

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF APRIL 27, 2022

BRANDON J. HARRISON, CHIEF JUDGE:

[CV-21-321](#). University of Arkansas for Medical Sciences and Public Employee Claims Division v. Kenneth Barton, from the Arkansas Workers' Compensation Commission. Affirmed. Abramson and Gruber, JJ., agree.

[CV-21-552](#). Macarena Trevino v. Arkansas Department of Human Services and Minor Children, from St. Francis County Circuit Court. Affirmed. Abramson and Gruber, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-21-476](#). William Seward v. State of Arkansas, from Yell County Circuit Court, Southern District. Affirmed. Harrison, C.J., and Gruber, J., agree.

BART F. VIRDEN, JUDGE:

[CV-21-191](#). Amy Drummond v. Roger Drummond, from Franklin County Circuit Court, Northern District. Affirmed. Abramson and Murphy, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CR-20-739](#). Marty Dean Moore v. State of Arkansas, from Saline County Circuit Court. Affirmed; remanded to correct sentencing order. Klappenbach and Hixson, JJ., agree.

RITA W. GRUBER, JUDGE:

[CV-21-121](#). Mildred "Mima" Cazort and Laura Wallace-Pangle, as Co-Special Personal Representatives of the Estate of Adron Benton, a Deceased Minor v. Hershey Garner, M.D., and Denise Garner, from Washington County Circuit Court. Affirmed. Harrison, C.J., and Abramson, J., agree.

PHILLIP T. WHITEAKER, JUDGE:

[CV-21-481](#). Jeffrey Johnson v. Peco Foods, Inc.; OccuSure Claims Services, LLC; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Reversed and remanded. Virden and Murphy, JJ., agree.

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LARRY D. VAUGHT, JUDGE:

[CR-21-196](#). Billy Hoover v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Barrett and Brown, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-21-362](#). First Arkansas Bail Bonds, Inc. v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Gladwin and Klappenbach, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CV-21-392](#). Hickory Heights Health and Rehab, LLC; Central Arkansas Nursing Centers, Inc.; Hickory Manor, LLC; and Michael S. Morton v. Wesley Smith, as Special Administrator of the Estate of Bettye Jean Smith, Deceased, and on Behalf of the Wrongful Death Beneficiaries of Bettye Jean Smith, from Pulaski County Circuit Court, Eleventh Division. Affirmed. Barrett and Vaught, 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-21-356. Jack Cook v. Director et al.

E-21-370. Cali Rios v. Director et al.

E-21-372. Stephen Alexander v. Director et al.

E-21-373. Derrick Wallace v. Director et al.

E-21-374. Rosemary Powell v. Director et al.

E-21-375. Kiffney Miner v. Director et al.

E-21-376. Felicia Samuels v. Director et al.

E-21-377. Joshua Ford v. Director et al.

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E-21-378. Hannah Cloud v. Director et al.

E-21-379. Neil Eckhart v. Director et al.

E-21-380. Neil Eckhart v. Director et al.

E-21-381. Nikki Derrick v. Director et al.

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PER CURIAM ORDERS

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

CV-21-174. Kerry Hollis v. Constance O. Hinton and Valerie Hinton, from Drew County Circuit Court. Murphy, J., not participating.

CR-20-650. Brittnie Renee Lee v. State of Arkansas, from Crittenden County Circuit Court. Appellant's motion for extension of time to file a substituted brief. Attorney Brian Williams is removed as counsel. Attorney Gary W. Potts is appointed as counsel for the appellant. Appellant's brief is due in thirty days (May 27, 2022). Virden, J., not participating.

CR-21-407. Taylor Miller v. State of Arkansas, from Crawford County Circuit Court. Motion of Jeremy D. Wann for substitution of counsel is denied.

CR-21-465. Larry Eugene Davis v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of Grace Casteel for an award of attorney's fees is granted. Allowed \$2250.00.

CR-22-180. Travis Russell v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to consolidate records on appeal is granted. Gladwin, Klappenbach, and Brown, JJ., would deny.

CR-22-181. Travis Russell v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to consolidate records on appeal is granted. Gladwin, Klappenbach, and Brown, JJ., would deny.

CR-22-196. Dennis Davis, Jr. v. State of Arkansas, from Mississippi County Circuit Court, Osceola District. Motion of Terrence Cain to appear as attorney of record for the appellant is granted.

CR-22-214. Ricky Allen Williams v. State of Arkansas, from Lonoke County Circuit Court. Motion of Gerald A. Coleman to be relieved as attorney for appellant and to stay briefing schedule is granted.

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PER CURIAM ORDERS

CR-22-224. Donald Thatcher v. State of Arkansas, from Benton County Circuit Court. Appellant's petition for writ of certiorari to complete the record is granted.

CV-22-152. Angela R. Styles v. James D. Styles, from Pope County Circuit Court. Appellant's motions to supplement the record or, alternatively, petition for writ of certiorari to complete record are granted. Harrison, C.J., and Abramson, J., not participating.

CV-22-152. Angela R. Styles v. James D. Styles, from Pope County Circuit Court. Appellee's cross-motion to dismiss appeal is denied. See *Murphy v. Dumas*, 343 Ark. 608, 36 S.W.3d 351 (2001) (per curiam). Harrison, C.J., and Abramson, J., not participating.

