree.

[E-13-128](#). Tanya Millspaugh v. Director, Department of Workforce Services, and Discount Tobacco, from the Arkansas Board of Review. Reversed and remanded. Vaught and Hixson, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-12-670](#). James Collier III v. State of Arkansas, from Jefferson County Circuit Court. Affirmed; motion to withdraw granted. Whiteaker and Hixson, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-13-103](#). Heirs of Mancil and Sylvia Duncan et al. v. Alfred T. Williams Living Trust and Marceil E. Sibert Living Trust, from Cleburne County Circuit Court. Rebriefing ordered. Whiteaker and Vaught, JJ., agree.

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KENNETH S. HIXSON, JUDGE: (Continued)

[E-12-821](#). Don Ramirez v. Director, Department of Workforce Services, and Arkansas Tech University, from the Arkansas Board of Review. Affirmed. Whiteaker and Vaught, JJ., agree.

RHONDA K. WOOD, JUDGE:

[CR-13-62](#). Jose Rodriguez v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Glover and Brown, JJ., agree.

[CV-13-109](#). Wallace Allen v. To All Unknown Persons Claiming Legal or Equitable Rights or Interests in the Property Described in this Complaint, from Prairie County Circuit Court, Northern District. Dismissed. Glover and Brown, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-12-1002](#). Jason D. Robison v. State of Arkansas, from Randolph County Circuit Court. Affirmed. Glover and Wood, JJ., agree.

[CV-13-113](#). Denise Brown, as Administratrix of the Estate of Charda Thomas v. Marcie Johnson, from Jefferson County Circuit Court. Affirmed. Glover and Wood, JJ., agree.

[CV-13-170](#). Jeanine Coleman v. Arkansas Department of Human Services and Minor Children, from Craighead County Circuit Court, Western District. Affirmed; motion to withdraw granted. Glover and Wood, JJ., agree.

[CV-13-229](#). Mercy Health System of Northwest Arkansas v. Dr. Lisa McGraw, from Benton County Circuit Court. Affirmed. Walmsley, Harrison, and Wood, JJ., agree. Whiteaker, J., concurs. Hixson, J., dissents.

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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).

- E13-109. Nathaniel Mitchell v. Director et al.
- E13-110. Stanley Wood v. Director et al.
- E13-111. Ruby Hayes v. Director et al.
- E13-112. Billy Haynes v. Director et al.
- E13-113. Donna Brown v. Director et al.
- E13-114. Wendell McFarland v. Director et al.
- E13-115. Richard Boone v. Director et al.
- E13-116. Eric Bell v. Director et al.
- E13-117. Janell French v. Director et al.
- E13-118. Carrie Kuykendall v. Director et al.
- E13-119. Brian Coakley v. Director et al.
- E13-120. Pamela Clark v. Director et al.
- E13-121. Patricia Johnson v. Director et al.
- E13-122. Kathey Moore v. Director et al.
- E13-123. Robert Jenkins v. Director et al.
- E13-124. Stacey Rutt v. Director et al.
- E13-125. Diann Vaughn v. Director et al.

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- E13-126. Laverne Clay v. Director et al.
- E13-127. Yalonda Jackson v. Director et al.
- E13-129. Felicia Green v. Director et al.
- E13-130. Kathryn Gerle v. Director et al.
- E13-131. Linda Tyson v. Director et al.
- E13-132. Ricky Barnes v. Director et al.

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PER CURIAM ORDERS

CV-08-1351. Gary Bodiford, M.D. v. Joyce Street, LLC, et al., from Washington County Circuit Court. Stay lifted. Briefing commenced. Appellant's brief due October 7, 2013.

CV-11-1243. Ryan Roggasch and Elite Homes of Arkansas, Inc. v. Tasha Sims and John Sims, from Saline County Circuit Court. Bankruptcy status report due September 16, 2013.

CV-12-898. Connie Watkins and Richard Watkins v. City of Paragould, Arkansas, from Greene County Circuit Court. Appellants' motion for reconsideration on denial of oral argument is denied.

CV-12-1084. Harold "Bud" Ward v. Linda Ward Tutton, from Pulaski County Circuit Court. Bankruptcy status report due September 16, 2013.

CV-13-279. Jerry Street and Carole Street, husband and wife; Uel Moore and Kathy Moore, husband and wife; Austin Lamar Moore and Neoma Eilene Moore, husband and wife; and Dana Moore Cox v. Martin Schluterman and Barbara Schluterman, husband and wife, from Logan County Circuit Court. Appellants' motion to reconsider denial of motion to dismiss appeal and cross-appeal. Motion to reconsider granted; appeal dismissed.

CV-13-309. Tim Clark and Sarah Clark v. Southern Farm Bureau Casualty Insurance Company, Inc., from Pulaski County Circuit Court. Appellee's motion to stay appeal is granted. Status report due October 27, 2013.

CV-13-340. Donald Ray Stratton, Jr. v. Linda Stratton, from Benton County Circuit Court. Appellant's motion to supplement record for appeal is denied.

CV-13-459. Charlene Sullivan Swaims and Rhonda Clegg v. Randall Sullivan and Carolyn Moore, from Faulkner County Circuit Court. Motion of Dustin Chapman to be relieved as counsel of record for appellees is granted.

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CV-13-580. Britany McElroy and Brandon Fritter v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Motion of DHS and Attorney ad Litem to reconsider grant of motion to supplement record is granted. Motion to supplement record reconsidered and granted. Writ issued; returnable September 27, 2013. Appellants' brief due within thirty days after supplemental record is filed.

