

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF NOVEMBER 30, 2022

BRANDON J. HARRISON, CHIEF JUDGE:

[CV-19-858](#). David Kinder v. Wendy Kinder, from Pulaski County Circuit Court, Third Division. Affirmed. Klappenbach and Hixson, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-22-288](#). Marvin Hampton v. State of Arkansas, from Boone County Circuit Court. Affirmed. Gladwin and Murphy, JJ., agree.

[CV-22-247](#). Stanley Thompson v. Arkansas Department of Human Services and Minor Child, from Saline County Circuit Court. Affirmed. Gladwin and Murphy, JJ., agree.

BART F. VIRDEN, JUDGE:

[CR-22-72](#). John Brandon Self v. State of Arkansas, from Saline County Circuit Court. Affirmed. Barrett and Hixson, JJ., agree.

[CV-21-587](#). Jerrod Piker v. Anna Piker, from Saline County Circuit Court. Affirmed. Gruber and Vaught, JJ., agree.

[CV-22-264](#). McKenzie Collins v. Arkansas Department of Human Services and Minor Children, from Benton County Circuit Court. Affirmed; motion to withdraw granted. Barrett and Hixson, JJ., agree.

N. MARK KLAPPENBACH, JUDGE:

[CR-22-259](#). Zachary Pinegar v. State of Arkansas, from Hot Spring County Circuit Court. Affirmed. Gruber and Brown, JJ., agree.

[CR-22-262](#). Zachary Pinegar v. State of Arkansas, from Hot Spring County Circuit Court. Affirmed. Gruber and Brown, JJ., agree.

RITA W. GRUBER, JUDGE:

[CV-21-616](#). Zachary Plunkett v. Cheryl Vosburg, in Her Capacity as Special Administrator of the Estate of Howell Griffin, Deceased, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Klappenbach and Brown, JJ., agree.

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RITA W. GRUBER, JUDGE: (continued)

[CV-22-344](#). Patrick Kugler and Tepring Loveland v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Affirmed in part; reversed and remanded in part. Klappenbach and Brown, JJ., agree.

STEPHANIE POTTER BARRETT, JUDGE:

[CR-22-276](#). Mark Fish v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Virden and Hixson, JJ., agree.

[CV-22-53](#). Travis A. Pilcher v. Rashada T. McWilliams, from Pulaski County Circuit Court, Thirteenth Division. Reversed and remanded. Virden and Hixson, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-22-36](#). Melissa Horn v. David Caldwell, from Hot Spring County Circuit Court. Affirmed. Virden and Barrett, JJ., agree.

[CV-22-282](#). Charles Gabel v. Arkansas Department of Human Services and Minor Children, from Garland County Circuit Court. Affirmed. Virden and Barrett, JJ., agree.

MIKE MURPHY, JUDGE:

[CR-22-82](#). Leonard Wiley v. State of Arkansas, from Crawford County Circuit Court. Affirmed. Abramson and Gladwin, JJ., agree.

[E-22-157](#). Erin Shanahan v. Director, Department of Workforce Services, from the Arkansas Board of Review. Affirmed. Abramson and Gladwin, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CV-22-9](#). Shane Eisman v. Elizabeth Pornjaroen, from Sebastian County Circuit Court, Fort Smith District. Dismissed without prejudice. Klappenbach and Gruber, JJ., agree.

[CV-22-29](#). Jeffery Parsons v. Christina Parsons, from Saline County Circuit Court. Affirmed. Klappenbach and Gruber, 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-21-684. Colbert English v. Director et al.

E-21-685. Colbert English v. Director et al.

E-21-687. Michael Mills v. Director et al.

E-21-688. Michael Mills v. Director et al.

E-21-689. Melanie Moore v. Director et al.

E-21-690. Melanie Moore v. Director et al.

E-21-693. Ginger Franco v. Director et al.

E-21-694. Jenna Lang v. Director et al.

E-21-695. Shahzad Aslam v. Director et al.

E-21-696. Shahzad Aslam v. Director et al.

