

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

BRANDON J. HARRISON, CHIEF JUDGE:

[CR-20-650](#). Brittne Renee Lee v. State of Arkansas, from Crittenden County Circuit Court. Affirmed as modified; motion to withdraw granted. Abramson and Hixson, JJ., agree.

[CV-21-275](#). James Allen, Jr. v. CHI St. Vincent Infirmary; and Morgan McDonald, Bradley Pate, and Stephanie Woolbright, Individually and in Their Official Capacities as CHI St. Vincent Infirmary Employees, from Pulaski County Circuit Court, Seventeenth Division. Affirmed. Abramson and Hixson, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CV-20-394](#). Baucum Fulk v. Marion Fulk; Martin Fulk; and Austin Fulk, from Pulaski County Circuit Court, Thirteenth Division. Affirmed on direct appeal; affirmed on cross-appeal. Harrison, C.J., and Hixson, J., agree.

[CV-22-74](#). Ashlee Christensen v. Arkansas Department of Human Services and Minor Children, from Crawford County Circuit Court. Affirmed. Harrison, C.J., and Hixson, J., agree.

BART F. VIRDEN, JUDGE:

[CR-22-41](#). Jose Cano v. State of Arkansas, from Grant County Circuit Court. Affirmed. Klappenbach and Whiteaker, JJ., agree.

[E-21-569](#). Cheryl Pillow v. Director, Division of Workforce Services, from the Arkansas Board of Review. Remanded for further findings. Gruber and Brown, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-21-583](#). Bobby Garrin III v. State of Arkansas, from Crittenden County Circuit Court. Affirmed. Virden and Whiteaker, JJ., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

PHILLIP T. WHITEAKER, JUDGE:

[CV-21-464](#). Jacob Levitt and Paige Levitt v. Today's Bank, an Arkansas Banking Corporation; State of Arkansas *ex rel.* Department of Finance and Administration; First Security Bank; Moore's Retread & Tire Company, Inc.; Larry Walls; Crystal Howerton, LLC; and Timber Ridge Subdivision Property Owners' Association, Inc., from Washington County Circuit Court. Reversed and remanded. Virden and Klappenbach, JJ., agree.

[CV-21-580](#). Shawna Jordan v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eighth Division. Affirmed; motion to be relieved granted. Virden and Klappenbach, JJ., agree.

LARRY D. VAUGHT, JUDGE:

[CV-21-116](#). Rain Investments LLC dba Saracen Cinema 8 v. James Vu; Thuytien Vu; John Vu; Theresa Vu; and Cameron Appraisal Group, LLC, from Jefferson County Circuit Court. Affirmed. Murphy and Brown, JJ., agree.

[CV-21-402](#). Yafai Investment, Inc. v. Ahmad Amdallah Naser, from Chicot County Circuit Court. Dismissed. Murphy and Brown, JJ., agree.

KENNETH HIXSON, JUDGE:

[CR-22-51](#). Joshua Bryant v. State of Arkansas, from Conway County Circuit Court. Affirmed. Harrison, C.J., and Abramson, J., agree.

[CR-22-96](#). Scott Stiles v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Harrison, C.J., and Abramson, J., agree.

[CV-21-261](#). Brad Stone v. Mary Read, from Pulaski County Circuit Court, Fifth Division. Reversed and remanded for proceedings consistent with this opinion. Klappenbach and Barrett, JJ., agree.

MIKE MUPRHY, JUDGE:

[CR-20-385](#). Joshua Miller v. State of Arkansas, from Baxter County Circuit Court. Affirmed. Vaught and Brown, JJ., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

MIKE MUPRHY, JUDGE: (continued)

[CR-20-387](#). Joshua Miller v. State of Arkansas, from Baxter County Circuit Court. Affirmed. Vaught and Brown, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CR-21-407](#). Taylor Miller v. State of Arkansas, from Crawford County Circuit Court. Reversed and remanded in part; affirmed in part. Vaught and Murphy, JJ., agree.

[CR-22-44](#). Toby Carter v. State of Arkansas, from Saline County Circuit Court. Affirmed. Vaught and Murphy, JJ., agree.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

PER CURIAM ORDERS

CR-22-286. Michael David Bolen v. State of Arkansas, from Jefferson County Circuit Court. Appellant's motion to extend briefing schedule due to medical unavailability of appellant's counsel is granted. Appellant's brief is due in forty-five days (November 5, 2022).

CR-22-346. William J. Boswell v. State of Arkansas, from Miller County Circuit Court. Appellee's motion to preserve anonymity of juvenile victims pursuant to Ark. Sup. Ct. R. 6-3(a). Motion granted in part; denied in part and remanded with instructions. Gladwin, J., would grant. Barrett, J., not participating. *See Crain v. State*, 2022 Ark. App. 334.

CR-22-370. Charley Morris v. State of Arkansas, from Crawford County Circuit Court. Appellant's motion for remand for circuit clerk to supplement the electronic appellate record and motion for stay of time to file appellant's brief is granted.

CR-22-424. Douglas Eugene Causey v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for appointment of counsel is remanded to the circuit court for a hearing within thirty days pursuant to *Brewer v. State*, 64 Ark. App. 372, 984 S.W.2d 65 (1998). Record on remand is due in thirty days (October 21, 2022).

CR-22-548. Robert Penny v. State of Arkansas, from Baxter County Circuit Court. Appellant's pro se motion for belated appeal is granted.

CV-19-764. Ronald E. Dana and Linda D. Dana v. Diamante Members Club, Inc., from Saline County Circuit Court. Appellants' notice of suggestion of death is noted.

