

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 23, 2015

ROBERT J. GLADWIN, CHIEF JUDGE:

[CV-14-951](#). Beth's Bail Bonds, Inc. v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Supplemental addendum ordered. Whiteaker and Hoofman, JJ., agree.

[CV-15-92](#). Arneshia L. Ryan v. Britney Q. White, from St. Francis County Circuit Court. Affirmed. Whiteaker and Hoofman, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-14-1131](#). Richard Allen Jones v. State of Arkansas, from Perry County Circuit Court. Affirmed. Harrison and Brown, JJ., agree.

[CV-15-93](#). Temika Donley v. Lakitcher Donley, from Pulaski County Circuit Court, Seventeenth Division. Affirmed. Harrison and Brown, JJ., agree.

[CV-15-401](#). St. Francis County and AAC Risk Management Services v. Thomas J. Watlington, from the Arkansas Workers' Compensation Commission. Affirmed. Harrison and Brown, JJ., agree.

BART J. VIRDEN, JUDGE:

[CR-14-696](#). Alberto Delatorre v. State of Arkansas, from Washington County Circuit Court. Affirmed. Glover and Vaught, JJ., agree.

[CV-14-525](#). Gayle D. Zimmerman v. Samuel B. Pope, from Ashley County Circuit Court. Motion to supplement the record denied; affirmed in part; reversed and remanded in part. Gladwin, C.J., and Hixson, J., agree.

[CV-15-201](#). Penny Brinkley v. Arkansas Department of Human Services and P.B., A Minor, from White County Circuit Court. Affirmed; motion to withdraw granted. Glover and Vaught, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CR-15-96](#). Javaughntaiye Jamar Willis v. State of Arkansas, from Washington County Circuit Court. Affirmed. Abramson and Brown, JJ., agree.

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M. MICHAEL KINARD, JUDGE:

[CR-14-695](#). Michael Todd v. State of Arkansas, from Hempstead County Circuit Court. Remanded for correction of the record; rebriefing ordered. Gruber and Hixson, JJ., agree.

[CV-15-120](#). Jessica Merritt v. Arkansas Department of Human Services, from Garland County Circuit Court. Affirmed. Gruber and Hixson, JJ., agree.

RITA W. GRUBER, JUDGE:

[CR-15-37](#). Rebecca Scott v. State of Arkansas, from Little River County Circuit Court. Affirmed. Kinard and Hixson, JJ., agree.

[CV-15-260](#). University of Arkansas Public Employee Claims Division v. Kym Tocci, from the Arkansas Workers' Compensation Commission. Affirmed. Kinard and Hixson, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CV-15-169](#). Emily Smithee v. Arkansas Department of Human Services and Minor Children, from Clay County Circuit Court. Affirmed. Virden and Vaught, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-15-10](#). Angela Richardson v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Affirmed. Gladwin, C.J., and Hoofman, J., agree.

[CV-15-258](#). Mary Harris v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin, C.J., and Hoofman, J., agree.

LARRY D. VAUGHT, JUDGE:

[CR-15-28](#). Donald Jefferson v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Virden and Glover, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-15-26](#). Leonard Lee McDonald v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Kinard and Gruber, JJ., agree.

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KENNETH S. HIXSON, JUDGE: (Continued)

[CR-15-34](#). Matthew Cochran v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Kinard and Gruber, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CR-14-933](#). Aaron James Szabo v. State of Arkansas, from Washington County Circuit Court. Affirmed. Gladwin, C.J., and Whiteaker, J., agree.

[CV-15-144](#). Anya Brown v. Arkansas Department of Human Services, from Phillips County Circuit Court. Affirmed; motion to withdraw granted. Gladwin, C.J., and Whiteaker, J., agree.

WAYMOND M. BROWN, JUDGE:

[CR-15-166](#). George Sullivan v. State of Arkansas, from Conway County Circuit Court. Affirmed. Abramson and Harrison, JJ., agree.

[CV-14-1097](#). Charity S. Lovan (now Rydberg) v. Joshua B. Lovan, from Sebastian County Circuit Court, Greenwood District. Dismissed. Abramson and Kinard, JJ., 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-15-181. Kim Phillips v. Director et al.

