

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF JULY 6, 2022

MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CR-21-553. P.R. v. State of Arkansas, from Garland County Circuit Court.

CR-21-593. Marilyn Dumond v. State of Arkansas, from Grant County Circuit Court.

CV-19-499. John Ray Dye and Bobbye Jo Dye v. Precision Foundation Specialties and Flow Rite Drainage Solutions, Inc., from Benton County Circuit Court.

CV-19-996. Shelbie T. McCue, Jeremy McCue, and Ashle Ware v. Michael H. Dominguez, Eduardo Contreras, and Stratford Insurance Company, from St. Francis County Circuit Court.

CV-20-12. Action, Inc. v. McQueeney Group, Inc., from Pulaski County Circuit Court, Seventeenth Division.

CV-20-251. Larry Hamilton v. Bank of the Ozarks, Ellen B. Brantley, and Susan Cossey, from Pulaski County Circuit Court, Fifteenth Division.

CV-20-610. Petit Jean Electric Cooperative Corporation; Arkansas Electric Cooperative Corporation; and Scenic Hill Solar, LLC v. Arkansas Public Service Commission; Arkansas Advanced Energy Association, Inc.; Arkansas Electric Energy Consumers, Inc.; National Audubon Society, Inc.; and Sierra Club, from the Arkansas Public Service Commission.

CV-21-208. Linda Bolding v. Arkansas Public Employees Retirement System; Arkansas Public Employees Retirement System Board; Candance Franks, in Her Official and Individual Capacity; Larry Walther, in His Official and Individual Capacity; David Hudson, in His Official and Individual Capacity; Steve Faris, in His Official and Individual Capacity; Daryl Bassett, in His Official and Individual Capacity; Gary Carnahan, in His Official and Individual Capacity; Joe Hurst, in His Official and Individual Capacity; Andrea Lea, in Her Official and Individual Capacity; Dennis Milligan, in His Official and Individual Capacity; and Duncan Baird, in His Official and Individual Capacity, from Pulaski County Circuit Court, Fourth Division.

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CV-21-243. Kimberly Stone Griffith v. Desiderio Juarez; Pulaski Bank & Trust Co., M. Shane Brosh, Lee Ann Brosh, Veronica Kaye Allen, Richard N. Allen, and Estate of Charlotte Jeanne Stone, from Pulaski County Circuit Court, Sixth Division.

CV-21-245. Mandy James v. George's, Inc., from Washington County Circuit Court.

CV-21-265. James Parsons on Behalf of Himself and All Other Similarly Situated Taxpayers v. Preferred Family Healthcare, Inc., a Missouri Corporation d/b/a Health Resources of Arkansas; Decision Point; Dayspring Behavioral Health Services; and Wilbur D. Mills Treatment Center, from Benton County Circuit Court.

CV-21-296. Curtis Scott v. Currin Nichol, M.D., from Jefferson County Circuit Court.

CV-21-308. (In the Matter of the Guardianship of Samuel Richard Gill) Marsha Dodson Gill v. Darryl Sullivan, from Stone County Circuit Court.

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

CV-21-410. Sharon Baker v. Kevin Baker, Nina Cranford, Doug Baker, and David Baker, from Hot Spring County Circuit Court.

CV-21-417. Rebecca Nichols v. James Swindoll and Chuck Gibson, from Pulaski County Circuit Court, Fifth Division.

CV-21-480. White County Medical Center, LLC; and Action Claims Administrators v. Meghan Johnson, from the Arkansas Workers' Compensation Commission.

E-21-371. Charles Lott v. Director et al., from the Arkansas Board of Review.

E-21-419. Kimberly Snowden v. Director et al., from the Arkansas Board of Review.

E-21-591. Nikiia Warren v. Director et al., from the Arkansas Board of Review.

E-21-777. Ashanta Dunlap v. Director et al., from the Arkansas Board of Review.

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CR-99-354. Billy Mac Nichols, Jr. v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Appellant's pro se motion for extension of time to file a motion for reconsideration.

CR-18-16. Calvin Damond Blair v. State of Arkansas, from Pulaski County Circuit Court. Appellant's pro se motion for transcript at public expense.

CR-19-577. Angelia Lauck v. State of Arkansas, from Saline County Circuit Court. Appellant's petition to seal pursuant to Act 531 of 1993 A.C.A. section 16-93-1201 et seq. and Act 1460 of 2013 A.C.A section 16-90-1401 et seq.

CR-19-577. Angelia Lauck v. State of Arkansas, from Saline County Circuit Court. Motion for entry of appearance of Chester H. Lauck III on behalf of the appellant.

