

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 18, 2019

RITA W. GRUBER, CHIEF JUDGE:

[CR-18-500](#). Roderick Montgomery v. State of Arkansas, from Ashley County Circuit Court. Affirmed. Harrison and Murphy, JJ., agree.

[CR-18-508](#). Roderick Montgomery v. State of Arkansas, from Drew County Circuit Court. Affirmed. Harrison and Murphy, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-18-1061](#). Joshua Dulle v. State of Arkansas, from Boone County Circuit Court. Affirmed. Gladwin and Whiteaker, JJ., agree.

[CV-19-304](#). Jackie Thacker v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin and Whiteaker, JJ., agree.

BART F. VIRDEN, JUDGE:

[CR-18-829](#). Paul Suchey, Jr. v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Harrison and Klappenbach, JJ., agree.

[CV-19-305](#). Michelle Howard v. Arkansas Department of Human Services and Minor Child, from Miller County Circuit Court. Affirmed; motion to withdraw granted. Switzer and Vaught, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CV-18-788](#). Samantha Case (Hyde) v. Alexander Van Pelt, from Lonoke County Circuit Court. Affirmed. Abramson and Whiteaker, JJ., agree.

[CV-19-315](#). Dalana Phillips v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court. Affirmed. Abramson and Whiteaker, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CR-18-836](#). Donnie Lee Holmes v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed in part; reversed and remanded in part. Gruber, C.J., and Murphy, J., agree.

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N. MARK KLAPPENBACH, JUDGE:

[CR-18-956](#). Victoria Ann Dycus v. State of Arkansas, from Stone County Circuit Court. Affirmed. Hixson and Brown, JJ., agree.

MEREDITH B. SWITZER, JUDGE:

[CV-18-340](#). Thomas Sanders v. Union Pacific Railroad Company, from Pulaski County Circuit Court, Seventeenth Division. Affirmed. Virden and Vaught, JJ., agree.

[CV-18-988](#). Lisa Choate and Roderick Choate v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Affirmed. Gruber, C.J., and Whiteaker, J., agree.

[CV-19-181](#). Aric Danes v. Arkansas Department of Human Services and Minor Child, from Johnson County Circuit Court. Affirmed; motion to withdraw granted. Virden and Vaught, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-18-709](#). Clint Kloss v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eighth Division. Affirmed; motion to withdraw granted. Abramson and Gladwin, JJ., agree.

[CR-19-18](#). Joshua Mayland v. Kayla Mayland, from Randolph County Circuit Court. Reversed and dismissed without prejudice. Abramson and Gladwin, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-19-196](#). James Ronald Thompson v. State of Arkansas, from Desha County Circuit Court. Affirmed. Virden and Switzer, JJ., agree.

[CV-19-274](#). Patricia Bratton v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court. Affirmed. Virden and Switzer, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-18-865](#). Stacey Donald Roberts v. Kendra Christy Roberts, from Garland County Circuit Court. Rebriefing ordered. Klappenbach and Brown, JJ., agree.

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KENNETH S. HIXSON, JUDGE: (Continued)

[CV-19-39](#). Katherine Parker v. Arkansas Department of Human Services and Minor Child, from Miller County Circuit Court. Affirmed as modified. Klappenbach and Brown, JJ., agree.

MIKE MURPHY, JUDGE:

[CV-18-484](#). Mia Ellington v. Bernard Ellington, from Pulaski County Circuit Court, Sixth Division. Reversed. Gruber, C.J., and Harrison, J., agree.

[CV-18-807](#). Sex Offender Assessment Committee v. Wyatt J. Cochran, from Benton County Circuit Court. Agency affirmed; circuit court affirmed in part and reversed in part. Abramson and Hixson, JJ., agree.

[CV-19-126](#). Amber Boomhower and Mark Hosier v. Arkansas Department of Human Services and Minor Children, from Greene County Circuit Court. Affirmed. Gruber, C.J., and Harrison, J., agree.

WAYMOND M. BROWN, JUDGE:

[CR-18-524](#). John Dunn v. State of Arkansas, from Clark County Circuit Court. Affirmed. Klappenbach and Hixson, JJ., agree.

[CV-19-215](#). Clayton Carson v. Arkansas Department of Human Services and Minor Child, from Lonoke County Circuit Court. Affirmed. Klappenbach 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-19-59. Harriet Lucas v. Director et al.

E-19-60. Anthony Roberson v. Director et al.

E-19-62. Brian Gordon v. Director et al.