E-21-697. Kenyatta Connors v. Director et al.

E-21-698. Emily Bell v. Director et al.

E-21-701. Mindy Burriss (now Davis) v. Director et al.

E-21-702. Lawrence Watson v. Director et al.

E-21-703. Kathryn McClurkan v. Director et al.

E-21-704. Colbert English v. Director et al.

E-21-706. Danny Thomas v. Director et al.

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- E-21-707. Mark Dundee v. Director et al.
- E-21-708. Brenda Goins v. Director et al.
- E-21-709. Donna Bright v. Director et al.
- E-21-713. Tyke Taylor v. Director et al.
- E-21-714. Ina Lohmann v. Director et al.
- E-21-715. Maria Richard v. Director et al.
- E-21-716. Silvio Lopez v. Director et al.
- E-21-717. Leslie Martin v. Director et al.
- E-21-718. Perle Frank Hambrick III v. Director et al.
- E-21-720. Stephanie Barker v. Director et al.
- E-21-721. George Smith v. Director et al.
- E-21-722. James Bowden v. Director et al.
- E-21-724. Maurice Petrose v. Director et al.
- E-21-725. Tabitha Wood v. Director et al.
- E-21-726. Deborah Stark v. Director et al.
- E-21-727. Santino Harris v. Director et al.
- E-21-729. Latoya Smith v. Director et al.
- E-21-730. Latoya Smith v. Director et al.
- E-21-731. Matthew Marquis v. Director et al.
- E-21-732. LaLisa Wright v. Director et al.

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- E-21-733. LaLisa Wright v. Director et al.
- E-21-734. LaLisa Wright v. Director et al.
- E-21-735. Kari Simpkins v. Director et al.
- E-21-736. Ron Harris v. Director et al.
- E-21-737. Chiquita Johnson v. Director et al.
- E-21-738. Bobby Broadway v. Director et al.
- E-21-739. Leanna Shadlow v. Director et al.
- E-21-740. Leanna Shadlow v. Director et al.
- E-21-741. Kristan Reynolds v. Director et al.
- E-21-742. Kristan Reynolds v. Director et al.
- E-21-743. Julie Smith v. Director et al.
- E-21-744. Sandra Smith v. Director et al.
- E-21-747. Erica Jennings v. Director et al.
- E-21-750. Teresa Scott-Raney v. Director et al.
- E-21-793. Timber Gilbert v. Director et al.
- E-21-794. Brandy Archibald v. Director et al.

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PER CURIAM ORDERS

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

CV-21-123. Maggie Hall, Administratrix of the Estate of Brenda Dell Allbright, Deceased v. Gage’s Powersports, Inc., from Boone County Circuit Court.

CR-21-501. Harold Mathew Atherton v. State of Arkansas, from Hot Spring County Circuit Court. Motion of Lisa-Marie Norris for award of attorney’s fees and costs is granted. Allowed \$2250.00.

CR-22-226. Thelma Williams v. State of Arkansas, from Faulkner County Circuit Court. Appellant’s pro se motion to leave to file a nonconforming briefs is denied.

CR-22-540. James Raper v. State of Arkansas, from Drew County Circuit Court. Appellant’s pro se motion for bond is denied.

CV-22-261. Preston Grumbles v. Conway Regional Medical Center, Inc.; Continental Casualty Company; Nabholz Construction Corporation; and John Does 1–5, from Faulkner County Circuit Court. Appellant’s motion to file belated reply brief due to technical failures is granted. Gladwin, J., not participating.

CV-22-338. Protech Solutions, Inc. v. Chase Global Services, from Pulaski County Circuit Court, Twelfth Division. Motion of Lyle D. Foster and Guy W. Murphy, Jr., to withdraw as counsel for appellant is granted. Murphy, J., not participating.

