

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

ROBERT J. GLADWIN, CHIEF JUDGE:

[CR-15-1071](#). Brian Lowe v. State of Arkansas, from Greene County Circuit Court. Affirmed. Hoofman and Brown, JJ., agree.

[CV-15-1002](#). Gregory Scott v. Walter Scott, from Pulaski County Circuit Court, Third Division. Affirmed in part; reversed and remanded in part. Hoofman and Brown, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-15-981](#). Joseph Donaldson v. State of Arkansas, from Drew County Circuit Court. Affirmed. Viriden and Gruber, JJ., agree.

[CV-15-973](#). Shelby Halliday v. North Arkansas Regional Medical Center, from the Arkansas Workers' Compensation Commission. Affirmed. Viriden and Gruber, JJ., agree.

BART F. VIRDEN, JUDGE:

[CV-15-941](#). David Glenn Eifling, Trustee of the Lucille B. Eifling Trust v. Southbend, Inc., from, Lincoln County Circuit Court. Affirmed. Abramson and Gruber, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CR-15-577](#). Michael Hunter v. State of Arkansas, from Columbia County Circuit Court. Remanded to settle and supplement the record; rebriefing ordered. Glover and Vaught, JJ., agree.

[CR-15-774](#). Frank Schermerhorn v. State of Arkansas, from Van Buren County Circuit Court. Affirmed. Glover, J., agrees. Vaught, J., concurs.

[E-15-594](#). Gabino Merida v. Director, Department of Workforce Services, from the Arkansas Board of Review. Affirmed. Glover and Vaught, JJ., agree.

RITA W. GRUBER, JUDGE:

[CR-15-802](#). Kevin Fairl Cain v. State of Arkansas, from Washington County Circuit Court. Affirmed. Abramson and Viriden, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

RITA W. GRUBER, JUDGE: (Continued)

[CV-16-299](#). Anthony Villaros v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Abramson and Virden, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-16-101](#). Travles Johnson v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Harrison and Vaught, JJ., agree.

[CV-16-205](#). Patricia Garrett v. Arkansas Department of Human Services and Minor Child, from Saline County Circuit Court. Affirmed. Harrison and Vaught, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-16-34](#). Barry Duke v. State of Arkansas, from Pope County Circuit Court. Affirmed. Kinard and Hixson, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-15-691](#). Demarcus Brown v. State of Arkansas, from Phillips County Circuit Court. Affirmed. Harrison and Glover, JJ., agree.

[CR-15-984](#). Steven Blake Wright v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Harrison and Glover, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-16-38](#). Jessie Earl Baney v. State of Arkansas, from Sharp County Circuit Court. Supplementation of record and rebriefing ordered. Kinard and Whiteaker, JJ., agree.

[CV-16-76](#). John Michael Peace v. Christina Peace (now Malin), from Pulaski County Circuit Court, Seventeenth Division. Affirmed. Kinard and Whiteaker, JJ., agree.

CLIFF HOOFFMAN, JUDGE:

[CR-15-259](#). Michael Boyd v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed. Gladwin, C.J., and Brown, J., agree.

# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF SEPTEMBER 14, 2016

CLIFF HOOFFMAN, JUDGE: (Continued)

[CV-16-124](#). Ford Motor Credit Company, LLC, f/k/a Ford Motor Credit Company v. First National Bank of Crossett, from Ashley County Circuit Court. Affirmed in part; reversed and remanded in part. Gladwin, C.J., and Brown, J., agree.

WAYMOND M. BROWN, JUDGE:

[CR-15-1020](#). Bryan Baker v. State of Arkansas, from Grant County Circuit Court. Affirmed. Gladwin, C.J., and Hoofman, J., agree.

[E-15-602](#). Jack Rabbit Services, LLC v. Director, Department of Workforce Services, Employer Contributions Unit, from the Arkansas Board of Review. Affirmed. Gladwin, C.J., and Hoofman, 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-16-157. Steven Williams v. Director et al.

E-16-158. Sylvester Williams v. Director et al.

E-16-159. Janet Cole v. Director et al.

E-16-160. David Lee v. Director et al.

E-16-161. Russell Hillhouse v. Director et al.

E-16-162. Mark Rodgers v. Director et al.

