

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

RITA W. GRUBER, CHIEF JUDGE:

[CV-19-459](#). Danielle Marie Cogburn v. Arkansas Department of Human Services and Minor Children, from Clark County Circuit Court. Affirmed; motion to withdraw granted. Harrison and Murphy, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-19-191](#). Jamal Akram v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Affirmed. Gladwin and Whiteaker, JJ., agree.

[CV-19-466](#). Jessica Atwood and Vincent Peal v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division. Affirmed. Gladwin and Whiteaker, JJ., agree.

BART F. VIRDEN, JUDGE:

[CV-19-368](#). Alfredo Hernandez and Jennifer Hernandez v. Arkansas Department of Human Services and Minor Children, from Greene County Circuit Court. Affirmed. Switzer and Vaught, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-18-955](#). Lenin Alejandro-Alvarez v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Abramson and Whiteaker, JJ., agree.

[CR-19-440](#). Cameron Wells v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appeal dismissed. Abramson and Whiteaker, JJ., agree.

[CV-18-945](#). George Konecny v. Federated Rural Electric Insurance and Auto-Owners Insurance Company, from Prairie County Circuit Court, Northern District. Affirmed. Abramson and Whiteaker, JJ., agree.

[CV-19-205](#). Nikita Mahoney v. Arkansas Department of Human Services and Minor Children, from Lonoke County Circuit Court. Affirmed; motion to withdraw granted. Abramson and Whiteaker, JJ., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

BRANDON J. HARRISON, JUDGE:

[CR-19-240](#). Gary Webster v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Gruber, C.J., and Murphy, J., agree.

[CR-19-262](#). Ashton Clark v. State of Arkansas, from Mississippi County Circuit Court, Osceola District. Reversed and dismissed. Gruber, C.J., and Murphy, J., agree.

N. MARK KLAPPENBACH, JUDGE:

[CV-19-221](#). (In the Matter of the Guardianship of L.J.P., a Minor) Derek Pike v. Marilyn Shuler, Brenda Forthmon, and Ronnie Forthmon, from Saline County Circuit Court. Affirmed. Hixson and Brown, JJ., agree.

MEREDITH B. SWITZER, JUDGE:

[CR-18-1021](#). Jesse W. Pettry v. State of Arkansas, from Washington County Circuit Court. Motion to dismiss granted; circuit court judgment reversed and vacated; district court judgment reinstated. Appeal dismissed for lack of jurisdiction. Virden and Vaught, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-19-227](#). Gerdau Macsteel and Gallagher Bassett Services, Inc. v. Jason Hindmarsh, from the Arkansas Workers' Compensation Commission. Affirmed. Abramson and Gladwin, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-19-127](#). Johnnie Donson v. State of Arkansas, from Jefferson County Circuit Court. Affirmed. Virden and Switzer, JJ., agree.

[CR-19-141](#). Freddie Ezekiel v. State of Arkansas, from Clark County Circuit Court. Affirmed. Virden and Switzer, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-19-52](#). Adam Childers v. State of Arkansas, from the Arkansas Army National Guard. Rebriefing ordered. Gruber, C.J., and Harrison, J., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

MIKE MURPHY, JUDGE: (Continued)

[CV-18-17](#). Vicki Kline v. PHH Mortgage Corporation, from Benton County Circuit Court. Affirmed. Gruber, C.J., and Harrison, J., agree.

WAYMOND M. BROWN, JUDGE:

[CR-18-1016](#). Omar D. Davis, Sr. v. State of Arkansas, from Pulaski County Circuit Court, First Division. Affirmed. Klappenbach and Hixson, JJ., agree.

[CR-19-303](#). A.J.A. v. State of Arkansas, from Howard 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-19-97. George Kyzer v. Director et al.

E-19-98. Sylvia Harris v. Director et al.

E-19-99. Darrell McKinney v. Director et al.

E-19-101. Kelsey Lyons v. Director et al.

E-19-102. Kyra Rose v. Director et al.

E-19-103. Camille Hannah v. Director et al.

E-19-106. Jerrie Edwards v. Director et al.

E-19-107. Napoleon Haire v. Director et al.

