

ARKANSAS SUPREME COURT

PROCEEDINGS OF JANUARY 20, 2011

JIM HANNAH, CHIEF JUSTICE:

10-116. Beverly Enterprises, Inc., Beverly Health and Rehabilitation Services, Inc., Beverly Enterprises-Arkansas, Inc. d/b/a Beverly Healthcare-Camden v. Valerie Keaton, Individually, and as Administratrix of the Estate of Herman Johnson, Deceased, and on Behalf of the Wrongful Death Beneficiaries of Herman B. Johnson, from Ouachita Circuit. Appeal Dismissed. Special Justice Donald P. Raney joins. Henry, J., not participating.

DONALD L. CORBIN, JUSTICE:

CR10-554. Alex Blueford v. State of Arkansas, from Pulaski Circuit, Fourth Division. Affirmed.

ROBERT L. BROWN, JUSTICE:

CR10-43. Michael D. Jackson v. State of Arkansas, from Pulaski Circuit, Fourth Division. Affirmed.

JIM GUNTER, JUSTICE:

CR10-703. Rahsaan Taylor v. State of Arkansas, from Pulaski Circuit, Fourth Division. Affirmed.

PAUL E. DANIELSON, JUSTICE:

10-63. Ricky and Christine Pope v. Michael Overton and Entergy Arkansas, Inc., from Hot Spring Circuit. Affirmed in Part; Reversed in Part.

PER CURIAM OPINIONS:

CR09-213. Earnest Chambliss v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed.

CR09-387. Jimmy McCoy v. State of Arkansas, from Pulaski Circuit, Second Division. Affirmed.

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PER CURIAM ORDERS

PETITIONS FOR REHEARING: Petitions for rehearing were denied today in the following cases.

CR08-1386. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Special Justice James A. Simpson, Jr., agrees. Corbin, J., not participating.

CR09-548. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Special Justice James A. Simpson, Jr., would grant. Corbin, J., not participating.

09-1406. Tasha Orr et al. v. Stephen Hudson, M.D., et al., from Faulkner Circuit. Henry, J., would grant.

10-112. State of Arkansas v. J.O., from Pulaski Circuit, Eleventh Division.

10-562. Mike E. Carr et al. v. Stewart Nance et al., from Newton Circuit.

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

CR10-1304. Lesa Diane Menne v. State of Arkansas, from Lawrence Circuit. Henry, J., not participating.

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

10-538. William Doug Bell v. Jerry W. Hoofman et al., from White Circuit. Henry, J., not participating.

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CR08-1386. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Appellant's motion for stay of mandate to petition for writ of certiorari is granted.

CR09-548. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Appellant's motion for stay of mandate to petition for writ of certiorari is granted.

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PER CURIAM ORDERS

CR10-456. Charles Jason Baldwin and Jessie Lloyd Misskelley, Jr. v. State of Arkansas, from Craighead Circuit, Western District. Appellant Misskelley's motion for permission to file expanded brief and for other relief. Granted 50 pages total (20 extra pages). Final extension granted to file abstract and brief until February 21, 2011.

CR10-456. Charles Jason Baldwin and Jessie Lloyd Misskelley, Jr. v. State of Arkansas, from Craighead Circuit, Western District. Appellant Baldwin's motion for permission to file expanded brief and for other relief. Granted 50 pages total (20 extra pages). Final extension granted to file abstract and brief until February 21, 2011.

CR10-808. Brian K. Heard v. State of Arkansas, from Calhoun Circuit. Appellee's motion to dismiss appeal is denied. See **per curiam** this date.

CR10-808. Brian K. Heard v. State of Arkansas, from Calhoun Circuit. Appellant's motion for belated brief is granted. See per curiam issued.

CR10-1104. Louis Ricardo Butler v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellant's motion to substitute counsel and for additional brief time is granted.

CR10-1104. Louis Ricardo Butler v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellant's motion to supplement the record and stay briefing time is granted.

10-575. Otis Campbell et al. v. Asbury Automotive, Inc., et al., from Pulaski Circuit, Third Division. Appellees/Cross-Appellants' motion to reschedule oral argument is denied.

11-6. Adigun J.W. Ampha v. Arkansas State Highway Commission et al., from Jefferson Circuit. Pro se petition to proceed in forma pauperis is dismissed.

11-13. Alvin Darrell Clay, Arkansas Bar No. 96075 v. Arkansas Supreme Court Committee on Professional Conduct, an Original Action. Petition for voluntary surrender of license. Ordered. See **per curiam** this date.

