

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**BRANDON J. HARRISON, CHIEF JUDGE:**

[CV-22-468](#). CHI St. Vincent Infirmiry Medical Center v. Holly McCauley, from the Arkansas Workers' Compensation Commission. Affirmed. Gladwin and Klappenbach, JJ., agree.

**RAYMOND R. ABRAMSON, JUDGE:**

[CR-22-477](#). Darryl Lavon Bunton v. State of Arkansas, from Ashley County Circuit Court. Affirmed. Gruber and Barrett, JJ., agree.

[CV-22-33](#). Colvin Properties, LLC v. Paul Colvin Jr., Personal Representative of the Estate of Paul Colvin, Sr., Deceased, from Washington County Circuit Court. Affirmed. Gruber and Barrett, JJ., agree.

**BART F. VIRDEN, JUDGE:**

[CV-22-598](#). Teresa Baird v. Arkansas Department of Human Services and Minor Children, from Franklin County Circuit Court, Northern District. Affirmed; motion to withdraw granted. Hixson and Murphy, JJ., agree.

**ROBERT J. GLADWIN, JUDGE:**

[CR-22-273](#). Keon M. Chaffin v. State of Arkansas, from Desha County Circuit Court. Affirmed. Harrison, C.J., and Klappenbach, J., agree.

[CV-22-154](#). Byron Sartor v. Mayor Tony Cole, Individually and In His Capacity as Mayor of the City of Huttig; and the City of Huttig, from Union County Circuit Court. Affirmed. Harrison, C.J., and Klappenbach, J., agree.

**N. MARK KLAPPENBACH, JUDGE:**

[CR-22-346](#). William Jesse Boswell v. State of Arkansas, from Miller County Circuit Court. Affirmed. Harrison, C.J., and Gladwin, J., agree.

**RITA W. GRUBER, JUDGE:**

[CR-22-28](#). Larry Davis v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Abramson and Barrett, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**RITA W. GRUBER, JUDGE: (continued)**

[CV-22-320](#). Glenn Carter v. GEA North America, Inc.; and Sentry Insurance Company Insurance Carrier/TPA, from the Arkansas Workers' Compensation Commission. Affirmed. Abramson and Barrett, JJ., agree.

**STEPHANIE POTTER BARRETT, JUDGE:**

[CV-22-633](#). Marissa Valentin v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eighth Division. Affirmed. Abramson and Gruber, JJ., agree.

**CINDY GRACE THYER, JUDGE:**

[CV-22-270](#). (In the Matter of the Estate of Adolph Johnson) Stephanie Johnson, Individually; and Gwendolyn Akins, as Her Next Friend v. Felecia Parker-Green, from Pulaski County Circuit Court, Thirteenth Division. Remanded to settle and supplement the record. Wood and Brown, JJ., agree.

**WENDY SCHOLTENS WOOD, JUDGE:**

[CV-21-408](#). Shane A. Wallis v. Samantha K. Holsing, from Lonoke County Circuit Court. Affirmed. Thyer and Brown, JJ., agree.

[CV-22-602](#). Robert Bevell v. Arkansas Department of Human Services and Minor Child, from Conway County Circuit Court. Affirmed. Thyer and Brown, JJ., agree.

**KENNETH S. HIXSON, JUDGE:**

[CV-22-139](#). Michael Sean Mullenix v. Jennifer Mayberry, from Garland County Circuit Court. Reversed. Viriden and Murphy, JJ., agree.

[CV-22-642](#). Brittany Price v. Arkansas Department of Human Services and Minor Child, from Jefferson County Circuit Court. Affirmed. Viriden and Murphy, JJ., agree.

**MIKE MURPHY, JUDGE:**

[CR-22-278](#). Jimmy Standridge v. State of Arkansas, from Miller County Circuit Court. Affirmed. Viriden and Hixson, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**MIKE MURPHY, JUDGE: (continued)**

[CR-22-360](#). Quebec Miya v. State of Arkansas, from Jackson County Circuit Court. Affirmed. Virden and Hixson, JJ., agree.

**WAYMOND M. BROWN, JUDGE:**

[CR-22-358](#). Michael Fredrick Strange v. State of Arkansas, from Baxter County Circuit Court. Affirmed. Thyer and Wood, JJ., agree.

[CR-22-390](#). Vasquez Hayes v. State of Arkansas, from Miller County Circuit Court. Dismissed. Thyer and Wood, JJ., agree.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**PER CURIAM ORDERS**

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

CV-20-509. The AGRED Foundation v. Friends of Lake Erling Association, from Lafayette County Circuit Court.

\*\*\*\*\*

CR-22-116. Devonta McDonald v. State of Arkansas, from Lonoke County Circuit Court. Motion of Robert M. “Robby” Golden for award of attorney’s fees is granted. Allowed \$1400.

