

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 14, 2011

JIM HANNAH, CHIEF JUSTICE:

[CR10-290](#). Wyouman David Camp v. State of Arkansas, from Howard Circuit. Affirmed.

JIM GUNTER, JUSTICE:

[10-629](#). Optical Partners, Inc., d/b/a Pearle Vision v. Kevin Dang d/b/a Dang Eye Care & Associates, P.A., from Sebastian Circuit, Fort Smith District. Affirmed on Direct Appeal; Affirmed on Cross-Appeal.

PAUL E. DANIELSON, JUSTICE:

[10-575](#). Otis Campbell, on Behalf of Himself and All Others Similarly Situated v. Asbury Automotive, Inc.; Asbury Automotive Arkansas, L.L.C.; North Point Auto Group; North Point Ford, Inc.; NP FLM, L.L.C.; Prestige Toy, L.L.C.; Prestige Bay, L.L.C.; Premier NSN, L.L.C.; NP VKW, L.L.C.; Premier Pon, L.L.C.; and NP MZD, L.L.C., from Pulaski Circuit, Third Division. Affirmed in Part and Reversed and Remanded in Part on Direct Appeal; Affirmed on Cross-Appeal. Brown, J., dissenting in part; concurring in part.

[10-750](#). Arkansas Research Medical Testing, LLC; Arch Sub, LLC; Stephens Capital Partners, LLC; and Stephens Holding Company v. William Jennings B. Osborne and Marie E. Osborne, from Pulaski Circuit, First Division. Reversed and Remanded. Brown, J., not participating.

KAREN R. BAKER, JUSTICE:

[10-405](#). Jacquelin Perez Orantes v. Daniel Orantes, from Grant Circuit. Reversed and Remanded.

[10-886](#). O.C. Duffy v. Ruth Little, from Woodruff Circuit. Dismissed.

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PER CURIAM ORDERS

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

10-651. James Dockery v. Brett Morgan et al., from Pulaski Circuit, Third Division. Baker, J., not participating.

PETITION FOR REVIEW: Petition for review was granted today in the following case.

10-1148. Second Injury Fund et al. v. Cleveland Osborn, from Workers' Compensation Commission. Henry, J., not participating.

PETITION FOR REVIEW: Petition for review was denied today in the following case.

CR11-284. Wendell Noe v. State of Arkansas, from St. Francis Circuit.

[CR11-222](#). Willious E. Block v. State of Arkansas, from Hempstead Circuit. Appellant's petition for writ of certiorari to complete the record and to stay briefing schedule. Petition for writ of certiorari moot; request to stay briefing denied. See **per curiam** this date.

[CR11-331](#). Ricky Ray Anderson v. State of Arkansas, from Washington Circuit. Motion of Denny Hyslip to be relieved as attorney of record and to stay briefing schedule is granted. See **per curiam** this date.

10-568. Martin Wills v. Janet Lacefield, from Baxter Circuit. Appellee's motion to file a belated brief and for additional brief time is granted. Brief due in ten days.

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11-82. Daniel Chappell, Jr. v. Larry Norris, Director, Arkansas Department of Correction, from Jackson Circuit. Appellee's motion to substitute Ray Hobbs, Director of the Arkansas Department of Correction, as Appellee is granted.

[11-263](#). John M. Burnett, Arkansas Bar No. 95082 v. Supreme Court Committee on Professional Conduct, an Original Action. Petition for voluntary surrender of law license. Petition granted. See **per curiam** this date.

[11-272](#). Aaron Campbell Jones, Arkansas Bar No. 2000-011 v. Supreme Court Committee on Professional Conduct, an Original Action. Petition to surrender Arkansas law license. Petition granted. See **per curiam** this date.

11-310. Adam V. Hines v. Daniel Nelson, from Mississippi Circuit, Chickasawba District. Petition for extraordinary writ is denied.

11-349. Hamilton D. Hebert Jr., Arkansas Bar No. 75165 v. Supreme Court Committee on Professional Conduct, an Original Action. Petition to surrender Arkansas law license is granted; with direction to the Clerk to remove the attorney's name from the registry of attorneys licensed to practice law in the State of Arkansas.

11-351. Kolbrun Elan Vela v. Isak Thor Ragnarsson, from Benton Circuit. Appellant's motion for stay pending appeal is denied. Appellant's motion to expedite the appeal is granted. Henry, J., not participating.

