

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 13, 2017

RITA W. GRUBER, CHIEF JUDGE:

[CR-16-856](#). Oliver W. Hart III v. State of Arkansas, from Miller County Circuit Court. Affirmed. Abramson and Harrison, JJ., agree.

[CR-16-1057](#). Max Douglas Bishop v. State of Arkansas, from Benton County Circuit Court. Affirmed. Abramson and Harrison, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CV-16-577](#). Deondre' Johnson v. Equity Insurance Company, from Phillips County Circuit Court. Affirmed. Gruber, C.J., and Harrison, J., agree.

[CV-17-224](#). Brooke Ann Haney and Wayne Norred v. Arkansas Department of Human Services and Minor Child, from Calhoun County Circuit Court. Reversed. Gruber, C.J., and Harrison, J., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-16-924](#). Roger Herman Zemel v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appeal dismissed. Virden and Brown, JJ., agree.

[CV-17-30](#). Melissa Hundley Hays v. Jason Lee Hays, from Faulkner County Circuit Court. Affirmed. Virden and Brown, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-16-854](#). Fred Albert Kauffeld v. State of Arkansas, from Johnson County Circuit Court. Affirmed. Vaught and Murphy, JJ., agree.

[CV-16-1144](#). Rebecca Stricklin v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eleventh Division. Affirmed. Vaught and Murphy, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-16-533](#). Keenan Lamonte Lewis v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Affirmed. Whiteaker and Hixson, JJ., agree.

[CV-16-148](#). Don Paul Bales v. City of Fort Smith, Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Whiteaker and Hixson, JJ., agree.

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DAVID M. GLOVER, JUDGE: (Continued)

[CV-17-151](#). Stacy Rider and Pam Rider v. Longbow Ranch, LLC, from Stone County Circuit Court. Affirmed. Whiteaker and Hixson, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-15-250](#). Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Affirmed in part; reversed in part. Glover and Hixson, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CV-17-105](#). Arkansas Department of Correction and Arkansas Insurance Department, Public Employee Claims Division v. Christie Dawn Jennings, from the Arkansas Workers' Compensation Commission. Affirmed. Klappenbach and Murphy, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-17-37](#). Lonnie Henry Hamilton, Jr. v. State of Arkansas, from Lafayette County Circuit Court. Affirmed. Glover and Whiteaker, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-16-1066](#). Robert Lewis Pierce v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Klappenbach and Vaught, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CV-16-400](#). Imodel J. Franklin and Nathan B. Franklin v. Waldron Nursing Center, Inc.; Estate of Thurman J. Franklin, By and Through the Special Administrator, Donald Goodner; Richard D. Franklin; Argie N. Nichols; and South Parks Properties, LLC, from Scott County Circuit Court. Affirmed. Virden and Gladwin, JJ., agree.

[CV-17-95](#). Gabriel Garcia v. Jensen Construction Company and Arch Insurance Company, from the Arkansas Workers' Compensation Commission. Affirmed. Virden and Gladwin, 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-17-97. Karen Lindsey v. Director et al.

E-17-98. Latecha Harden v. Director et al.

E-17-99. Mark Wright v. Director et al.

E-17-100. Brenda Edgmon v. Director et al.

E-17-101. Sylvester Cleveland v. Director et al.

E-17-102. James Bridges v. Director et al.

E-17-103. Mary Ann Crump v. Director et al.

E-17-104. Don Englerth v. Director et al.

E-17-105. Amanda Richardson v. Director et al.

E-17-106. Morris Baker v. Director et al.

E-17-107. Marian Dawson v. Director et al.

E-17-108. Marian Dawson v. Director et al.

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PER CURIAM ORDERS

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

[CV-16-1022](#). Parrish Dare v. Scott Frost, from Saline County Circuit Court. Klappenbach and Whiteaker, JJ., dissent. See **dissenting opinion** this date.

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 is denied.

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 is granted. Allowed \$1,800.00.

CR-17-189. Curtis W. Chatman v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellee’s motion to dismiss is granted.

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

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 is passed until the case is submitted. Appellee’s brief is due in fifteen days (September 28, 2017).

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 is passed until the case is submitted.

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 is remanded to the circuit court to settle the record in fifteen days (September 28, 2017).

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

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MOTIONS SUBMITTED

CR-17-705. Charles Forrest Silmon v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of David L. Dunagin to withdraw as counsel and appointment of counsel.

CV-17-237. Thomas Welvaert v. Arkansas Department of Human Services and Minor Child, from Conway County Circuit Court. Appellees' joint motion to strike appellant's reply brief.

CV-17-400. Joetta Davis v. White Hall School District and Arkansas School Boards Association, from the Arkansas Workers' Compensation Commission. Appellees' motion to dismiss appeal.

CV-17-523. Charles Nathan Harrelson, Lesley Harrelson, and Margaret Harrelson v. Dee King, from Washington County Circuit Court. Appellants' motion to clarify and substitute page 57 of appellants' addendum.

