

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF FEBRUARY 6, 2019

RITA W. GRUBER, CHIEF JUDGE:

[CR-18-503](#). Mel Jones, Jr. v. State of Arkansas, from Pulaski County Circuit Court, First Division. Affirmed. Hixson and Brown, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CV-18-505](#). Russell Warner v. Melissa Warner, from Saline County Circuit Court. Affirmed. Harrison and Murphy, JJ., agree.

[CV-18-557](#). Daniel Montez v. Consuela Montez (now Trujillo), from Washington County Circuit Court. Affirmed. Harrison and Murphy, JJ., agree.

[CV-18-835](#). Casey Parnell v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eighth Division. Affirmed. Harrison and Murphy, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-18-224](#). Adam Patton v. State of Arkansas, from Desha County Circuit Court. Affirmed. Vaught, J., agrees. Glover, J., concurs.

[CR-18-613](#). Landan J. Worsham v. State of Arkansas, from Pope County Circuit Court. Reversed and dismissed. Glover and Vaught, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-18-482](#). Ariel Janee McDaniel v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Affirmed. Virden and Whiteaker, JJ., agree.

DAVID M. GLOVER, JUDGE:

[CR-18-383](#). Roy Jacob Justus v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Gladwin and Vaught, JJ., agree.

[CR-18-667](#). Anthony Johnson v. State of Arkansas, from St. Francis County Circuit Court. Affirmed. Gladwin and Vaught, JJ., agree.

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PHILLIP T. WHITEAKER, JUDGE:

[CR-18-386](#). Donald Columbus Cagle v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Viriden and Klappenbach, JJ., agree.

[CV-18-592](#). Paul Noel v. Jim Cox and Larry Busby, as Representatives of Majestic Lake Village POA, from Garland County Circuit Court. Reversed and remanded. Viriden and Klappenbach, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-17-934](#). Jarmall Kelley v. State of Arkansas, from Jefferson County Circuit Court. Affirmed; motion to withdraw granted. Gladwin and Glover, JJ., agree.

[CV-18-773](#). Secia Salinas v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Affirmed. Gladwin and Glover, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-18-669](#). Alton Robertson, Jr. v. State of Arkansas, from Garland County Circuit Court. Reversed and dismissed. Abramson and Harrison, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-18-456](#). Timothy David v. State of Arkansas, from Faulkner County Circuit Court. Affirmed; remanded to correct sentencing order. Gruber, C.J., and Hixson, J., agree.

[CV-17-1030](#). Jonathan Goodman v. Misty Goodman, from Union County Circuit Court. Affirmed. Gruber, C.J., and Hixson, 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-18-270. Barbara Lacy v. Director et al.

E-18-271. Gerald Sanders v. Director et al.

E-18-272. Deidre Banks v. Director et al.

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- E-18-273. Reginald Fluker v. Director et al.
- E-18-274. Fayerita Sills v. Director et al.
- E-18-275. Lara Lyons v. Director et al.
- E-18-276. Alexandria Raglin v. Director et al.
- E-18-277. Marvin Jones v. Director et al.
- E-18-278. Joseph Trotter v. Director et al.
- E-18-279. J.J. Kent v. Director et al.
- E-18-280. Joshua Sterling v. Director et al.
- E-18-281. Cheryl Windsor (now Varnell) v. Director et al.

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PER CURIAM ORDERS

CR-18-729. Tereginald Wallace v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's pro se motion to proceed in filing brief is denied.

CR-18-840. Larry Hawkins, Sr. v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion requesting an extension of time to file brief is denied.

CR-18-1040. Leodis Randle v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for extension of time to file brief and for appointment of counsel. Appellant's motion for extension of time to file brief is granted. Appellant's request for appointment of counsel is denied. Appellant's brief is due in thirty days (March 8, 2019).

CV-18-687. Michael Boyd v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Appellant's pro se motion for status of seized property is passed until the case is submitted.

