

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF SEPTEMBER 21, 2016**

ROBERT J. GLADWIN, CHIEF JUDGE:

[CV-15-625](#). Mike Ellis v. Denee Ellis, from Randolph County Circuit Court. Dismissed. Virden and Glover, JJ., agree.

[CV-16-424](#). Marcus Johnson, Sr. v. Arkansas Department of Human Services and M.J., Minor Child, from Mississippi County Circuit Court, Chickasawba District. Affirmed. Virden and Glover, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-16-88](#). Javier Maciel v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Harrison and Kinard, JJ., agree.

[CV-16-72](#). Gloria Navarrete v. Heidi Creech, from Hempstead County Circuit Court. Affirmed. Harrison and Kinard, JJ., agree.

BART F. VIRDEN, JUDGE:

[CR-16-208](#). Frederick A. Fricks v. State of Arkansas, from Nevada County Circuit Court. Affirmed. Abramson and Gruber, JJ., agree.

[CV-15-942](#). Michael E. Nelson v. Janice Nelson, from Bradley County Circuit Court. Affirmed. Abramson and Gruber, JJ., agree.

[CV-16-220](#). Donna Sue Fulbright v. St. Bernard's Medical Center and Risk Management Resources, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin, C.J., and Glover, J., agree.

[CV-16-230](#). John Helvey v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Affirmed. Abramson and Gruber, JJ., agree.

RITA W. GRUBER, JUDGE:

[CV-15-929](#). Janann Johnson v. Windstream Communications, Inc., from Pulaski County Circuit Court, Sixth Division. Dismissed without prejudice. Whiteaker and Hoofman, JJ., agree.

[CV-16-399](#). Sabrina Hamilton v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Affirmed. Whiteaker and Hoofman, JJ., agree.

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DAVID M. GLOVER, JUDGE:

[CR-16-147](#). Rickie Allen Smith v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin, C.J., and Virden, J., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-16-166](#). Mohammed B. Siddiq v. State of Arkansas, from Saline County Circuit Court. Affirmed. Gruber and Hoofman, JJ., agree.

[CV-15-588](#). Alison Ashley Peck, as a Qualified Beneficiary of the Peck Family Trust and the Peck Marital Trust, and in Her Individual Capacity v. Hannah Peck a/k/a Hannah Finley, Individually, and as Trustee of the Peck Family Trust U/D June 15, 2001, and as Trustee of the Peck Marital Trust, from Pulaski County Circuit Court, Sixth Division. Reversed and remanded. Kinard and Hixson, JJ., agree.

[CV-16-348](#). Charisma Meghan Holder and Joshua Holder v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gruber and Hoofman, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-15-1059](#). William James Cartwright v. State of Arkansas, from Chicot County Circuit Court. Affirmed. Hixson and Brown, JJ., agree.

[CV-15-859](#). Michael Riddick v. Emily Harris (formerly Riddick), from Mississippi County Circuit Court, Chickasawba District. Affirmed on direct appeal; reversed and remanded in part and affirmed in part on cross-appeal. Hixson and Brown, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-16-204](#). Sandra C. Williams v. Arkansas Department of Community Correction and Arkansas Insurance Department, Public Employee Claims Division, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught and Brown, JJ., agree.

[CV-16-395](#). Harvey Anderson v. Arkansas Department of Human Services and Minor Child, from Craighead County Circuit Court, Western District. Affirmed. Vaught and Brown, JJ., agree.

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### CLIFF HOOFFMAN, JUDGE:

[CV-16-405](#). Joshua Yarbrough v. Arkansas Department of Human Services and Minor Children, from Johnson County Circuit Court. Affirmed. Gruber and Whiteaker, JJ., agree.

### WAYMOND M. BROWN, JUDGE:

[CV-16-150](#). The W.L. Harper Company and American Zurich Insurance Company v. George T. Woods, from the Arkansas Workers' Compensation Commission. Affirmed. Vaught and Hixson, JJ., agree.

[CV-16-369](#). James Murphey and Britani Murphey v. Arkansas Department of Human Services and Minor Children, from Union County Circuit Court. Affirmed. Vaught 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-16-179. Sharon O'Grady v. Director et al.

