

# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF FEBRUARY 1, 2017

### RITA W. GRUBER, CHIEF JUDGE:

[CR-15-895](#). W.J.S. v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Gladwin and Brown, JJ., agree.

[CV-15-778](#). Joseph Longley and Annette Longley (Deceased) v. Curtis Gatewood and Christine Gatewood, Husband and Wife, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin and Brown, JJ., agree.

### RAYMOND R. ABRAMSON, JUDGE:

[CR-16-175](#). Wesley Gene Holland v. State of Arkansas, from Cleveland County Circuit Court. Affirmed; motion to withdraw granted. Glover and Murphy, JJ., agree.

[CV-16-618](#). Dianna Lynn Schall v. University of Arkansas for Medical Sciences, Public Employee Claims Division, and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Glover and Murphy, JJ., agree.

### BART F. VIRDEN, JUDGE:

[CV-16-592](#). Jack Johnston v. Arkansas Department of Human Services, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Hixson, J., agrees. Vaught, J., concurs.

[CV-16-594](#). Betty Nicholson v. Arkansas Department of Human Services, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Hixson, J., agrees. Vaught, J., concurs.

[CV-16-752](#). Jacob Earls v. Arkansas Department of Human Services and Minor Children, from Greene County Circuit Court. Affirmed. Gruber, C.J., and Hixson, J., agree.

### ROBERT J. GLADWIN, JUDGE:

[CR-15-786](#). Lacresha Pugh-Hayes v. State of Arkansas, from Bradley County Circuit Court. Affirmed; motion to withdraw granted. Gruber, C.J., and Brown, J., agree.

[CR-16-421](#). Arkansas Department of Human Services v. State of Arkansas, from Jefferson County Circuit Court. Affirmed in part; dismissed in part. Gruber, C.J., and Brown, J., agree.

## ARKANSAS COURT OF APPEALS

### PROCEEDINGS OF FEBRUARY 1, 2017

ROBERT J. GLADWIN, JUDGE: (Continued)

[E-16-148](#). Blake Fowlkes v. Director, Department of Workforce Services, and WK Contractors, Inc., from the Arkansas Board of Review. Affirmed. Gruber, C.J., and Brown, J., agree.

BRANDON J. HARRISON, JUDGE:

[CV-16-385](#). William Campbell Ash v. First National Bank of Eastern Arkansas, from St. Francis County Circuit Court. Reversed and remanded for proceedings consistent with this opinion. Klappenbach and Whiteaker, JJ., agree.

[CV-16-658](#). Graylon Cooper v. University of Arkansas for Medical Sciences, Public Employee Claims Division, and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Affirmed. Klappenbach and Whiteaker, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-16-134](#). Frank P. Campbell v. State of Arkansas, from Carroll County Circuit Court, Eastern District. Affirmed. Harrison and Whiteaker, JJ., agree.

[CV-16-841](#). Shannon Taylor v. Arkansas Department of Human Services and Minor Children, from Franklin County Circuit Court, Northern District. Affirmed. Harrison and Whiteaker, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-16-397](#). Anthony Lee Gordin v. State of Arkansas, from Pulaski County Circuit Court, First Division. Affirmed. Abramson and Murphy, JJ., agree.

[CR-16-688](#). Robert Nicholas Jeffries v. State of Arkansas, from Madison County Circuit Court. Affirmed. Abramson and Murphy, JJ., agree.

[CR-16-737](#). Corderro Foster v. State of Arkansas, from Jefferson County Circuit Court. Affirmed. Abramson and Murphy, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-15-796](#). Danny J. Wilson v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Reversed and remanded. Harrison and Klappenbach, JJ., agree.

## ARKANSAS COURT OF APPEALS

### PROCEEDINGS OF FEBRUARY 1, 2017

PHILLIP T. WHITEAKER, JUDGE: (Continued)

[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. Affirmed. Harrison and Klappenbach, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CV-16-426](#). David W. Waddell v. Ferguson Home Builders, LLC, and G. Bart Ferguson, from Saline County Circuit Court. Affirmed. Virden and Hixson, JJ., agree.

[CV-16-591](#). Edna Pauline Brown v. Arkansas Department of Human Services, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Virden and Hixson, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-16-595](#). Michael Howard v. Arkansas Department of Human Services, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Virden, J., agrees. Vaught, J., concurs.

[CV-16-680](#). Mona Lisa Pardew v. Arkansas Department of Human Services, from Saline County Circuit Court. Affirmed. Virden and Vaught, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-16-718](#). Deion Johnson v. State of Arkansas, from Garland County Circuit Court. Affirmed. Abramson and Glover, JJ., agree.

[CV-16-732](#). Kabias Dominic Bankston v. University of Arkansas at Little Rock and Public Employee Claims Division, State of Arkansas, from the Arkansas Workers' Compensation Commission. Affirmed. Abramson and Glover, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-15-1007](#). Andrew Keaton Cox v. State of Arkansas, from Washington County Circuit Court. Affirmed. Gruber, C.J., and Gladwin, J., agree.

