

ARKANSAS COURT OF APPEALS
PROCEEDINGS OF AUGUST 24, 2022

PER CURIAM ORDERS

CR-07-98. Rodney Lee Mitchael v. State of Arkansas, from Crawford County Circuit Court. Appellant's pro se motion for copies at public expense is denied. Virden, J., not participating.

CR-21-227. Sharon K. Moyer v. State of Arkansas, from Franklin County Circuit Court, Northern District. Motion of Dusti Standridge for attorney's fees and expenses is granted. Allowed \$2250.00.

CR-21-351. Steven Stuebinger v. State of Arkansas, from Marion County Circuit Court. Motion of Geoffrey D. Kearney for attorney's fees is granted. Allowed \$2250.00.

CR-21-352. Steven Stuebinger v. State of Arkansas, from Marion County Circuit Court. Motion of Geoffrey D. Kearney for attorney's fees is granted. Allowed \$2250.00.

CR-21-385. Christopher Demond Harvey v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion of F. Parker Jones III for attorney's fees is granted. Allowed \$1500.00.

CR-21-455. Ray Leon Taylor, Jr. v. State of Arkansas, from Miller County Circuit Court. Motion of Phillip A. McGough for attorney's fees and costs is granted. Allowed \$2250.00. Barrett, J., not participating.

CR-21-514. Ricky Lynn St. John v. State of Arkansas, from Faulkner County Circuit Court. Motion of Robert N. Jeffrey for attorney's fees is granted. Allowed \$1600.00.

CR-21-548. Dewayne Tilmon v. State of Arkansas, from Garland County Circuit Court. Motion of Brett D. Watson for attorney's fees is granted. Allowed \$2250.00. Harrison, C.J., and Abramson, J., not participating.

CR-22-8. Johnathan Holbrook-Knecht v. State of Arkansas, from Pope County Circuit Court. Motion of Samuel F. Eastman for award of attorney's fees is granted. Allowed \$1500.00. Virden, J., not participating.

CR-22-70. Benjamin Carter v. State of Arkansas, from Union County Circuit Court. Motion of Andrew W. Best for award of attorney's fees is granted. Allowed \$2250.00.

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CR-22-98. Martha Rosario Gonzales v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's pro se motion to file a belated brief is granted.

CR-22-128. William Mosley v. State of Arkansas, from Columbia County Circuit Court. Appellant's motion for writ of certiorari to complete the record is granted.

CR-22-179. Antonio Holliman v. State of Arkansas, from Arkansas County Circuit Court, Northern District. Appellee's motion to preserve anonymity of minor children pursuant to Ark. Sup. Ct. R. 6-3(a) is granted. Virden, J., not participating.

CR-22-327. Gary Don Murphy v. State of Arkansas, from Drew County Circuit Court. Motion of Gary W. Potts for costs and attorney's fees is granted. Allowed \$1250.00.

CR-22-346. William J. Boswell v. State of Arkansas, from Miller County Circuit Court. Appellant's pro se motion for extension of time to file brief is moot. Barrett, J., not participating.

CR-22-373. Jon Eric LaRue v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's motion to substitute brief is granted.

CR-22-373. Jon Eric LaRue v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellee's motion to preserve anonymity of a minor child pursuant to Ark. Sup. Ct. R. 6-3(a) is granted.

CR-22-402. Evan Columbus Anderson v. State of Arkansas, from Benton County Circuit Court. Appellant's motion for rule on clerk is granted.

CR-22-415. Edward Williams, Jr. v. State of Arkansas, from Crawford County Circuit Court. Appellant's pro se motion for the appointment of counsel is denied. Request for extension of brief time is granted.

CR-22-415. Edward Williams, Jr. v. State of Arkansas, from Crawford County Circuit Court. Appellant's pro se motion for documents is denied.

CR-22-423. Jordan Adam Jones v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Appellant's motion for rule on clerk is granted.

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CR-22-424. Douglas Eugene Causey v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for belated appeal is treated as appellant's pro se motion for rule on clerk and is granted.

CR-22-424. Douglas Eugene Causey v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion to submit affidavit admitting fault evidence to support good cause is moot.

