

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF MAY 17, 2023

BRANDON J. HARRISON, CHIEF JUDGE:

[CV-22-1](#). David Thomas and Cynthia Parker v. Adam Gray; Amanda Cox; and Dominique Belles, from Fulton County Circuit Court. Affirmed as modified. Gladwin and Wood, JJ., agree.

[CV-22-413](#). Judy Melton v. Clarksville School District; Arkansas School Boards Association; and Death and Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Affirmed on direct appeal and on cross-appeal. Barrett and Murphy, JJ., agree.

[CV-22-420](#). Anthony Alexis v. Kathleen Ashmore and Robert Ashmore, from Lonoke County Circuit Court. Affirmed. Abramson and Virden, JJ., agree.

[E-22-243](#). North Crossett Utilities v. Director, Department of Workforce Services; and Robert Travis, from the Arkansas Board of Review. Dismissed. Abramson and Virden, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CR-21-255](#). Jodeci Nash v. State of Arkansas, from Saline County Circuit Court. Affirmed; motion to withdraw granted. Harrison, C.J., and Virden, J., agree.

BART F. VIRDEN, JUDGE:

[CR-22-58](#). Synthia Ann Travis v. State of Arkansas, from Saline County Circuit Court. Affirmed; motion to withdraw granted. Harrison, C.J., and Abramson, J., agree.

[CV-22-793](#). Richard Reynolds v. Arkansas Department of Human Services and Minor Child, from Van Buren County Circuit Court. Affirmed. Thyer and Hixson, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CV-20-472](#). Barbara Rogers v. Florida Martin Ritchie, from Pulaski County Circuit Court, Ninth Division. Reversed and remanded. Klappenbach and Gruber, JJ., agree.

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N. MARK KLAPPENBACH, JUDGE:

[CR-22-560](#). Ross Leon Segroves v. State of Arkansas, from Craighead County Circuit Court, Western District. Affirmed. Gladwin and Gruber, JJ., agree.

RITA W. GRUBER, JUDGE:

[E-22-578](#). Raymond Coleman v. Director, Department of Workforce Services; and T & C Auto Clinic, from the Arkansas Board of Review. Affirmed. Gladwin and Klappenbach, JJ., agree.

STEPHANIE POTTER BARRETT, JUDGE:

[CV-22-487](#). Vicki Bush v. Bush Machine and Tractor, Inc.; Laurence Erwin Bush; Ryan Bush; and Tory Bush, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Thyer and Wood, JJ., agree.

CINDY GRACE THYER, JUDGE:

[CR-22-175](#). Jamie Demon Jacobs v. State of Arkansas, from Columbia County Circuit Court. Affirmed. Barrett and Wood, JJ., agree.

[CV-22-794](#). Richard Reynolds v. Arkansas Department of Human Services and Minor Children, from Van Buren County Circuit Court. Affirmed. Virden and Hixson, JJ., agree.

WENDY SCHOLTENS WOOD, JUDGE:

[CV-22-761](#). Cheyenne Workman and Jesse Ludwig v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Affirmed. Barrett and Thyer, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CR-22-572](#). Jonathan Walker v. State of Arkansas, from Clark County Circuit Court. Affirmed as modified. Murphy and Brown, JJ., agree.

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WAYMOND M. BROWN, JUDGE:

[CV-22-811](#). Marquita Johnson v. Arkansas Department of Human Services and Minor Children, from Phillips County Circuit Court. Affirmed. Hixson and Murphy, JJ., agree.

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-22-218. Lakeisha Hampton v. Director et al.

E-22-219. Courvoisiea Allen v. Director et al.

E-22-220. Courvoisiea Allen v. Director et al.

E-22-221. Sharon Moore-Foots v. Director et al.

E-22-222. Aaron McClure v. Director et al.

E-22-223. Janet Graige v. Director et al.

E-22-224. Janet Graige v. Director et al.

E-22-225. Victoria Carter v. Director et al.

E-22-226. Jamie Malone v. Director et al.

E-22-228. Brandon Scott v. Director et al.

E-22-229. Victoria Shaw v. Director et al.

E-22-231. Taryn Gomez v. Director et al.

E-22-232. Brooks Camp v. Director et al.

E-22-233. Brooks Camp v. Director et al.

E-22-234. Melissa Ruby v. Director et al.

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E-22-235. George Davidson v. Director et al.

E-22-236. Anthony Parks v. Director et al.

E-22-237. Anthony Parks v. Director et al.

E-22-238. Anthony Parks v. Director et al.

E-22-239. Anthony Parks v. Director et al.

E-22-240. Tommy Newman v. Director et al.

E-22-241. Crystal Canady v. Director et al.

E-22-242. Jayden Williams v. Director et al.

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PER CURIAM ORDERS

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

CR-22-525. Assefa G. Egziabher v. State of Arkansas, from Washington County Circuit Court. Klappenbach, J., not participating.