E-16-163. Mark Rodgers v. Director et al.

E-16-164. Paula Smith v. Director et al.

E-16-165. Verena Joy Powell v. Director et al.

E-16-166. Dean Wimberley v. Director et al.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

E-16-167. Tyrone Whitfield v. Director et al.

E-16-168. Kevin Neal v. Director et al.

E-16-169. Hesten Ogden v. Director et al.

E-16-170. Hewretta Baker v. Director et al.

E-16-171. Sharon Blessing v. Director et al.

E-16-172. George Standridge v. Director et al.

E-16-173. William Bowie v. Director et al.

E-16-174. Marlo Wooten v. Director et al.

E-16-175. Michael Sims v. Director et al.

E-16-176. Melinda Simpson v. Director et al.

E-16-177. Matthews, Inc. v. Director et al.

E-16-178. Jasmine Murphy v. Director et al.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

**PER CURIAM ORDERS**

CV-14-954. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Appellant's pro se motion to consolidate is denied.

CV-15-470. MidFirst Bank v. Lori Ledbetter (Sumpter), Carolyn Bedford, and Denise Bedford, from Crittenden County Circuit Court. Appellant's motion to enlarge time and change setting (for oral argument). Motion to enlarge time is denied. Motion to change setting is granted. Gruber, J., not participating.

CV-16-28. Union Pacific Railroad Company v. SEECO, Inc., from Faulkner County Circuit Court. Motion of James E. Key to participate in oral argument is granted.

CV-16-536. Jessie J. Johnson v. Theodore R. Johnson; Theodore R. Johnson, Jr.; Peggy Ann Johnson; Donald Gene Johnson; Marilyn A. Johnson; Deloise Johnson Carter; and Barbara Ann Johnson, from Monroe County Circuit Court. Appellant's pro se motion to obtain an order from the Court of Appeals authorizing the clerk to file a belated brief; also request that the court permit appellant to file a nonconforming brief due to the fact the appellant is pro se. Motion to file a nonconforming brief is denied. Appellant's brief is due September 18, 2016. Abramson, J., not participating.

CV-16-647. Brookewood Limited Partnership v. DeQueen Physical Therapy and Occupational Therapy, Inc., from Sevier County Circuit Court. Appellee's motion to supplement the record is granted.

CV-16-695. Mark Silva and Silva Properties, LLC v. Gay Lynn Napier, Individually, and as Trustee of Dennis and Gay Lynn Napier Revocable Trust u/t/d 11/5/99, from Washington County Circuit Court. Appellants' motion for leave to obtain a Rule 54(b) certificate and supplement the record is dismissed without prejudice.

E-16-281. Derick Walker v. Director et al., from the Arkansas Board of Review. Pro se motion for reconsideration to augment record on appeal is denied.

# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF SEPTEMBER 14, 2016

### MOTIONS SUBMITTED

CR-15-930. James Robert Varner v. State of Arkansas, from Sebastian County Circuit Court, Greenwood District. Motion of Aubrey L. Barr for attorney's fees and expenses.

CR-15-1043. Bobby Lee Robertson v. State of Arkansas, from Ashley County Circuit Court. Motion of Joseph P. Mazzanti III for attorney's fees and expenses.

CR-16-228. Willie James Noble v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellee's motion to dismiss.

CR-16-228. Willie James Noble v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's motion to file belated brief.

CR-16-329. James Bynam v. State of Arkansas, from Stone County Circuit Court. Appellant's motion for leave to file amended brief.

CV-14-954. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Appellant's pro se motion to supplement the record and file a supplemental brief.

CV-14-954. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Appellant's pro se motion to consolidate.

CV-14-1096. Jeannie Sherman v. Raymond Boeckmann, from Cross County Circuit Court. Appellant's motion to stay execution of judgment and petition for supersedeas and for expedited relief and temporary stay pending resolution of this motion.

CV-15-250. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Appellant's pro se motion to supplement the record and file a supplemental brief.

CV-15-250. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Appellant's pro se motion to consolidate.