E-16-180. Cordell Davis v. Director et al.

E-16-181. Erica Minirth v. Director et al.

E-16-182. Dan Gibson v. Director et al.

E-16-184. Jonathan Walters v. Director et al.

E-16-185. Rosalina Martinez v. Director et al.

E-16-186. Michael Williams, Sr. v. Director et al.

E-16-188. Jonathan Walters v. Director et al.

E-16-189. Irish Anderson v. Director et al.

E-16-190. Candace Thomas v. Director et al.

E-16-191. Jason Gearhart v. Director et al.

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E-16-192. Rebecca Barrow v. Director et al.

E-16-194. Janet Harris-George v. Director et al.

E-16-195. John Munn, Jr. v. Director et al.

E-16-196. Dwight Jackson v. Director et al.

E-16-197. James Short v. Director et al.

E-16-198. Roxana Salazar v. Director et al.

E-16-199. Ariel Spencer v. Director et al.

E-16-200. Shelbra Watkins v. Director et al.

E-16-201. Ligaya Parungao v. Director et al.

E-16-202. Floyd Briggs v. Director et al.

E-16-203. Brandon Kentner v. Director et al.

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**PER CURIAM ORDERS**

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 is granted. Allowed \$1,275.00.

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 is granted. Allowed \$1,800.00.

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

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

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

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 is denied.

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

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 is moot.

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 is denied.

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

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 is granted.

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**PER CURIAM ORDERS**

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 is denied. Hixson, J., would grant.

CV-16-634. Lynda Lewis Williamson v. Booneville Human Development Center, from the Arkansas Workers' Compensation Commission. Appellant's motion to correct the record is remanded to the Arkansas Workers' Compensation Commission to settle and correct the record in thirty days (October 21, 2016).

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 is granted.

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

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**PROCEEDINGS OF SEPTEMBER 21, 2016**

**MOTIONS SUBMITTED**

**PETITIONS FOR REHEARING:**

CV-15-946. Razorback Cab of Fort Smith, Inc., and Mark Nunez v. Danaye Amon, from Sebastian County Circuit Court, Fort Smith District.

CV-15-993. Robin M. Emis v. Keith W. Emis, from Pulaski County Circuit Court, Sixteenth Division.

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CR-15-880. Anna Christine Childers v. State of Arkansas, from Grant County Circuit Court. Motion of Philip C. Wilson for attorney's fees.

CR-15-926. Anthony L. Bragg v. State of Arkansas, from Boone County Circuit Court. Motion of Charles "Dan" Hancock for award of attorney's fees.

CR-16-368. Erik Omar Garcia v. State of Arkansas, from Hempstead County Circuit Court. Resubmission of motion to substitute counsel and for an extension of time to file brief.

CR-16-368. Erik Omar Garcia v. State of Arkansas, from Hempstead County Circuit Court. Appellant's motion pursuant to Rules 1-7, 2-1, and 4-3(1)(1) to stay briefing schedule or in the alternative for an extension of time to file initial appellate brief.

CR-16-568. James Pafford v. State of Arkansas, from Hempstead County Circuit Court. Appellant's motion to settle record.

CR-16-568. James Pafford v. State of Arkansas, from Hempstead County Circuit Court. Appellant's motion for extension of time to file brief.

CR-16-777. Aaron Dewayne Watson v. State of Arkansas, from Woodruff County Circuit Court. Motion of Danny Glover to withdraw as attorney on direct appeal.

CR-16-778. Tyrun Lamont Jones v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion of Robert E. Tellez to withdraw as attorney on direct appeal.

CR-16-778. Tyrun Lamont Jones v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion of Robert M. "Robby" Golden for substitution as counsel and to stay briefing schedule.

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## PROCEEDINGS OF SEPTEMBER 21, 2016

### MOTIONS SUBMITTED

CV-15-755. Clarry Foster v. Estate of Deleta E. Collins, Alphaleda Vaughn, Kenneth Vaughn, Barry Wilkinson, Beverly Wilkinson, Barbara Poorman, Larry Collins, Barbara Collins, and Tera Wineland, from Sharp County Circuit Court. Motion for the court to consider appellant's original addendum filed and appellant's supplemental addendum.