CR-20-129. Jonathan Welborn v. State of Arkansas, from Saline County Circuit Court. Motion of John Ogles for attorney's fees.

CR-20-739. Marty Dean Moore v. State of Arkansas, from Saline County Circuit Court. Motion of F. Parker Jones III for attorney's fees.

CR-21-260. Raheem Deshun Stackhouse v. State of Arkansas, from Crittenden County Circuit Court. Motion of Gregg A. Knutson for attorney's fees.

CR-21-306. Todd Hall v. State of Arkansas, from Benton County Circuit Court. Motion of Andrew R. Miller and Alicia Canfield for attorney's fees.

CR-21-393. Jeffery Dunlap v. State of Arkansas, from Saline County Circuit Court. Motion of Michael Kiel Kaiser for fees.

CR-21-394. Jeffery Dunlap v. State of Arkansas, from Saline County Circuit Court. Motion of Michael Kiel Kaiser for fees.

CR-21-429. David Ray Parret v. State of Arkansas, from Washington County Circuit Court. Motion of Nicole Gillum for attorney's fees.

CR-21-453. Candy Marie King v. State of Arkansas, from Greene County Circuit Court. Motion of Terry Goodwin Jones for attorney's fee.

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CR-21-462. Ryan Warren v. State of Arkansas, from Boone County Circuit Court. Motion of Sharon Kiel for award of attorneys' fees.

CR-21-491. Kenneth Ray Light v. State of Arkansas, from Cleburne County Circuit Court. Appellee's motion to dismiss.

CR-21-497. Jeffrey Haynes v. State of Arkansas, from Franklin County Circuit Court, Northern District. Motion of Terry Goodwin Jones for attorney's fee.

CR-21-520. Correy Crawford v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Motion of Terry Goodwin Jones for attorney's fee.

CR-21-530. Stevie Lee Young, Jr. v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of Dusti Standridge for attorney's fees and expenses.

CR-21-559. Corey Steward v. State of Arkansas, from Lincoln County Circuit Court. Motion of Gary W. Potts for costs and attorney's fees.

CR-21-613. William Earl Kellybrew v. State of Arkansas, from Faulkner County Circuit Court. Motion of Robert N. Jeffrey for attorney's fees.

CR-21-615. Jeremy Lewis v. State of Arkansas, from Clark County Circuit Court. Appellee's motion to substitute brief.

CR-22-3. Sterling D. Woolford v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Appellant's third motion requesting that this court enforce its issuance of a writ of certiorari to complete the record on appeal.

CR-22-99. Luther Shaw v. State of Arkansas, from Garland County Circuit Court. Appellant's motion to file belated appellant's brief.

CR-22-144. Michael Carr v. State of Arkansas, from Drew County Circuit Court. Appellant's motion for rule on clerk and to stay briefing schedule.

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.

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CR-22-226. Thelma Williams v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion default judgment.

CR-22-226. Thelma Williams v. State of Arkansas, from Faulkner County Circuit Court. Appellant's second pro se motion to file a nonconforming brief.

CR-22-226. Thelma Williams v. State of Arkansas, from Faulkner County Circuit Court. Appellant's third pro se motion to file a nonconforming brief.

CR-22-232. Duane J. Gonder v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion to expand the record.

CR-22-232. Duane J. Gonder v. State of Arkansas, from Faulkner County Circuit Court. Appellee's motion to dismiss or, in the alternative, for extension of brief time.

CR-22-232. Duane J. Gonder v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion to dismiss appeal without prejudice.

CR-22-245. Jamar Conic v. State of Arkansas, from Pulaski County Circuit Court, Eleventh Division. Appellant's belated motion to extend time for filing brief.

CR-22-286. Michael David Bolen v. State of Arkansas, from Jefferson County Circuit Court. Appellant's motion to substitute counsel.

CR-22-286. Michael David Bolen v. State of Arkansas, from Jefferson County Circuit Court. Appellant's motion to stay briefing schedule.

CR-22-311. Rayterius Trevon Howard v. State of Arkansas, from Crittenden County Circuit Court. Motion of S. Butler Bernard, Jr., to withdraw.

CR-22-311. Rayterius Trevon Howard v. State of Arkansas, from Crittenden County Circuit Court. Appellant's motion for extension of time to file abstract and brief.

CR-22-327. Gary Don Murphy v. State of Arkansas, from Drew County Circuit Court. Motion of William O. "Bill" James, Jr., for substitution of counsel.

