

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF JANUARY 20, 2021

BRANDON J. HARRISON, CHIEF JUDGE:

[CR-20-170](#). Josh M. Barrett v. State of Arkansas, from Pike County Circuit Court. Affirmed. Klappenbach and Barrett, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-20-295](#). Jeffery Ryan Allen v. State of Arkansas, from Pulaski County Circuit Court, Second Division. Affirmed. Virden and Hixson, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-20-277](#). Carmen Tyler v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Murphy and Brown, JJ., agree.

RITA W. GRUBER, JUDGE:

[CV-20-303](#). (In the Matter of the Adoption of KAB, a Minor) Felix E. Bryan and Elizabeth H. Bryan, His Wife v. David Chad Findley and Victoria Mae Bryan, from Pope County Circuit Court. Affirmed. Whiteaker and Vaught, JJ., agree.

STEPHANIE POTTER BARRETT, JUDGE:

[CR-20-256](#). Robin Miller Richard v. State of Arkansas, from Lonoke County Circuit Court. Affirmed. Harrison, C.J., and Klappenbach, J., agree.

LARRY D. VAUGHT, JUDGE:

[CR-19-370](#). Lentonio Marcell Jenner v. State of Arkansas, from Washington County Circuit Court. Affirmed. Gruber and Whiteaker, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-20-309](#). Harry B. Laird, Jr. v. State of Arkansas, from Montgomery County Circuit Court. Affirmed. Abramson and Virden, JJ., agree.

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WAYMOND M. BROWN, JUDGE:

[CV-19-788](#). Arthur Joyce v. Northeast Arkansas Community Mental Health Center, Inc., d/b/a Mid-South Health Systems, Inc.; Alliance of Nonprofits for Insurance, Risk Retention Group; John Doe I, John Doe II, and John Doe III; and Steve D. Billups, from Crittenden County Circuit Court. Affirmed. Gladwin and Murphy, 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-20-153. Denise Palmer v. Director et al.
- E-20-154. John Payne v. Director et al.
- E-20-155. Angela Alexander v. Director et al.
- E-20-156. Kametric Burley v. Director et al.
- E-20-157. Frederick Williams v. Director et al.
- E-20-158. Corry Branson v. Director et al.
- E-20-159. Brandon Pugh v. Director et al.
- E-20-160. Jannetta Brown v. Director et al.
- E-20-161. Jannetta Brown v. Director et al.
- E-20-162. Loretta Brown v. Director et al.
- E-20-163. Mona McCoy v. Director et al.
- E-20-164. Melanie Steele v. Director et al.
- E-20-165. David Bloch v. Director et al.
- E-20-166. Martha McDonald v. Director et al.
- E-20-167. Jamaal Starks v. Director et al.

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E-20-168. Justin Myers v. Director et al.

E-20-169. Laurice Herrera v. Director et al.

E-20-170. Angela Williams v. Director et al.

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PER CURIAM ORDERS

REHEARINGS DENIED: Petitions for rehearing were denied today in the following cases.

CV-19-952. Valerie Denarvaez v. Enrique Denarvaez, from Pulaski County Circuit Court, Seventeenth Division.

CV-20-10. Crystal Holiman v. William Brent Holiman and Office of Child Support Enforcement, from Grant County Circuit Court.

CR-19-479. Robert Eugene Dyas v. State of Arkansas, from Grant County Circuit Court. Appellant counsel's motion and request for attorney fees is granted. Allowed \$1600.00.

CR-19-758. Michelle Lawrence v. State of Arkansas, from Grant County Circuit Court. Motion of Gregory Crain for attorney fees is granted. Allowed \$1800.00.

CR-19-793. Mack Harris v. State of Arkansas, from Hot Spring County Circuit Court. Motion of Gregory Crain for attorney fees is granted. Allowed \$1800.00.

CR-20-161. William H. Milner III v. State of Arkansas, from Ouachita County Circuit Court. Motion of Gary W. Potts for costs and attorney fees is granted. Allowed \$1800.00. Klappenbach, J., not participating.

CR-20-239. Clifton Lambert v. State of Arkansas, from Montgomery County Circuit Court. Motion of Michael Kiel Kaiser for fees is granted. Allowed \$1800.00.

CR-20-644. Craytonia Badger v. State of Arkansas, from Columbia County Circuit Court. Appellant's motion to file belated reply brief is granted.