[CR-16-735](#). Lawrence Handy v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Gruber, C.J., and Gladwin, J., agree.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF FEBRUARY 1, 2017**

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-16-410. Miguel Sandoval v. Director et al.
- E-16-411. Victoria Dumboski v. Director et al.
- E-16-412. Corrie Harris v. Director et al.
- E-16-413. Tommy Baker v. Director et al.
- E-16-414. Allen Mitchell v. Director et al.
- E-16-415. Faron Joe Plew v. Director et al.
- E-16-416. Judith Chartier v. Director et al.
- E-16-417. Glenda Jones v. Director et al.
- E-16-418. Dena Claypool v. Director et al.
- E-16-419. Johnathon Gilliam v. Director et al.
- E-16-420. Hendrika de Clonie Maclellan v. Director et al.
- E-16-421. Jasson Henderson v. Director et al.
- E-16-422. Kimberly Davis v. Director et al.
- E-16-423. Joshua Cottrell v. Director et al.
- E-16-424. David Curbow v. Director et al.
- E-16-426. Charles Maulding v. Director et al.
- E-16-427. Dennis Hines v. Director et al.
- E-16-428. Mark Main v. Director et al.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF FEBRUARY 1, 2017**

E-16-429. Matthew Vardell v. Director et al.

E-16-430. Heather Caudell v. Director et al.

E-16-432. Dianne Miller v. Director et al.

E-16-433. Lateshia Patillo v. Director et al.

E-16-434. Christopher Willbanks v. Director et al.

E-16-435. Beverly Farnsworth v. Director et al.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF FEBRUARY 1, 2017**

**PER CURIAM ORDERS**

CR-16-69. Triva Coble v. State of Arkansas, from Garland County Circuit Court. Motion of Paul J. Teufel for attorney's fees is granted. Allowed \$1,600.00.

CR-16-320. Javian Young v. State of Arkansas, from Jefferson County Circuit Court. Motion of Gary W. Potts for costs and attorney's fees is granted. Allowed \$1,600.00.

CR-16-372. Robert Dark v. State of Arkansas, from Garland County Circuit Court. Motion of Amos J. Richards to withdraw is moot. Vaught, J., not participating.

CR-16-372. Robert Dark v. State of Arkansas, from Garland County Circuit Court. Amended motion of Amos J. Richards to withdraw is granted. Vaught, J., not participating.

CR-16-489. Derrick Glenn Estell v. State of Arkansas, from Garland County Circuit Court. Motion of Clinton W. Lancaster for attorney's fees is granted. Allowed \$1,800.00.

CR-16-857. Billy Joe Davis, Jr. v. State of Arkansas, from Jefferson County Circuit Court. Motion of Robert E. Tellez to withdraw as counsel for appellant is granted.

CR-16-985. Bobby Lee Robertson v. State of Arkansas, from Ashley County Circuit Court. Motion of Joseph P. Mazzanti III to substitute appellate counsel is granted.

CV-16-268. Northwest Arkansas Community College and Arkansas Insurance Department, Public Employee Claims Division v. Adriana Baeza, from the Arkansas Workers' Compensation Commission. Appellee's motion for attorney's fees is granted. Harrison, J., not participating.

CV-16-900. Matthew M. Henry v. Sarah L. Henry, from Pulaski County Circuit Court, Third Division. Motion to substitute Katie Mehdizadegan as counsel for appellee is granted.

CV-16-1020. Taylor & Stuckey, Inc., and Agri Group-Comp SI Fund v. Steven B. Rodgers, from the Arkansas Workers' Compensation Commission. Joint motion to remand is granted.

CV-16-1112. Oscar Romero v. Arkansas Department of Human Services and Minor Child, from Yell County Circuit Court, Northern District. Appellant's motion to file belated brief is granted.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF FEBRUARY 1, 2017**

**PER CURIAM ORDERS**

CV-16-1115. Kristina Bonds v. Clay Bonds, from Pope County Circuit Court. Appellant's motion to supplement the record is granted.

CV-16-1115. Kristina Bonds v. Clay Bonds, from Pope County Circuit Court. Appellee's motion to supplement the record is denied.

CV-16-1116. Cornell Taper v. City of Forrest City, from St. Francis County Circuit Court. Amended and corrected motion of E. Dion Wilson to be relieved as counsel for appellant is moot.

CV-16-1119. Alisha Adkins v. Arkansas Department of Human Services and Minor Children, from Marion County Circuit Court. Motion of appellant Alisha Adkins to stay brief time until the time for appellant to withdraw her consent to termination has lapsed is moot.

