

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF JANUARY 6, 2016**

RAYMOND R. ABRAMSON, JUDGE:

[CR-14-892](#). Kenneth O. Newton v. State of Arkansas, from Union County Circuit Court. Affirmed; motion to withdraw granted; remanded in part for corrected sentencing order. Virden and Whiteaker, JJ., agree.

BART F. VIRDEN, JUDGE:

[CV-15-669](#). Samantha Samuels and Shandon Samuels v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Affirmed. Abramson and Whiteaker, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CV-15-690](#). Natalie Carroll v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Tenth Division. Affirmed; motion to withdraw granted. Kinard and Hoofman, JJ., agree.

M. MICHAEL KINARD, JUDGE:

[CR-15-400](#). JoBeth Ferguson v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Harrison and Hoofman, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-15-486](#). A.I. v. State of Arkansas, from Garland County Circuit Court. Affirmed. Gladwin, C.J., and Vaught, J., agree.

LARRY D. VAUGHT, JUDGE:

[CV-14-1043](#). Blaine Jackson v. Linda Jean Stratton, Personal Representative of the Estate of Donald Ray Stratton, Sr., from Benton County Circuit Court. Affirmed. Gladwin, C.J., and Glover, J., agree.

CLIFF HOOFFMAN, JUDGE:

[CV-15-552](#). Kimberly L. Fowler v. Kenneth R. Hendrix, from Craighead County Circuit Court, Western District. Affirmed. Harrison and Kinard, JJ., agree.

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WAYMOND M. BROWN, JUDGE:

[CR-15-514](#). Natalie Nicole Alsbrook v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Gruber and Hixson, 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-15-511. Eloise Bolding v. Director et al.
- E-15-512. Anthony Smith v. Director et al.
- E-15-513. Floyd Murphy v. Director et al.
- E-15-514. Cynthia Johnson v. Director et al.
- E-15-515. Billy Osier v. Director et al.
- E-15-516. Ron Edwards v. Director et al.
- E-15-517. Eddie Porter v. Director et al.
- E-15-518. Byron Dickinson v. Director et al.
- E-15-519. Angela Forte v. Director et al.
- E-15-520. Tony Stuart v. Director et al.
- E-15-521. Gina Rose v. Director et al.
- E-15-523. Tomika Conway v. Director et al.
- E-15-524. James Estes v. Director et al.
- E-15-525. Essence Singleton v. Director et al.

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E-15-526. William Williams v. Director et al.

E-15-527. Shellie Grice v. Director et al.

E-15-528. Robert Ezell v. Director et al.

E-15-529. Charles Karich v. Director et al.

E-15-530. Tadzia Cooley v. Director et al.

E-15-531. Tywana Banks v. Director et al.

E-15-534. Stacy Constantino v. Director et al.

E-15-535. Gloria Reyes v. Director et al.

E-15-536. Gloria Reyes v. Director et al.

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### PER CURIAM ORDERS

CR-14-783. Kamran Tyshun Jackson v. State of Arkansas, from Conway County Circuit Court. Motion of Toney B. Brasuell for attorney's fees is granted. Allowed \$1,600.00.

CR-15-229. Kenyon Wayne Taylor v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion to file supplement brief and extension of time to file the brief is denied.

CR-15-294. Lasaba Michael Hill v. State of Arkansas, from Washington County Circuit Court. Motion of Laura Avery for attorney's fees is granted. Allowed \$1,800.00.

CR-15-769. Paul Suchey, Jr. v. State of Arkansas, from Craighead County Circuit Court, Western District. Appellant's petition for writ of certiorari is granted.

CR-15-769. Paul Suchey, Jr. v. State of Arkansas, from Craighead County Circuit Court, Western District. Appellant's motion to extend time for filing brief is granted.

CR-15-880. Anna Christine Childers v. State of Arkansas, from Grant County Circuit Court. Appellant's petition for writ of certiorari to complete the record is granted.

CV-15-193. Hector Hortelano v. Laura Ivette Hortelano, from Pulaski County Circuit Court, Twelfth Division. Appellant's motion for extension to lodge supplemental record of previously granted petition for certiorari to complete the record and motion to stay briefing schedule is granted. Gruber, J., not participating.

CV-15-558. Brenda Hendrix, Individually, and as Special Administrator for the Estate of Guy D. Hendrix, Deceased v. Alcoa, Inc., and Breeding Insulation Company, from Saline County Circuit Court. Motion of Arkansas Self-Insurers Association to file amicus curiae brief is granted. Gladwin, C.J., and Whiteaker, J., would deny. Glover and Vaught, JJ., not participating.

CV-15-580. Kenneth Wayne Sparks v. Teresa Anne Sparks, from Cross County Circuit Court. Appellant's motion for extension to return writ of certiorari to complete record is granted.

CV-15-592. Daniel Patrick and Mary Patrick v. Tyson Foods, Inc.; Woody L. Doss; and Gregory O. Clark, from Washington County Circuit Court. Appellants' motion to file a belated brief is granted.