CV-19-922. Wells Fargo Bank, N.A. v. M.S. Wholesale Plumbing, Inc., on Behalf of Itself and All Other Entities and Persons Similarly Situated; and Westfax, Inc., from Pope County Circuit Court. Joint motion for remand and stay pending circuit court approval of settlement between appellant and appellees is granted. Status reports are due in thirty days (February 19, 2021). Abramson, J., not participating.

CV-20-362. Kim Parsons v. Doug Plumley, from Garland County Circuit Court. Appellee's motion to dismiss appeal is granted.

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PER CURIAM ORDERS

CV-20-362. Kim Parsons v. Doug Plumley, from Garland County Circuit Court. Appellee's second motion to dismiss is moot.

CV-20-549. Kelly L. Branam and Cynthia Ann Hall v. Heraeus Electro-Nite, LLC; David Miller; Landstar Ranger, Inc.; Joy Hinshaw; LM General Insurance Company; Sherita Franklin; Justin Davis; and Industrial Power Products, from Crittenden County Circuit Court. Appellants' motion for extension of page limit to the argument section of brief is denied.

CV-20-567. Paschal Heating and Air Conditioning Co., Inc. v. Scott Zotti, from Washington County Circuit Court. Motion to dismiss point "C" of appellant's appeal is passed until the case is submitted.

CV-20-708. Heritage Hospitality, Inc., d/b/a Heritage Inn v. Penn-Star Insurance Company; Toni Frazier Insurance Agency, LLC; and M.J. Kelly of Arkansas, Inc., from Monroe County Circuit Court. Motion of separate appellees M.J. Kelly of Arkansas, Inc.; and Penn-Star Insurance Company to dismiss appeal for lack of jurisdiction is granted.

CV-20-734. Jeffrey Graham v. Harding University, Inc.; and The Cincinnati Insurance Company, from White County Circuit Court. Appellees' motion to dismiss appeal is granted.

CV-20-743. Alejandro Yopez v. Beverly Yopez, from Sebastian County Circuit Court, Fort Smith District. Appellee's motion to dismiss appeal for want of a final order is granted.

E-20-190. Ernest Walker v. Director et al., from the Arkansas Board of Review. The court orders the Arkansas Board of Review to supplement the record with the transcript of the telephone hearing conducted pursuant to *Paulino v. Daniels*, 269 Ark. 676, 559 S.W.2d 760 (Ark. Ct. App. 1980), on June 15, 2020, within thirty days (February 19, 2021).

E-20-191. Ernest Walker v. Director et al., from the Arkansas Board of Review. The court orders the Arkansas Board of Review to supplement the record with the transcript of the telephone hearing conducted pursuant to *Paulino v. Daniels*, 269 Ark. 676, 559 S.W.2d 760 (Ark. Ct. App. 1980), on June 15, 2020, within thirty days (February 19, 2021).

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MOTIONS SUBMITTED

CR-20-184. Landis Hester v. State of Arkansas, from Crawford County Circuit Court. Motion of Dusti Standridge for attorney's fees and expenses.

CR-20-300. Tylor Reed Jones v. State of Arkansas, from Miller County Circuit Court. Motion of Thomas A. Potter for substitution of counsel.

CR-20-301. Anthony Keith Lanos v. State of Arkansas, from Crittenden County Circuit Court. Appellant's pro se motion to overturn wrongful conviction against appellant, and to rule with prejudice against the State to hinder any future prosecution for failure to produce.

CR-20-359. Jeffery Bushnell v. State of Arkansas, from Faulkner County Circuit Court. Motion of Terry Goodwin Jones for attorney's fee.

CR-20-535. Ted Hamilton v. State of Arkansas, from Hempstead County Circuit Court. Appellant's pro se motion to file belated brief.

CR-20-672. Russell Holliday v. State of Arkansas, from Cleburne County Circuit Court. Appellant's pro se motion to file belated brief.

CR-20-729. Frankie Paul DeJohn v. State of Arkansas, from Washington County Circuit Court. Appellant's motion to supplement the record.

CR-21-4. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion for belated appeal or in the alternative motion to rule on clerk, motion to lodge record or in the alternative motion to rule on clerk, and motion to proceed in forma pauperis.

CR-21-4. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to consolidate.

