

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MARCH 4, 2015

RAYMOND R. ABRAMSON, JUDGE:

[CR-14-499](#). Lester Phillips v. State of Arkansas, from Jefferson County Circuit Court. Remanded to settle and supplement the record; supplementation of the addendum ordered. Hixson and Hoofman, JJ., agree.

[CV-14-739](#). Ronald Sammons v. Pat Williams d/b/a J.I.T. Transport and Transport 1 Express, L.L.C., from the Arkansas Workers' Compensation Commission. Affirmed. Hixson and Hoofman, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CV-14-711](#). Carl Beavers, Sr. v. Tina Williams, as Executrix of the Estate of Emma Gene Shipp, Deceased, from Van Buren County Circuit Court. Reversed and remanded. Whiteaker and Vaught, JJ., agree.

M. MICHAEL KINARD, JUDGE:

[CV-14-803](#). Anthony Lewis v. Calfrac Well Services Corp., from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin, C.J., and Brown, J., agree.

RITA W. GRUBER, JUDGE:

[CR-14-851](#). Kirk Alan Clark v. State of Arkansas, from Washington County Circuit Court. Reversed and dismissed in part; reversed and remanded in part. Virden and Glover, JJ., agree.

[CV-14-503](#). Bryan Fields v. Christine Fields, from Faulkner County Circuit Court. Affirmed. Virden and Glover, JJ., agree.

[E-14-423](#). Merdet Term v. Artee Williams, Director, Department of Workforce Services, and Cargill Meat Solutions, from the Arkansas Board of Review. Affirmed. Virden and Glover, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CV-14-265](#). DLC Properties, LLC d/b/a Twin Lakes Plaza, LLC v. Carmike Cinemas, Inc., and Eastwynn Theatres, Inc., from Baxter County Circuit Court. Reversed and remanded on direct appeal; cross-appeal dismissed. Virden and Gruber, JJ., agree.

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DAVID M. GLOVER, JUDGE: (Continued)

[CV-14-325](#). Whitey's Truck Center, Inc. v. Todd Robinson, from Pulaski County Circuit Court, Third Division. Affirmed. Virden and Gruber, JJ., agree.

[CV-14-668](#). Owen Kelly v. Mandy Kelly, from Washington County Circuit Court. Dismissed without prejudice. Virden and Gruber, JJ., agree.

[CV-14-720](#). Marianne Robinson v. Charles Lindsey, from Cleburne County Circuit Court. Affirmed. Virden and Gruber, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-14-681](#). Crystal Scott-Paxson v. State of Arkansas, from Jefferson County Circuit Court. Affirmed. Harrison and Vaught, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-14-151](#). Oscar Hernandez v. State of Arkansas, from Benton County Circuit Court. Affirmed. Harrison and Whiteaker, JJ., agree.

[CV-14-487](#). Henry Michael Shaver v. Ashley County Detention Center, AAC Risk Management Services, and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Harrison and Whiteaker, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-14-293](#). Bettye Dunn-Wright v. Arkansas State Board of Education, from Pulaski County Circuit Court, Third Division. Affirmed. Abramson and Hoofman, JJ., agree.

[CV-14-638](#). Jessica Black v. Brentley Black, from Clark County Circuit Court. Affirmed. Abramson and Hoofman, JJ., agree.

CLIFF HOOFMAN, JUDGE:

[CV-14-359](#). Yosef Kapach v. Bettine Field Carroll, from Marion County Circuit Court. Rebriefing ordered. Abramson and Hixson, JJ., agree.

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CLIFF HOOFFMAN, JUDGE: (Continued)

[CV-14-831](#). Arkansas Department of Human Services v. Shante Waugh and Mackenzi Clayton, from Sebastian County Circuit Court, Fort Smith District. Reversed and remanded. Abramson and Hixson, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-14-839](#). Kyle Dale Sparkman v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin, C.J., and Kinard, J., agree.

[CV-14-507](#). Gerald Breckenridge v. Robert D. Lowery, from White County Circuit Court. Affirmed. Gladwin, C.J., and Kinard, J., agree.

[CV-14-694](#). Azzore Veterinary Specialists, LLC v. Dr. Mario Hodgson, from Pope County Circuit Court. Reversed and remanded. Gladwin, C.J., and Kinard, J., agree.

[CV-14-809](#). Waste Management and Gallagher Bassett Services, Inc. v. Eddie Cook, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin, C.J., and Kinard, J., agree.

[CV-14-821](#). B.D. v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed. Gladwin, C.J., and Kinard, J., agree.

[CV-14-927](#). Diha Middlebrook v. Arkansas Department of Human Services and Minor Child, from Garland County Circuit Court. Affirmed. Gladwin, C.J., and Kinard, J., 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).

E-14-566. Charlie Stark v. Director et al.

E-14-567. Alton McDonald v. Director et al.

E-14-568. Linda Greaney v. Director et al.