E-19-63. Brittany Jones v. Director et al.

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E-19-64. Laura Savage v. Director et al.

E-19-65. Dennis Lewis v. Director et al.

E-19-66. Nigel Watkins v. Director et al.

E-19-67. Jerome Hebert v. Director et al.

E-19-68. Donna Kieschnick v. Director et al.

E-19-69. Ron Rye v. Director et al.

E-19-70. Christina Campbell v. Director et al.

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PER CURIAM ORDERS

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

CR-18-605. Latosha Deann Lee v. State of Arkansas, from Woodruff County Circuit Court.

CR-18-996. Parnell May v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's pro se petition for redress of grievance is denied. Gruber, C.J., not participating.

CR-19-179. Jordan Onks v. State of Arkansas, from White County Circuit Court. Appellee's motion to dismiss is denied. Harrison, Klappenbach, Hixson, and Brown, JJ., would grant.

CR-19-179. Jordan Onks v. State of Arkansas, from White County Circuit Court. Appellant's request for permission to file belated brief is granted. Attorney Barrett Rogers remains as counsel for the appellant and is referred to the Arkansas Supreme Court Committee on Professional Conduct.

CR-19-292. Randy James Myers v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion making record that case file still not turned over from lawyer in violation of Arkansas Rules of Professional Conduct is denied.

CR-19-353. Clarence Curtis v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's motion to stay the briefing schedule is denied.

CR-19-353. Clarence Curtis v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's petition for writ of certiorari to correct the record is denied.

CR-19-354. Clarence Curtis v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's motion to stay the briefing schedule is denied.

CR-19-354. Clarence Curtis v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's petition for writ of certiorari to correct the record is denied.

CR-19-370. Lentonio Marcell Jenner v. State of Arkansas, from Washington County Circuit Court. Appellant's motion for leave to supplement record on appeal is moot.

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CR-19-370. Lentonio Marcell Jenner v. State of Arkansas, from Washington County Circuit Court. Appellee's motion to supplement record on appeal is granted.

CR-19-576. Darin Lee Hutson v. State of Arkansas, from Independence County Circuit Court. Motion of Jill Blankenship to be relieved as counsel is granted.

CR-19-579. Alyssia Kirby-Snow v. State of Arkansas, from Baxter County Circuit Court. Motion of Benjamin Gibson to withdraw as counsel is granted.

CR-19-579. Alyssia Kirby-Snow v. State of Arkansas, from Baxter County Circuit Court. Appellant's pro se motion for appointment of counsel. The court finds appellant is indigent. Motion granted.

CV-19-398. Town of Springtown, Arkansas v. Michael M. Evans; Lisa Taylor, Trustee of the Elnora Kay Taylor Revocable Trust; Paul I. Lemke; and Johnny Ray Taylor, Trustee of the Taylor Living Trust U/A Dated April 20, 2018, from Benton County Circuit Court. Appellees' motion to dismiss appeal is denied.

CV-19-522. Freddie Morgan v. Academy Sports & Outdoors and Safety National Casualty Corporation, from the Arkansas Workers' Compensation Commission. Appellees' motion to dismiss appellant's appeal is granted.

CV-19-616. Gerald Stow v. John Montgomery, Sheriff for Baxter County, Arkansas, in His Official Capacity, from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion to determine jurisdiction on appeal is denied. Virden, J., not participating.

CV-19-627. Franklin Peterson and Rachel Peterson v. Arkansas Department of Human Services and Minor Child, from Jackson County Circuit Court. Motion of separate appellant Franklin Peterson for extension of time to file opening brief is granted.

CV-19-627. Franklin Peterson and Rachel Peterson v. Arkansas Department of Human Services and Minor Child, from Jackson County Circuit Court. Motion of separate appellant Rachel Peterson for extension of time and to toll time is granted.

CV-19-632. Stephen C. Webb v. Sex Offender Assessment Committee, from Saline County Circuit Court. Appellant's pro se motion to supplement certified record is treated as a motion to settle the record and is granted.

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CV-19-632. Stephen C. Webb v. Sex Offender Assessment Committee, from Saline County Circuit Court. Appellant's pro se motion for extension of time to file appellant's brief is granted.

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MOTIONS SUBMITTED

CR-19-996. Parnell May v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's second pro se petition for redress of grievances.

CR-19-246. Matthew Scarberry v. State of Arkansas, from Searcy County Circuit Court. Motion of Jonathan T. Lane for award of attorney fees.