E-15-182. James Heavner v. Director et al.

E-15-183. Ameyka Allen v. Director et al.

E-15-184. Nimocks Oil Co., Inc. v. Director et al.

E-15-185. Aldridge Winfrey v. Director et al.

E-15-186. Carmen McBrayer v. Director et al.

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E-15-187. Carmen McBrayer v. Director et al.

E-15-188. Jason Harbin v. Director et al.

E-15-189. Everett Long v. Director et al.

E-15-190. Robert Aytch v. Director et al.

E-15-191. Lakeisha Hamilton v. Director et al.

E-15-192. Tammy Ray v. Director et al.

E-15-193. Henderson Specialties, Inc. v. Director et al.

E-15-194. Jennifer Moorhouse v. Director et al.

E-15-195. Kimberly Linker v. Director et al.

E-15-196. Pamela Christie v. Director et al.

E-15-197. Geraldine Sain v. Director et al.

E-15-198. Myra Smithey v. Director et al.

E-15-199. Lenora Jones v. Director et al.

E-15-200. Penny Crumley v. Director et al.

E-15-201. Richard Crone v. Director et al.

E-15-202. Jean Wiley v. Director et al.

E-15-203. Bridgette Gurley v. Director et al.

E-15-204. Cherice Goleman v. Director et al.

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PER CURIAM ORDERS

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

CR-14-1002. Jimmy Northern v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District.

CR-14-364. Delbert Raymond Price v. State of Arkansas, from Washington County Circuit Court. Motion of Camille Edmison-Wilhelmi to substitute counsel and for an extension of time to file rebriefing is granted.

CR-15-50. William Molpus, Jr. v. State of Arkansas, from Stone County Circuit Court. Motion of Gary W. Potts for attorney's fees is granted. Allowed \$1,400.00.

CR-15-138. Max Douglas Bishop v. State of Arkansas, from Benton County Circuit Court. Motion of Charlene Davidson Henry for attorney's fees is granted. Allowed \$1,800.00.

CR-15-151. Terry L. McCoy v. State of Arkansas, from Jefferson County Circuit Court. Motion of Gary W. Potts for costs and attorney's fees is granted. Allowed \$1,200.00.

CR-15-234. Calvin D. Tatum v. State of Arkansas, from Monroe County Circuit Court. Appellant's motion to accept brief out of compliance with Rule 4-2 of the rules of this court or, alternatively, to order supplemental record to be provided is remanded to the circuit court to settle the record. Abramson, J., not participating.

CR-15-539. Trecie Oliver v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion for entry of appearance by D. Ryan Mullenix is granted.

CR-15-617. Jamie Shawn McCall v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion to supplement record is denied. Vaught, J., not participating.

CR-15-617. Jamie Shawn McCall v. State of Arkansas, from Faulkner County Circuit Court. Pro se motion for extension of time to file appeal brief is denied. Vaught, J., not participating.

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CV-14-674. Tricia Dundee v. Brenda Horton and GEICO General Insurance Company, from Sebastian County Circuit Court, Greenwood District. Motion of appellee Brenda Horton for attorney's fees for filing a substituted brief is denied.

CV-15-392. David G. Graves v. Jennifer A. Graves, from Jefferson County Circuit Court. Appellee's motion to file belated brief and to order the appellant to rebrief. Appellee's motion to file belated brief is granted. Appellee's motion to order appellant to rebrief is moot.

CV-15-392. David G. Graves v. Jennifer A. Graves, from Jefferson County Circuit Court. Appellant's motion to correct brief is granted.

CV-15-571. Bernice Rutland v. Warren McWhorter and Angela McWhorter, from Saline County Circuit Court. Appellees' motion for reconsideration of order granting appellant an extension of time to file brief is denied.

CV-15-593. Ashley Walter and Leonard Ray Burney v. Willow Wood Properties, LLC, from Washington County Circuit Court. Appellee's motion to dismiss appeal is granted. Harrison, J., not participating.