CV-16-336. City of Bethel Heights, Arkansas v. Gregory A. Kendrick Revocable Living Trust Dated October 5, 2012, and Shelly Kendrick, from Benton County Circuit Court. Appellant's motion to correct brief addendum.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

**MOTIONS SUBMITTED**

CV-16-575. Apprentice Information Systems, Inc., and David Randall Lamp a/k/a Randy Lamp v. DataScout, LLC, from Benton County Circuit Court. Appellants' motion to stay trial court proceedings pending appeal.

CV-16-629. Joanne Amy Doughty v. Ralph Ferrara, from Garland County Circuit Court. Appellant's pro se motion to consolidate.

CV-16-634. Lynda Lewis Williamson v. Booneville Human Development Center, from the Arkansas Workers' Compensation Commission. Appellant's motion to correct the record.

CV-16-674. Jon Christopher Bean and Jennifer Bean v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court. Appellants' stipulated motion to enlarge page limit.

E-16-379. Ireen Blackman v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal.

# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF SEPTEMBER 14, 2016

### CASES SUBMITTED

CV-15-1044. Harold Brazeal v. Scott Cooper and Orthopedic Clinic, LTD, from Benton County Circuit Court. Orally argued.

CR-15-985. Malik Gilliam v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-16-232. Michael Doran Mitchell v. State of Arkansas, from Garland County Circuit Court.

CR-16-239. Gural Foster v. State of Arkansas, from Lonoke County Circuit Court.

CR-16-286. Alan C. Bathrick v. State of Arkansas, from Sharp County Circuit Court.

CV-15-523. Connie Watkins and Richard Watkins v. Paragould Light and Water Commission and City of Paragould, from Greene County Circuit Court.

CV-15-603. Markita Bell v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-16-104. Miracle Kids Success Academy, Inc. v. Marvin Maurras, from Pulaski County Circuit Court, Twelfth Division.

CV-16-268. Northwest Arkansas Community College and Public Employee Claims Division v. Adriana Baeza, from the Arkansas Workers' Compensation Commission.

CV-16-276. Jessica M. Emmons and Alexis K. Emmons v. Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-16-361. Carl Jason Jackson v. Arkansas Department of Human Services and Minor Child, from Conway County Circuit Court.

CV-16-371. Nicholas Lawson v. Mobilex USA/Trident USA Health Services, LLC, and American Casualty Company of Reading, PA, from the Arkansas Workers' Compensation Commission.

CV-16-401. Nikki Lansdell v. Arkansas Department of Human Services and Minor Child, from Madison County Circuit Court.



# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF SEPTEMBER 14, 2016

### CASES SUBMITTED

CV-16-425. Mia Dade v. Arkansas Department of Human Services and Minor Child, from Union County Circuit Court.

CV-16-463. Tomeko Sharks v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Tenth Division.

CV-16-470. Catherine Abram v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-16-486. Gregory Kidd and Delores Kidd v. Arkansas Department of Human Services and Minor Children, from Hempstead County Circuit Court.

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

E-15-649. Lydia Burch v. Director et al.

E-15-679. Wendy Higgins v. Director et al.

E-16-5. Concerned Care for Seniors v. Director et al.

E-16-80. AnTyonne Collins v. Director et al.

E-16-205. Justin Tolliver v. Director et al.

E-16-206. Kenneth Maddox v. Director et al.

E-16-207. Annette Laurencell v. Director et al.

E-16-208. Greg Kreidler v. Director et al.

E-16-209. Dwight Munns v. Director et al.

E-16-211. Scottie Hall v. Director et al.

E-16-212. Merle Jones v. Director et al.

E-16-213. Weatherly Truck Lines, Inc. v. Director et al.

E-16-214. Elisa Armstrong v. Director et al.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 14, 2016**

**CASES SUBMITTED**

E-16-215. Sulinda Hyles v. Director et al.

E-16-216. Karri Irwin v. Director et al.

E-16-217. Robert Farrish v. Director et al.

E-16-218. Efrain Gonzalez Perea v. Director et al.

E-16-219. Patricia Winemiller v. Director et al.

E-16-220. Norma Morris v. Director et al.

E-16-221. Patrick Carr v. Director et al.

E-16-222. Pamela Jackson v. Director et al.

E-16-223. Brian Smith v. Director et al.

E-16-225. Margarete Hood v. Director et al.

E-16-226. Crystal York v. Director et al.