CR-22-424. Douglas Eugene Causey v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for belated brief is treated as a motion to supplement the record and is granted.

CR-22-453. Dale Buckley v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's motion for belated appeal is granted.

CV-20-366. Jose Turcios, D.D.S. v. Tabitha Carter, Individually; Michael Lundy, Individually; Andrea M. Carter, Individually; December Smith; Sara Melton; Myrtle Clifton; Liza Lundy; and Viviana Harrison, from Pulaski County Circuit Court, Seventeenth Division. Motion to withdraw counsel for separate appellee Andrea Carter is granted. Gladwin, J., not participating.

CV-21-627. Tina Lewis v. Peggy K. Guard, M.D.; Baptist Health d/b/a Baptist Health Medical Center Little Rock; and John Doe Insurance Companies 6–9, from Pulaski County Circuit Court, Sixth Division. Motion of Laura E. Bates to withdraw as counsel for separate appellee Baptist Health d/b/a Baptist Health Medical Center Little Rock is granted.

CV-22-108. John Wesley Tippit v. Charlotte A. Davis, from Clay County Circuit Court, Western District. Appellant's pro se motion to submit appellee's response brief is granted. Gladwin, J., would deny.

CV-22-108. John Wesley Tippit v. Charlotte A. Davis, from Clay County Circuit Court, Western District. Appellee's pro se motion to submit belated brief is granted. Gladwin, J., would deny.

CV-22-109. John Tippit v. Charlotte A. Davis, from Clay County Circuit Court, Western District. Appellant's pro se motion to submit appellee's response brief is granted. Gladwin, J., would deny.

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CV-22-118. Little Rock School District v. Charles Parliament, from Pulaski County Circuit Court, Sixth Division. Notice of death of appellee and request for stay of briefing schedule is granted. See Ark. R. App. P.–Civ. 12(a)(2). Abramson and Vaught, JJ., not participating.

CV-22-152. Angela R. Styles v. James D. Styles, from Pope County Circuit Court. Appellant’s motion to expand word count is granted. Appellant’s brief word-count limitation is increased to 13,600. Whiteaker, J., would deny. Harrison, C.J., and Abramson, J., not participating.

CV-22-152. Angela R. Styles v. James D. Styles, from Pope County Circuit Court. Appellant’s motion for extension of time is granted. Harrison, C.J., and Abramson, J., not participating.

CV-22-173. Lynn Mayall v. Diamond Bank, from Garland County Circuit Court. Motion of Laura E. Bates to withdraw as counsel for the appellee is granted.

CV-22-189. Terry Gould v. Gayla Gould, from Fulton County Circuit Court. Appellee’s motion to dismiss is passed until the case is submitted.

CV-22-271. Raphaell Woods v. Arkansas Department of Human Services and Minor Children, from Miller County Circuit Court. Appellant’s motion to correct the record and to stay briefing schedule is granted.

CV-22-277. Thomas Spoon and Maria Spoon v. Chester Lee Bolds and Linda Bolds, from Pulaski County Circuit Court, Seventeenth Division. Appellants’ motion for leave to file amended appellants’ brief is granted.

CV-22-299. Greg Stephens v. Corissa Withrow and Terry Fleming, from Pulaski County Circuit Court, Sixth Division. Appellant’s pro se motion to remand to settle the record, petition for certiorari to complete the record, and to stay the briefing schedule is denied.

CV-22-305. Old Dominion Freight Line, Inc.; and Aaron Marvell Foster v. Frank McMillion, Allen Jones, Carlton Pettus, Hunter Bokker, Bengi Bokker, and Zach Billingsley, from St. Francis County Circuit Court. Appellees’ motion for expansion of word count is granted. Appellees’ brief word-count limitation is increased to 20,000. Virden, J., not participating.

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CV-22-312. Eric Sharbino v. Jennifer Graham, from Sharp County Circuit Court. Appellee's motion to substitute counsel is granted.

CV-22-315. Kevin Cheri v. Laura Cheri, from Boone County Circuit Court. Appellant's motion to approve security and bond and for stay of enforcement of judgment pending appeal is denied. Abramson, J., not participating.

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 is granted. Abramson and Hixson, JJ., would deny. Klappenbach, J., not participating.