CR-22-224. Donald Thatcher v. State of Arkansas, from Benton County Circuit Court. Appellee’s motion to file substituted brief is granted.

CR-22-226. Thelma Williams, Jr. v. State of Arkansas, from Faulkner County Circuit Court. Appellant’s pro se motion to file nonconforming brief “kidnapping in prison, violations of speedy trial, and evidence tamper” is denied.

CR-22-746. Rolando Cuevas-Flores v. State of Arkansas, from Benton County Circuit Court. Appellant’s motion to extend deadline to complete the record is granted. Complete electronic record is due March 24, 2023.

CR-22-777. Bredean Burns v. State of Arkansas, from Arkansas County Circuit Court, Northern District. Appellant’s petition for writ of certiorari to complete the record, or, in the alternative, motion to remand to settle the record is granted. Klappenbach, J., not participating.

CR-22-803. Kinslow Young v. State of Arkansas, from St. Francis County Circuit Court. Appellant’s petition for writ of certiorari to complete the record is granted.

CR-23-110. Lorenzo Harrison v. State of Arkansas, from St. Francis County Circuit Court. Appellant’s pro se motion for rule on clerk is denied.

CR-23-113. Angela Downing v. State of Arkansas, from Conway County Circuit Court. Appellant’s petition to proceed in forma pauperis is denied without prejudice. Viriden, J., not participating.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**PER CURIAM ORDERS**

CV-20-692. El Dorado Ammonia, LLC; and El Dorado Chemical Company v. Global Industrial, Inc., d/b/a Global Turnaround; Leidos Constructors, LLC; Leidos Engineering, LLC; and Leidos, Inc., from Union County Circuit Court. Motion of separate appellees Leidos Constructors, LLC; Leidos Engineering, LLC; and Leidos, Inc., to withdraw John F. Peiserich, Kimberly D. Logue, and Jessica H. Fontenot as counsel is granted.

CV-22-679. Christina Marziale and Dana McClain v. Kimberly Brown, Special Administrator for the Estate of Tenisha Brown, in Her Individual Capacity, from Jefferson County Circuit Court. Appellants' motion to dismiss appeal without prejudice is denied. Virden, J., not participating.

E-22-683. Fallon Looney v. Director et al., from the Arkansas Board of Review. Petitioner's motion to add evidence is denied.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**MOTIONS SUBMITTED**

CR-22-103. Justin Shiyone Moody v. State of Arkansas, from Faulkner County Circuit Court. Motion of Charles Hancock for award of attorney's fees.

CR-22-146. Johnny Lee Nichols v. State of Arkansas, from Pope County Circuit Court. Motion of Samuel F. Eastman for award of attorney's fees.

CR-22-147. Johnny Lee Nichols v. State of Arkansas, from Pope County Circuit Court. Motion of Samuel F. Eastman for award of attorney's fees.

CR-22-226. Thelma Williams, Jr. v. State of Arkansas, from Faulkner County Circuit Court. Appellant's pro se motion for reconsideration of orders entered February 22, 2023.

CR-22-258. Christopher Burns v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's motion to file belated brief.

CR-22-359. Toney Demetrius Kinnard v. State of Arkansas, from Bradley County Circuit Court. Motion of Gary W. Potts for costs and attorney fees.

CR-22-392. Charles Greeno v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's motion for extension of time to rebrief.

CR-22-540. James Raper v. State of Arkansas, from Drew County Circuit Court. Appellant's pro se motion to terminate counsel.

CV-21-542. Bryson David Deaton v. Charles Niederbrach, Sr., Individually and as Special Administrator of the Estate of Charles Alden Niederbrach, Jr., Deceased; and on Behalf of the Wrongful Death Beneficiaries of Charles Alden Niederbrach, Jr., from Clark County Circuit Court. Motion of Bailey Ellis Farner to withdraw as counsel.

CV-22-213. Forrest Harrison and Shelby Harrison, Husband and Wife v. Larrie Stolfi and Carol A. Stolfi, from Washington County Circuit Court. Appellants' motion to file a belated substitute brief.

CV-22-442. Arkansas Department of Human Services, Division of Medical Services v. Northwest Health System, from Pulaski County Circuit Court, Sixth Division. Motion of David Warford to withdraw as counsel.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**MOTIONS SUBMITTED**

CV-22-637. Arkansas Department of Human Services, Division of Medical Services v. Northwest Health System, from Pulaski County Circuit Court, Eleventh Division. Motion of David Warford to withdraw as counsel.

CV-22-650. Gregory D. Mills v. Arkansas Local Police and Fire Retirement System, from Benton County Circuit Court. Appellee's motion for leave to file a response to the appellant's reply brief.

CV-22-650. Gregory D. Mills v. Arkansas Local Police and Fire Retirement System, from Benton County Circuit Court. Appellant's response to appellee's motion to file additional reply brief and motion to strike.

