

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF NOVEMBER 1, 2017

RITA W. GRUBER, CHIEF JUDGE:

[CR-17-45](#). Craig Allen Pledger v. State of Arkansas, from Franklin County Circuit Court, Northern District. Affirmed. Hixson and Murphy, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-17-216](#). Darrell Edward Sanders v. State of Arkansas, from Hot Spring County Circuit Court. Affirmed. Gladwin and Whiteaker, JJ., agree.

[CV-16-1096](#). Gerber Products Company v. CECO Concrete Construction, LLC, and Alberici Constructors, Inc., from Sebastian County Circuit Court, Fort Smith District. Affirmed. Gladwin and Whiteaker, JJ., agree.

[CV-17-67](#). Lauren Ashley Childress v. Tami Rachelle Braden, from Conway County Circuit Court. Affirmed. Gladwin and Whiteaker, JJ., agree.

BART F. VIRDEN, JUDGE:

[CR-16-372](#). Robert Thomas Dark v. State of Arkansas, from Garland County Circuit Court. Affirmed. Glover and Murphy, JJ., agree.

[CR-16-980](#). James Christopher Geeslin v. State of Arkansas, from Faulkner County Circuit Court. Affirmed. Glover and Murphy, JJ., agree.

[CR-17-100](#). Willie Ronay Payne v. State of Arkansas, from Drew County Circuit Court. Affirmed. Klappenbach and Brown, JJ., agree.

BRANDON J. HARRISON, JUDGE:

[CR-17-187](#). Christopher Cummings v. State of Arkansas, from Faulkner County Circuit Court. Affirmed. Glover and Vaught, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-17-294](#). Wayne Travis Ray v. State of Arkansas, from Saline County Circuit Court. Affirmed. Virden and Brown, JJ., agree.

[CV-17-255](#). Jimmy Earl Atchley v. Cassie Ann Atchley, from Scott County Circuit Court. Reversed and remanded for further proceedings. Virden and Brown, JJ., agree.

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DAVID M. GLOVER, JUDGE:

[CR-16-709](#). Dustin L. Merchant v. State of Arkansas, from Howard County Circuit Court. Affirmed. Harrison and Vaught, JJ., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CR-17-354](#). Roddrick Larnell Smith v. State of Arkansas, from Columbia County Circuit Court. Rebriefing ordered; motion to withdraw denied without prejudice. Abramson and Gladwin, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CR-16-1003](#). T.S. v. State of Arkansas, from Ouachita County Circuit Court. Affirmed; motion to be relieved granted. Harrison and Glover, JJ., agree.

[CV-17-557](#). Derrick Connors v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eleventh Division. Affirmed. Harrison and Glover, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-16-820](#). Lorenzo Harrison v. State of Arkansas, from St. Francis County Circuit Court. Affirmed. Gruber, C.J., and Murphy, J., agree.

[E-17-248](#). Davis Floor Covering, Inc. v. Director, Department of Workforce Services, and Robert Hoyle, from the Arkansas Board of Review. Appeal dismissed. Gruber, C.J., and Murphy, J., agree.

WAYMOND M. BROWN, JUDGE:

[CV-16-514](#). Angela Moody v. Edward Moody, from Pulaski County Circuit Court, Fourteenth Division. Affirmed in part; reversed in part. Virden and Klappenbach, JJ., agree.

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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-17-235. Gary Williams v. Director et al.

E-17-237. Delois Smith v. Director et al.

E-17-238. Delois Smith v. Director et al.

E-17-239. Joyce Downie v. Director et al.

E-17-240. ARcare v. Director et al.

E-17-241. Curtis Lee v. Director et al.

E-17-242. Candace Fletcher v. Director et al.

E-17-243. Annick Degny v. Director et al.

E-17-244. Travis Strickland v. Director et al.

E-17-245. Joseph Watson v. Director et al.

E-17-246. Terry Mencl v. Director et al.

E-17-249. Charles Gough, Jr. v. Director et al.

E-17-250. Floyd Fort, Jr. v. Director et al.

E-17-251. Jaime Hannah v. Director et al.

E-17-252. Princess Dansby v. Director et al.

E-17-253. Peggy Rudd v. Director et al.

E-17-254. Marquidia Hill v. Director et al.

E-17-255. Robert Shelton v. Director et al.

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E-17-256. Jean Williams v. Director et al.

E-17-257. Tommy Matchett v. Director et al.

E-17-258. Errol Marchese v. Director et al.

E-17-259. Tennie Perez v. Director et al.

E-17-260. Yolanda Lewis v. Director et al.

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PER CURIAM ORDERS

CR-12-950. Thomas Rainey v. State of Arkansas, from Dallas County Circuit Court. Motion of Jonathan Streit for attorney's fees is granted. Allowed \$1,800.00.

