

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF FEBRUARY 24, 2016**

ROBERT J. GLADWIN, CHIEF JUDGE:

[CV-15-631](#). Palestine-Wheatley School District v. George Hopkins, Executive Director; Arkansas Teacher Retirement System; and Bobbie Fingers, from St. Francis County Circuit Court. Affirmed. Virden and Gruber, JJ., agree.

[CV-15-904](#). Kristin Elizabeth Bell v. Arkansas Department of Human Services and Minor Child, from Yell County Circuit Court, Southern District. Affirmed. Virden and Gruber, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-15-797](#). James Andrew Moppin v. State of Arkansas, from Boone County Circuit Court. Affirmed. Harrison and Glover, JJ., agree.

M. MICHAEL KINARD, JUDGE:

[E-15-400](#). Dan L. Sanders v. Director, Department of Workforce Services, from the Arkansas Board of Review. Affirmed. Whiteaker and Hixson, JJ., agree.

RITA W. GRUBER, JUDGE:

[CR-15-705](#). Terence Christopher Powell v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin, C.J., and Virden, J., agree.

[CV-15-582](#). La-Z-Boy Manufacturing, Inc. v. Rebecca Bruner, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin, C.J., and Virden, J., agree.

DAVID M. GLOVER, JUDGE:

[CV-15-589](#). Jerry D. Duvall, Wanda Duvall, R.D. Williams & Company, and XTO Energy Inc. v. Vicki E. Carr-Pool, as Trustee of TRV Irrevocable Trust, from Conway County Circuit Court. Dismissed without prejudice. Abramson and Harrison, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-14-570](#). Donald Corey Campbell v. State of Arkansas, from Hot Spring County Circuit Court. Affirmed. Kinard and Hixson, JJ., agree.

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PHILLIP T. WHITEAKER, JUDGE: (Continued)

[CV-15-610](#). Ricky Whitecotton and Denene Whitecotton v. Arlis Ray Owen and Jeannie Owen, from Logan County Circuit Court, Northern District. Affirmed and remanded with instructions. Gruber and Hoofman, JJ., agree.

[CV-15-659](#). Raymond Morgan and Katie Morgan v. Big Creek Farms of Hickory Flat, Inc., from Cleburne County Circuit Court. Affirmed. Kinard and Hixson, JJ., agree.

[CV-15-815](#). Michelle Mullin v. Duckwall Alco and Sedgwick Claims, from the Arkansas Workers' Compensation Commission. Affirmed. Kinard and Hixson, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CV-15-570](#). Susan Hill v. Tabitha Marshall Powell, from Lonoke County Circuit Court. Affirmed. Hoofman and Brown, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-15-453](#). Cortez Lamont Gould v. State of Arkansas, from Faulkner County Circuit Court. Affirmed. Kinard and Whiteaker, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CV-15-206](#). Mona B. Sloop and the Mona B. Sloop Revocable Trust v. Sally Ann Kiker and Russell L. Kiker, Individually, and as Trustees of the Sally Ann Kiker Revocable Trust and Russell L. Kiker Revocable Trust, from Newton County Circuit Court. Affirmed. Vaught and Brown, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-15-670](#). Charles Ronk v. State of Arkansas, from Columbia County Circuit Court. Affirmed. Vaught and Hoofman, 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).**

E-15-665. Freddie Bradley, Jr. v. Director et al.

E-15-666. Manuel Calderon v. Director et al.

E-15-667. Robert Marks v. Director et al.

E-15-668. Antoine Sanders v. Director et al.

E-15-669. Charlotte Wadlow v. Director et al.

E-15-670. Christopher Pettijohn v. Director et al.

E-15-671. Jessie Garner v. Director et al.

E-15-672. Lia Jenkins v. Director et al.

E-15-673. Agnes Smith v. Director et al.

E-15-674. Ruthie Golatt v. Director et al.

E-15-675. David Corbin v. Director et al.

E-15-676. Jean Lawson v. Director et al.

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**PER CURIAM ORDERS**

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

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

[CV-15-413](#). Erin Lane Potts v. Timothy D. Potts, Jr., from Sebastian County Circuit Court, Fort Smith District. Hixson, J., would grant. See **dissenting opinion** this date.

CV-15-777. Melissa Johnson v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court.

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CR-14-1022. Leopoldo D. Apodaca v. State of Arkansas, from Union County Circuit Court. Motion of N. Mark Klappenbach for attorney's fees is granted. Allowed \$1,800.00.

CR-15-440. Robert Stanley Freeman v. State of Arkansas, from Cleburne County Circuit Court. Motion of Joe A. Denton for attorney's fees is granted. Allowed \$1,800.00.

CR-15-553. Sengathit Phounsavath v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of Joseph C. Self for payment of fees is granted. Allowed \$1,156.00.

CR-15-920. Franklin E. Lewis v. State of Arkansas, from Saline County Circuit Court. Appellee's motion to file substituted brief is granted.

CV-15-443. John Cecil Green and Gail Green v. David Stueve, from Logan County Circuit Court, Northern District. Motion of David Stueve for costs is denied.

[CV-15-653](#). Monroe Carlton, Jerry Rice, Kathy Rice, Amanda Rice, Meredith Lemons, Miranda Pascoe, and Margaret Pleasants v. Grace Ellen Rice, from Lonoke County Circuit Court. Appellee's motion to dismiss appeal is granted. Gruber, Whiteaker, and Vaught, JJ., not participating. See **per curiam** this date.

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### PER CURIAM ORDERS

[CV-15-655](#). Monroe Carlton, Jerry Rice, Kathy Rice, Amanda Rice, Meredith Lemons, Miranda Pascoe, and Margaret Pleasants v. Grace Ellen Rice, from Lonoke County Circuit Court. Appellee's motion to dismiss appeal is granted. Gruber, Whiteaker, and Vaught, JJ., not participating. See **per curiam** this date.