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**PER CURIAM ORDERS**

CV-15-595. Randeep S. Mann v. Trent Pierce et ux., from Crittenden County Circuit Court. Appellees' motion to correct and supplement the record is granted.

CV-15-598. Marquitta J. Corbin v. Baptist Medical Health Center, Inc., et al., from Pulaski County Circuit Court, Sixteenth Division. Appellant's motion to supplement appellate record and correct appellant's brief is granted.

CV-15-639. Shane Wills v. Theresa Wills, from Washington County Circuit Court. Appellee's motion for continuance. Motion treated as a motion for belated brief and granted.

CV-15-653. Monroe Carlton, Jerry Rice, Kathy Rice, Amanda Rice, Meredith Lemons, Miranda Pascoe, and Margaret Pleasants v. Grace Rice, from Lonoke County Circuit Court. Appellants' motion for additional time to lodge supplemental record in response to clerk's need for time to complete supplemental record is granted. Gladwin, C.J., and Gruber and Whiteaker, JJ., not participating.

CV-15-655. Monroe Carlton, Jerry Rice, Kathy Rice, Amanda Rice, Meredith Lemons, Miranda Pascoe, and Margaret Pleasants v. Grace Rice, from Lonoke County Circuit Court. Appellants' motion for additional time to lodge supplemental record in response to clerk's need for time to complete supplemental record is granted. Gladwin, C.J., and Gruber and Whiteaker, JJ., not participating.

CV-15-878. Brittany Walden v. Jacob Edward Jackson, from Montgomery County Circuit Court. Appellant's petition for writ of certiorari to complete the record, or alternatively to remand, and to stay briefing schedule is denied.

CV-15-882. Jessica Clark v. Arkansas Department of Human Services and Minor Child, from Ouachita County Circuit Court. Appellees' joint motion to supplement the record is granted.

CV-15-882. Jessica Clark v. Arkansas Department of Human Services and Minor Child, from Ouachita County Circuit Court. Appellees' joint motion to dismiss appeal is passed until the case is submitted.

CV-15-898. Clyde N. Booth and Frank W. Booth v. Candice A. Franks, Bank Commissioner of the State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellants' motion for stay of agency proceedings is denied.

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**PER CURIAM ORDERS**

CV-15-963. Pinnacle Airlines, Inc., and Gallagher Bassett Services, Inc. v. Renee O'Mara, from the Arkansas Workers' Compensation Commission. Joint motion to remand and to stay appellants' appeal to the Arkansas Court of Appeals pending a hearing to approve a joint petition is granted. Harrison, J., not participating.

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**PROCEEDINGS OF JANUARY 6, 2016**

**MOTIONS SUBMITTED**

PETITIONS FOR REHEARING:

CR-15-340. Freddie L. Sharp III v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District.

CV-14-674. Tricia Dundee v. Brenda Horton and GEICO General Insurance Company, from Sebastian County Circuit Court, Greenwood District.

CV-15-442. The Logan Centers, Inc., et al. v. Carla Walker, as Administratrix of the Estate of Antonio Cozart, from St. Francis County Circuit Court.

CV-15-510. Reggie Matthews and \$412,890 in United States Currency v. State of Arkansas, from Mississippi County Circuit Court, Osceola District.

E-15-431. Olandis Moore v. Director et al., from the Arkansas Board of Review.

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CR-14-990. Edward Wallace Lockhart v. State of Arkansas, from Saline County Circuit Court. Appellant's motion for extension of brief time.

CR-15-61. Gregory Whitt v. State of Arkansas, from Washington County Circuit Court. Motion of Jennifer Williams Flinn for attorney's fees.

CR-15-235. Ismael Raquel-Dieiguez v. State of Arkansas, from Washington County Circuit Court. Motion of Jessica L. Carnes for costs and attorney's fees.

CR-15-521. Gregory Aaron Kinsey v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion to remand to correct the record.

CV-14-1096. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court. Appellant's petition for writ of certiorari to complete the record and motion to supplement the record on appeal.

CV-14-1096. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court. Appellant's motion for extension of time and to stay the briefing schedule.

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**MOTIONS SUBMITTED**

CV-15-523. Connie Watkins and Richard Watkins v. Paragould Light and Water Commission and City of Paragould, from Greene County Circuit Court. Appellants' pro se motion to supplement the addendum.

CV-15-615. Melanie Lyons v. Joel Hoover, from Pulaski County Circuit Court, Fourteenth Division. Appellee's motion to supplement record.

CV-15-716. CMS Investment Holdings, LLC v. Estate of Robert M. Wilson, Jr., Deceased, from Pulaski County Circuit Court, Fourteenth Division. Appellant's motion requesting judicial notice.

CV-15-743. Capital SeniorCare Ventures, LLC, et al. v. Annette Williamson, as Personal Representative of the Estate of Jerline Kennel, Deceased, and on Behalf of the Wrongful Death Beneficiaries of Jerline Kennel, from Clark County Circuit Court. Motion of Luke K. Burton to withdraw as counsel.

CV-15-746. Capital SeniorCare Ventures, LLC, et al. v. Ericka Ann Davis, as Special Administrator for the Estate of Julius Marks, Deceased, from Clark County Circuit Court. Motion of Luke K. Burton to withdraw as counsel.