CV-22-348. Cody Tackett; TTC, Inc.; Red River Sand and Gravel; S.W.A.T., Inc.; Synergy Logistics, Inc.; and CST Logistics, Inc. v. Miller-Claborn Oil Distributing Co., Inc.; Amy Freedman, Special Administratrix of the Estate of John Z. Tackett, Jr.; Melissa Wright Tackett; Hwy. 71 Trucking, LLC; and JZT’s Hwy 71 Trucking, LLC, from Little River County Circuit Court. Motion of separate appellee Miller-Claborn Oil Distributing Co., Inc., to supplement the record is granted. Barrett, J., not participating.

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CV-22-421. Shelley Diane Cooper and Annette Michelle Edelen, Individually and as Trustees of the Dolores S. Bryant Revocable Living Trust v. Horace E. Bryant; and Nancy Elizabeth Edelen, Individually and in Her Capacity as Trustee of the Dolores S. Bryant Revocable Living Trust, from Benton County Circuit Court. Appellees' suggestion of death and motion for substitution of party is granted. Abramson, J., not participating.

CV-22-432. Jessica Mathis v. Glenn A. Hickman, Jr., from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion to supplement the record or, in the alternative, motion for extension of time to remove references to supplemental materials is granted. Abramson, J., not participating.

CV-22-709. Stephanie Watts v. Arkansas Department of Human Services and Minor Children, from Clark County Circuit Court. Appellant's motion for rule on clerk is granted.

CV-22-711. Stephanie Watts v. Arkansas Department of Human Services and Minor Child, from Clark County Circuit Court. Appellant's motion for rule on clerk is granted.

E-22-347. Cassandra Taylor v. Director et al., from the Arkansas Board of Review. Appellees' motion to dismiss appeal is granted. Appeal dismissed.

E-22-376. Danita Miner v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to add evidence is denied.

E-22-398. Cecily Storm v. Director et al., from the Arkansas Board of Review. Appellant's motion to correct the record and to stay briefing schedule is granted. Harrison, C.J., and Virden and Brown, JJ., would deny. Gladwin and Vaught, JJ., not participating.

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PETITIONS FOR REHEARING:

CR-22-21. Stacy Anthony Mitchell v. State of Arkansas, from Benton County Circuit Court.

CV-21-529. Dan Baird v. Celina Baird (now Stelly), from White County Circuit Court.

CV-21-571. (In the Matter of the Adoption of Minor Child) Manuel Cruz Cervantez v. Carla Irene Trejo Segovia and Edgar Ulises Ruiz Pacheco, from Washington County Circuit Court.

CR-21-486. Gary Chambers v. State of Arkansas, from Clark County Circuit Court. Motion of Dusti Standridge for attorney's fees and expenses.

CR-22-44. Toby Carter v. State of Arkansas, from Saline County Circuit Court. Motion of Grace Casteel for award of attorney's fees.

CR-22-99. Luther Shaw v. State of Arkansas, from Garland County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

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-22-161. Devion Spencer v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellant's status report and request for outstanding motions to be decided.

CR-22-179. Antonio Holliman v. State of Arkansas, from Arkansas County Circuit Court, Northern District. Appellant's pro se motion to file additional pro se points.

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

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

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CR-22-226. Thelma Williams v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion to file nonconforming brief "brief T, motion T, having trouble out law library and Warden and Major, VSM Supermax."

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-22-286. Michael David Bolen v. State of Arkansas, from Jefferson County Circuit Court. Appellant's pro se motion to relieve attorney Matthew McKay.

CR-22-291. James Ricks, Jr. v. State of Arkansas, from Arkansas County Circuit Court, Northern District. Appellant's pro se motion to discard and remove certain pages from the motion to amend the record.

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-22-341. Nahaman Castillo v. State of Arkansas, from Conway County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

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).

CR-22-360. Quebec Solo Miya v. State of Arkansas, from Jackson County Circuit Court. Appellant's motion for leave to file a corrected brief.

CR-22-392. Charles Greeno v. State of Arkansas, from Hot Spring County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

CR-22-402. Evan Columbus Anderson 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-22-458. Jiggs Compton v. State of Arkansas, from Newton County Circuit Court. Appellee's motion to preserve anonymity of a juvenile pursuant to Ark. Sup. Ct. R. 6-3(a).