CV-15-706. Joshua Kilgore v. Robert Mullenax and Senior Dental Care, LLC, from Pulaski County Circuit Court, Second Division. Appellant's motion to supplement the record is denied.

E-15-522. Michael Rushing v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal is denied.

E-15-532. Carol Young v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal is denied.

E-15-538. Bridgette Mitchell v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal is denied.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CV-14-930. Rochelle Thompson and Timothy Thompson v. Tyson Foods, Inc., from Jefferson County Circuit Court.

CV-15-196. Timothy Whaley v. Pam and Don Beckham, from Lonoke County Circuit Court.

CR-12-950. Thomas Rainey v. State of Arkansas, from Dallas County Circuit Court. Appellant's motion to settle and supplement the record with original file marked verdict forms and in the alternative motion to vacate sentencing order.

CR-12-950. Thomas Rainey v. State of Arkansas, from Dallas County Circuit Court. Appellant's motion to stay brief time pending resolution of appellant's motion to settle and supplement the record and in the alternative motion to vacate.

CR-14-989. Lachandra Moore v. State of Arkansas, from Crittenden County Circuit Court. Motion of Shaun Hair for attorney's fees.

CR-15-229. Kenyon Wayne Taylor v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se request for assistance and information.

CR-15-696. James England v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Joint motion to substitute counsel on appeal.

CV-15-86. Dennis Coleman et al. v. Auxora Arms 2007, LLC; Latrese Atkins; and CenterPoint Energy Arkansas Corporation, from Pulaski County Circuit Court, Third Division. Status Report.

CV-15-348. Michael Woodward v. Arkansas State Police Commission, from Pulaski County Circuit Court, Sixteenth Division. Motion for joint stipulation.

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MOTIONS SUBMITTED

CV-15-362. Richard H. Ashley and J.D. Ashley, Jr., as Personal Representatives of the Estate of J.D. Ashley, Sr.; Candace Baughman; and the Estate of Charolette Ashley, Deceased v. Todd H. Ashley, from Pulaski County Circuit Court, Sixteenth Division. Appellee/cross-appellant's motion for extension of time to file brief.

CV-15-362. Richard H. Ashley and J.D. Ashley, Jr., as Personal Representatives of the Estate of J.D. Ashley, Sr.; Candace Baughman; and the Estate of Charolette Ashley, Deceased v. Todd H. Ashley, from Pulaski County Circuit Court, Sixteenth Division. Appellee/cross-appellant's petition for writ of certiorari to complete the record.

CV-15-362. Richard H. Ashley and J.D. Ashley, Jr., as Personal Representatives of the Estate of J.D. Ashley, Sr.; Candace Baughman; and the Estate of Charolette Ashley, Deceased v. Todd H. Ashley, from Pulaski County Circuit Court, Sixteenth Division. Appellants/cross-appellees' motion to dismiss.

CV-15-362. Richard H. Ashley and J.D. Ashley, Jr., as Personal Representatives of the Estate of J.D. Ashley, Sr.; Candace Baughman; and the Estate of Charolette Ashley, Deceased v. Todd H. Ashley, from Pulaski County Circuit Court, Sixteenth Division. Appellee/cross-appellant's motion to supplement the record.

CV-15-365. Amber Kimble Shields v. Mitchell Kimble, from Randolph County Circuit Court. Appellee's amended motion to strike deficient abstract. (amended only to include certificate of compliance with Ark. Sup. Ct. R. 1-8)

CV-15-470. MidFirst Bank et al. v. Lori Ledbetter (Sumpter) et al., from Crittenden County Circuit Court. Motion of Carolyn Bedford and Denise Bedford to stay briefing.

CV-15-558. Brenda Hendrix, Individually and as Special Administratrix of the Estate of Guy D. Hendrix, Deceased v. Alcoa, Inc., and Breeding Insulation Company, from Saline County Circuit Court. Motion of Workers' Injury Law & Advocacy Group to file amicus curiae brief.

