

ARKANSAS COURT OF APPEALS

PROCEEDINGS OF NOVEMBER 15, 2023

BRANDON J. HARRISON, CHIEF JUDGE:

[CV-22-241](#). Amy Smith v. Brad Smith, from Hot Spring County Circuit Court. Affirmed in part; reversed and remanded in part. Gruber and Hixson, JJ., agree.

RAYMOND R. ABRAMSON, JUDGE:

[CV-22-628](#). (In the Matter of the Adoption of Minor Child) Adam McKirch v. Brian Myers, from Benton County Circuit Court. Affirmed. Wood, J., agrees. Hixson, J., concurs.

BART F. VIRDEN, JUDGE:

[E-22-457](#). Lindsey Dunn v. Director, Division of Workforce Services, from the Arkansas Board of Review. Affirmed in part; remanded in part. Gruber and Brown, JJ., agree.

ROBERT J. GLADWIN, JUDGE:

[CV-22-724](#). Gabriel London v. Jessica Sauerwin, from Garland County Circuit Court. Appeal dismissed. Thyer and Murphy, JJ., agree.

N. MARK KLAPPENBACH:

[CR-23-245](#). Hughey Brooks v. State of Arkansas, from Washington County Circuit Court. Affirmed; remanded to correct sentencing order. Harrison, C.J., and Barrett, J., agree.

[CV-20-748](#). Lyle D. Foster, as Personal Representative for the Estate of Ollie Hammett, Jr., Deceased; and for the Estate of Lucille Hammett, Deceased v. Simmons Bank f/k/a Simmons First National Bank, from Pulaski County Circuit Court, Seventeenth Division. Affirmed. Abramson and Thyer, JJ., agree.

[E-22-463](#). Donna Higgins v. Director, Division of Workforce Services, from the Arkansas Board of Review. Remanded. Harrison, C.J., and Barrett, J., agree.

RITA W. GRUBER, JUDGE:

[CR-23-177](#). Zayzhon Thompson v. State of Arkansas, from Lincoln County Circuit Court. Affirmed. Virden and Brown, JJ., agree.

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STEPHANIE POTTER BARRETT, JUDGE:

[CV-22-86](#). James Robert Macom, Individually and d/b/a Benson Home Repair; and Christy Benson v. Peter P. Di Cresce and Delores Di Cresce, By and Through Their Powers of Attorney, Joy Christie Di Cresce and Juanita Di Cresce, from Sharp County Circuit Court. Affirmed in part; reversed and remanded in part. Harrison, C.J., and Klappenbach, J., agree.

CINDY GRACE THYER, JUDGE:

[CV-22-622](#). William Sanchez v. Glenn E. Weeks, from Benton County Circuit Court. Affirmed in part; reversed and remanded in part. Abramson and Klappenbach, JJ., agree.

KENNETH S. HIXSON, JUDGE:

[CV-22-742](#). John Townshend v. Nancy Townshend, from Sebastian County Circuit Court, Fort Smith District. Affirmed. Abramson and Wood, JJ., agree.

MIKE MURPHY, JUDGE:

[CV-21-414](#). Frank Iacampo v. Deborah Hoffpauir, from Mississippi County Circuit Court, Chickasawba District. Affirmed in part; reversed and remanded in part. Wood and Brown, JJ., agree.

[E-22-419](#). Daniel Abadom v. Director, Department of Workforce Services, from the Arkansas Board of Review. Remanded for further findings. Wood and Brown, JJ., agree.

[E-22-420](#). Daniel Abadom v. Director, Department of Workforce Services, from the Arkansas Board of Review. Remanded for further findings. Wood and Brown, JJ., agree.

WAYMOND M. BROWN, JUDGE:

[CV-23-359](#). Jennifer Alexander v. Arkansas Department of Human Services and Minor Child, from Clark County Circuit Court. Affirmed. Virden 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-22-311. Kathy Hicks v. Director et al.

E-22-445. Russ Workman v. Director et al.

E-22-446. Nigel Watkins v. Director et al.

E-22-447. Ragesh J. Sheth v. Director et al.

E-22-448. Dominique Snarr v. Director et al.

E-22-449. Dominique Snarr v. Director et al.

E-22-450. Teresa Gerner v. Director et al.

E-22-451. Stanley Allen v. Director et al.

E-22-452. Rodney Ford v. Director et al.

E-22-453. Shan Stallings v. Director et al.