CR-22-345. Danielle Smith v. State of Arkansas, from Clark County Circuit Court. Motion of Matt Kezhaya and Sonia Kezhaya for attorney's fees is granted. Allowed \$2,250.

CR-23-35. Michael Preston Whiting v. State of Arkansas, from Arkansas County Circuit Court, Southern District. Appellant's petition for writ of certiorari to complete the record, or, in the alternative, motion to remand to settle the record is treated as motion for extension of time to supplement the record and is granted. Electronic supplemental record is due in thirty days (June 16, 2023).

CR-23-155. Robert Richardson v. State of Arkansas, from Benton County Circuit Court. Appellant's motion to extend deadline to file supplemental record is granted. Electronic supplemental record is due in thirty days (June 16, 2023).

CR-23-271. Donald Ray Mouse, Jr. v. State of Arkansas, from Benton County Circuit Court. Appellant's petition for writ of certiorari to complete the record on appeal is granted.

CR-23-277. Johnathan Tyler Summons v. State of Arkansas, from Saline County Circuit Court. Appellant's pro se motion for rule on clerk and affidavit to proceed in forma pauperis is granted.

CR-23-289. Joshua Chappelle Joyce v. State of Arkansas, from Crittenden County Circuit Court. Motion of S. Butler Bernard, Jr., to withdraw is granted. Thyer, J., not participating.

CV-21-237. Halon V, LLC v. Thomas Terminella a/k/a Tom Terminella; Monica Terminella; The Terminella Company, Inc.; Monica's Meadow, LLC; Wedington Mine, LLC; and Johnson Mine, LLC, from Benton County Circuit Court. Motion of Joshua C. Ashley for leave to withdraw as counsel for separate appellees Wedington Mine, LLC; and Johnson Mine, LLC, is granted.

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CV-22-11. American Insurance Co. v. Red Apple Enterprises; United Resorts, Inc.; and Richard H. Upton, from Cleburne County Circuit Court. Appellant's motion to stay enforcement of judgment for remainder of pendency of the appeal is granted. Harrison, C.J., not participating.

CV-22-639. Patricia Argent and Dennis Lasiter v. Nathan Argent, from Washington County Circuit Court. Appellee's motion for expedited affirmation is denied.

CV-22-762. OCNC, Inc., d/b/a Silver Oaks Health and Rehabilitation and John Does I–V v. Renee Lewis, Individually and as Special Administrator of the Estate of Lillie Mae Edwards, Deceased; and on Behalf of All Wrongful Death Beneficiaries of Lillie Mae Edwards, Deceased, from Ouachita County Circuit Court. Motion of separate appellant OCNC, Inc., d/b/a Silver Oaks Health and Rehabilitation for expansion of word count limit for appellant's reply brief is granted. Hixson, J., not participating.

CV-23-247. Lucinda Hammat Harts; Suzanne Peterson; Eric Peterson; and Christopher Houser v. Susan D. Houser; Jeffrey J. Meilahn; Jennifer Funkey; Jason Funkey; Carolyn Damskey; Flywheel Energy Production, LLC; Merit Energy Company, LLC; Riverbend Oil & Gas, LLC; Shale Royalty, LLC; and MMGJ Arkansas Upstream, LLC, from Cleburne County Circuit Court. Motion of Joshua C. Ashley to withdraw as counsel for separate appellee Shale Royalty, LLC, is granted.

E-23-1. David McClain State Farm v. Director et al., from the Arkansas Board of Review. Appellee's motion to correct the record is moot. Thyer, J., not participating.

E-23-1. David McClain State Farm v. Director et al., from the Arkansas Board of Review. Appellant's motion to dismiss appeal is granted. Thyer, J., not participating.

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MOTIONS SUBMITTED

CR-22-128. William Mosley III v. State of Arkansas, from Columbia County Circuit Court. Motion of Ben Motal for attorney's fees.

CR-22-311. Rayterius Howard v. State of Arkansas, from Crittenden County Circuit Court. Motion of Lisa-Marie Norris for award of attorney's fees and costs.

CR-22-472. Orlando Daniels v. State of Arkansas, from Crittenden County Circuit Court. Motion of Bart Ziegenhorn for attorney's fees.

CR-22-473. Wynton Erby v. State of Arkansas, from Garland County Circuit Court. Motion of Michael Kiel Kaiser for fees.

CR-22-587. Lamarius Curry v. State of Arkansas, from Jefferson County Circuit Court. Motion of Gary W. Potts for costs and attorney fees.

CR-22-653. Darryl Williams v. State of Arkansas, from Jefferson County Circuit Court. Motion of Gary W. Potts for costs and attorney fees.

CR-22-741. Mark D. Curtis v. State of Arkansas, from Ashley County Circuit Court. Motion of Gary W. Potts for costs and attorney fees.

CR-23-28. Cleotis Milton v. State of Arkansas, from Benton County Circuit Court. Pro se motion to file a pro se supplemental brief.

