

ARKANSAS SUPREME COURT

Opinions delivered
February 19, 2009

ANNABELLE CLINTON IMBER, JUSTICE:

[08-1234](#). Thomas Kelly, M.D. and Cooper Clinic, P.A. v. Estate of Kenneth Edwards, Sr., Deceased, from Sebastian Circuit, Greenwood District. Affirmed. PUBLISHED

PAUL E. DANIELSON, JUSTICE:

[08-1034](#). Bernice Martin Russell v. Watson Chapel School District, from Jefferson Circuit. Affirmed. PUBLISHED

PER CURIAM OPINION:

[CR07-891](#). Keela McGahey v. State of Arkansas, from Desha Circuit, Arkansas City District. Affirmed. Brown, J., not participating. UNPUBLISHED

PER CURIAM ORDERS

REVIEWS DENIED: Petitions for review were denied today in the following cases.

CR08-1194. Lakeela Webb v. State of Arkansas, from Pulaski Circuit, Fourth Division. Gunter, J., would grant.

CR09-3. Marvin Earl Goodsell v. State of Arkansas, from Faulkner Circuit.

08-719. Larry McGinley v. Little Rock Sheet Metal et al., from Workers' Compensation Commission.

08-764. David Beliew v. Lennox Industries et al., from Workers' Compensation Commission.

08-788. Barbara Jenkins v. Timothy Wayne Jenkins, from Pulaski Circuit, Sixteenth Division.

CR09-82. Calvin Carrick v. State of Arkansas, from Pulaski Circuit, Seventh Division. Motion to file belated petition for review is granted. Gunter, J., would deny.

07-1101. Edward Williams v. Johnson Custom Homes et al., from Workers' Compensation Commission. Appellant's motion for fees and costs is denied.

[08-807](#). Herman Brock v. Tab Townsell, Mayor of the City of Conway, Arkansas, from Faulkner Circuit. Rebriefing ordered. See **per curiam** this date. PUBLISHED

[09-86](#). K. L., a Minor v. State of Arkansas, from Desha Circuit, Arkansas City District. Motion for belated appeal is granted. See **per curiam** this date. PUBLISHED

[09-86](#). K. L., a Minor v. State of Arkansas, from Desha Circuit, Arkansas City District. Motion to be relieved as counsel is denied without prejudice. See Rule 6-6.

09-88. Palani Karupaiyan v. Kristin Cia, from Pulaski Circuit, Third Division. Appellee's motion to dismiss appeal is granted.

09-97. Becki McConnell v. Arkansas Department of Human Services, from Pulaski Circuit, Tenth Division. Appellee's motion to dismiss appeal is granted.

09-98. Timothy Toth et al. v. Arkansas Department of Human Services, from Drew Circuit. Appellee's motion to dismiss appeal is granted.

[CACR01-1015](#). Kedron Johnson v. State of Arkansas, from Pulaski Circuit, Seventh Division. Pro se motion for reconsideration of denial of petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Motion denied. See **per curiam** this date. Brown, J., not participating. UNPUBLISHED

[CR08-204](#). James Al White v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se motion for reconsideration of dismissal of appeal. Motion denied. See **per curiam** this date. Brown, J., not participating. UNPUBLISHED

[CR08-711](#). Dennis James Smith v. State of Arkansas, from Drew Circuit. Pro se motion for belated appeal. Motion treated as motion for belated brief; appeal dismissed; motion moot. See **per curiam** this date. Brown, J., not participating. UNPUBLISHED

[CR08-964](#). Doyle Holt, Sr. v. State of Arkansas, from Jefferson Circuit. Pro se motion to file belated reply brief. Appeal dismissed; motion moot. See **per curiam** this date. Brown, J., not participating. UNPUBLISHED

In Re: Supreme Court Committee on Model Jury Instructions - Criminal. See **per curiam** this date. PUBLISHED

The court reappoints Honorable Gordon Webb, Circuit Judge for the Fourteenth Judicial Circuit, as the chair of our Committee on Model Jury Instructions - Criminal for a three-year term to expire on February 29, 2012. The court also reappoints Raymond R. Abramson of Clarendon, Bruce Buck of Harrison, Billy Bob Webb of Rogers, and Joe Perry of Marianna, to the Committee for three-year terms to expire on February 29, 2012.

We thank Judge Webb, Mr. Abramson, Mr. Buck, Mr. Webb, and Mr. Perry for accepting reappointments to this important committee and for their continued service.

MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

08-699. Greenwood School District v. Barbara Leonard, from Sebastian Circuit, Greenwood District.

08-728. Brent Patterson v. United Parcel Service, Inc., from Saline Circuit.

08-731. Sharon Bell v. James Misenheimer, from Columbia Circuit.

08-1138. Terry's Finer Foods, Inc. v. Director et al., from Board of Review.

04-1395. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Reginald S. McCullough, an Original Action. Respondent\ appellant's request and amended motion for oral argument.

04-1395. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Reginald S. McCullough, an Original Action. Respondent\ appellant's motion for recusal of Judge Wills.

04-1395. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Reginald S. McCullough, an Original Action. Respondent\ appellant's motion to file belated brief.

04-1395. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Reginald S. McCullough, an Original Action. Petitioner\appellee's motion to strike respondent's brief.

04-1395. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Reginald S. McCullough, an Original Action. Petitioner\appellee's motion to submit matter for decision.

08-654. Robert Meyer d/b/a Meyer Excavators Contractors, Inc. v. CDI Contractors, LLC, from Pulaski Circuit, Third Division. Motion of the Arkansas Contractors Licensing Board to file amicus curiae brief in support of appellant.

08-811. Justin Bryan d/b/a J&L Construction v. City of Cotter, Arkansas et al., from Pulaski Circuit, Second Division. Appellant's motion to reschedule oral argument.

08-804. Ann C. Donovan v. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct, an Original Action. Appellant's motion for stay of enforcement of judgment.

08-834. Beverly Enterprises, Inc. et al. v. Valerie Keaton, from Ouachita Circuit. Motion of American Tort Reform Association et al. to file amici curiae brief in support of appellants.

08-834. Beverly Enterprises, Inc. et al. v. Valerie Keaton, from Ouachita Circuit. Motion of Arkansas Asphalt Pavement Association et al. to file amici curiae brief in support of appellants.

08-834. Beverly Enterprises, Inc. et al. v. Valerie Keaton, from Ouachita Circuit. Motion of the Arkansas Trial Lawyers Association to file an amicus curiae brief in support of appellee.

08-934. Union Pacific Railroad et al. v. Victor S. Vickers et al., from Lafayette Circuit. Appellants' motion to strike appellees' statement of the case.

08-1434. Leon Perry et ux. v. Charles Edwards et al., from Garland Circuit. Motion for reconsideration.

SUBMISSIONS

CR08-112. Timothy Wallace v. State of Arkansas, from Saline Circuit.

08-613. Ronald Sutton et ux. v. Lonnie Sutton et ux., from Scott Circuit.

08-921. Roger Schubert v. Target Stores, Inc., from Pulaski Circuit, Seventh Division.

08-978. Atallah Kassees, Sr. v. Guy Randolph Satterfield, from Pulaski Circuit, Sixth Division.

08-1010. The Medical Assurance Company, Inc. et al. v. Sherry Castro, from Sebastian Circuit, Fort Smith District.