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CR-22-327. Gary Don Murphy v. State of Arkansas, from Drew County Circuit Court. Appellant's motion to stay briefing schedule.

CR-22-329. Seth Bradley Smith v. State of Arkansas, from Craighead County Circuit Court, Western District. Appellant's motion to consolidate appellate record.

CR-22-354. Mark Allen Hansen v. State of Arkansas, from Baxter County Circuit Court. Appellant's motion to dismiss.

CR-22-358. Michael Strange v. State of Arkansas, from Baxter County Circuit Court. Motion of Tara Schmutzler to withdraw as counsel for the appellant.

CR-22-360. Quebec Solo Miya v. State of Arkansas, from Jackson County Circuit Court. Motion of Terrence Cain to appear as an attorney of record.

CV-20-33. LaDonna Humphrey, Individually v. Absolute Pediatric Services, Inc., d/b/a Absolute Pediatric Therapy; and Anthony Christopher, from Benton County Circuit Court. Appellant's status report.

CV-20-626. Geraldine Epps, as Personal Representative of the Estate of Melissa Dennis and as Personal Representative of the Estate of Journee Dennis v. Ouachita County Medical; Arkansas Health Group; and Johnathan Lewis, M.D., from Ouachita County Circuit Court. Motion of David P. Glover to withdraw as counsel for separate appellees Johnathan Lewis, M.D., and Arkansas Health Group.

CV-21-51. Darrell James Brown, M.D. v. Crossett Health Foundation d/b/a Ashley County Medical Center, from Ashley County Circuit Court. Appellant's motion to advance case for decision.

CV-21-218. Arkansas Forestry Commission; and Arkansas Insurance Department, Public Employee Claims Division v. Thomas Lindsey, from the Arkansas Workers' Compensation Commission. Appellee's petition for approval of attorney's fee.

CV-21-243. Kimberly Stone Griffith v. Desiderio Juarez; Pulaski Bank & Trust Co., M. Shane Brosh, Lee Ann Brosh, Veronica Kaye Allen, Richard N. Allen, and Estate of Charlotte Jeanne Stone, from Pulaski County Circuit Court, Sixth Division. Appellant's motion for leave to file reply brief to responses to petition for rehearing.

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CV-21-360. Kyu Hwan Hwang v. Crystal Shauntae Northcutt, from Mississippi County Circuit Court, Osceola District. Notice of appellant's exhibit.

CV-21-529. Dan Baird v. Celina Baird (now Stelly), from White County Circuit Court. Appellee's motion to dismiss appeal.

CV-21-529. Dan Baird v. Celina Baird (now Stelly), from White County Circuit Court. Appellee's renewed motion to dismiss appeal.

CV-22-125. Jade Property Holdings, LLC; Jonathan J. Dunkley; Jacquelyn Casting Dunkley; Bellatori, LLC; Bill's Fence Company, Inc.; Lewis Jones d/b/a Lewis Jones Masonry; and Tenants of 1104 East Race, Searcy, Arkansas v. First Service Bank, from White County Circuit Court. Appellants' combined motion to supplement record and for extension of brief time.

CV-22-129. Anita Farfan v. Arkansas Department of Human Services and Minor Child, from Van Buren County Circuit Court. Appellees' motion to expand word count.

CV-22-134. Ben Edwards v. Riverwalk Arkansas, LLC; and Somerset Apartment Management, LLC, from Pulaski County Circuit Court, Fifth Division. Motion for expansion of word-count limitations for appellant's reply brief.

CV-22-134. Ben Edwards v. Riverwalk Arkansas, LLC; and Somerset Apartment Management, LLC, from Pulaski County Circuit Court, Fifth Division. Appellees' motion to take judicial notice of supplemental authority.

CV-22-145. Tracy Lee "Skip" Warner, in His Capacity as Trustee of the Bobbie D. Warner Revocable Trust Dated February 9, 2013 v. Richard Ford, from Pulaski County Circuit Court, Eleventh Division. Motion of Jordan B. Tinsley to withdraw as counsel and stay briefing schedule.

CV-22-160. Israel Yakab Schwartz, Executive Trustee v. Ivy Sales, as Executrix of the Estate of Eve Wilde; and Robert L. Smith, from Polk County Circuit Court. Appellant's pro se motion for reconsideration.

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CV-22-160. Israel Yakab Schwartz, Executive Trustee v. Ivy Sales, as Executrix of the Estate of Eve Wilde; and Robert L. Smith, from Polk County Circuit Court. Appellant's pro se amended motion for reconsideration.

