

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 6, 2017

RITA W. GRUBER, CHIEF JUDGE:

[CR-16-830](#). James Elijah West v. State of Arkansas, from Garland County Circuit Court. Affirmed. Abramson, J., agrees. Harrison, J., concurs.

RAYMOND R. ABRAMSON, JUDGE:

[CV-16-515](#). Bill Helton v. Joseph D. Calhoun, Ltd. d/b/a Calhoun Law Firm, from Faulkner County Circuit Court. Affirmed. Gruber, C.J., and Harrison, J., agree.

BART F. VIRDEN, JUDGE:

[CV-16-1027](#). Rebecca Ladd (now Pompa) v. Arkansas Department of Human Services and Minor Child, from Cleburne County Circuit Court. Affirmed. Gladwin and Brown, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CV-16-639](#). Barbara Rogers v. Florida Martin Ritchie, from Pulaski County Circuit Court, Ninth Division. Affirmed in part; reversed and remanded in part on direct appeal; reversed and remanded on cross-appeal. Virden and Brown, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CV-16-1033](#). Carolyn Thomas, Administratrix of the Estate of Alfred Thomas, Sr., Deceased v. Carol C. Meadors, M.D., and Little Rock Anesthesia Services, PLLC, from Pulaski County Circuit Court, Sixth Division. Affirmed. Gruber, C.J., and Abramson, J., agree.

N. MARK KLAPPENBACH, JUDGE:

[CV-16-1142](#). Mark Wesley 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. Affirmed. Vaught and Murphy, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-16-1099](#). Lara Thompson v. Rachel Broussard, from Garland County Circuit Court. Affirmed. Glover and Hixson, JJ., agree.

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PHILLIP T. WHITEAKER, JUDGE: (Continued)

[CV-17-209](#). Jacob Allison v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District. Affirmed; motion to withdraw granted. Glover and Hixson, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-16-1065](#). Jesse Torres v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Klappenbach and Murphy, JJ., agree.

[CV-17-219](#). Amanda Threadgill v. Arkansas Department of Human Services and Minor Child, from Yell County Circuit Court, Northern District. Affirmed. Klappenbach and Murphy, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-12-950](#). Thomas Rainey v. State of Arkansas, from Dallas County Circuit Court. Affirmed. Glover and Whiteaker, JJ., agree.

[CV-16-16](#). David A. Stebbins v. David D. Stebbins, from Boone County Circuit Court. Appeal dismissed. Glover and Whiteaker, JJ., agree.

[CV-16-1054](#). Allan Dewayne Chambers v. Amy Michelle Chambers, from Yell County Circuit Court, Southern District. Reversed and remanded. Glover and Whiteaker, JJ., agree.

MIKE MURPHY, JUDGE:

[CV-16-895](#). Ocwen Loan Servicing, LLC, and Federal Home Loan Mortgage Corporation v. Jamie T. Mickna, from Washington County Circuit Court. Affirmed. Klappenbach and Vaught, JJ., agree.

[CV-17-4](#). Corey Robbins v. HilArk Industries, Inc., and Hartford Underwriters Insurance Company, from the Arkansas Workers' Compensation Commission. Affirmed. Klappenbach and Vaught, JJ., agree.

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WAYMOND M. BROWN, JUDGE:

[CV-16-748](#). Mary F. Dooley v. Regions Bank, Trustee of B-J Trust Dated April 26, 1996; and Belinda Shelton and Jimmy C. Dooley II, Beneficiaries, from Pope County Circuit Court. Affirmed. Virden and Gladwin, 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-17-84. Richard Meier v. Director et al.

E-17-85. Oloye Sims v. Director et al.

E-17-86. Gerald Chastain v. Director et al.

E-17-87. Anastasia Mills v. Director et al.

E-17-88. Bennie Rodgers v. Director et al.

E-17-89. James Raulston v. Director et al.