CR-19-249. James M. Bohanan v. State of Arkansas, from Conway County Circuit Court. Appellant's pro se motion to supplement the record for review.

CR-19-397. Rocky Taliaferro v. State of Arkansas, from Saline County Circuit Court. Appellant's motion to waive addendum requirement for some exhibits.

CR-19-534. Neal Allen Hall v. State of Arkansas, from Garland County Circuit Court. Motion of Timothy Beckham to withdraw as attorney on direct appeal.

CR-19-534. Neal Allen Hall v. State of Arkansas, from Garland County Circuit Court. Appellant's motion for extension of time to file appellant's brief.

CR-19-596. MacArthur Eans v. State of Arkansas, from Jefferson County Circuit Court. Appellant's pro se motion for extension of time and motion for rule on clerk.

CV-19-129. Linda Collins-Smith v. Philip Smith, from Randolph County Circuit Court. Appellee's status report.

CV-19-129. Linda Collins-Smith v. Philip Smith, from Randolph County Circuit Court. Appellant's motion to substitute parties and dismiss appeal.

CV-19-408. Jamy L. Blair v. American Stitchco, Inc., and Bridgefield Casualty Insurance Company, from the Arkansas Workers' Compensation Commission. Appellees' motion to file a belated brief.

CV-19-465. Sherry Petty on Behalf of the Estate of Malik Lewis, Deceased v. Little Rock School District and Genesis Insurance Company, from Pulaski County Circuit Court, First Division. Appellees' motion to dismiss.

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CASES SUBMITTED

CV-18-939. Jessica McCabe and Amy Purdy v. Wal-Mart Associates, Inc., from Benton County Circuit Court. Orally argued.

CR-18-611. Frankie Von Holt v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-18-955. Lenin Alejandro-Alvarez v. State of Arkansas, from Crawford County Circuit Court.

CR-18-996. Parnell May v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-19-7. Travis Blake Dodson v. State of Arkansas, from Grant County Circuit Court.

CR-19-44. Tanisha Karla Gillard v. State of Arkansas, from Crittenden County Circuit Court.

CR-19-152. Gary G. Seyller, Jr. v. State of Arkansas, from Cleburne County Circuit Court.

CR-19-202. Robert J. Cobb v. State of Arkansas, from Marion County Circuit Court.

CR-19-222. Craytonia Badger v. State of Arkansas, from Columbia County Circuit Court.

CR-19-224. James W. Webb v. State of Arkansas, from Ashley County Circuit Court.

CR-19-235. Cory Gibson, Jr. v. State of Arkansas, from Garland County Circuit Court.

CR-19-268. Patrick Lee Patton v. State of Arkansas, from Bradley County Circuit Court.

CR-19-275. B.T. v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-19-314. Roy Williams v. State of Arkansas, from Crawford County Circuit Court.

CV-17-924. Victor Bernard Williams, M.D. v. Baptist Health d/b/a Baptist Health Medical Center and John Hearnberger, M.D., from Pulaski County Circuit Court, Sixth Division.

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CASES SUBMITTED

CV-18-748. Samuel L. Conley v. Althea T. Conley, from Union County Circuit Court.

CV-18-1062. Angela Jones v. John E. Jones, Jr., from Marion County Circuit Court.

CV-19-205. Nikita Mahoney v. Arkansas Department of Human Services and Minor Children, from Lonoke County Circuit Court.

CV-19-356. Stormy Gipson v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Tenth Division.

CV-19-442. Bethany Cooper v. Arkansas Department of Human Services and Minor Children, from Cleburne County Circuit Court.

CV-19-463. Jonathan Terry v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

CV-19-476. Lisa Whitehead v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Tenth Division.

CV-19-477. Russell Fronterhouse v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District.

CV-19-519. Brittany Miguez v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eleventh Division.

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

E-19-85. Autumn Buckner v. Director et al.

E-19-86. Gregory Kennedy v. Director et al.

E-19-87. Marcus Richardson v. Director et al.

E-19-88. Steven Dacus v. Director et al.

E-19-89. Lakewood House v. Director et al.

E-19-90. Cedrick Akins v. Director et al.

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E-19-91. Barbara Blackmon v. Director et al.

E-19-92. Trisha Robertson v. Director et al.

E-19-93. Janine Erhardt v. Director et al.

E-19-94. Ginger Patterson v. Director et al.

E-19-95. Sharon Rhodes v. Director et al.

E-19-96. Bryan Vaughn v. Director et al.