CACR07-684. Jimmy Edd Lee v. State of Arkansas, from Lafayette Circuit. Pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and pro se motion to withdraw petition and for leave to proceed with judicial review in the Pulaski County Circuit Court. Motion to withdraw petition denied; petition dismissed. See **per curiam** this date.

CR09-379. Mark Holsombach v. Honorable David L. Reynolds, Circuit Judge, from Van Buren Circuit. Pro se motion for photocopies at public expense is denied.

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PER CURIAM ORDERS

CR10-896. Marcus Terrell Atkins v. State of Arkansas, from Hot Spring Circuit. Pro se motion for extension of brief time and for access to record is granted. Clerk's office to provide copy of record to appellant. Brief due in thirty days. Record to be returned when brief is tendered.

CR10-1070. Vincent M. Cooper v. Honorable Kirk D. Johnson, Circuit Judge, from Miller Circuit. Pro se petition for writ of mandamus. Moot.

CR10-1135. Jose Luis Fernandez v. State of Arkansas, from Grant Circuit. Pro se motion for belated appeal of order. Motion granted. See **per curiam** this date.

CR10-1186. Genre J. Page v. Honorable Marion A. Humphrey, Circuit Judge, from Pulaski Circuit, First Division. Pro se motion for permission treated as a motion for rule on clerk to file mandamus petition without certified record and denied.

CR10-1235. Roger D. Sims v. State of Arkansas, from Craighead Circuit, Western District. Pro se motion for permission to file tendered pro se petition for writ of certiorari without a certified record and motion for appointment of counsel treated as a motion for rule on clerk and denied.

10-1203. Brandon Fritts v. Honorable Jodi Raines Dennis, Circuit Judge, from Lincoln Circuit. Pro se motion for rule on clerk to file tendered mandamus petition without a certified record is denied.

In Re Ad Hoc Committee on Broadcasting of Court Proceedings. See **per curiam** this date.

On November 18, 2010, we established the Ad Hoc Committee on Broadcasting of Court Proceedings to study Administrative Order Number 6 and submit a recommendation to this court. We now add Thomas M. Carpenter, City Attorney for the City of Little Rock, as a member of this Committee.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CR10-1323. Kenric Partee v. State of Arkansas, from Mississippi Circuit, Chickasawba District.

CR10-1335. Talvis Martel Gilbert v. State of Arkansas, from Saline Circuit.

10-535. Palani Karupaiyan et al. v. Gary Brown et al., from Pulaski Circuit, Third Division.

10-540. Kevin F. Buehne v. Rebecca Ellen Buehne, from Benton Circuit.

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CR10-1045. Shawna Biddle v. State of Arkansas, from Boone Circuit. Appellant's motion to file belated brief.

CR10-1045. Shawna Biddle v. State of Arkansas, from Boone Circuit. Appellant's motion to file corrected brief.

CR10-1068. Karl D. Roberts v. State of Arkansas, from Polk Circuit. Appellant's motion to file enlarged brief.

CR11-5. Erickson Dimas-Martinez v. State of Arkansas, from Benton Circuit. Appellant's petition for writ of certiorari to complete the record.

CR11-25. Jack Wagner Bass v. State of Arkansas, from Faulkner Circuit. Motion for rule on clerk.

10-535. Palani Karupaiyan et al. v. Gary Brown et al., from Pulaski Circuit, Third Division. Pro se motion to supplement the record with transcript of hearings dated January 30, 2009, and July 29, 2009.

10-535. Palani Karupaiyan et al. v. Gary Brown et al., from Pulaski Circuit, Third Division. Pro se motion to supplement the record with transcript of hearings dated August 27, 2007, and January 2, 2008.

11-27. Leah Petton v. Arkansas Department of Human Services, from Benton Circuit. Motion for rule on clerk.

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CASES SUBMITTED

10-306. Audrey Hunter, William Shepherd and Daniel Crager v. Transamerica Life Insurance Company et al., from Pulaski Circuit, Third Division. Argued orally.

CR10-676. David Junior Sweet v. State of Arkansas, from Crawford Circuit.

CR10-759. Marion Edward Riddell v. State of Arkansas, from Garland Circuit.

CR10-796. Brian Joseph Woodall v. State of Arkansas, from Lonoke Circuit.

10-440. Keith Blackman et al. v. Leticia Glidewell et al., from Craighead Circuit, Western District.

10-641. County Judge Larry Brown v. County Judge Bill Hicks et al., from Independence Circuit.