

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 16, 2020

RITA W. GRUBER, CHIEF JUDGE:

[CV-19-831](#). Barbara Woodruff v. Western Sizzlin of Russellville, Inc., from Pope County Circuit Court. Reversed and remanded. Vaught and Murphy, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-20-28](#). Alan Francisco v. State of Arkansas, from Benton County Circuit Court. Affirmed. Switzer and Brown, JJ., agree.

[CV-19-970](#). Liberty Mutual Insurance Company v. Charlie Youngblood, from Mississippi County Circuit Court, Chickasawba District. Affirmed. Gruber, C.J., and Klappenbach, J., agree.

BART F. VIRDEN, JUDGE:

[CR-20-120](#). Willie Antone Matlock v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Affirmed. Gladwin and Whiteaker, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-19-966](#). Corey Hobbs v. State of Arkansas, from Clay County Circuit Court, Eastern District. Affirmed. Virden and Whiteaker, JJ., agree.

[CV-20-180](#). Sharon Anderson v. Arkansas Department of Human Services and Minor Children, from Union County Circuit Court. Affirmed; motion to withdraw granted. Virden and Whiteaker, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-20-49](#). Jaqualeyn Demond Goodwin v. State of Arkansas, from Faulkner County Circuit Court. Appeal dismissed. Harrison and Hixson, JJ., agree.

[CR-20-123](#). Anthony Reno v. State of Arkansas, from Logan County Circuit Court, Southern District. Affirmed. Harrison and Hixson, JJ., agree.

MEREDITH B. SWITZER, JUDGE:

[CV-19-927](#). Kenneth Stephens v. Skylar Wilson, from Faulkner County Circuit Court. Affirmed. Gladwin and Vaught, JJ., agree.

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PHILLIP T. WHITEAKER, JUDGE:

[CV-18-995](#). JS Arkansas Five Healthcare, LLC; JS Arkansas Management Group, LLC; and Joseph Schwartz v. Amy Gilbreath, as Special Personal Representative of the Estate of Janie Ann Parker, Deceased, from IZARD County Circuit Court. Reversed and remanded. Virden and Gladwin, JJ., agree.

[CV-19-11](#). Jesse Cureton and Joie Cureton v. Calvin Stout, from Washington County Circuit Court. Appeal dismissed. Hixson and Murphy, JJ., agree.

[CV-19-452](#). Christine Skinner (previously Shaw) v. Brandon Shaw, from Pulaski County Circuit Court, Sixteenth Division. Affirmed. Gruber, C.J., and Abramson, Klappenbach, and Murphy, JJ., agree. Hixson, J., dissents.

[CV-19-704](#). Charles Morgan v. Arkansas Department of Human Services and Minor Children, from Polk County Circuit Court. Supplemental addendum ordered; motion to withdraw denied. Virden and Gladwin, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-19-676](#). Michael Hull v. State of Arkansas, from Clay County Circuit Court, Eastern District. Motion to withdraw denied; rebriefing ordered. Gruber, C.J., and Murphy, J., agree.

KENNETH S. HIXSON, JUDGE:

[CR-19-900](#). Chelsea Davis v. State of Arkansas, from Lonoke County Circuit Court. Reversed and dismissed. Harrison and Klappenbach, JJ., agree.

[CV-19-807](#). Mitchell “Mitch” Wine v. Doralee Chandler and Leslie Rutledge, in Their Capacities as Director of Alcoholic Beverage Control Division of the Arkansas Department of Finance and Administration and Attorney General of Arkansas, Respectively; and Public Consulting Group, Inc., from Pulaski County Circuit Court, Ninth Division. Affirmed in part; reversed and remanded in part. Harrison and Klappenbach, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-19-816](#). James Edward Pope II v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Reversed and remanded. Gruber, C.J., and Vaught, J., agree.