CR-16-857. Billy Joe Davis v. State of Arkansas, from Jefferson County Circuit Court. Motion and request of Lee D. Short for attorney's fees is granted. Allowed \$1,800.00.

CR-17-478. Jeremiah T. Green v. State of Arkansas, from Union County Circuit Court. Appellant's motion to supplement the record is moot.

CR-17-478. Jeremiah T. Green v. State of Arkansas, from Union County Circuit Court. Appellant's motion to withdraw motion to supplement the record is granted.

CR-17-715. Timmy Jester v. State of Arkansas, from Nevada County Circuit Court. Appellant's motion to stay briefing schedule and request for permission to supplement the record is granted.

CR-17-804. Sonny Byrum v. State of Arkansas, from Faulkner County Circuit Court. Motion of Cheryl K. Maples to be relieved is granted.

CR-17-832. Ryan Joseph Whitaker v. State of Arkansas, from Faulkner County Circuit Court. Motion of Greg Robinson to be relieved as counsel is granted.

CV-16-836. Steven Wait v. Spencer Elmen; Jackie, LLC; and Sokakco, LLC, from Pulaski County Circuit Court, Sixth Division. Appellant's motion to submit and expedite decision is moot.

CV-17-499. Lynn B. Hargis v. Allen Hargis, from Garland County Circuit Court. Appellant's motion to stay briefing schedule, or, in the alternative, for extension of time to file abstract and brief is granted. Remanded to settle the record in thirty days (December 1, 2017).

CV-17-602. Skyridge Estates, LLC v. Julie Ellis, from Benton County Circuit Court. Appellee's motion to dismiss. Passed until the case is submitted.

CV-17-619. Dee Blakely v. Arkansas Children's Hospital; Pulaski County, Arkansas; and Jane Duke, from Pulaski County Circuit Court, Sixth Division. Appellant's motion to settle the record treated as motion to supplement the record is granted. Gruber, C.J., and Virden, J., not participating.

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PER CURIAM ORDERS

CV-17-624. Donnie Wayne Gee v. Debra Jean Gee, from Polk County Circuit Court. Motion of Rosemarie Boyd to withdraw is granted.

CV-17-652. Miranda Thomas v. Arkansas Department of Human Services and Minor Children, from Craighead County Circuit Court, Western District. Appellant's motion to stay briefing schedule. Granted sixty days (December 31, 2017).

CV-17-727. Larry Hamilton v. Bank of the Ozarks, from Pulaski County Circuit Court, Fifteenth Division. Appellant's pro se motion to supplement the record. Remanded to settle the record in thirty days (December 1, 2017).

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CV-16-1115. Kristina Bonds v. Clay Bonds, from Pope County Circuit Court.

CV-17-91. Randy Grantham v. Hornbeck Agricultural Group, LLC, AG-Comp SIF Claims, and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CR-16-777. Aaron Dewayne Watson v. State of Arkansas, from Woodruff County Circuit Court. Appellant's motion for belated supplemental record.

CR-17-286. Norman Ray Bullock v. State of Arkansas, from Prairie County Circuit Court, Northern District. Appellant's motion to supplement the record on appeal and accept the corrected brief, addendum, and abstract.

CR-17-446. Frederick Allan Williams v. State of Arkansas, from Pulaski County Circuit Court, Eleventh Division. Motion requesting permission to file a substituted, corrected appellant's brief.

CV-17-549. Daniel Montez v. Consuela Montez (now Trujillo), from Washington County Circuit Court. Appellant's motion for leave to file reply brief with a supplemental addendum.

CV-17-553. Daniel Dee Stovall v. Rudy Preston, from Nevada County Circuit Court. Appellee's motion for sanctions pursuant to Rule 11 of the Arkansas Appellate Rules of Procedure and Rule 6-2 of the rules of the Supreme Court and the Court of Appeals of the State of Arkansas.

CV-17-673. Blake Thatcher and Taylor Thatcher v. Wal-Mart Stores, Inc.; Wal-Mart Stores East, LP; and Wal-Mart Stores Arkansas, L.L.C., from Benton County Circuit Court. Motion to expand page limit for appellant's brief.

CV-17-823. Kyle McKinney v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District. Joint motion to correct the record and stay briefing schedule.

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MOTIONS SUBMITTED

CV-17-827. Jim R. Nash v. Norma Nash, Individually and as Trustee of the Norma F. Nash Living Trust; John Nash, Jr., Individually and for Norma Nash, Deceased, as Co-Trustee of the Norma F. Nash Living Trust and as Co-Administrator of the Norma Nash Estate; Pam Nash Glover, Individually and for Norma Nash, Deceased, as Co-Trustee of the Norma F. Nash Living Trust and as Co-Administrator of the Norma Nash Estate; Susan Nash Lyle, Individually and for Norma Nash, Deceased; Perry Nash, Individually and for Norma Nash, Deceased; and Gaylen McClanahan, from Pulaski County Circuit Court, Second Division. Appellant's motion for stay and for an emergency or accelerated hearing.