CV-16-551. Lois Price v. Patrick Carver and Danna Carver, from Hot Spring County Circuit Court. Appellees' motion for costs and fees for supplemental abstract.

CV-16-716. John Cecil Green and Gail Green v. David Stueve, from Logan County Circuit Court, Northern District. Appellee's motion to supplement the record.

CV-16-757. Marvin Daily, Tamara Daily, Daily's Fleeting & Harbor Services, Inc., and T&M Grocery Service, Inc. v. John Langham and Old Fort Properties, LLC, from Sebastian County Circuit Court, Fort Smith District. Motion of Christopher B. Conley to withdraw as counsel of record for appellee John Langham.

CV-16-770. Lentz Carrier Company, LLC, and Carolina Casualty Insurance Company v. Robert Smith, Southern Chips, Inc., and First Liberty Insurance Corporation, from the Arkansas Workers' Compensation Commission. Motion of appellee Robert Smith for correction of the record or in the alternative writ of certiorari to complete the record.

E-16-400. Diasheka Peters v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal.

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### SUBMISSIONS

CV-16-28. Union Pacific Railroad Company v. SEECO, Inc., and Cornelius Tyus et al., from Faulkner County Circuit Court. Orally argued.

CR-16-57. Ghedeon Trif v. State of Arkansas, from Pulaski County Circuit Court, Ninth Division.

CR-16-84. Jerrod Tristan Baker v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-16-91. S.A.T. v. State of Arkansas, from Crawford County Circuit Court.

CR-16-172. Alisha Holmes-Childers v. State of Arkansas, from Crawford County Circuit Court.

CR-16-178. Miguel Angel Velasco, Jr. v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division.

CV-14-954. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court.

CV-15-250. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court.

CV-16-173. Jason Bowmaster v. City of Jacksonville, Arkansas; Arkansas Municipal League; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-16-417. Melanie Sanders v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Tenth Division.

CV-16-443. Diane Beard v. Arkansas Department of Human Services and Minor Child, from Union County Circuit Court.

CV-16-509. Jamie Jones v. Arkansas Department of Human Services and Minor Child, from Lonoke County Circuit Court.

CV-16-521. Courtney Holmes v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court.

CV-16-532. Brian Brown v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court.

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## PROCEEDINGS OF SEPTEMBER 21, 2016

### SUBMISSIONS

CV-16-538. Jessica Taylor v. Arkansas Department of Human Services and Minor Children, from Crittenden County Circuit Court.

CV-16-544. Teria Sutton v. Arkansas Department of Human Services and Minor Children, from Crittenden County Circuit Court.

CV-16-558. Stefanie Bair v. Arkansas Department of Human Services and Minor Children, from Faulkner County Circuit Court.

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

E-15-761. Brenda Ridley v. Director et al.

E-16-35. Families, Inc. v. Director et al.

E-16-227. Ben Alexander v. Director et al.

E-16-228. Renorda Dunn v. Director et al.

E-16-229. Gary Ragsdale v. Director et al.

E-16-230. David Bourland v. Director et al.

E-16-231. Melanie Kilgore v. Director et al.

E-16-232. Darrin Tillery v. Director et al.

E-16-233. Mark Phillips v. Director et al.

E-16-234. Jim Coleman v. Director et al.

E-16-235. Ross Thornton v. Director et al.

E-16-236. Gwendolyn Steele v. Director et al.

E-16-237. Jacques Rogers v. Director et al.

E-16-238. Alisa Gatliff v. Director et al.

E-16-239. Tyrone Jefferson v. Director et al.

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**SUBMISSIONS**

E-16-240. Josie Richardson v. Director et al.

E-16-241. James Hill v. Director et al.

E-16-242. Gerald Bullock v. Director et al.

E-16-243. Samuel Oliver v. Director et al.

E-16-244. Bobbie Owens v. Director et al.

E-16-245. Bobbie Young v. Director et al.

E-16-246. Donna Ward v. Director et al.

E-16-247. Harry Williams v. Director et al.

E-16-248. Value Stream Commercial Clean v. Director et al.