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MIKE MURPHY, JUDGE: (Continued)

[CV-18-651](#). Jesse Cureton and Joie Cureton v. Calvin Stout, from Washington County Circuit Court. Appeal dismissed. Whiteaker and Hixson, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CV-19-708](#). Christopher Minor; Lucie Minor; and TMA Operations, LLC, d/b/a Taylor Made Ambulance v. Roy Barnes, from Pulaski County Circuit Court, Second Division. Affirmed. Abramson and Switzer, 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-20-47. John Tenbrook v. Director et al.

E-20-48. Brittany Thomas v. Director et al.

E-20-49. Chelsea Dawson v. Director et al.

E-20-50. Winston Virden, Jr. v. Director et al.

E-20-51. Karen Elam v. Director et al.

E-20-52. Cherita Williams v. Director et al.

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PER CURIAM ORDERS

CR-19-433. Tracy Lee Bronson v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion to recall mandate is denied. Hixson, J., would grant. Switzer, J., not participating.

CR-20-308. Benjamin Pitts v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion for appointment of counsel is denied. Switzer, J., not participating.

CR-20-398. Cody Lane Cagle v. State of Arkansas, from Faulkner County Circuit Court. Appellant's request to stay brief is granted.

CR-20-489. Robert Hurd v. State of Arkansas, from White County Circuit Court. Motion of Ellen Reif to withdraw as attorney on direct appeal and for extension of time is granted.

CV-19-686. Elaine Petroleum Distributor, Inc.; and Qingdao Xiyngmen Double Camel Tyre Co., LTD v. Sandra Kaye Freeman Synder, as Administratrix of the Estate of Michael Synder, from Phillips County Circuit Court. Joint motion of Elaine Petroleum Distributor, Inc.; and Sandra Kaye Freeman Snyder, as Administratrix of the Estate of Michael Synder, to dismiss appeal and portion of cross-appeal is granted.

CV-20-112. Tammy Davis and Alice Barclay v. Glenda Bassett, from Boone County Circuit Court. Appellee's motion to place appellants' original brief and addendum under seal is granted.

CV-20-445. Marsha G. Frazier v. Sameera Omar; R&T Insurance Agency; Imperial Fire and Casualty Insurance Company; and National General Insurance Company, from Jefferson County Circuit Court. Appellant's pro se motion for reconsideration for notice of appeal to proceed is denied.

CV-20-488. Dell Griffin, Jr. v. William T. Oliver and Sharilyn Ann Oliver, from Miller County Circuit Court. Appellant's pro se motion for writ of certiorari to complete the record is denied.

CV-20-488. Dell Griffin, Jr. v. William T. Oliver and Sharilyn Ann Oliver, from Miller County Circuit Court. Appellant's pro se amended motion for writ of certiorari to complete the record is denied.

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MOTIONS SUBMITTED

CR-19-433. Tracy Lee Bronson v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion requesting copy of record and brief.

CR-19-793. Mack Harris v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motion to relieve Gregory Crain as counsel.

CR-19-793. Mack Harris v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motion for appointment of counsel.

CR-20-301. Anthony Keith Lanos v. State of Arkansas, from Crittenden County Circuit Court. Appellant's pro se motion to rule on clerk and accept late filing due to clerk error and issues.

CV-19-720. Cortney Moore v. Bestway Rent to Own; Continental Indemnity Company; Liberty Mutual Insurance Co.; and Zachary Daniel Waters, from the Arkansas Workers' Compensation Commission. Motion of separate appellee Zachary Daniel Waters to supplement record.

CV-20-92. James Tony Hollis v. City of Blytheville; Ross Thompson, in His Individual and Official Capacity as Chief of Police of Blytheville, Arkansas; James Sanders, in His Individual and Official Capacity as Mayor of Blytheville, Arkansas; and Chris Brown, in His Individual and Official Capacity as City Attorney of Blytheville, Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellees' motion to dismiss appeal.

CV-20-253. Arkansas Department of Human Services; and Cindy Gillespie, in Her Official Capacity as Director of the Arkansas Department of Human Services v. Sarepta Therapeutics, Inc., from Pulaski County Circuit Court, Sixth Division. Motion for leave to appear pro hac vice of Paige H. Sharpe.