CV-15-723. David Collins and Cheryl Collins v. Joshua Chase and Mildred Chase Holt, from Jefferson County Circuit Court. Appellees' motion to consolidate prior appeal records with current appeal record arising out of same facts and between same parties is denied.

CV-15-821. Bobby Blackwell and Blackwell Moving & Delivery, LLC v. Brown's Moving & Storage, Inc., d/b/a Blue Truck, from Pulaski County Circuit Court, Ninth Division. Appellants' motion to correct jurisdictional statement is passed until the case is submitted. Virden, J., not participating.

CV-15-993. Robin M. Emis v. Keith W. Emis, from Pulaski County Circuit Court, Sixteenth Division. Appellant's motion for leave to supplement the record or correct brief is granted.

CV-16-4. Bert Lee Myers v. Suzie Ridgley, from Pulaski County Circuit Court, Twelfth Division. Motion of Scott A. Scholl to withdraw as counsel and for attorney's lien. Motion of Scott A. Scholl to withdraw as counsel is granted. Motion for attorney's lien is denied without prejudice. Gruber, J., not participating.

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**MOTIONS SUBMITTED**

PETITIONS FOR REHEARING:

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

CV-15-23. Scott Davis v. Lavonna Joy Davis, Individually, In Her Capacity as Trustee of the Lavonna Joy Davis Revocable Living Trust and In Her Capacity as President and Sole Board Member of Families, Inc. of Arkansas; Families, Inc. of Arkansas; and John Does 1-10, from Craighead County Circuit Court, Western District.

CV-15-300. Priscilla Ponder v. Arkansas Department of Human Services and A.P., E.P., and J.P., Minor Children, from Union County Circuit Court.

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CR-15-64. Francisco Reyes Medley v. State of Arkansas, from Saline County Circuit Court. Motion of Rosalyn A. Watts for attorney's fees.

CR-15-555. Arick Johnson v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion of William O. "Bill" James, Jr., for attorney's fees.

CR-15-561. Jimmy Dale Frahm v. State of Arkansas, from Crawford County Circuit Court. Motion of Lisa-Marie Norris for attorney's fees.

CR-15-801. Joshua C. King v. State of Arkansas, from Washington County Circuit Court. Appellee's motion to stay brief time.

CV-15-623. Arkansas Department of Correction; Public Employee Claims Division v. Andrew Lee Clinkscale, from the Arkansas Workers' Compensation Commission. Appellee's motion for attorney's fees and costs.

CV-16-12. Wayne Holden & Company, Inc. v. Tyler Waggoner, from the Arkansas Workers' Compensation Commission. Motion of Independent Insurance Agents and Brokers of Arkansas to file amicus curiae brief.

E-16-56. Naghmeh Najafabadi v. Director et al., from the Arkansas Board of Review. Respondents' motion to remand.

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**CASES SUBMITTED**

CR-15-627. Mack Louis Hinson III v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-15-729. Carroll Anthony Medlock v. State of Arkansas, from Grant County Circuit Court.

CR-15-849. Thomas Ray Wilson v. State of Arkansas, from Marion County Circuit Court.

CV-15-147. Brookewood, Limited Partnership v. DeQueen Physical Therapy & Occupational Therapy, Inc., from Sevier County Circuit Court.

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

CV-15-469. Gibraltar Lubricating Services, LLC v. Pinnacle Resources, Inc., from White County Circuit Court.

CV-15-547. Cynthia Ann Chandler v. Sharron Harris, from Pulaski County Circuit Court, Thirteenth Division.

CV-15-571. Bernice Rutland v. Warren McWhorter and Angela McWhorter, from Saline County Circuit Court.

CV-15-639. Shane Lee Wills v. Theresa Wills, from Washington County Circuit Court.

CV-15-764. Albert Leroy Coots and Carolyn Coots v. Alejandro Bandera and Susan Bandera, from Benton County Circuit Court.

CV-15-845. Ruben Watkins v. Megan Ramirez and Michael Turner, from Greene County Circuit Court.

CV-15-854. Samantha See and Raymond Vail v. Arkansas Department of Human Services and Minor Child, from Randolph County Circuit Court.

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**CASES SUBMITTED**

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

E-15-703. Chris Williams v. Director et al.

E-15-704. Sheltebrain Smith v. Director et al.

E-15-705. Tiffany Gyger v. Director et al.

E-15-706. Willie Gibson, Sr. v. Director et al.

E-15-707. Double "R" Florist v. Director et al.

E-15-708. Linda Broadway v. Director et al.

E-15-709. Creshondra Curlett v. Director et al.

E-15-710. Chatara Williams v. Director et al.

E-15-711. Elleana Anderson v. Director et al.

E-15-712. Robert Lewis v. Director et al.

E-15-713. Grady Gulley v. Director et al.

E-15-714. Sharon Rowe v. Director et al.

E-15-715. Kayla Jones v. Director et al.

E-15-716. Michael Vint v. Director et al.

E-15-717. Shakira Walker v. Director et al.

E-15-718. Thomas Stockton v. Director et al.

E-15-719. Robert Lyles, Jr. v. Director et al.

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**CASES SUBMITTED**

E-15-720. Desiree Wyatt v. Director et al.

E-15-721. Michael Raines v. Director et al.

E-15-722. Omika Humphrey v. Director et al.

E-15-723. Jacqueline Gilcreast v. Director et al.

E-15-724. Theresa Towe v. Director et al.

E-15-725. Patty Horstman v. Director et al.

E-15-726. Laqwonia Collins v. Director et al.