E-17-90. Clear Mountain Refreshment Service, LLC v. Director et al.

E-17-91. Claudia O'Hagan v. Director et al.

E-17-92. Jerrol Maxwell v. Director et al.

E-17-93. Joshua Flint v. Director et al.

E-17-94. Demario Bolden v. Director et al.

E-17-95. Shalanda Bunch v. Director et al.

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PER CURIAM ORDERS

PETITION FOR REHEARING: Petition for rehearing was granted today in the following case.

[CR-16-813](#). Jerrime Wade Mardis v. State of Arkansas, from Saline County Circuit Court. See **substituted** opinion.

CR-16-224. Eric Lenderman v. State of Arkansas, from Greene County Circuit Court. Motion of Caroline Wilson for attorney's fees is denied.

CR-17-337. Neal Allen Hall v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion for appointment of counsel. Appeal dismissed for lack of jurisdiction.

CR-17-337. Neal Allen Hall v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion to proceed with handwritten motions, petitions, briefs, and responses. Appeal dismissed for lack of jurisdiction.

CV-17-104. Evelyn Chism and James Gregory Chism v. James R. Chism, from Conway County Circuit Court. Motion of appellant/cross-appellee James Gregory Chism to file supplemental abstract and for extension of time to file reply brief is denied. Appellant's reply brief is due September 26, 2017. Virden and Harrison, JJ., not participating.

CV-17-272. Teresa A. Griffith, as Executrix of the Estate of Dorothy J. Grable, Deceased v. Rick Griffith, from Pulaski County Circuit Court, Seventeenth Division. Appellee's motion to dismiss appeal is denied.

CV-17-345. Sherry Lynne Glover v. Main Street Wholesale Furniture, LLC, and Bryan W. McPike, from Jefferson County Circuit Court. Appellant's motion for extension of page-length limit is denied.

CV-17-529. Dean Goodson v. Sharon Bennett, from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion for permission to file belated brief with extension of time is granted. Gruber, C.J., not participating.

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CV-17-529. Dean Goodson v. Sharon Bennett, from Pulaski County Circuit Court, Seventeenth Division. Appellee's motion to dismiss appeal is denied. Gruber, C.J., not participating.

CV-17-681. Kent Douglas McCoy v. Ronald D. Robertson, M.D.; Mario Rueda, M.D.; Christopher W. Fowler, D.O.; and Mary Katherine Kimbrough, M.D., from Pulaski County Circuit Court, Fifth Division. Appellant's motion to remand and to stay appellate proceedings is denied.

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MOTIONS SUBMITTED

CR-16-879. Anne O'Hara Bynum v. State of Arkansas, from Drew County Circuit Court. Motion of National Perinatal Association and National Perinatal Social Workers Association for permission to file brief as amici curiae in support of appellant.

CR-16-1004. Phillip Wayne Burgess, Jr. v. State of Arkansas, from Garland County Circuit Court. Motion of Charles D. Hancock for award of attorney's fees.

CV-16-815. Fayetteville Express Pipeline, LLC v. Arkansas Public Service Commission, from Pulaski County Circuit Court, Fifth Division. Appellant's motion to consolidate.

CV-17-397. Vicki Bass Haynes v. Benton Ned Bass, from Garland County Circuit Court. Appellee's motion to dismiss and alternative motion to stay and extend briefing schedule.

CV-17-452. Charles Fuller v. Pope County Judge and AAC Risk Management Services, from the Arkansas Workers' Compensation Commission. Appellees' motion for costs of supplemental abstract.

CV-17-640. Carolyn Benson v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eighth Division. Appellant's motion to correct the record and to stay briefing schedule.

CV-17-649. Fayetteville Express Pipeline, LLC v. Arkansas Public Service Commission, from Pulaski County Circuit Court, Fifth Division. Appellant's motion to consolidate.