CV-15-558. Brenda Hendrix, Individually and as Special Administratrix of the Estate of Guy D. Hendrix, Deceased v. Alcoa, Inc., and Breeding Insulation Company, from Saline County Circuit Court. Motion of Arkansas Trial Lawyers Association to file amicus curiae brief.

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MOTIONS SUBMITTED

CV-15-570. Susan Hill v. Tabitha Marshall, from Lonoke County Circuit Court. Appellee's motion for substituted addendum and abstract.

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CASES SUBMITTED

CR-15-102. Terkessa Stone v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-15-112. Lori Rose v. State of Arkansas, from Polk County Circuit Court.

CR-15-130. Andre Lamont Williams v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-15-131. Jeffery Brasuell v. State of Arkansas, from Crawford County Circuit Court.

CR-15-132. Jason Lee Mundell v. State of Arkansas, from Crawford County Circuit Court.

CR-15-139. Ramon Perez v. State of Arkansas, from Lonoke County Circuit Court.

CR-15-152. Matthew Brian Burnside v. State of Arkansas, from Faulkner County Circuit Court.

CR-15-214. Amanda Thacker v. State of Arkansas, from Jefferson County Circuit Court.

CR-15-281. Trent Kimbrell v. State of Arkansas, from Polk County Circuit Court.

CR-15-291. Chad Steve Laymon v. State of Arkansas, from Pope County Circuit Court.

CR-15-298. Robert Chandler Harris v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CV-14-353. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court.

CV-14-1080. Antonio Martini v. Christopher A. Price, from Faulkner County Circuit Court.

CV-14-1096. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court.

CV-15-51. Elizabeth Walchli James v. Butch Lee Walchli, from Sebastian County Circuit Court, Greenwood District.

CV-15-73. Charles Duell v. Joseph Bay, from Washington County Circuit Court.

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CASES SUBMITTED

CV-15-170. Brenda Henderson v. Tyson Foods, Inc., from Jefferson County Circuit Court.

CV-15-178. SEECO, Inc., et al. v. Carver L. Holden et al., from White County Circuit Court.

CV-15-210. Ashley Olinghouse v. Phillip Olinghouse, from Pulaski County Circuit Court, Seventeenth Division.

CV-15-252. Victoria Jane Fleming et al. v. Kenneth Vest, M.D., et al., from Garland County Circuit Court.

CV-15-347. Arkansas Federal Credit Union v. Eleanor Pigg, from Pulaski County Circuit Court, Fifth Division.

CV-15-393. Heather Kelley v. Arkansas Department of Human Services and Minor Children, from Conway County Circuit Court.

CV-15-414. Linda Mullen v. Arkansas Department of Human Services and Public Employee Claims Division, from the Arkansas Workers' Compensation Commission.

CV-15-497. Emerson Gregrich and Jamie Gregrich v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court.

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

E-15-230. Lera Pemberton v. Director et al.

E-15-232. LaTiffany Williams v. Director et al.

E-15-233. Gregory Carlson v. Director et al.

E-15-234. Jesus Ballesteros v. Director et al.

E-15-235. Reven Clark v. Director et al.

E-15-236. Scott Harper v. Director et al.

E-15-237. Sharon Rodden v. Director et al.

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CASES SUBMITTED

- E-15-238. Tomika Starks v. Director et al.
- E-15-239. Odell Christopher v. Director et al.
- E-15-240. Sherry Moore v. Director et al.
- E-15-241. Joey Armster v. Director et al.
- E-15-243. Frank Warren v. Director et al.
- E-15-244. Kristine Tran v. Director et al.
- E-15-245. Vinetta Cross v. Director et al.
- E-15-246. Jeffery McKinney v. Director et al.
- E-15-247. Harvie Fingers v. Director et al.
- E-15-248. Richard Dolls v. Director et al.
- E-15-249. Shelly Frisbee v. Director et al.
- E-15-250. Kyani Fobbs v. Director et al.
- E-15-251. Thelma Green v. Director et al.
- E-15-252. Meagan Evans v. Director et al.
- E-15-253. Schuyler Jones v. Director et al.
- E-15-254. Duane Ragsdale v. Director et al.
- E-15-255. Vickie Aubrey v. Director et al.