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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).

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-22-654. Debert Morgan v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motion for extension of time to file brief.

CR-22-674. Coree McGaugh v. State of Arkansas, from Yell County Circuit Court, Northern District. Appellant's motion to substitute counsel.

CR-22-674. Coree McGaugh v. State of Arkansas, from Yell County Circuit Court, Northern District. Appellant's motion for rule on clerk.

CR-22-716. Lamiesha Toney v. State of Arkansas, from Jefferson County Circuit Court. Appellant's motion for rule on clerk.

CR-22-723. Tevin Randle v. State of Arkansas, from Phillips County Circuit Court. Appellant's petition for writ of certiorari to complete the record, or, in the alternative, motion to remand to settle the record.

CV-21-31. Altice USA, Inc., d/b/a Suddenlink Communications v. Tina Johnson, from Clark County Circuit Court. Motion of Ginger Gooch to withdraw as counsel for the appellant.

CV-21-32. Altice USA, Inc., d/b/a Suddenlink Communications v. Sandra Peterson, from Clark County Circuit Court. Motion of Ginger Gooch to withdraw as counsel for the appellant.

CV-21-33. Altice USA, Inc., d/b/a Suddenlink Communications v. Ronnie Francis, from Clark County Circuit Court. Motion of Ginger Gooch to withdraw as counsel for the appellant.

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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 for reconsideration, or in the alternative, renewed motion for substituted brief.

CV-22-234. Altice USA, Inc., d/b/a Suddenlink Communications v. Pam Runyan and Jesse Runyan, Parents and Guardians of Minor Child (an Incapacitated Person), from Clark County Circuit Court. Motion of Ginger Gooch to withdraw as counsel for the appellant.

CV-22-236. Altice USA, Inc., d/b/a Suddenlink Communications v. Pam Runyan and Jesse Runyan, Parents and Guardians of Minor Child (an Incapacitated Person), from Clark County Circuit Court. Motion of Ginger Gooch to withdraw as counsel for the appellant.

CV-22-241. Amy Smith v. Brad Smith, from Hot Spring County Circuit Court. Appellant's motion for extension of time to file reply brief.

CV-22-261. Preston Grumbles v. Conway Regional Medical Center, Inc.; Continental Casualty Company; Nabholz Construction Corporation; and John Does 1–5, from Faulkner County Circuit Court. Motion of Jennifer L. Merritt to withdraw as counsel.

CV-22-348. Cody Tackett; TTC, Inc.; Red River Sand and Gravel; S.W.A.T., Inc.; Synergy Logistics, Inc.; and CST Logistics, Inc. v. Miller-Claborn Oil Distributing Co., Inc.; Amy Freedman, Special Administratrix of the Estate of John Z. Tackett, Jr.; Melissa Wright Tackett; Hwy. 71 Trucking, LLC; and JZT's Hwy 71 Trucking, LLC, from Little River County Circuit Court. Motion of separate appellee Miller-Claborn Oil Distributing Co., Inc., for expansion of word count limitation.

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 expansion of word count limitation for appellant's brief.

CV-22-435. Laura Lynn Hammett and Rural Revival Living Trust v. Micheal Pietrczak, from Searcy County Circuit Court. Pro se motion for entry of appearance by Laura Lynn Hammett, grantor, trustee, and sole beneficiary of the Rural Revival Living Trust.

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CV-22-515. Arkansas Blue Cross Blue Shield v. Alan McClain, Insurance Commissioner; Freeway Surgery Center; Scott Schlesinger, M.D.; Fair Park Surgery Center; Centerview Surgery Center; South Arkansas Surgery Center; Advanced Ambulatory Surgery Center; Executive Park Surgery Center of Fort Smith; Gastroenterology and Surgery Center of Arkansas; Mountain Home Surgery Center; Harrison Surgery Center; Boozman-Hof Eye Center; Physician's Day a/k/a McFarland Eye Center; Spring Creek Surgery Center; Taylor Plastic Surgery; Surgery Center of Northeast Texas; Advanced Interventional Pain Management; Precision Surgical of Northwest Arkansas; Executive Surgery Center of Little Rock; Central Arkansas Surgery Center a/k/a Arkansas Spine and Pain; and Arkansas Center for Surgical Excellence, from Pulaski County Circuit Court, Fifth Division. Appellant's second motion to enforce writ of certiorari and extend time.