CV-22-212. Jeremy Lewis and Marla Farris v. Arkansas Department of Human Services and Minor Child, from Clark County Circuit Court. Motion of separate appellant Marla Farris for belated appeal is granted.

E-21-356. Jack Cook v. Director et al., from the Arkansas Board of Review. Appellees' motion to remand is denied.

E-21-681. Toby Alexander v. Director et al., from the Arkansas Board of Review. Appellees' motion to dismiss is granted.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CV-19-660. Patty Jackson, as Executrix of the Estate of Tommy Williams; and Vela Williams v. Ronnie Crump, from Craighead County Circuit Court, Eastern District.

CV-21-46. Jason D. Rowan v. Mary Beth Hunter Rowan, from Benton County Circuit Court.

CR-99-354. Billy Mac Nichols, Jr. v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Appellant's pro se motion pursuant to Rule 19 of the Arkansas Rules of Appellate Procedure.

CR-22-128. William Mosley v. State of Arkansas, from Columbia County Circuit Court. Motion of Jessica Yarbrough to be relieved as counsel.

CR-22-161. Devion Spencer v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellee's motion to strike the supplemental record lodged on April 21, 2022, to remand to settle the record, and to stay appellee's brief time.

CR-22-174. Jamie Jacobs v. State of Arkansas, from Columbia County Circuit Court. Motion of Jessica Yarbrough to be relieved as counsel.

CR-22-175. Jamie Jacobs v. State of Arkansas, from Columbia County Circuit Court. Motion of Jessica Yarbrough to be relieved as counsel.

CV-22-188. (In the Matter of the Estate of Eunice Faye Smith, Deceased) Lloyd Smith and Derrell Smith v. Martin Smith and Alwin Smith, from Little River County Circuit Court. Separate appellee Martin Smith's motion for sanctions and affirmation for delay only filing.

CV-22-188. (In the Matter of the Estate of Eunice Faye Smith, Deceased) Lloyd Smith and Derrell Smith v. Martin Smith and Alwin Smith, from Little River County Circuit Court. Separate appellee Martin Smith's amended motion for sanctions and affirmation for delay only filing.

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CASES SUBMITTED

- CR-21-260. Raheem Stackhouse v. State of Arkansas, from Crittenden County Circuit Court.
- CR-21-351. Steven Stuebinger v. State of Arkansas, from Marion County Circuit Court.
- CR-21-352. Steven Stuebinger v. State of Arkansas, from Marion County Circuit Court.
- CR-21-393. Jeffery Dunlap v. State of Arkansas, from Saline County Circuit Court.
- CR-21-394. Jeffery Dunlap v. State of Arkansas, from Saline County Circuit Court.
- CR-21-520. Correy Crawford v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District.
- CR-21-572. Ricky Lynn Lenard v. State of Arkansas, from Jefferson County Circuit Court.
- CR-21-604. Randy Mitchell v. State of Arkansas, from Sharp County Circuit Court.
- CV-21-44. Angela Moody v. Edward Moody, from Pulaski County Circuit Court, Fourteenth Division.
- CV-21-160. Crissy Schnick (formerly Russell) v. Gary Russell, from Craighead County Circuit Court, Western District.
- CV-21-161. Mandi Cordell v. Matthew Hylle, from Cross County Circuit Court.
- CV-21-243. Kimberly Stone Griffith v. Desiderio Juarez; Pulaski Bank and Trust Company; M. Shane Brosh; Lee Ann Brosh; Veronica Kaye Allen; Richard N. Allen; and the Estate of Charlotte Jeanne Stone, from Pulaski County Circuit Court, Sixth Division.
- CV-21-251. Jessica Joheim v. Meredith Joheim, from Pulaski County Circuit Court, Third Division.
- CV-21-288. Brenda Berryhill, as the Administratrix of the Estate of Ronny Lynn Hill II v. Angela and Phillip Lester, from Columbia County Circuit Court.

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CASES SUBMITTED

CV-21-296. Curtis Scott v. Currin Nichol, M.D.; Jefferson Hospital Association, Inc., d/b/a Jefferson Regional Medical Center; Jefferson Regional Medical Center Preferred Provider Organization; Jacob Mayberry, R.N.; Jeffery Hayes, R.N.; Carol Pennington, R.N.; and Jane and John Does A through Z, from Jefferson County Circuit Court.

CV-21-360. Kyu Hwan Hwang v. Crystal Shauntae Northcutt, from Mississippi County Circuit Court, Osceola District.

CV-21-495. Little Rock Ambulance Authority, Arkansas Municipal League, and Death and Permanent Total Disability Trust Fund v. James Binkley, from the Arkansas Workers' Compensation Commission.

CV-21-584. Geraldo Ussery and Sheila Ussery v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court.

CV-21-585. Geraldo Ussery v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court.

CV-21-591. Amber Prescott v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court.

CV-21-603. Miguel Campos v. Arkansas Department of Human Services and Minor Children, from St. Francis County Circuit Court.

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

E-21-222. Alicia Erives v. Director et al.

E-21-226. Alicia Erives v. Director et al.

E-21-254. Janice Johnson v. Director et al.

Opinions are available on the internet at

<http://arcourts.gov>