E-22-454. Danielle Morris v. Director et al.

E-22-455. Catherine Martin v. Director et al.

E-22-459. Rosetta Brooks v. Director et al.

E-22-460. Paula Goodwill v. Director et al.

E-22-461. Curtis Brown v. Director et al.

E-22-462. David Ferren v. Director et al.

E-22-464. Kreston Gibbs v. Director et al.

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E-22-465. Donna Higgins v. Director et al.

E-22-466. Donna Higgins v. Director et al.

E-22-480. Paula Goodwill v. Director et al.

E-22-481. Paula Goodwill v. Director et al.

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PER CURIAM ORDERS

CR-18-775. Tony L. Henderson v. State of Arkansas, from Garland County Circuit Court. Appellant's pro se motion to have the Garland County Public Defender's Office to turn over defendant's file and discovery to defendant Tony Henderson Rule 19 is granted.

CR-22-749. Gabriel Emmanuel Walton v. State of Arkansas, from Craighead County Circuit Court, Western District. Motion of F. Parker Jones III for attorney's fees is granted. Allowed \$2,250. Thyer, J., not participating.

CR-23-128. William Ryan Breshears v. State of Arkansas, from Cleveland County Circuit Court. Motion of Gary W. Potts for costs and attorney fees is granted. Allowed \$2,250.

CR-23-155. Robert Richardson v. State of Arkansas, from Benton County Circuit Court. Appellant's motion to extend deadline to return writ is granted. Klappenbach, J., not participating. Tendered supplemental record filed this date.

CR-23-196. Devalin Wiseman v. State of Arkansas, from Howard County Circuit Court. Appellee's motion to file belated supplemental record is granted. Tendered supplemental record filed this date.

CR-23-407. Tony McCoy v. State of Arkansas, from Bradley County Circuit Court. Appellant's pro se motion for a copy of the transcript and affidavit of indigency is denied.

CR-23-548. James Mathis Raper v. State of Arkansas, from Drew County Circuit Court. Appellant's pro se motion to allow late objection to defendant's motion to dismiss is denied.

CR-23-615. Sam Tawfik v. State of Arkansas, from IZARD County Circuit Court. Appellant's motion to remand and stay appeal, and for an extension of brief time is granted.

CR-23-723. Brent Anthony Torres v. State of Arkansas, from Crawford County Circuit Court. Appellant's motion for rule on clerk is granted.

CV-23-421. Detric Wilson v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for summary judgment pursuant to Arkansas Rule of Civil Procedure 56 is denied.

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PER CURIAM ORDERS

CV-23-421. Detric Wilson v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion to correct clerical error pursuant to Arkansas Rule of Civil Procedure 60 is denied.

CV-23-469. Cacea Coleman v. PPMG of Texas, LLC, from Pulaski County Circuit Court, Sixth Division. Appellant's pro se petition for writ of certiorari is denied. Appeal dismissed.

CV-23-476. Black Farms, LLC; Rebecca Winemiller, as Co-Manager of Grand Prairie Farming & Water Company, LLC; Rebecca Winemiller, as Co-Trustee of The Ernestine Boyce Trust; and Ernestine Boyce, Co-Trustee Of The Ernestine Boyce Trust v. Grand Prairie Farming & Water Company, LLC; Jerry Lee Bogard, Co-Manager of Grand Prairie Farming & Water Company, LLC; Bogard Agriculture Consultancy Group, Inc.; Metropolitan Life Insurance Company; and James Dowden, as Receiver for Grand Prairie Farming & Water Company, LLC, from Arkansas County Circuit Court, Northern District. Appellees' motion for reconsideration of October 4, 2023 order that granted a motion to stay is denied. Harrison, C.J., not participating.

CV-23-622. Kevin Cheri v. Laura Cheri, from Boone County Circuit Court. Appellant's motion for extension of time to file brief is granted. Abramson, J., not participating. Tendered appellant's brief filed this date.

CV-23-722. Eddie Bunch and Donald Bunch v. Angela Ryland; Anna Lee Ivey; the Unknown Heirs of David Floyd; and the Unknown Heirs of Louis Floyd, from Woodruff County Circuit Court. Appellants' motion for extension of time to file brief is granted. Abramson, J., not participating.

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MOTIONS SUBMITTED

CR-22-224. Donald Thatcher v. State of Arkansas, from Benton County Circuit Court. Motion of Kaylyn Presley Turner for fees.