CV-22-538. Hamid Mardanbeiki v. Tahereh Mehran, from Washington County Circuit Court. Appellee's motion to file belated brief.

E-22-575. Krishana Day v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion for reconsideration of denial to file belated appeal.

E-22-577. James Turner v. Director et al., from the Arkansas Board of Review. Appellant's motion to add new evidence.

E-22-589. Robert Gage v. Director et al., from the Arkansas Board of Review. Appellant's pro se motion to expedite.

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CR-22-165. Rayford Pryor v. State of Arkansas, from Cross County Circuit Court.

CR-22-215. Shawn McLemore v. State of Arkansas, from Grant County Circuit Court.

CR-22-290. Dalvin Devante Jones v. State of Arkansas, from Hempstead County Circuit Court.

CV-21-463. Samuel Wallace and Mary Wallace v. Rail Resources, LLC, from Union County Circuit Court.

CV-21-550. Mary V. Smith v. Jonathan A. Smith, from Pulaski County Circuit Court, Fifteenth Division.

CV-21-554. Michael Roberts v. Crabtree RV Center, Inc., from Crawford County Circuit Court.

CV-22-223. (In the Matter of the Adoption of Minor Children) Casey McClara v. Robert McClara and Judith McClara, from Polk County Circuit Court.

CV-22-324. Carey D. Bell v. Arkansas Department of Human Services and Minor Child, from Poinsett County Circuit Court.

CV-22-334. Royal C. Martin v. Arkansas Department of Human Services and Minor Child, from Dallas County Circuit Court.

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

E-21-675. Steven Schoonover v. Director et al.

E-21-752. Paris Walls v. Director et al.

E-21-753. Joyce Gates v. Director et al.

E-21-755. Brenda Brown v. Director et al.

E-21-756. Amelia Smith v. Director et al.

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- E-21-757. Amelia Smith v. Director et al.
- E-21-758. Melissa Campbell v. Director et al.
- E-21-759. Melissa Campbell v. Director et al.
- E-21-760. Crystal Ruth v. Director et al.
- E-21-761. Rhonda Watson v. Director et al.
- E-21-762. Drew Alisandre v. Director et al.
- E-21-763. Drew Alisandre v. Director et al.
- E-21-766. Ronald Stephens v. Director et al.
- E-21-767. Jessie Smith v. Director et al.
- E-21-768. Mikel Mathis v. Director et al.
- E-21-769. Mikel Mathis v. Director et al.
- E-21-770. Sharon Miner v. Director et al.
- E-21-771. Lola Johnson v. Director et al.
- E-21-772. Dakota Rowland v. Director et al.
- E-21-773. Josh Kinsey v. Director et al.
- E-21-774. Mary McGowan v. Director et al.
- E-21-775. M’Lisa Thompson v. Director et al.
- E-21-776. Adam McMackins v. Director et al.
- E-21-778. Minnie Jacobs v. Director et al.

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- E-21-779. Awais Amin v. Director et al.
- E-21-780. Awais Amin v. Director et al.
- E-21-781. Victirius Randle v. Director et al.
- E-21-782. Rachel Davis v. Director et al.
- E-21-783. Rachel Davis v. Director et al.
- E-21-785. Elizabeth Roach-Haynes v. Director et al.
- E-21-786. Marcus Hunter v. Director et al.
- E-21-787. Jacqueline Arnold v. Director et al.
- E-21-789. David Bailey v. Director et al.
- E-21-791. Valarie Jiles-Gay v. Director et al.
- E-21-792. Axxis Jackson v. Director et al.
- E-21-813. Jenae Wyrick v. Director et al.

Opinions are available on the internet at

<http://arcourts.gov>