E-14-569. Tinia Evans v. Director et al.

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- E-14-570. Steven Parks v. Director et al.
- E-14-571. Ernest Echols v. Director et al.
- E-14-572. Damarean Newton v. Director et al.
- E-14-573. Gary Williams v. Director et al.
- E-14-574. Shoko Nelson v. Director et al.
- E-14-575. William Harrison v. Director et al.
- E-14-576. Everett Patterson v. Director et al.
- E-14-577. Joyce Shepherd v. Director et al.
- E-14-578. Jacob Rogers v. Director et al.
- E-14-579. Kershana Duke v. Director et al.
- E-14-580. Stephen Giovanni v. Director et al.
- E-14-581. John Ruiz, Sr. v. Director et al.
- E-14-582. Gayle Jordan v. Director et al.
- E-14-583. William Amos v. Director et al.
- E-14-584. Telisha Flowers v. Director et al.
- E-14-585. Douglas Weir v. Director et al.
- E-14-586. William Lowry v. Director et al.
- E-14-587. Catherine Spears v. Director et al.
- E-14-588. Thomas Wall v. Director et al.
- E-14-589. Sarita Davis v. Director et al.

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PER CURIAM ORDERS

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

CV-14-87. Daren Cason v. Gladys Lambert, Leone K. Hendrickson, and Union Bank & Trust Company, from Drew County Circuit Court.

CV-14-624. Roger Reed v. Turner Industries and ACE American Insurance Company, from the Arkansas Workers' Compensation Commission.

CR-13-853. David Wade Tennant v. State of Arkansas, from Benton County Circuit Court. Motion of Doralee Chandler for attorney's fees and to withdraw as counsel is granted. Allowed \$1,600.00.

CR-13-1030. John Everett Block, Jr. v. State of Arkansas, from Hempstead County Circuit Court. Motion of Scott A. Scholl for attorney's fees and to be relieved as counsel is granted. Allowed \$1,800.00.

CR-14-123. Anthony Donnell Toombs v. State of Arkansas, from Pulaski County Circuit Court, First Division. Motion of Scott A. Scholl for attorney's fees and to be relieved as counsel is granted. Allowed \$1,800.00

CR-14-217. Mark Edward Thomas v. State of Arkansas, from Garland County Circuit Court. Motion of Carey E. Lyles Dowdy for attorney's fees is granted. Allowed \$1,800.00.

CR-14-228. Lester Lee Hendrix v. State of Arkansas, from Faulkner County Circuit Court. Motion of Brian G. Brooks for attorney's fees is granted. Allowed \$1,800.00.

CR-14-383. Antonio D. Gammon v. State of Arkansas, from Crittenden County Circuit Court. Motion of Brian Williams for attorney's fees is granted. Allowed \$1,000.00.

CR-14-587. Johnathan Albretsen v. State of Arkansas, from Saline County Circuit Court. Motion of Bobby R. Digby II for attorney's fees is granted. Allowed \$1,800.00.

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PER CURIAM ORDERS

CR-14-639. Alton Hice v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,600.00.

CR-14-758. Carlos Renee Johnson v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of David L. Dunagin for attorney's fees is granted. Allowed \$1,800.00.

CV-14-745. Jeri Lynn Coenen v. James Leo Coenen, from Benton County Circuit Court. Motion of Johnnie Emberton Rhoads to withdraw as appellant's counsel is granted.

CV-14-935. Clay V. Jackson v. Charles Brooks Logging Company, Inc., et al., from the Arkansas Workers' Compensation Commission. Pro se motion for nonconforming brief or extension of time is denied.

E-14-1005. Steven Shelton v. Director et al., from the Arkansas Board of Review. Respondents' motion to remand is granted.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CR-14-596. Travis Perrigen v. State of Arkansas, from Garland County Circuit Court.

E-14-486. Bradford Cooley v. Director et al., from the Arkansas Board of Review.

CR-13-130. Roy Maurice Harris v. State of Arkansas, from Crittenden County Circuit Court. Motion of Laura Avery for attorney's fees.

CR-13-916. Robert Lee Sandrelli v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of David L. Dunagin for attorney's fees.

CR-14-129. Rene Garcia v. State of Arkansas, from Washington County Circuit Court. Pro se motion for appointment of counsel.

CR-14-355. Michael Khanthamany v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of Aubrey L. Barr for attorney's fees.

CR-14-509. Frank Bemis Pledger v. State of Arkansas, from Miller County Circuit Court. Pro se motion to remove unauthorized brief.

CR-14-541. Kenneth John Stone v. State of Arkansas, from Sebastian County Circuit Court, Greenwood District. Motion of David L. Dunagin for attorney's fees.

CV-14-573. N.W. v. State of Arkansas, from Benton County Circuit Court. Motion of Amos J. Richards for attorney's fees.

CV-14-970. Gina Langston Metz v. Thomas Langston, from Sebastian County Circuit Court, Greenwood District. Appellee's motion to correct and supplement the record on appeal pursuant to Rule 6(e) of the Rules of Appellate Procedure – Civil.