CV-13-584. Heather Gossett v. Arkansas Department of Human Services and Minor Children, from Scott County Circuit Court. Motion of DHS and Attorney ad Litem to reconsider grant of motion to supplement record is granted. Motion to supplement record reconsidered and granted. Writ issued; returnable September 27, 2013. Appellant's brief due within thirty days after supplemental record is filed.

[CV-13-601](#). Charles Bouland v. Erwin Keith, Inc., and Bridgefield Casualty, from Arkansas Workers' Compensation Commission. Motion for rule on clerk. Motion moot; appeal lodged. *See per curiam* this date.

CV-13-603. Jeanne Simpson Harbour v. John Carter Shelton and Sarah Shelton O'Neal, from Crittenden County Circuit Court. Amended motion of E.B. Chiles, IV; Joseph W. Price II; and Quattlebaum, Grooms, Tull & Burrow PLLC, to withdraw as counsel for the appellant is granted.

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MOTIONS SUBMITTED

CR-13-211. Robert Lee Fellows v. State of Arkansas, from Hempstead County Circuit Court. Appellant's motion for extension of time to file brief.

CR-13-251. Timothy Allen Fiveash v. State of Arkansas, from Boone County Circuit Court. Appellant's motion for extension of brief time.

CR-13-257. Timothy Allen Fiveash v. State of Arkansas, from Boone County Circuit Court. Appellant's motion for extension of time.

CR-13-286. Henry A. Harmon v. State of Arkansas, from Pulaski County Circuit Court. Pro se motion for a review of a supplemental brief.

CR-13-331. Quintrell Richardson v. State of Arkansas, from Mississippi County Circuit Court. Motion of Kevin Rook to withdraw as counsel for appellant.

CR-13-425. Demarcus Rayfield v. State of Arkansas, from Miller County Circuit Court. Resubmission of appellant's motion to correct the record.

CR-13-568. Russell Wayne Hudson v. State of Arkansas, from Faulkner County Circuit Court. Appellant's motion to proceed in forma pauperis.

CR-13-579. Richard Eli Hart v. State of Arkansas, from Union County Circuit Court. Appellant's motion to supplement the record.

CV-13-457. Kent Smith, DVM v. Kimberly V. Freeman and Armistead Freeman, II, from Perry County Circuit Court. Appellant's pro se motion for extension of brief time.

CV-13-542. Andrea Daines Hart v. Scott Arthur Hart, from Pulaski County Circuit Court. Appellant's motion to supplement the record.

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CASES SUBMITTED

CV-12-923. Aceva Technologies, LLC v. Tyson Foods, from Washington County Circuit Court. Orally argued.

CV-12-219. William Curtis v. Michael Lemna and New Champions Golf & Country Club of Arkansas Limited Partnership, from Arkansas Workers' Compensation Commission. Orally argued.

CR-12-324. Lawrence Schmitt v. State of Arkansas, from Benton County Circuit Court.

CR-12-840. Harley Inthisone v. State of Arkansas, from Faulkner County Circuit Court.

CV-12-1040. Gregg Anderson v. Brandy Thomas, from Saline County Circuit Court.

CV-12-921. Stephens Production Company v. Boyd Blackard et al., from Johnson County Circuit Court.

CV-12-990. Diana C. Johnson v. Rebecca C. Mitchell, from Washington County Circuit Court.

CV-13-124. Donald Sears v. Joan Zumwalt, from Pulaski County Circuit Court.

CV-13-218. Julia Hartsfield et al. v. Deanna Blann et al., from Union County Circuit Court.

CV-13-248. Joshua Chase v. Arkansas Department of Human Services and Minor Child, from Jefferson County Circuit Court.

CV-13-264. Nicholas Morrison v. Arkansas Department of Human Services and Minor Children, from Scott County Circuit Court.

CV-13-277. Taina Sanchez v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court.

CV-13-283. Kevin Brewer v. Arkansas Sex Offender Assessment Committee, from Pulaski County Circuit Court.

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CASES SUBMITTED

CV-13-29. Cecil James Reynolds et al. v. GFM, LLC, from Independence County Circuit Court.

CV-13-49. Lynda Hamm v. Jerry Hamm, from White County Circuit Court.

CV-13-59. Arkansas Methodist Medical Center v. Don-Andre Blansett, from Arkansas Workers' Compensation Commission.

CV-13-93. Mary Keating et al. v. Fanny E. Mason et al., from Union County Circuit Court.

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

E-12-1135. Law office of Craig L. Cook v. Director et al.

E-13-152. Joseph Hedrick v. Director et al.

E-13-153. Corina Person v. Director et al.

E-13-154. Ruby Loring v. Director et al.

E-13-155. Coretta Dorsey v. Director et al.

E-13-156. Rakeil Bonds v. Director et al.

E-13-157. Jeanette Batchelor v. Director et al.

E-13-158. Ronald Shelton v. Director et al.

E-13-159. Courtney Brown v. Director et al.

E-13-160. George Beers v. Director et al.

E-13-161. Lisa Jones v. Director et al.

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CASES SUBMITTED

E-13-162. Kenneth Hunter v. Director et al.

E-13-163. Brea Boydston v. Director et al.

E-13-164. Theodoris Johnson v. Director et al.

E-13-165. Lashawnda Keresy v. Director et al.

E-13-166. Johnson McKinley v. Director et al.

Opinions are available on the internet at
<http://courts.arkansas.gov>