CV-15-763. Anthony Tucker and Sylvia Wilson v. Bill Fitts Finance, Inc., from Pulaski County Circuit Court, Sixth Division. Appellee's motion to dismiss.

CV-15-763. Anthony Tucker and Sylvia Wilson v. Bill Fitts Finance, Inc., from Pulaski County Circuit Court, Sixth Division. Pro se motion to accept late filing of motion for forty-five-day extension to file appellants' brief.

CV-15-805. Ronnie McCord, Clint McCord, and McCord Farms, LLC v. Stanley Foster, Judy Foster, Linda Alden, and Danny Brandon, from Craighead County Circuit Court, Eastern District. Motion of Ditch 56 Farms, LLC, to clarify or, in the alternative, motion for leave to file out-of-time brief.

CV-15-805. Ronnie McCord, Clint McCord, and McCord Farms, LLC v. Stanley Foster, Judy Foster, Linda Alden, and Danny Brandon, from Craighead County Circuit Court, Eastern District. Motion of appellees Linda Alden and Danny Brandon to dismiss appeal of Ditch 56 Farms, LLC.

CV-15-993. Robin M. Emis v. Keith W. Emis, from Pulaski County Circuit Court, Sixteenth Division. Appellant's motion to file expanded brief.



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**MOTIONS SUBMITTED**

CV-15-1010. Jerod Miller v. Arkansas Department of Human Services and Minor Child, from Searcy County Circuit Court. Appellant's motion to correct the record and to stay briefing schedule.

CV-15-1011. Jerod Miller v. Arkansas Department of Human Services and Minor Child, from Searcy County Circuit Court. Appellant's motion to correct the record and to stay briefing schedule.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF JANUARY 6, 2016**

**CASES SUBMITTED**

CR-14-1111. Rosman Chantharath v. State of Arkansas, from Washington County Circuit Court.

CR-15-440. Robert Stanley Freeman v. State of Arkansas, from Cleburne County Circuit Court.

CR-15-475. Derrick D. Morgan v. State of Arkansas, from Desha County Circuit Court.

CR-15-492. Deontae Antonio Fulton v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CR-15-553. Sengathit Phounsavath v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-15-594. Marlo Harris v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-15-633. Cynthia Marie Glennon v. State of Arkansas, from Crawford County Circuit Court.

CR-15-645. Cesar Michael Figueroa v. State of Arkansas, from Washington County Circuit Court.

CV-11-1243. Ryan Roggasch and Elite Homes of Arkansas, Inc. v. Tasha Sims and John Sims, from Saline County Circuit Court.

CV-15-23. Scott Davis v. Lavonna Joy Davis and Families of Arkansas, Inc., from Craighead County Circuit Court, Western District.

CV-15-365. Amber Kimble Shields v. Mitchell Kimble, from Randolph County Circuit Court.

CV-15-506. Andrea O'Donoghue v. Brian Patrick Aloysius O'Donoghue, from Pulaski County Circuit Court, Sixteenth Division.

CV-15-516. Marion Carlton v. Grace Ellen Rice, from Lonoke County Circuit Court.

CV-15-624. Jerry Johnson v. Shellee Bennett, from Craighead County Circuit Court, Western District.

# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF JANUARY 6, 2016

### CASES SUBMITTED

CV-15-650. Michael Edwards v. Arkansas Department of Human Services and Minor Child, from Mississippi County Circuit Court, Chickasawba District.

CV-15-721. Jamie Dunn and William Dunn v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division.

CV-15-750. William Norton, Jr. v. Arkansas Department of Human Services and Minor Child, from Greene County Circuit Court.

CV-15-767. Nathan Byrd v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court.

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

E-15-553. Terry Engeron v. Director et al.

E-15-554. Ricky Williams v. Director et al.

E-15-555. Heather Johnson v. Director et al.

E-15-556. Diana Herrington v. Director et al.

E-15-557. Connie Green v. Director et al.

E-15-558. Anthony Jones v. Director et al.

E-15-559. Mackrill Orr v. Director et al.

E-15-560. Philip Ferguson v. Director et al.

E-15-561. Jamal McCoy v. Director et al.

E-15-562. DaRonda Williams v. Director et al.

E-15-563. Deanta Burnett v. Director et al.

E-15-564. James Dillon v. Director et al.

E-15-565. Virgle Lyons v. Director et al.

**ARKANSAS COURT OF APPEALS**  
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**CASES SUBMITTED**

E-15-566. Christopher Henderson v. Director et al.

E-15-567. Debra Harbour v. Director et al.

E-15-568. Steve Martin v. Director et al.

E-15-569. Ronald Davis v. Director et al.

E-15-570. Jeff Freeman v. Director et al.

E-15-571. Karl Schroeder v. Director et al.

E-15-572. Lawrence Williams v. Director et al.

E-15-573. Kimberly Mahan v. Director et al.

E-15-574. Jacob James v. Director et al.

E-15-575. Kailah Herman v. Director et al.

E-15-576. Terry Hollingsworth v. Director et al.