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 is granted. Abramson and Hixson, JJ., would deny. Klappenbach, J., not participating.

CV-22-335. Shane Helmes v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eighth Division. Appellant's motion to expand word count is granted. Motion for extension of time to file brief due to extraordinary circumstances and motion to stay briefing schedule are moot.

CV-22-343. Devin Wayne Campbell v. Arkansas Department of Human Services and Minor Child, from Faulkner County Circuit Court. Appellees' joint motion for extension of time to file brief due to extraordinary circumstances and to stay the briefing schedule is granted.

CV-22-357. Leticia M. Sanders v. JLP, LLC, from Pulaski County Circuit Court, Seventeenth Division. Appellant's pro se motion to supplement record is denied.

CV-22-371. Darrell Smith, Jr., Successor Trustee of the Smith Family Trust Dated September 22, 2017; and Cole Smith, Executor of the Estate of Darrell Smith, Sr., Deceased v. Terry Orsbun and Christine Orsbun, from Crawford County Circuit Court. Appellants' motion to stay enforcement of judgment is granted. Request for remission of daily penalties is passed until the case is submitted.

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CV-22-371. Darrell Smith, Jr., Successor Trustee of the Smith Family Trust Dated September 22, 2017; and Cole Smith, Executor of the Estate of Darrell Smith, Sr., Deceased v. Terry Orsbun and Christine Orsbun, from Crawford County Circuit Court. Appellants' unopposed petition for certiorari to complete the record is granted. Request to stay briefing schedule is denied.

CV-22-378. Holly Ellis and Jeremy Ellis v. Matthew Davis, from Greene County Circuit Court. Pro se petition of separate appellant Jeremy Ellis for writ of certiorari, as amended, is denied.

CV-22-393. Min Jeong Kim v. Love's Travel Stop Center and Crawford County Sheriff's Department, from Crawford County Circuit Court. Appellant's pro se petition for in forma pauperis; pro se petition for writ of certiorari; pro se motion to pay the filing fee and full record; and pro se motion to extend are moot.

CV-22-393. Min Jeong Kim v. Love's Travel Stop Center and Crawford County Sheriff's Department, from Crawford County Circuit Court. Appellant's notice to court; pro se motion requesting a response; and pro se motion requesting a trial are denied.

CV-22-416. (In the Matter of the Adoption of M.W.G., K.N.G., and M.D.G.) Michael Wayne Webb v. Amy Nicole Gregory and Odis Dean Gregory II, from Phillips County Circuit Court. Appellant's motion for rule on clerk and petition for writ of certiorari to complete the record are granted. The circuit clerk and court reporter are directed to complete a certified electronic record.

CV-22-435. Laura Lynn Hammett and Rural Revival Living Trust v. Micheal Pietrczak, from Searcy County Circuit Court. Pro se petition of separate appellant Laura Lynn Hammett for writ of certiorari to correct the record; pro se motion of separate appellant Laura Lynn Hammett to correct and settle the record; and pro se motion of separate appellant Laura Lynn Hammett to intervene on common claims against Rural Revival Living Trust are denied.

CV-22-435. Laura Lynn Hammett and Rural Revival Living Trust v. Micheal Pietrczak, from Searcy County Circuit Court. Joint motion of separate appellant Laura Lynn Hammett and appellants' attorney, Dustin A. Duke, to withdraw as counsel is granted.

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CV-22-451. Byron D. Watkins v. L.A. Darling, Co., LLC; Travelers Ins. Co.; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Appellant's pro se motion to appeal the court's notice of time length is granted. Harrison, C.J., not participating.

CV-22-463. Michael Akins d/b/a ABC Construction v. Andre Coleman d/b/a ARC Foundation, from Crittenden County Circuit Court. Appellant's pro se motion for rule on clerk and or in the alternative motion for belated appeal is denied.

CV-22-476. Kassie Swift v. Bill, Hillary and Chelsea Clinton Foundation; Accident Fund Insurance Company of America; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Appellant's pro se petition for leave to proceed in forma pauperis is granted.

CV-22-488. Craig Ballegeer v. Holly Ballegeer, from Crawford County Circuit Court. Appellant's motion to consolidate records is moot. The appeals are shown as related on the appellate courts' docket. Harrison, C.J., and Hixson, J., not participating.