E-19-108. Ray Jordan v. Director et al.

E-19-110. John Esters v. Director et al.

E-19-111. Shelia Johnson v. Director et al.

E-19-112. Jerry Willard v. Director et al.

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF OCTOBER 16, 2019
PER CURIAM ORDERS

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

CR-18-891. Jeran Kyler Sorum v. State of Arkansas, from Benton County Circuit Court.

CR-18-775. Tony L. Henderson v. State of Arkansas, from Garland County Circuit Court. Motion of T. Clay Janske for attorney's fees is granted. Allowed \$1,800.00. Switzer, J., not participating.

CR-19-462. Timothy Joseph Worrall v. State of Arkansas, from Benton County Circuit Court. Petition for judicial notice of death. Noted.

CR-19-599. Roderick Shoulders v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motion for appeal bond is denied.

CR-19-650. Damian Durflinger v. State of Arkansas, from Benton County Circuit Court. Appellant's pro se motion for extension of time to file brief is granted.

CV-19-326. William "Bill" Carson v. Pat Salmon & Sons, Inc., and ACE American Insurance Co./Specialty Claim Services, Inc., from the Arkansas Workers' Compensation Commission. Appellant's pro se motion to accept noncompliant brief is denied.

CV-19-392. Lenora Robinson v. Robert Murphy, from Mississippi County Circuit Court, Osceola District. Appellant's motion to file a belated brief is granted.

CV-19-707. Felix Lea and Ervin Lea v. First Baptist Church, Kingsland, AR, from Cleveland County Circuit Court. Appellee's motion to dismiss is granted. Klappenbach, J., not participating.

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF OCTOBER 16, 2019

MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CR-18-500. Roderick Montgomery v. State of Arkansas, from Ashley County Circuit Court.

CR-18-508. Roderick Montgomery v. State of Arkansas, from Drew County Circuit Court.

CV-18-340. Thomas Sanders v. Union Pacific Railroad Company, from Pulaski County Circuit Court, Seventeenth Division.

CV-18-516. The City of Magnolia v. Dennis Milligan, in His Official Capacity as Treasurer of the State of Arkansas; Larry Atkinson, in His Official Capacity as County Judge for Columbia County; and Selena Blair, in Her Official Capacity as County Treasurer for Columbia County, from Pulaski County Circuit Court, Thirteenth Division.

CR-18-806. Jerrod Craven v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Motion of Robert E. Hodge III for attorney's fees pursuant to Arkansas Supreme Court Rule 6-6(d).

CR-18-951. Anthony Bens v. State of Arkansas, from Grant County Circuit Court. Appellee's motion to direct appellant to follow court opinion and to stay appellee's brief time.

CR-18-951. Anthony Bens v. State of Arkansas, from Grant County Circuit Court. Appellant's motion to file a correct substituted abstract.

CR-19-50. David Lee Scroggins v. State of Arkansas, from Faulkner County Circuit Court. Motion of Dusti Standridge for attorney's fees and expenses.

CR-19-292. Randy James Myers v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion to file an amended addendum.

CR-19-294. Jerry Nutt v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's pro se motion for Rule 37 hearing transcript.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

MOTIONS SUBMITTED

CR-19-649. Joshua Parks v. State of Arkansas, from Faulkner County Circuit Court. Motion of Tabatha Branch to be relieved and to stay briefing schedule.

CR-19-649. Joshua Parks v. State of Arkansas, from Faulkner County Circuit Court. Appellant's motion for extension of briefing schedule.

CR-19-742. Jesse Benton v. State of Arkansas, from Boone County Circuit Court. Motion of Benjamin Burnett to withdraw as counsel.

CR-19-755. George Burns v. State of Arkansas, from Little River County Circuit Court. Appellant's motion for permission to access sealed materials and to use the materials in brief.

CR-19-793. Mack Harris v. State of Arkansas, from Hot Spring County Circuit Court. Motion of Philip Wilson to be relieved and substitute counsel.

CV-18-698. David Box v. J.B. Hunt Transport, Inc., from Benton County Circuit Court. Appellant's motion for costs.