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' motion to confirm original deadline for brief filing, or in the alternative, motion to extend time to file appellants' brief is granted. Appellant's brief is due October 8, 2022.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

PER CURIAM ORDERS

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. Appellee's pro se motion for belated extension of time to answer. Granted thirty days (October 21, 2022). Final extension. Virden, Gladwin, Barrett, and Vaught, JJ., would deny.

CV-22-426. (In the Matter of the Adoption of M.N.F. and A.M.F., Minors) Matthew Forrest v. Buck Fleming, from Pope County Circuit Court. Motion of Aundrea Stone Hanna to withdraw as counsel for the appellee is granted. Murphy, J., not participating.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

MOTIONS SUBMITTED

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

CR-22-184. Clate Alan Leonard v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion for leave to amend brief.

CR-22-225. John Mitchell v. State of Arkansas, from Polk County Circuit Court. Appellant's unopposed motion to file substituted appellant's brief correcting RT and RP references.

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

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

CR-22-444. John Roberts v. State of Arkansas, from Saline County Circuit Court. Appellee's motion to substitute brief.

CR-22-558. Toya Boston v. State of Arkansas, from Crittenden County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-560. Ross Segroves, Jr. v. State of Arkansas, from Craighead County Circuit Court, Western District. Appellant's motion to correct record.

CV-20-661. J. David John v. Megan Marie Bolinder, from Benton County Circuit Court. Appellant's motion to release supersedeas bond.

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. Appellants' motion for expansion of word count.

CV-22-315. Kevin Cheri v. Laura Cheri, from Boone County Circuit Court. Appellant's notice to the court of election to accept limited remand to correct record on appeal.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

MOTIONS SUBMITTED

CV-22-357. Leticia M. Sanders v. JLP, LLC, from Pulaski County Circuit Court, Seventeenth Division. Appellant's pro se motion for rule on clerk to file an enlarged brief.

CV-22-357. Leticia M. Sanders v. JLP, LLC, from Pulaski County Circuit Court, Seventeenth Division. Appellant's pro se motion for rule on clerk to file belated reply brief.

CV-22-435. Laura Lynn Hammett and Rural Revival Living Trust v. Micheal Pietrczak, from Searcy County Circuit Court. Pro se motion of separate appellant Laura Lynn Hammett for extension of time to file appellant's brief.

CV-22-448. Johnson Industrial Maintenance Company d/b/a JIMCO, LLC; and Andy Johnson v. William Borkowski and Mary Borkowski, Husband and Wife, from Washington County Circuit Court. Appellants' motion to correct record.

CV-22-448. Johnson Industrial Maintenance Company d/b/a JIMCO, LLC; and Andy Johnson v. William Borkowski and Mary Borkowski, Husband and Wife, from Washington County Circuit Court. Appellants' motion for extension of time to file brief.

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 petition for rehearing treated as a motion for reconsideration.

CV-22-522. (In the Matter of the Guardianship of the Persons and Estates of A.T. and K.S, Minors) Terri Simmons v. Bryan Steele, from Yell County Circuit Court, Northern District. Motion of LynMarie Liberty-Ellington to withdraw as counsel for the appellee.

CV-22-554. Paul E. Gunn d/b/a Paul E. Gunn & Associates Consulting v. Steve Wortman, from Pulaski County Circuit Court, Sixteenth Division. Appellant's petition for writ of certiorari to complete the record.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

CASES SUBMITTED

CR-21-383. Noah Douglas Wright v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-21-501. Harold Atherton v. State of Arkansas, from Hot Spring County Circuit Court.

CR-21-594. Daroyce Rodgers v. State of Arkansas, from Miller County Circuit Court.

CR-22-12. Joseph Baker v. State of Arkansas, from Miller County Circuit Court.

CR-22-15. Joshua Baker v. State of Arkansas, from Miller County Circuit Court.

CR-22-42. Joseph Connor v. State of Arkansas, from Grant County Circuit Court.

CR-22-131. David Jewell v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-22-182. James Andrew Taylor v. State of Arkansas, from Miller County Circuit Court.

CV-20-305. Stroud Production, LLC v. Ploutos, LLC; Sagely Investments, LLC; Kevin Schmidt; Monica Schmidt; J-Lu Ltd. Co. & J-Roc Ltd. Co., from Miller County Circuit Court.

CV-21-298. First Arkansas Bail Bonds v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-21-300. Bobby Cox Bail Bonds, Inc. v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-21-301. First Arkansas Bail Bonds v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-21-302. First Arkansas Bail Bonds v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-21-372. Christina Morris v. Chad Morris, from Benton County Circuit Court.

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF SEPTEMBER 21, 2022

CASES SUBMITTED

CV-21-396. Norma Hudson and Hudson Revocable Trust v. Farm Bureau Mutual Insurance Company of Arkansas, Inc., from Benton County Circuit Court.

CV-21-397. Hudson Revocable Trust v. Dewayne Evans, Mark White, and Billy Taylor, from Benton County Circuit Court.

CV-21-404. Scotty Howell v. Kimberly Howell, from Garland County Circuit Court.

CV-21-469. Wells Fargo Bank, N.A., d/b/a Wells Fargo Dealer Services v. Prescott Automotive, LLC, from Nevada County Circuit Court.

CV-21-586. Jacob Wilson v. Sammie Cribbs, from Boone County Circuit Court.

CV-22-169. Felicia Love v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eighth Division.

CV-22-177. Kenneth Stroup, Sr. v. Arkansas Department of Human Services and Minor Children, from Logan County Circuit Court, Southern District.

CV-22-200. Aslyn Smith v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

CV-22-203. Aslyn Smith v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court.

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

E-21-460. Silver Cely v. Director et al.

E-21-461. Silver Cely v. Director et al.

Opinions are available on the internet at

<http://arcourts.gov>