CR-23-266. Cecil Sixkiller v. State of Arkansas, from Benton County Circuit Court. Motion of Sam Hall to be relieved as attorney for appellant and stay briefing schedule.

CR-23-266. Cecil Sixkiller v. State of Arkansas, from Benton County Circuit Court. Amended motion of Sam Hall to be relieved as attorney for the appellant and stay briefing schedule.

CR-23-298. Lee Roy Smith v. State of Arkansas, from Little River County Circuit Court. Appellant's pro se motion for belated appeal.

CR-23-299. Jack Rawlins v. State of Arkansas, from Polk County Circuit Court. Motion of Brandon Crawford to be relieved as counsel, to appoint new counsel, and to stay briefing schedule.

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MOTIONS SUBMITTED

CR-23-301. Kris Troy Hanson v. State of Arkansas, from Benton County Circuit Court. Motion of Ray Spruell to be relieved and for substitution of counsel.

CR-23-313. Billy Culbertson v. State of Arkansas, from Lonoke County Circuit Court. Appellant's pro se motion for belated appeal and current affidavit of indigency.

CV-22-628. (In the Matter of the Adoption of Minor Child) Adam McKirch v. Brian Myers, from Benton County Circuit Court. Appellee's motion for rule on clerk.

CV-23-33. Adam Reynolds v. Real Estate Management Corporation, from Pulaski County Circuit Court, Eighth Division. Appellee's motion to dismiss.

CV-23-145. Robert Louis Smith v. Sheri Payne, from Garland County Circuit Court. Appellant's motion to stay proceedings or remand to supplement record and for leave to file an amended brief.

CV-23-145. Robert Louis Smith v. Sheri Payne, from Garland County Circuit Court. Appellant's motion to stay reply brief deadline.

CV-23-218. Martha Bell v. Walmart, Inc., from Benton County Circuit Court. Appellant's motion for reconsideration and motion for leave to correct error.

CV-23-304. Dwight W. Smith, Jr. v. John McKisick and Christal Cole, from Pulaski County Circuit Court, Fourteenth Division. Appellant's pro se petition for leave to proceed in forma pauperis.

CV-23-305. Christal Cole v. John McKisick, from Pulaski County Circuit Court, Sixteenth Division. Appellant's pro se petition for leave to proceed in forma pauperis.

CV-23-307. Ayisha Freedman v. Arkansas Department of Human Services and Minor Children, from Lonoke County Circuit Court. Appellant's motion for belated appeal.

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CASES SUBMITTED

CR-22-569. Whitney Scruggs v. State of Arkansas, from Lonoke County Circuit Court.

CR-22-734. Robert Corinth Wilson v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-22-785. Correy Crawford v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District.

CR-23-5. Quintin Bailey v. State of Arkansas, from Jefferson County Circuit Court.

CV-20-508. Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, Not in Its Individual Capacity, but Solely as Trustee for BCAT 2015-14BTT v. Milton A. Smith; and L&M&M Corporation, from Pulaski County Circuit Court, Third Division.

CV-20-555. Joyce Hetrick, Co-Trustee of the Jarrell Sams and Gladys Sams Irrevocable Trust; and Joyce Hetrick, Trustee v. The Estate of Gladys G. Sams, Deceased; and Charles Gray, Its Personal Representative, from Conway County Circuit Court.

CV-21-247. JKC Cellars, LLC; Old Fort Furniture, LLC; KRIJO Investments, LLC; and DeCanter Family Revocable Trust v. Fort Chaffee Redevelopment Authority, an Arkansas Public Trust, from Sebastian County Circuit Court, Fort Smith District.

CV-21-588. Lara Wilkerson (formerly Durham) v. Randall Durham, from Garland County Circuit Court.

CV-22-240. Celeste Vereen v. Charles Vereen, from Pulaski County Circuit Court, Ninth Division.

CV-22-384. Casey Cathey v. Karley Altazan, from Pulaski County Circuit Court, Second Division.

CV-22-718. Celeste Vereen v. Charles Vereen, from Pulaski County Circuit Court, Ninth Division.

CV-23-6. Christopher Sturgeon v. Arkansas Department of Human Services and Minor Children, from Lonoke County Circuit Court.

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CASES SUBMITTED

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

E-22-267. Elizabeth Easter v. Director et al.

E-22-268. Elizabeth Easter v. Director et al.

E-22-273. Bertha Dixon v. Director et al.

E-22-274. Jimmie Holstead v. Director et al.

E-22-275. Jose Garza Ibarra v. Director et al.

E-22-276. Karen Cakouros v. Director et al.

E-22-277. Karen Cakouros v. Director et al.

E-22-278. Vickie Knight v. Director et al.

E-22-280. Shermika York v. Director et al.

E-22-281. Leon Johnson v. Director et al.

E-22-282. Laura Bradley v. Director et al.

E-22-284. Dwight McCullough v. Director et al.