CV-22-166. John Wesley Hall, Jr., and Alison Hall, Husband and Wife v. Arkansas State Highway Commission, from Cleburne County Circuit Court. Appellee's motion to strike portions of the appellants' brief and brief in support.

CV-22-185. Kayla Fitts and Colby Fitts v. Arkansas Department of Human Services and Minor Children, from Madison County Circuit Court. Appellees' joint motion to dismiss appeal.

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. Appellants' motion for sanctions.

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. Appellees' motion to strike appellants' motion for sanctions due to attempt to circumvent the appellate procedure—civil rules with respect to the record.

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. Appellees' motion to correct and modify the record on appeal.

CV-22-250. Risie Howard, as Special Administratrix of the Estate of Mrs. George Howard, Jr. (Vivian), Deceased v. Baptist Health a/k/a Baptist Health Home Health Network; Diamond Risk Insurance Company, LLC; John Harris, M.D.; Leah Willett, B.S.N., R.N., Individually; Alicia Brucks, S.L.P., Individually; and Brandy M. Cantwell, P.T., Individually, from Pulaski County Circuit Court, Eleventh Division. Motion of David P. Glover to withdraw as counsel for separate appellee John Harris, M.D.

CV-22-270. (In the Matter of the Estate of Adolph Johnson, Deceased) Stephanie Johnson v. Felecia Parker-Green, from Pulaski County Circuit Court, Thirteenth Division. Motion of Kacey Ziegler to withdraw as counsel for the appellee.

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CV-22-310. April Blankenship and Donald Ross v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Agreed motion to correct the record and to stay the briefing schedule.

CV-22-315. Kevin Cheri v. Laura Cheri, from Boone County Circuit Court. Appellant's motion to file trial court record under seal.

CV-22-316. Paramount Oil, LLC v. Knox Nelson Oil Company, Inc.; and Retif Oil & Fuel, LLC, from Dallas County Circuit Court. Motion of appellee Retif Oil & Fuel, Inc., to dismiss appeal.

CV-22-316. Paramount Oil, LLC v. Knox Nelson Oil Company, Inc.; and Retif Oil & Fuel, LLC, from Dallas County Circuit Court. Motion of appellee Knox Nelson Oil Company, Inc., to dismiss appeal.

CV-22-318. James Corter v. Nakisha Corter, from Independence County Circuit Court. Appellant's motion for belated appeal.

CV-22-337. Travis Scherling v. Jessica Scherling, from Benton County Circuit Court. Motion of Jenae Randall to withdraw as counsel of record for the appellee.

CV-22-337. Travis Scherling v. Jessica Scherling, from Benton County Circuit Court. Amended motion of Jenae Randall to withdraw as counsel of record for the appellee.

CV-22-339. Chelsie Hunt v. Arkansas Department of Human Services and Minor Child, from Pope County Circuit Court. Appellees' joint motion to dismiss.

CV-22-369. D.G. Graham v. Steven Alzo French, from Desha County Circuit Court. Appellee's motion to dismiss appeal.

CV-22-378. Holly Ellis and Jeremy Ellis v. State of Arkansas, from Greene County Circuit Court. Appellants' pro se petition for writ of certiorari to complete the record.

E-21-595. Vanders Jenkins v. Director et al., from the Arkansas Board of Review. Pro se motion to add new evidence.

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E-21-662. Lonnie Smith v. Director et al., from the Arkansas Board of Review. Pro se motion to add evidence.

E-22-100. Judith Zimpel v. Director et al., from the Arkansas Board of Review. Appellees' motion to remand.

E-22-114. Sierra Laurent v. Director et al., from the Arkansas Board of Review. Appellees' motion to remand.

E-22-127. Emanuel Tolbert v. Director et al., from the Arkansas Board of Review. Pro se motion to add evidence.

E-22-128. Emanuel Tolbert v. Director et al., from the Arkansas Board of Review. Pro se motion to add evidence.

E-22-214. Angela Goodwin v. Director et al., from the Arkansas Board of Review. Pro se motion to add evidence

E-22-269. Shaquita Jackson v. Director et al., from the Arkansas Board of Review. Pro se motion to file belated appeal.

E-22-279. Linda Wright v. Director et al., from the Arkansas Board of Review. Pro se motion to file belated appeal.

E-22-323. Roderick Thompson v. Director et al., from the Arkansas Board of Review. Pro se motion to file belated appeal.

E-22-328. Tiffany Bates v. Director et al., from the Arkansas Board of Review. Pro se motion to file belated appeal.