E-21-512. Patricia Norman v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to add new evidence is denied.

E-21-662. Lonnie Smith v. Director et al., from the Arkansas Board of Review. Appellant's second pro se motion to add evidence is denied.

E-21-672. Tyfani Wood v. Director et al., from the Arkansas Board of Review. Appellees' motion to remand is granted.

E-21-728. Curtis Smith v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to submit case is denied.

E-21-783. Rachel Davis v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to add evidence to case is denied.

E-22-13. Kelly Harrison v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to add evidence is denied.

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E-22-81. Paul Miller v. Director et al., from the Arkansas Board of Review. Appellant's motion for extension of time to file the appellant's brief is denied.

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

E-22-121. Amber Helms v. Director et al., from the Arkansas Board of Review. Joint motion to supplement the record and for new briefing schedule is granted.

E-22-324. Mickey's Collision Center, LLC v. Director et al., from the Arkansas Board of Review. Appellees' motion to dismiss is granted.

E-22-383. Brittney Sebastian v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to file belated appeal is denied.

E-22-385. Brittney Sebastian v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to filed belated appeal is denied.

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MOTIONS SUBMITTED

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

CR-22-28. Larry Davis v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion to file belated brief.

CR-22-67. Perry Louis McGowan v. State of Arkansas, from Mississippi County Circuit Court, Osceola District. Appellant's motion for expansion of the word count.

CR-22-126. David Kelley-Lucas v. State of Arkansas, from Benton County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-144. Michael Carr v. State of Arkansas, from Drew County Circuit Court. Appellant's motion to correct the record.

CR-22-184. Clate Alan Leonard v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion to supplement counsel of record.

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.

CR-22-278. Jimmy Ted Standridge v. State of Arkansas, from Miller County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-327. Gary Don Murphy v. State of Arkansas, from Drew County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-363. Oshaye Castle v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's motion to correct the record.

CR-22-467. Cameron Virgil v. State of Arkansas, from Faulkner County Circuit Court. Appellant's motion to accept transcript for appeal.

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MOTIONS SUBMITTED

CR-22-489. Keonni Moehgenit Conway v. State of Arkansas, from Faulkner County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-505. Larry Wilson Crain v. State of Arkansas, from Bradley County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CV-21-614. Richard Mays, Jr.; Mays, Byrd & Associates, P.A.; Derrick Stephens; D. Stephens Management & Consulting, LLC; and Olena "Lola" Korneevets v. Viva La Vegan Grocery, Inc., from Pulaski County Circuit Court, Sixth Division. Appellee's motion for expansion of word-count limitation.

CV-21-619. (In the Matter of the Estate of Anna Belle Patterson, Deceased) LeAnne Carpenter and Shelley Benton v. Corey Patterson, from Prairie County Circuit Court, Northern District. Appellee's motion to dismiss appeal.

CV-21-619. (In the Matter of the Estate of Anna Belle Patterson, Deceased) LeAnne Carpenter and Shelley Benton v. Corey Patterson, from Prairie County Circuit Court, Northern District. Appellee's second motion to dismiss appeal.

CV-21-619. (In the Matter of the Estate of Anna Belle Patterson, Deceased) LeAnne Carpenter and Shelley Benton v. Corey Patterson, from Prairie County Circuit Court, Northern District. Appellee's motion for leave to file reply.

CV-22-118. Little Rock School District v. Charles Parliament, from Pulaski County Court, Sixth Division. Appellee's motion for substitution of party and for brief time.

CV-22-266. Perry L. Linder, Jr., and Kathy A. Linder, Husband and Wife v. Michael Steven Gertsch and Lisa A. Gertsch, Husband and Wife; Kim Pride and Gary Shearer, In Their Individual Capacities and as Co-Executor of the Estate of Fleda Shearer, Deceased; and Kim Pride and Gary Shearer, as Trustees of the Shearer Joint Revocable Trust Dated August 16, 2010, from Cleburne County Circuit Court. Appellants' petition for certiorari to complete the record and to stay briefing schedule.