CV-19-1. Anthony M. Lockett v. Coca-Cola Refreshments USA, Inc.; Indemnity Insurance Company of North America (PA); Sedgwick Claims Management Services, Inc.; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Joint motion to remand is granted.

CV-19-45. Stephanie Yelvington v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Motion to dismiss notice of appeal is granted as to Cindy Adler only.

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MOTIONS SUBMITTED

CR-18-416. J.L. v. State of Arkansas, from Benton County Circuit Court. Motion of Katalina Wyninger for award of attorney's fees.

CR-18-506. Colby Bullington v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellee's motion for extension of brief time.

CR-18-849. Timothy Miller v. State of Arkansas, from Ashley County Circuit Court. Appellant's motion to file substituted brief.

CR-18-849. Timothy Miller v. State of Arkansas, from Ashley County Circuit Court. Appellee's motion for brief time.

CR-18-850. Timothy Miller v. State of Arkansas, from Ashley County Circuit Court. Appellant's motion to file substituted brief.

CV-11-1205. Farris E. Holliman; Sheila D. Holliman; Corlis D. Holliman; Altis C. Holliman; and Leon Holliman, in His Individual Capacity as Trustee of the Zoe Holliman Revocable Trust v. Linda Johnson, in Her Individual Capacity and as Successor Trustee of the Zoe Holliman Revocable Trust; James E. Johnson; Brent Johnson; and Garry W. Holliman, in His Individual Capacity as Trustee of the Zoe Holliman Revocable Trust, from Cleburne County Circuit Court. Appellees' motion to compel entry of satisfaction.

CV-18-572. Don Randall Jackson (Deceased) v. Smiley Sawmill, LLC; and Technology Insurance Company, from the Arkansas Workers' Compensation Commission. Appellant's motion for leave to file appellant's reply brief out of time.

CV-18-699. Carolyn Magrans, as General Personal Representative of the Estate of Ramon Magrans, Deceased; on Behalf of the Estate of Ramon Magrans, Deceased; and the Wrongful-Death Beneficiaries of Ramon Magrans, Deceased v. Capella Healthcare, Inc., d/b/a Saint Mary's Regional Medical Center; Saint Mary's Regional Medical Center; River Valley Emergency Physicians, P.A.; Radiologists of Russellville, P.A.; Millard-Henry Clinic, P.A.; Edward Lucas Andrada, M.D.; Sarah Robertson, M.D.; and Sarah Robertson, M.D., P.A., from Pope County Circuit Court. Appellants' combined motion to lift stay and motion to supplement record or for writ of certiorari to complete the record.

CV-18-724. S.A.M. Group, LLC; and Adam Waldron, Individually, a Minority Shareholder v. CR Crawford Construction, LLC, from Washington County Circuit Court. Status report of separate appellant S.A.M. Group, LLC.

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MOTIONS SUBMITTED

CV-18-724. S.A.M. Group, LLC; and Adam Waldron, Individually, a Minority Shareholder v. CR Crawford Construction, LLC, from Washington County Circuit Court. Status report of separate appellant Adam Waldron.

CV-18-880. Fredrick R. Potter, Individually and as Trustee of the Fred R. Potter Revocable Trust Established September 10, 2004; and as Trustee of the Fred Potter Revocable Trust Established July 10, 2013 v. Cassaundra Holmes, Individually and as Trustee of the Betty L. Potter Revocable Trust Established September 10, 2004; Thomas Wright; and Kevin Wright, from Scott County Circuit Court. Appellant's motion for leave to file copy of supplemental record.

CV-18-1043. Josue Tovias v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Appellant's motion to correct addendum.

CV-18-1060. Dawnisha Covin v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion to correct abstract and citations in brief.

CV-19-39. Katherine Parker v. Arkansas Department of Human Services and Minor Child, from Miller County Circuit Court. Appellant's motion to supplement the record and stay briefing schedule.