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CASES SUBMITTED

CV-16-441. Park Plaza Mall CMBS, LLC, and ERMC, L.P. v. Kimberly Marie Powell, Individually, and as Administratrix of the Estate of Christian Ellis Hayes, Deceased, from Pulaski County Circuit Court, Thirteenth Division. Orally argued.

CR-16-368. Erik Omar Garcia v. State of Arkansas, from Hempstead County Circuit Court.

CR-16-914. Melissa Diane Stearns v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-16-941. Joseph Thomas Lacefield v. State of Arkansas, from Benton County Circuit Court.

CR-16-1029. Clarence Whitworth v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-16-1071. C.J.M. v. State of Arkansas, from Garland County Circuit Court.

CR-16-1105. Matthew Reagan Coger v. State of Arkansas, from Madison County Circuit Court.

CR-16-1140. Byron Jamarr Flowers v. State of Arkansas, from Miller County Circuit Court.

CR-17-1. Jesse Emanuel Harris v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-17-106. Tyrome Harris, Sr. v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-17-218. Chachawal Chawangkul v. State of Arkansas, from Arkansas County Circuit Court, Northern District.

CV-16-1042. Kimberlee R. Guin v. Richard D. McWhorter, from Washington County Circuit Court.

CV-16-1086. Jacqueline R. McLennan v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Tenth Division.

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CASES SUBMITTED

CV-16-1116. Cornell Taper v. City of Forrest City; Gordon McCoy, Former Mayor; and Larry Bryant, Mayor, from St. Francis County Circuit Court.

CV-17-73. Brittney Brasher v. Arkansas Department of Human Services and Minor Child, from Boone County Circuit Court.

CV-17-92. Tammy Cotton v. Arkansas Department of Human Services and Minor Children, from Logan County Circuit Court, Northern District.

CV-17-202. Gabrielle Potterton v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

CV-17-221. Ashley Hollinger v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-17-231. Crystal Beck v. Arkansas Department of Human Services and Minor Children, from Garland County Circuit Court.

CV-17-282. Tammie Lee Curtis v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

CV-17-295. Burt Rogers v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-17-300. Molly Bynum v. Arkansas Department of Human Services and Minor Children, from Stone County Circuit Court.

CV-17-319. Jennifer D. Denen v. Arkansas Department of Human Services and Minor Children, from Garland County Circuit Court.

CV-17-328. Max McKinney, Sr. v. Arkansas Department of Human Services and Minor Children, from Craighead County Circuit Court, Western District.

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

E-17-96. Xpress Courier Services, Inc. v. Director et al.

E-17-109. Rickey Price v. Director et al.

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CASES SUBMITTED

- E-17-110. Joe Richardson v. Director et al.
- E-17-111. Tabitha Watkins v. Director et al.
- E-17-112. Sheila Jackson v. Director et al.
- E-17-114. Paulette Gilton v. Director et al.
- E-17-115. Eddie Chappell v. Director et al.
- E-17-116. Gary Manning v. Director et al.
- E-17-117. Willie Greer v. Director et al.
- E-17-118. Tyronda Nelson v. Director et al.
- E-17-119. Jason Rucker v. Director et al.
- E-17-120. Bennie Butler v. Director et al.
- E-17-121. Leah Wooldridge v. Director et al.
- E-17-122. Mona Hutchins v. Director et al.
- E-17-123. Jennifer Jacobs v. Director et al.
- E-17-124. Gordon Maxwell v. Director et al.
- E-17-125. Charles Lee v. Director et al.
- E-17-126. Marlene Guy v. Director et al.
- E-17-127. Glenda Tefteller v. Director et al.
- E-17-128. Dominique Sheats v. Director et al.
- E-17-129. Bonnie Poling v. Director et al.
- E-17-130. Jeremy Stewart v. Director et al.

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CASES SUBMITTED

E-17-131. Jeremy Stewart v. Director et al.

E-17-132. Keith Johnston v. Director et al.