CV-14-1096. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court. Appellant's motion to supplement the record and to extend time.

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MOTIONS SUBMITTED

CV-14-1099. Richard J. Orintas and M. Melanie Orintas v. Point Lookout Property Owners Association Board of Directors, from Garland County Circuit Court. Appellee's motion to supplement the record and for additional brief time.

E-14-1013. Franklin Ivy v. Director et al., from the Arkansas Board of Review. Respondents' motion to remand.

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CASES SUBMITTED

CR-14-759. Adam F. Doty v. State of Arkansas, from White County Circuit Court.

CV-14-693. Barton Ag Center, Inc.; Verlon Spencer; and Greenway Equipment, Inc. v. William Case, from Pulaski County Circuit Court, Fifth Division.

CV-14-712. Deborah Martin, as Administrator of the Estate of Amanda Michelle Martin v. Nationwide Mutual Insurance Company, from Benton County Circuit Court.

CV-14-772. Robert Sparks Hix v. Michelle Lassonde Hix, from Craighead County Circuit Court, Western District.

CV-14-775. Michael W. Trucks v. Lauren G. Trucks, from White County Circuit Court.

CV-14-776. LaDonna S. Geren Williams v. Patrick B. Geren, from Sebastian County Circuit Court, Fort Smith District.

CV-14-819. Johnny Hinchey, in His Official Capacity as Searcy County Judge v. Duford and Rosalee Taylor, Jim and Corrine Taylor, and Brent and Robin Taylor, from Searcy County Circuit Court.

CV-14-868. Tommy G. Strothers v. Samantha N. Strothers, from Montgomery County Circuit Court.

CV-14-955. Pulaski County Special School District v. Jeremy C. Laster, from the Arkansas Workers' Compensation Commission.

CV-14-1009. Diana Hawkins v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court.

CV-14-1026. Frank Beeckman v. Arkansas Department of Human Services and Minor Children, from White County Circuit Court.

CV-14-1062. Kayla Herron v. Arkansas Department of Human Services and Minor Children, from White County Circuit Court.

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CASES SUBMITTED

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

E-14-615. Shirley Marshall v. Director et al.

E-14-617. Robert Swink, Jr. v. Director et al.

E-14-618. Ginger Ricketson v. Director et al.

E-14-619. William Jones, Jr. v. Director et al.

E-14-621. Shirley Jarvis v. Director et al.

E-14-622. Timothy Boswell v. Director et al.

E-14-625. Christy Hunter v. Director et al.

E-14-627. Albert Wilson v. Director et al.

E-14-628. Emily Wilson v. Director et al.

E-14-629. Calvin Barksdale v. Director et al.

E-14-630. Donna Whittaker v. Director et al.

E-14-631. David Cox v. Director et al.

E-14-632. James Sweatt v. Director et al.

E-14-633. Donald Giles v. Director et al.

E-14-634. Alfred Jones v. Director et al.

E-14-635. James Garrison v. Director et al.

E-14-636. Joseph Corter v. Director et al.

E-14-637. Robbin Harvey v. Director et al.

E-14-638. Larry Scaife v. Director et al.

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CASES SUBMITTED

- E-14-639. David Nunnelly v. Director et al.
- E-14-640. John Chambers v. Director et al.
- E-14-641. Ruben Rosado v. Director et al.
- E-14-642. Ronisha Daniels v. Director et al.
- E-14-643. David Green v. Director et al.
- E-14-644. Asia Brockman v. Director et al.
- E-14-645. David Cato v. Director et al.
- E-14-646. Michael Johnson v. Director et al.
- E-14-647. Mary Etzkorn v. Director et al.
- E-14-648. Marvin Collins v. Director et al.
- E-14-649. James Moore v. Director et al.
- E-14-650. Jason Matthews v. Director et al.
- E-14-651. Vickey Haycox v. Director et al.
- E-14-653. James Jones v. Director et al.
- E-14-654. Crystal Jamerson v. Director et al.
- E-14-655. Travis Roberson v. Director et al.
- E-14-656. Marilyn Credit v. Director et al.
- E-14-657. Patricia Shelton v. Director et al.
- E-14-658. Don Green v. Director et al.
- E-14-659. Margaret Purnell v. Director et al.

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CASES SUBMITTED

E-14-660. Shana Buchanan v. Director et al.

E-14-661. Elma Reeves v. Director et al.

E-14-662. Gary Dazart v. Director et al.

E-14-663. Tonnyel Taylor v. Director et al.

E-14-665. Robin Keck v. Director et al.

E-14-666. Bobby Falls v. Director et al.

E-14-667. Carolyn Mosley v. Director et al.

E-14-668. Audrey Cal v. Director et al.

E-14-669. Georgia Hardin v. Director et al.

Opinions are available on the internet at

<http://courts.arkansas.gov>