CR-22-744. Eldavions Holliman v. State of Arkansas, from Crittenden County Circuit Court. Motion of Bart Ziegenhorn for attorney fees.

CR-23-368. Curtis Jay Carnley v. State of Arkansas, from Miller County Circuit Court. Appellee's motion to dismiss or, in the alternative, motion for extension of time to file brief.

CR-23-481. Timothy Finley v. State of Arkansas, from Union County Circuit Court. Motion for entry of appearance of Shayla Dawson on behalf of the appellant.

CV-23-665. Dave & Adam's Card World, LLC v. David Shipps; Josh Hannah; Richard Tomboli; Cristi Bryan; John Doe 1; John Doe 2; and John Doe 3, from Pulaski County Circuit Court, Eleventh Division. Motion of Austin C. Reed for leave to withdraw.

CV-23-708. Case Foundation Company v. Parsons-Mahan Joint Venture; Parsons Construction Group, Inc.; C.J. Mahan Construction Co., LLC; Zurich American Insurance Company; and Liberty Mutual Insurance Company, from Prairie County Circuit Court, Southern District. Appellant's motion for extension of time to file brief.

CV-23-708. Case Foundation Company v. Parsons-Mahan Joint Venture; Parsons Construction Group, Inc.; C.J. Mahan Construction Co., LLC; Zurich American Insurance Company; and Liberty Mutual Insurance Company, from Prairie County Circuit Court, Southern District. Appellant's motion to expand word-count limitations.

CV-23-725. Veronica Kira v. Arkansas Department of Human Services and Minor Children, from Washington County Circuit Court. Appellant's motion for extension of time to lodge appellate record.

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CASES SUBMITTED

CR-22-268. Mikato Fulks v. State of Arkansas, from Washington County Circuit Court.

CR-22-558. Toya Boston v. State of Arkansas, from Crittenden County Circuit Court.

CR-22-583. Albert B. Mitchell v. State of Arkansas, from Garland County Circuit Court.

CR-22-614. Roy J. Moore v. State of Arkansas, from Lonoke County Circuit Court.

CR-22-656. Jason Obrian Rouse v. State of Arkansas, from Jefferson County Circuit Court.

CR-22-657. Gary Wayne Johnson v. State of Arkansas, from Lonoke County Circuit Court.

CR-22-732. Shawn Edward Smart v. State of Arkansas, from Independence County Circuit Court.

CR-22-798. Kevin M. Spivy v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-23-156. Jimmy Jacobs v. State of Arkansas, from Jefferson County Circuit Court.

CR-23-167. Brandon Lea v. State of Arkansas, from Pulaski County Circuit Court, Third Division.

CR-23-186. Sergio Sanchez-Gonzalez v. State of Arkansas, from Saline County Circuit Court.

CV-21-172. Mark Cambiano and Chris Cambiano v. Arkansas Oil and Gas Commission; Flywheel Energy Production, LLC; XTO Energy, Inc.; and Merit Energy Company, LLC, from Conway County Circuit Court.

CV-22-292. Sandra Foster v. The Manhattan Group, LLC, d/b/a Foster Motor Company, from Jefferson County Circuit Court.

CV-22-425. Matthew Forrest v. Allyssa Thomlinson, from Pope County Circuit Court.

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CASES SUBMITTED

CV-22-426. Matthew Forrest v. Buck Fleming, from Pope County Circuit Court.

CV-22-538. Hamid Mardanbeiki v. Tahereh Mehran, from Washington County Circuit Court.

CV-22-552. James David v. Brittany David, from Washington County Circuit Court.

CV-22-710. Jordan Joslin v. Madison Osborn, from White County Circuit Court.

CV-23-21. Edward Taylor v. Kalendria Brooks, from Pulaski County Circuit Court, Fourteenth Division.

CV-23-263. Mary Link and Thomas Link v. Arkansas Department of Human Services and Minor Children, from Miller County Circuit Court.

CV-23-333. David Miller and Delissa Johnson v. Arkansas Department of Human Services and Minor Child, from White County Circuit Court.

CV-23-433. Samuel Bruce “Trey” Jones III v. Arkansas Department of Human Services and Minor Child, from Van Buren County Circuit Court.

CV-23-502. Savanah Milholland v. Arkansas Department of Human Services and Minor Child, from Franklin County Circuit Court, Northern District.