CV-18-865. Stacey Donald Roberts v. Kendra Christy Roberts, from Garland County Circuit Court. Appellant's motion for extension of time to file brief.

CV-18-949. Karen Hardesty, in Her Official Capacity as Boone County Assessor v. North Arkansas Medical Services, Inc., and North Arkansas Regional Medical Center, Inc., from Boone County Circuit Court. Appellant's motion for order of substitution of party.

CV-19-366. Corey Allen v. Employbridge Holding Company and Gallagher Bassett Services, Inc., from the Arkansas Workers' Compensation Commission. Appellant's motion to file corrected brief.

CV-19-660. Tommy Williams and Vela Williams v. Ronnie Crump, from Craighead County Circuit Court, Eastern District. Appellants' motion for approval of supersedeas bond and to stay litigation pending appeal.

CV-19-661. Tommy Williams and Vela Williams v. Ronnie Crump, from Craighead County Circuit Court, Eastern District. Appellants' motion for approval of supersedeas bond and to stay litigation pending appeal.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

MOTIONS SUBMITTED

CV-19-718. Sunni Frisby v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Appellant's motion to correct the record and to stay the briefing schedule.

CV-19-772. Kristin Ann Lauren Potter v. Russell Lowell Potter II, from Benton County Circuit Court. Appellant's petition for writ of certiorari to complete the record.

E-19-216. Perry Meadough v. Director et al., from the Arkansas Board of Review. Motion for belated appeal.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

CASES SUBMITTED

CV-18-1036. William B. Stanley, Niolene E. Stanley, Stephen C. Parker, Kathryn A. Parker, Matthew Britt, and Michael C. Willis, on Behalf of Themselves and All Others Similarly Situated v. Ozarks Electric Cooperative Corporation and OzarksGo, LLC, from Washington County Circuit Court. Orally argued.

CR-18-659. Henry A. Harmon v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-18-1027. Keith Savage v. State of Arkansas, from Yell County Circuit Court, Southern District.

CR-19-93. Paul Anthony Beene v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CR-19-146. Delvin Demond Neal v. State of Arkansas, from Drew County Circuit Court.

CR-19-208. Jesse Lamb v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-19-247. Amanda Sharp v. State of Arkansas, from Howard County Circuit Court.

CR-19-250. Jose Gonzales v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-19-281. Fredrick Bruce Barfield v. State of Arkansas, from Garland County Circuit Court.

CR-19-369. Courtney Deshawn Daniels v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-19-388. Ashley Hull v. State of Arkansas, from Franklin County Circuit Court, Northern District.

CV-18-14. Boston Mountain Regional Solid Waste Management District v. Benton County Regional Solid Waste Management District, from Benton County Circuit Court.

CV-18-760. Joe Roach v. Thomas W. Whitehead, from Craighead County Circuit Court, Western District.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF OCTOBER 16, 2019

CASES SUBMITTED

CV-18-843. Dac Tat Pham v. Anh Thuy Nguyen, from Pulaski County Circuit Court, Thirteenth Division.

CV-19-218. University of Central Arkansas and Public Employee Claims Division v. Elizabeth Srite, from the Arkansas Workers' Compensation Commission.

CV-19-544. Rachel Chastain v. Arkansas Department of Human Services and Minor Child, from Hot Spring County Circuit Court.

CV-19-545. Dante St. Michael and Rachel Hampton v. Arkansas Department of Human Services and Minor Children, from Scott County Circuit Court.

CV-19-551. Amber Westbrook v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District.

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

E-19-126. Shondreshia Morris-Hayes v. Director et al.

E-19-127. Tammy Boone v. Director et al.

E-19-128. John Clegg v. Director et al.

E-19-129. Brian Gibson v. Director et al.

E-19-130. Greg Jackson v. Director et al.

E-19-131. Gregory Coffman v. Director et al.

E-19-132. Carlton Whyte v. Director et al.

E-19-133. Rachel Gollier v. Director et al.

E-19-134. Eric Smith v. Director et al.

E-19-135. Heather Damron v. Director et al.

E-19-136. Andrew Berry v. Director et al.

E-19-137. Krystle Morris v. Director et al.