[CACR07-446](#). Brad Eric Crawford v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Petition denied. See **per curiam** this date.

[CR10-1021](#). William Roy Tubbs v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Pro se motion for belated appeal; motion to amend motion for belated appeal. Remanded for findings on attorney error. See **per curiam** this date.

[CR10-1164](#). Gregory H. Holt v. State of Arkansas, from Pulaski Circuit, First Division. Pro se motion to file belated pro se brief. Pro se motion moot. See **per curiam** this date.

CR10-1318. Gary Dewayne Cooper v. State of Arkansas, from Garland Circuit. Appellee's motion to dismiss appeal is granted. Appellant's pro se motion for belated brief is denied.

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CR11-102. Mario Scott v. State of Arkansas, from Jefferson Circuit. Pro se motion to file amended brief. Writ returned; record deemed supplemented. Appellant's motion to amend brief is granted. Amendment to be filed as of the date of this per curiam order. Appellee granted leave to file a supplemental brief, if desired, within fifteen days of the date of this per curiam order.

CR11-163. Carl Edward Willis v. Honorable J. Michael Fitzhugh, Circuit Judge, from Sebastian Circuit, Fort Smith District. Pro se motion for review of denial of petition for writ of mandamus. Motion treated as a motion for reconsideration of dismissal of petition and denied.

[09-623](#). Romario Vermond Waller v. Larry Norris, from Lee Circuit. Pro se motion to supplement record. Appeal dismissed; motion moot. See **per curiam** this date.

[10-508](#). Randy Wilkins v. Larry Norris, from Lincoln Circuit. Appellee's motion to dismiss appeal and appellant's pro se motion to file belated appeal brief. Appeal dismissed; motions moot. See **per curiam** this date.

11-170. Joe McKinley Jones, Jr., \$380 in U.S. Currency, and 2001 Mitsubishi Galant v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Pro se motion for rule on clerk, or in the alternative, for belated appeal. Motion treated as a motion for belated appeal and denied.

In Re: Board of Certified Court Reporter Examiners. See [per curiam](#) this date.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CR11-306. Zafar Iqbal v. State of Arkansas, from Baxter Circuit.

10-1096. Luke Bradshaw et al. v. Alpha Packaging, Inc., d/b/a Edge Marketing Group, from Sebastian Circuit, Greenwood District.

10-1156. Bio Tech Pharmacal, Inc. v. Edmond Blouin, from Workers' Compensation Commission.

CR00-760. Jason McGehee v. State of Arkansas, from Boone Circuit. Movant's motion to recall mandate.

CR11-109. Charles Goodman, Jr. v. State of Arkansas, from Saline Circuit. Appellee's motion to file corrected brief.

10-1285. Curtis L. Bowman et al. v. Centennial Bank, from Pulaski Circuit, Sixth Division. Joint motion for extension of briefing schedule.

11-75. Harrisburg School District No. 6 et al. v. Byron Neal, from Poinsett Circuit. Appellants' motion to certify appeal to the Supreme Court.

11-150. Eaton and Morey Farms, a Partnership et al. v. Estate of George Hamilton Lescher, from Cross Circuit. Appellants' motion for extension of time to return writ of certiorari.

11-354. Patricia Barnes-Giles v. Veronica Paxton et al., from Jefferson Circuit. Pro se motion to proceed in forma pauperis.

11-361. Nate Douglas et al. v. First Student, Inc., an Original Action. Motion to certify question of law.

The following case is called for dismissal for failure to file briefs in accordance with Rule 4-5.

10-276. Kiara Smith v. Larry Norris, Director, Arkansas Department of Correction, from Jefferson Circuit.

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SUBMISSIONS

09-1049. Carol Diane Conway et al. v. Hi-Tech Engineering, Inc., and Gillingham Best, Inc., from Garland Circuit. Argued orally.

10-691. Carlos Parrish et al. v. Arkansas Department of Human Services et al., from Miller Circuit.

10-692. Bethany Myers v. Arkansas Department of Human Services et al., from Miller Circuit.

10-693. Greg Seago v. Arkansas Department of Human Services et al., from Miller Circuit.

10-694. Albert Krantz et al. v. Arkansas Department of Human Services et al., from Miller Circuit.

10-696. Alphonzo Reid v. Arkansas Department of Human Services et al., from Miller Circuit.