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CV-22-285. Bob Sutton v. Gunner Golden, Individually, and as Personal Representative of the Estate of Kellie Sue May Sutton, Deceased; and on Behalf of the Wrongful Death Beneficiaries of Kellie Sue May Sutton, from Pike County Circuit Court. Appellant's unopposed motion for stay of brief time because of appellant's death.

CV-22-299. Greg Stephens v. Corissa Withrow and Terry Fleming, from Pulaski County Circuit Court, Sixth Division. Separate appellee Corissa Withrow's second motion to dismiss appeal.

CV-22-420. Anthony Alexis v. Kathleen Ashmore and Robert Ashmore, from Lonoke County Circuit Court. Appellees' motion to dismiss appeal.

CV-22-480. Myrtle Myers and Nichols Meyers v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Motion of separate appellant Myrtle Myers for rule on the clerk.

E-22-414. Jonathan Miller v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to file belated appeal.

E-22-423. Brian Kilpatrick v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to file belated appeal.

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CASES SUBMITTED

- CR-21-403. Cody Vessel v. State of Arkansas, from Garland County Circuit Court.
- CR-21-544. Jake Lynn Norwood v. State of Arkansas, from Hot Spring County Circuit Court.
- CR-21-566. Christopher Parker v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.
- CV-20-9. Jack Bennett and Cindy Bennett v. Wiley B. Ballow, from Drew County Circuit Court.
- CV-21-139. Andrew Richards v. Tracey Richards, from Washington County Circuit Court.
- CV-21-303. Arkansas County Bank, Dewitt, as Trustee Under the Last Will and Testament of Godfrey Thomas; Arkansas County Bank, Dewitt, as Trustee of the Godfrey Thomas Testamentary Trust; Godfrey Thomas Foundation, Inc.; Tate Pfaffenberger; Les Pfaffenberger; Turner Farms IV; Turner Farms Partnership; and Roger Turner v. Pin Oak Hunting Club, Inc., from Arkansas County Circuit Court, Southern District.
- CV-21-344. Arkansas Department of Human Services, Division of Medical Services v. Northwest Health System, from Pulaski County Circuit Court, Sixth Division.
- CV-21-391. J. Kirk Grynwald, Jr. v. Ana B. Grynwald, from Pulaski County Circuit Court, Fifteenth Division.
- CV-21-543. Evangelical Lutheran Good Samaritan Society, Sentry Insurance, and Death and Permanent Total Disability Trust Fund v. Tara Rowland, from the Arkansas Workers' Compensation Commission.
- CV-21-547. Michael Brannigan v. University of Arkansas, Public Employee Claims Division; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.
- CV-22-38. Bradley Uren v. Arkansas Department of Human Services and Minor Children, from Baxter County Circuit Court.

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CASES SUBMITTED

CV-22-89. Angel Morphew v. Arkansas Department of Human Services and Minor Children, from Scott County Circuit Court.

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

E-21-453. Incy Cherry v. Director et al.

E-21-454. Yarri Clark v. Director et al.

E-21-455. Angelica Barnard v. Director et al.

E-21-456. Anthony Hentz v. Director et al.

E-21-457. Ricky Richard v. Director et al.

E-21-458. Daniel Brownfield v. Director et al.

E-21-459. Sharon Nowden v. Director et al.

E-21-473. Kimberly Johnston v. Director et al.

E-21-474. Kenneth Boyd v. Director et al.

E-21-475. Dena Garza v. Director et al.

E-21-477. Miles Price v. Director et al.

E-21-478. Ronald Mullen v. Director et al.

E-21-479. Brandon Jett v. Director et al.

E-21-480. Jessica Mims v. Director et al.

E-21-481. Shawnta Metcalf v. Director et al.

E-21-482. Stevie Thomas v. Director et al.

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- E-21-483. Gary Easterling v. Director et al.
- E-21-484. Antonio Williams v. Director et al.
- E-21-485. Antonio Williams v. Director et al.
- E-21-486. Johnathan Mason v. Director et al.
- E-21-487. Terrie Frazier v. Director et al.
- E-21-488. Margaret Campbell v. Director et al.
- E-21-489. Linda O'Dell v. Director et al.
- E-21-493. Amber Blankenship v. Director et al.