CV-20-253. Arkansas Department of Human Services; and Cindy Gillespie, in Her Official Capacity as Director of the Arkansas Department of Human Services v. Sarepta Therapeutics, Inc., from Pulaski County Circuit Court, Sixth Division. Motion for leave to appear pro hac vice of Jeffrey L. Handwerker.

CV-20-253. Arkansas Department of Human Services; and Cindy Gillespie, in Her Official Capacity as Director of the Arkansas Department of Human Services v. Sarepta Therapeutics, Inc., from Pulaski County Circuit Court, Sixth Division. Motion for leave to appear pro hac vice of Allison P. Gardner.

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MOTIONS SUBMITTED

CV-20-435. Amanda Borah and Steven Walls v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Joint motion to expedite appeal.

CV-20-519. Megan Osborne (now Scheerschmidt) v. Mark Rogers, from Washington County Circuit Court. Appellant's motion for rule on clerk.

E-20-220. James Porter, Sr. v. Director et al., from the Arkansas Board of Review. Petitioner's motion to include new evidence.

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CASES SUBMITTED

CV-20-111. Kristy Schneider and Erik Schneider v. Arkansas Department of Human Services and Minor Child, from Saline County Circuit Court. Orally argued.

CR-19-42. Terrance Keith Billups v. State of Arkansas, from Benton County Circuit Court.

CR-19-600. Keraig House v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-19-837. Lonnie Ross, Jr. v. State of Arkansas, from Hempstead County Circuit Court.

CR-19-888. Adrian Johnson v. State of Arkansas, from Jefferson County Circuit Court.

CR-19-905. Joseph Brehm v. State of Arkansas, from Faulkner County Circuit Court.

CR-19-972. Tanya Warbritton v. State of Arkansas, from Clay County Circuit Court, Eastern District.

CR-20-65. Trina Honeycutt v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-20-66. Sabrina Anderson v. State of Arkansas, from Drew County Circuit Court.

CR-20-106. Shawn L. Collins v. State of Arkansas, from White County Circuit Court.

CV-19-804. Bert G. Dickey IV and Lulyne D. Hicky v. Gary Lillard and Brenda Lillard, Husband and Wife; Any Unknown Heirs, Devisees, Grantees, or Other Unknown Persons or Unknown Spouses Claiming By, Through, or Under Baer C. Wood, Deceased, Lot Fifteen (15), Heber Haven Subdivision, Cleburne County, Arkansas; and Tommy Land, Commissioner of State Lands, from Cleburne County Circuit Court.

CV-19-894. Darin French v. Kenneth M. Hoelzeman, from Conway County Circuit Court.

CV-19-912. Torrance Bishop, Mary Price Bishop, and Paul Gillihan v. Robert H. Smith and Sandra Smith, from Izard County Circuit Court.

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CASES SUBMITTED

CV-20-35. Cari Ann Jackson v. Harps Food Stores, Inc., d/b/a Harps Food Stores, a/k/a Harps, from Washington County Circuit Court.

CV-20-42. (In the Matter of the Paternity of D.G.I.) Mathew Ingle v. Callie Dacus, from Saline County Circuit Court.

CV-20-90. Tyrun Jones/McDowell v. Dexter Payne, Director, Arkansas Department of Correction, from Chicot County Circuit Court.

CV-20-172. Daniel J. Potter v. Kelly Services, Inc.; ESIS, Inc.; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-20-286. Cuteria Wheeler v. Arkansas Department of Human Services and Minor Child, from Mississippi County Circuit Court, Chickasawba District.

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

E-20-59. Theresa Eskew v. Director et al.

E-20-60. Roderick Thompson v. Director et al.

E-20-61. Betty Lewis v. Director et al.

E-20-62. Darrell Smallwood v. Director et al.

E-20-63. David Lloyd v. Director et al.

E-20-65. David Lloyd v. Director et al.