CV-19-45. Stephanie Yelvington v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Appellant's motion for extension of time to file brief due to extraordinary circumstances and to stay briefing time.

CV-19-47. Linda Williams v. City of Little Rock and Risk Management Services, from the Arkansas Workers' Compensation Commission. Appellant's petition for leave to proceed in forma pauperis.

CV-19-49. Jessica Davis and Nathan Arnold v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court. Motion of separate appellant Jessica Davis for extension of time to file brief due to extraordinary circumstances and to stay briefing time.

E-18-311. Alicia Dillon v. Director et al., from the Arkansas Board of Review. Petitioner's pro se motion to grant benefits.

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CASES SUBMITTED

CV-18-46. D&T Pure Trust; Mayflower R.V., Inc.; and Toni Len Boydston, as Personal Representative of the Estate of Lendell Douglas Boydston v. DWB, LLC, Formerly d/b/a Mayflower RV Sales and Service; and Danny Brown, Individually, from Crawford County Circuit Court. Orally argued.

CR-18-504. Andris McClendon v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-18-562. Jonathan Tomes v. State of Arkansas, from Crawford County Circuit Court.

CR-18-563. David Wingfield v. State of Arkansas, from Hempstead County Circuit Court.

CR-18-717. Andrew Lee Jackson v. State of Arkansas, from Garland County Circuit Court.

CR-18-801. Jeremy Louis Huskey v. State of Arkansas, from Drew County Circuit Court.

CV-18-150. (In the Matter of the Adoption of B.E.B.D., a Minor) Forrest Wayne Daily and Erin Marie Daily v. Justin Stanley and Taylor Schmidt, from Sebastian County Circuit Court, Greenwood District.

CV-18-300. Robert E. Bamburg v. Joan R. Zumwalt; and Lisa J. Bamburg, Individually and on Behalf of her Minor Children, J.M.B. and E.D.B., from Pulaski County Circuit Court, Ninth Division.

CV-18-496. Emily Armstrong v. Martel Draper, from Pulaski County Circuit Court, Fifteenth Division.

CV-18-565. Trudy Crain v. Donald Crain, from Perry County Circuit Court.

CV-18-618. James Randall Amason, Sr. v. City of Calion, Arkansas, from Union County Circuit Court.

CV-18-638. David Brennan v. White County, Arkansas, from White County Circuit Court.

CV-18-663. Michael Dodd and Tiffany Dodd v. Highway Hauling Express Corp.; Belen Transport, LLC; Bernardin Rojas-Soriano; Jorge L. Fuentes; Belen Transportation

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Service, Inc.; Belen Transportation; Belen Transportation, LLC; and John Does 1–5, from Faulkner County Circuit Court.

CV-18-687. Michael Boyd v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CV-18-692. Joel Friday v. Randy Friday, from Miller County Circuit Court.

CV-18-709. Clint Kloss v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eighth Division.

CV-18-740. Arkansas Department of Correction and Arkansas Insurance Department, Public Employee Claims Division v. James Jackson and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-18-769. Chelsi Isbell and Janet Nicholas v. Arkansas Department of Human Services and Minor Child, from Logan County Circuit Court, Southern District.

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

E-18-295. Samuel Collier v. Director et al.

E-18-296. Matthew Dement v. Director et al.

E-18-297. Laronica Miles v. Director et al.

E-18-298. Carla Trowler v. Director et al.

E-18-299. Ryan Cernosek v. Director et al.

E-18-300. Kendall Ashley v. Director et al.

E-18-301. Demond Sanders v. Director et al.

E-18-302. Hershell Walter v. Director et al.

E-18-303. John Steadman v. Director et al.

E-18-305. Rose Adair v. Director et al.

E-18-306. Margaret Pollins v. Director et al.

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CASES SUBMITTED

E-18-307. Denise Lewis v. Director et al.