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CASES SUBMITTED

CV-16-786. Natasha Engleman v. Cindye McCullough and St. John's Clinic, Inc. a/k/a Mercy Clinics Springfield Communities, from Carroll County Circuit Court, Eastern District. Orally argued.

CR-16-562. George D. Guthrie v. State of Arkansas, from Craighead County Circuit Court, Eastern District.

CR-17-96. Aaron Michael Cutsinger v. State of Arkansas, from Sebastian County Circuit Court, Greenwood District.

CR-17-131. David Jewel Myers v. State of Arkansas, from Jefferson County Circuit Court.

CR-17-157. Dexter Wayne Baltimore v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-17-223. Tony William Foster v. State of Arkansas, from Polk County Circuit Court.

CR-17-265. Jake Earl Small v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CV-16-836. Steven Wait v. Spencer Elmen, Jackie, LLC; and Sokakco, LLC, from Pulaski County Circuit Court, Sixth Division.

CV-16-883. Susan Matthews Darcey v. David Matthews, from Pulaski County Circuit Court, Fourteenth Division.

CV-17-48. Jan Christopher Sarna v. Arkansas Department of Correction, Sex Offender Assessment Committee, from Pulaski County Circuit Court, Sixth Division.

CV-17-117. Thy N. Tran v. Thi T. Vo and Tran Ngoc Uyen Vo, from Pulaski County Circuit Court, Sixteenth Division.

CV-17-180. Larry Buckley v. Kasey Summerville, from Clark County Circuit Court.

CV-17-201. Larry L. Harrison v. Street & Performance, Inc., and Liberty Mutual Group, from the Arkansas Workers' Compensation Commission.

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CASES SUBMITTED

CV-17-206. Wall Farms, LLC; Riverport Insurance Company; and Liberty Mutual Insurance Company v. Jeff Hulsey, from the Arkansas Workers' Compensation Commission.

CV-17-254. Luther Fred Graves and Firstcomp Insurance Company v. Timothy W. Hopper, from the Arkansas Workers' Compensation Commission.

CV-17-257. Jennifer Anne Henderson v. Shane Matthew Johnston, from Pulaski County Circuit Court, Fourteenth Division.

CV-17-326. Kimberly Clark and Jeremy Clark v. George Clark and Dawn Clark, from Garland County Circuit Court.

CV-17-433. Sherry Rickman v. Arkansas Department of Human Services and Minor Child, from Crittenden County Circuit Court.

CV-17-592. Nashira Walker v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court.

CV-17-603. Patricia Burleson v. Arkansas Department of Human Services and Minor Children, from Conway County Circuit Court.

CV-17-610. Chavi Stampley v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division.

CV-17-615. Rohnda Ann Donham v. Arkansas Department of Human Services and Minor Child, from Lincoln County Circuit Court.

CV-17-622. Laura Meyer v. Arkansas Department of Human Services and Minor Child, from Ouachita County Circuit Court.

CV-17-630. Joanna Marie Hudson v. Arkansas Department of Human Services and Minor Child, from Carroll County Circuit Court, Eastern District.

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

E-17-285. Twana Robinson v. Director et al.

E-17-286. David Wrinkle v. Director et al.

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CASES SUBMITTED

- E-17-287. Isaac Landrum v. Director et al.
- E-17-288. Salouay Chankheo v. Director et al.
- E-17-289. Niketa Turner v. Director et al.
- E-17-290. David Louviere v. Director et al.
- E-17-291. Glenda Diggs v. Director et al.
- E-17-292. Demetria Fowler v. Director et al.
- E-17-293. Danny Willingham v. Director et al.
- E-17-294. Paul Deden v. Director et al.
- E-17-296. Barbara Jamison v. Director et al.
- E-17-297. David Carter v. Director et al.
- E-17-298. Christy Clark v. Director et al.
- E-17-299. Tressie Lewis v. Director et al.
- E-17-300. Brian Flanagin v. Director et al.
- E-17-301. Brian Flanagin v. Director et al.
- E-17-302. Matthew Redmond v. Director et al.
- E-17-303. Melissa McIntire v. Director et al.
- E-17-304. Cole Stewart v. Director et al.
- E-17-305. Crystal Reed v. Director et al.
- E-17-306. Jeffrey Rhodes v. Director et al.
- E-17-307. Taveno Lee v. Director et al.

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CASES SUBMITTED

E-17-308. Kevin Miller v. Director et al.

E-17-310. Shalonda Joiner v. Director et al.