CR-21-4. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's petition for writ of certiorari.

CR-21-5. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion for belated appeal or in the alternative motion to rule on clerk, motion to lodge record or in the alternative motion to rule on clerk, and motion to proceed in forma pauperis.

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MOTIONS SUBMITTED

CR-21-5. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to consolidate.

CR-21-5. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's petition for writ of certiorari.

CR-21-6. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion for belated appeal or in the alternative motion to rule on clerk, motion to lodge record or in the alternative motion to rule on clerk, and motion to proceed in forma pauperis.

CR-21-6. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to consolidate.

CR-21-6. Jimmy Sutterfield v. State of Arkansas, from Baxter County Circuit Court. Appellant's petition for writ of certiorari.

CV-20-370. Cheryl Ringo v. Sharon Taylor; First Community Bank; and Larry D. Milligan and Patricia Milligan, His Wife, from Independence County Circuit Court. Motion of separate appellee Sharon Taylor to strike portion of reply brief.

CV-20-496. William Greg Spurlock v. James M. Ladd and James E. Ladd, as Personal Representative of the Estate of Sherry Ann Ladd, Deceased, from Craighead County Circuit Court, Eastern District. Appellant's motion to correct the record, supplement addendum, and to file substituted brief.

CV-20-575. Dee Blakely v. Arkansas Children's Hospital, from Pulaski County Circuit Court, Sixth Division. Appellant's second motion to extend time to file brief and appendix.

CV-20-611. Gerber Products Company v. Alberici Constructors, Inc.; CECO Concrete Constructions, LLC; and SSOE, Inc., from Sebastian County Circuit Court, Fort Smith District. Alberici Constructors, Inc.'s motion to dismiss its cross-appeal as to SSOE, Inc., only.

CV-20-653. Laurie Higdon v. Community First Trust Company, from Garland County Circuit Court. Appellant's pro se motion to pay filing fee past December 9, 2020.

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MOTIONS SUBMITTED

CV-20-695. Elizabeth Garner a/k/a Elizabeth Darnell v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District. Motion of DeeAnna Weimer to relieve counsel.

E-21-19. William Lloyd v. Director et al., from the Arkansas Board of Review. Pro se motion for belated appeal.

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CASES SUBMITTED

CR-19-709. Taylor Butry-Weston v. State of Arkansas, from Crawford County Circuit Court.

CR-20-44. Terry Lee Renninger v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-20-58. Gary Lynn Conley v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CR-20-208. Arthur Trulock v. State of Arkansas, from Hot Spring County Circuit Court.

CR-20-276. Deundrea Mathis v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-20-375. Sarah Claire Robinette v. State of Arkansas, from Craighead County Circuit Court, Western District.

CV-19-632. Stephen C. Webb v. Sex Offender Assessment Committee, from Saline County Circuit Court.

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

CV-19-858. David Kinder v. Wendy Kinder, from Pulaski County Circuit Court, Third Division.

CV-20-157. America's Pre-Owned Selection, LLC v. Franchesica Williams, from Pulaski County Circuit Court, Twelfth Division.

CV-20-205. Mary Willis v. Arkansas Department of Correction, Public Employee Claims Division; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-20-319. Stephen W. Boatright, Individually; and on Behalf of Stephen W. Boatright, DDS, P.A. v. S-R Plaza, LLC, from Pulaski County Circuit Court, Ninth Division.

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CASES SUBMITTED

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

E-20-192. Christopher Scallion v. Director et al.

E-20-193. Christopher Scallion v. Director et al.

E-20-194. Rhonda McDaniels v. Director et al.

E-20-196. Steven Adcock v. Director et al.

E-20-197. Michael House v. Director et al.

E-20-198. Rhonda Honer v. Director et al.

E-20-199. Monique Lindsey v. Director et al.

E-20-200. Diana Glander v. Director et al.

E-20-201. Erick Hendricks v. Director et al.

E-20-202. Steven Lucas v. Director et al.

E-20-203. Jasper Lawson v. Director et al.

E-20-204. Sharon McCuller-Silverman v. Director et al.

E-20-205. Shawna Grady v. Director et al.

E-20-206. Leroy Fitzpatrick v. Director et al.

E-20-207. Carnell Banks, Jr. v. Director et al.

E-20-208. Jamie Chandler v. Director et al.