CV-22-655. Malik Muntaqim v. James Gibson, Warden, Varner Unit, Arkansas Department of Correction; Marshall D. Reed, Chief Deputy Director, Arkansas Department of Correction; and Laura McEwen, Mailroom Supervisor, Varner Unit, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for extension of time to file reply brief.

CV-22-712. Jazmin Deziree Waldon v. Arkansas Department of Human Services and Minor Children, from Sebastian County Circuit Court, Fort Smith District. Motion for extension of time to file brief of separate appellee Freddie Youngblood.

CV-23-33. Adam Reynolds v. Real Estate Management Corporation, from Pulaski County Circuit Court, Eleventh Division. Appellant's motion to supplement the record.

CV-23-106. Jeffery Springston, Individually, and as Trustee of the Donald and Thelma Marie Springston Revocable Trust v. Kenneth Springston, Individually, and as Trustee of the Donald and Thelma Marie Springston Revocable Trust; and Joy Culp, from Benton County Circuit Court. Motion of Blake Z. Brizzolara to withdraw as counsel.

E-23-68. Josh Wilmoth v. Director et al., from the Arkansas Board of Review. Petitioner's pro se motion for belated appeal.

E-23-70. Josh Wilmoth v. Director et al., from the Arkansas Board of Review. Petitioner's pro se motion for belated appeal.

**ARKANSAS COURT OF APPEALS**

**PROCEEDINGS OF MARCH 8, 2023**

**CASES SUBMITTED**

CV-22-197. Physicians' Specialty Hospital, LLC v. Arkansas Department of Human Services, Division of Medical Services, from Washington County Circuit Court. Orally argued.

CR-22-342. Richard McClure v. State of Arkansas, from Clark County Circuit Court.

CR-22-345. Danielle Smith v. State of Arkansas, from Clark County Circuit Court.

CR-22-368. Kenny Jason Walden v. State of Arkansas, from Garland County Circuit Court.

CR-22-407. George Gitchell v. State of Arkansas, from Hot Spring County Circuit Court.

CR-22-493. Judrika Houston, Jr. v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-22-534. Mario Cantrell Palmer v. State of Arkansas, from Ashley County Circuit Court.

CR-22-540. James Raper v. State of Arkansas, from Drew County Circuit Court.

CV-21-371. Gerald Pevey v. Bay Cities Container Corporation, from Benton County Circuit Court.

CV-21-426. The Waters of White Hall, LLC; The Waters of Arkansas Master Tenant, LLC; Donna Morton, Individually and In Her Capacity as the Administrator of The Waters of White Hall, LLC; and John Doe Defendants 1 through 10 v. William Wiegand, as Personal Representative of the Estate of Arthur H. Wiegand, Deceased; and on behalf of the Wrongful Death Beneficiaries of Arthur H. Wiegand, from Jefferson County Circuit Court.

CV-22-665. Alicia Womack (Tucker) v. Arkansas Department of Human Services and Minor Children, from Sharp County Circuit Court.

CV-22-686. Alexius Hile and Dustin Wood v. Arkansas Department of Human Services and Minor Child, from Sebastian County Circuit Court, Fort Smith District.



**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF MARCH 8, 2023**

**CASES SUBMITTED**

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

- E-22-95. Carri Winn v. Director et al.
- E-22-96. LaLisa Wright v. Director et al.
- E-22-97. Tiffany Mason v. Director et al.
- E-22-98. Sherry King v. Director et al.
- E-22-99. Corey Williams v. Director et al.
- E-22-100. Judith Zimpel v. Director et al.
- E-22-101. Michael Brown v. Director et al.
- E-22-102. Randall Coffman v. Director et al.
- E-22-103. Charlotte Scott v. Director et al.
- E-22-105. James Cockrum v. Director et al.
- E-22-106. Patricia Perry v. Director et al.
- E-22-107. Heather King v. Director et al.
- E-22-108. Heather King v. Director et al.
- E-22-109. Michael Grant v. Director et al.
- E-22-110. Marcus Davis v. Director et al.
- E-22-111. Marcus Davis v. Director et al.
- E-22-112. Marcus Davis v. Director et al.
- E-22-113. Douglas Spielmann v. Director et al.

**ARKANSAS COURT OF APPEALS**  
**PROCEEDINGS OF MARCH 8, 2023**

**CASES SUBMITTED**

E-22-115. Shanshan Brown v. Director et al.

E-22-116. Stephanie Stark v. Director et al.

E-22-117. Jimmy Blackwood, Jr. v. Director et al.

E-22-118. Jimmy Blackwood, Jr. v. Director et al.

E-22-119. Briana Mcelroy v. Director et al.

E-22-120. Todd Ramsey v. Director et al.

Opinions are available on the internet at

<http://arcourts.gov>