CV-17-556. Shawn Harris v. James T. Parrish, from Pope County Circuit Court. Appellant's motion to supplement the record.

CV-17-652. Miranda Thomas v. Arkansas Department of Human Services and Minor Children, from Craighead County Circuit Court, Western District. Appellant's motion to correct the record and motion to stay briefing schedule.

CV-17-658. First Government Lease Company and Paul Graver v. Northwest Scott County Volunteer Fire Department, from Scott County Circuit Court. Appellants' combined motion to remand to correct the record or, alternatively, petition for writ of certiorari to complete the record, and motion to extend time or stay the briefing schedule.

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CASES SUBMITTED

CV-17-41. Debbie Jean Brown and Louise Pilz v. United Parcel Services, Inc., from Pulaski County Circuit Court, Sixth Division. Orally argued.

CR-16-593. Mark Anthony Mosley v. State of Arkansas, from Washington County Circuit Court.

CR-16-980. James Christopher Geeslin v. State of Arkansas, from Faulkner County Circuit Court.

CR-16-1039. Trenton Lamont Jefferson v. State of Arkansas, from Faulkner County Circuit Court.

CR-16-1073. K.B. v. State of Arkansas, from Garland County Circuit Court.

CR-16-1079. Korey K. Brown v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-16-1085. J.N.A. v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-16-1106. Terra Nichelle Horton v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CR-16-1150. D.S. v. State of Arkansas, from Crawford County Circuit Court.

CR-17-29. Christopher Jordan McNeely v. State of Arkansas, from Van Buren County Circuit Court.

CR-17-154. Shamarius Henderson v. State of Arkansas, from Hot Spring County Circuit Court.

CV-16-873. Irving T. Smith, Jr., and Malinda Simmons Smith v. Lonnie Dean Boatman and Flora Jean Boatman, from Craighead County Circuit Court, Eastern District.

CV-16-1051. Kellie Glisson v. Steven H. Glisson, Jr., from Garland County Circuit Court.

CV-17-40. Natasha Furnish v. Arkansas Department of Human Services and Minor Children, from Craighead County Circuit Court, Western District.

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CASES SUBMITTED

CV-17-58. Russellville Holdings, LLC d/b/a Saint Mary's Regional Medical Center d/b/a Turning Point Behavioral Health v. James Robertson Peters, as Personal Representative of the Estate of John D. Peters, Deceased, and on Behalf of the Estate and Its Statutory Beneficiaries; John D. Peters III; James Robertson Peters, Individually; Kathleen Stingley; Horizon Mental Health Management, LLC; and Dr. Thomas Stinnett, from Pope County Circuit Court.

CV-17-65. James Andrew Marshall v. Seth Robert Rubright and Minor Child, from Benton County Circuit Court.

CV-17-110. Ronald Shelton Tidwell v. Lauren Madison Rosenbaum, from Hempstead County Circuit Court.

CV-17-125. Jessi Barham v. Daniel Bowman, from Benton County Circuit Court.

CV-17-313. Johna McNeer v. Arkansas Department of Human Services and Minor Children, from Clark County Circuit Court.

CV-17-330. Thomas G. Watson v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District.

CV-17-342. Kristen Allen v. Arkansas Department of Human Services and Minor Children, from Scott County Circuit Court.

CV-17-352. Maceo Abraham, Sr., and Karri Smith v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eighth Division.

CV-17-356. Erik Steven Canada v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court.

CV-17-379. Lakhraj Manohar v. Arkansas Department of Human Services and Minor Child, from Craighead County Circuit Court, Western District.

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

E-17-133. Sandra Cox v. Director et al.

E-17-134. Andrew Wyatt v. Director et al.

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CASES SUBMITTED

E-17-135. Brandon Johnson v. Director et al.

E-17-136. Jonathan Hawkins v. Director et al.

E-17-137. Marlene Guy v. Director et al.

E-17-138. George Edmondson v. Director et al.

E-17-139. Tony Pillow v. Director et al.

E-17-140. Roy Miller v. Director et al.

E-17-141. Charles Williams v. Director et al.

E-17-143. Ronnie Mann v. Director et al.

E-17-144. Gazwan Hussein v. Director et al.

E-17-145. Anita Travis v. Director et al.

E-17-146. Michael Joe v. Director et al.

E-17-147. Antoinya Hughes v. Director et al.

E-17-148. Latoya Hill v. Director et al.

E-17-150. Ricky Chesney v. Director et al.

E-17-151. Raymond Bird v. Director et al.

E-17-152. Alfred Gurley v. Director et al.

E-17-153. Latron Buchanna v. Director et al.

E-17-154. James Manning v. Director et al.

E-17-155. Donald Woods v. Director et al.

E-17-156. Doris Byars v. Director et al.

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CASES SUBMITTED

E-17-157. Glenda Murdock v. Director et al.

E-17-158. Shamela Tolston v. Director et al.