CV-16-1119. Alisha Adkins v. Arkansas Department of Human Services and Minor Children, from Marion County Circuit Court. Motion to dismiss appeal of appellant Alisha Adkins for mootness is granted.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF FEBRUARY 1, 2017**

**MOTIONS SUBMITTED**

CR-16-13. Michael Oliver v. State of Arkansas, from Crawford County Circuit Court. Motion of Lisa-Marie Norris for attorney's fees and expenses.

CR-16-879. Anne O'Hara Bynum v. State of Arkansas, from Drew County Circuit Court. Appellant's motion to remand to settle the record and to stay briefing.

CR-17-14. Steven Wayne Wheeler v. State of Arkansas, from Saline County Circuit Court. Motion of J. Brent Standridge to withdraw as counsel.

CR-17-15. Steven Wayne Wheeler v. State of Arkansas, from Saline County Circuit Court. Motion of J. Brent Standridge to withdraw as counsel.

CR-17-46. Daniel Honey v. State of Arkansas, from Logan County Circuit Court, Northern District. Motion of Leonardo Monterrey to withdraw as attorney on direct appeal.

CV-16-739. Farm Credit Midsouth, PCA v. Fred N. Bollinger, Jr.; Bollinger Lone Oak, Inc.; and Bollinger Partners, Inc., from Crittenden County Circuit Court. Appellees' unopposed motion to expand briefing page limit.

CV-16-999. Ashley Evans v. Arkansas Department of Human Services, Minor Child, and Bryan Marcille, from Ouachita County Circuit Court. Appellant's second motion to correct the record and to stay briefing schedule.

CV-16-1122. Nicky Murphy v. FNBC Bank f/k/a First National Banking Company, Austin Wesley, and Kathleen Wesley, from Sharp County Circuit Court. Motion of appellee FNBC Bank f/k/a First National Banking Company to dismiss appeal.

CV-17-36. William A. Buckingham, Jr. v. Clarissa Buckingham, from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion for supersedeas.



# ARKANSAS COURT OF APPEALS

## PROCEEDINGS OF FEBRUARY 1, 2017

### CASES SUBMITTED

CR-16-19. Lawrence Hubbard v. State of Arkansas, from Miller County Circuit Court.

CR-16-228. Willie James Noble v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-16-384. Lazaro Veneros-Figueroa v. State of Arkansas, from Sevier County Circuit Court.

CR-16-485. N.L. v. State of Arkansas, from Crawford County Circuit Court.

CR-16-516. Gregory Wayne Finfrock v. State of Arkansas, from Washington County Circuit Court.

CV-16-400. Thurman J. Franklin, Individually; Imodel J. Franklin, Individually; and Thurman J. Franklin and Imodel J. Franklin, as Trustees of the Thurman Junior Franklin and Imodel Joy Franklin Family Living Trust v. Nathan B. Franklin, Richard D. Franklin, and Waldron Nursing Center, Inc., from Scott County Circuit Court.

CV-16-888. Kristan Noelle Troglin v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

CV-16-920. Clarissa Brandau v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eighth Division.

CV-16-923. Alexteen Yvonne Cobb v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-16-943. Billy Woodward v. Arkansas Department of Human Services and Minor Child, from Crawford County Circuit Court.

CV-16-960. Ricky Howell and Susan Howell v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court.

CV-16-966. Ronnie D. Flow, Jr. v. Arkansas Department of Human Services and Minor Children, from Columbia County Circuit Court.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF FEBRUARY 1, 2017**

**CASES SUBMITTED**

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

- E-16-459. Jerry Reid v. Director et al.
- E-16-460. Jonathan Loy v. Director et al.
- E-16-461. Gregory Britt v. Director et al.
- E-16-462. Robert Bragg v. Director et al.
- E-16-463. Willie Nelson v. Director et al.
- E-16-464. Emily Chavez v. Director et al.
- E-16-465. Emily Chavez v. Director et al.
- E-16-466. Tracy Kemper v. Director et al.
- E-16-467. David Hood, Jr. v. Director et al.
- E-16-468. Jana Latcham v. Director et al.
- E-16-469. Joan Jennings v. Director et al.
- E-16-471. Jacqueline Rivers v. Director et al.
- E-16-472. Charles Bryant v. Director et al.
- E-16-473. Wendell McKey v. Director et al.
- E-16-474. Jordan Smith v. Director et al.
- E-16-475. Marcia Feild v. Director et al.
- E-16-476. Larry Brokeshoulder v. Director et al.
- E-16-477. Gary Morris v. Director et al.
- E-16-478. James Threadgill v. Director et al.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF FEBRUARY 1, 2017**

**CASES SUBMITTED**

E-16-479. Chivas Snulligan v. Director et al.

E-16-480. Gary Lee Tate v. Director et al.

E-16-481. Angela Alfaro v. Director et al.

E-16-482. Bradley Young v. Director et al.

E-16-483. Carolyn Hines v. Director et al.