

ARKANSAS SUPREME COURT

Proceedings of
September 3, 2009

PETITIONS FOR REHEARING:

CR08-459. Darius Jackson v. State of Arkansas, from Pulaski Circuit, Fifth Division.

CR08-1146. Kenneth Ray Osburn v. State of Arkansas, from Ashley Circuit.

CR08-1353. Billy Terrell Adams v. State of Arkansas, from White Circuit.

08-654. Robert Meyer d/b/a Meyer Excavators Contractors v. CDI Contractors, LLC, from Pulaski Circuit, Third Division.

09-46. Seiz Company d/b/a Seiz Sign Company v. Arkansas State Highway and Transportation Department, from Pulaski Circuit, Ninth Division.

PETITIONS FOR REVIEW:

CR09-522. Detriawn Wade v. State of Arkansas, from Crittenden Circuit.

CR09-609. Hutson Burks v. State of Arkansas, from Pulaski Circuit, Seventh Division.

CR09-647. Demetrius Heard v. State of Arkansas, from Lonoke Circuit.

CR09-648. Orlando L. Dosia v. State of Arkansas, from Howard Circuit.

CR09-755. William Edward Snider v. State of Arkansas, from Columbia Circuit.

CR09-761. Patricia McClanahan v. State of Arkansas, from Scott Circuit.

CR09-782. Mary Joann Cole v. State of Arkansas, from Greene Circuit.

09-202. Gail Parkerson v. Richard McMurtrey et al., from Garland Circuit.

09-230. David H. Pickering et ux. v. Winfred W. Garrison et ux., Pulaski Circuit, Third Division.

09-267. Taylor Chaney v. Gina Kern, from Washington Circuit.

09-322. L.F. Brands Marketing, Inc. v. Dillards, Inc., from Pulaski Circuit, Twelfth Division.

- 09-332. Pearlene Ford, as Trustee of the Pearlene Ford Trust v. Gary Howard, from Benton Circuit.
- 09-347. Betty Gerrald Barnett v. Douglas Tobacco et al., from Workers' Compensation Commission.
- 09-352. Robert Sally v. Service Master and AIG Claim Service, from Workers' Compensation Commission.
- 09-375. Kimberly D. Harris v. Columbia Sewing Company, Inc. et al., from Workers' Compensation Commission.
- 09-364. James W. Goyne v. Crabtree Contracting Co., Inc. et al., from Workers' Compensation Commission.
- 09-381. Ora Lee Williams v. R.S. McCullough et al., from St. Francis Circuit.
- 09-396. Clemons Timber, Inc. v. American Interstate Insurance Company, from Cleburne Circuit.
- 09-397. Richard E. Brooks v. R.A. Brooks Trucking Company et al., from Workers' Compensation Commission.
- 09-408. Monte Red et ux. v. U.S. Bank, from Saline Circuit.
- 09-411. Jackie Donald Hoffarth v. Anna Harp, from Benton Circuit.
- 09-470. South Flag Lake, Inc. v. Henrietta Gordon et al., from Arkansas Circuit.
- 09-471. George T. Ransom v. Lyndel Ransom, from Hot Spring Circuit.
- 09-500. Nestle, USA, Inc. et al. v. Arnold Drone, from Workers' Compensation Commission.
- 09-520. Henry Nichols and Regions Bank, Trustees for Alpha Trust v. Culotches Bay Navigation Rights Committee, L.L.C., from Prairie Circuit, Northern District.
- 09-526. Julie Davis v. Deric Sheriff, from Lonoke Circuit.
- 09-561. Angie Fletcher v. Kevin Scorza, from Pulaski Circuit, Seventeenth Division.

- CR00-803. Timothy Lamont Howard v. State of Arkansas, from Little River Circuit. Application for permission to be appointed as counsel on behalf of defendant.
- CR07-623. Ronald J. Campbell v. State of Arkansas, from Lonoke Circuit. Appellant's motion to file enlarged reply brief.
- CR07-623. Ronald J. Campbell v. State of Arkansas, from Lonoke Circuit. Motion for extension of time to file reply brief.
- CR07-1042. James Wedgeworth v. State of Arkansas, from Union Circuit. Motion to release exhibits.
- CR08-1297. James Aaron Miller v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellee's motion to file enlarged brief.
- CACR08-1344. Shelton Wormley v. State of Arkansas, from Drew Circuit. Motion for belated appeal.
- CR08-1386. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Motion to hold CR08-1386 in abeyance until

CR09-548 is briefed, and to consolidate decisions.

CR08-1481. Jessie Lloyd Misskelley, Jr. v. State of Arkansas, from Clay Circuit, Western District. Appellant's motion for remand for further fact-findings on issue of Judge Burnett's political plans and for designation of special judge to make fact-findings.

CR08-1493. Damien Wayne Echols v. State of Arkansas, from Craighead Circuit, Western District. Resubmission of appellant's motion to correct supplemented record on appeal and for seven day stay following correction of record for filing of appellant's substituted opening brief.

CR08-1493. Damien Wayne Echols v. State of Arkansas, from Craighead Circuit, Western District. Motion of Steven A. Drizin and Laura H. Nirider for permission to practice by comity.

CR09-60. Charles Jason Baldwin v. State of Arkansas, from Craighead Circuit, Western District. Appellant's motion for remand for further proceedings regarding recusal.

CR09-410. Kitaka Lauderdale v. State of Arkansas, from Craighead Circuit, Western District. Motion for extension of time to file record and/or for other relief.

CR09-410. Kitaka Lauderdale v. State of Arkansas, from Craighead Circuit, Western District. Motion to set appeal bond.

CR09-412. Richard Brown v. State of Arkansas, from Saline Circuit. Appellee's motion to dismiss appeal.

CR09-680. Carol Jauch v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion to withdraw.

CR09-693. Christopher Lee Paschall v. Washington County Circuit Court, from Washington Circuit. Petition for writ of certiorari.

CR09-703. Albert Lee Lewis, Jr. v. State of Arkansas, from Craighead Circuit, Eastern District. Motion for rule on clerk.

CR09-788. Robert D. Loggins v. State of Arkansas, from Union Circuit. Motion to withdraw as counsel, substitution of other counsel and to stay briefing schedule.

CR09-831. Benjamin D. Carter, Jr. v. State of Arkansas, from Union Circuit. Motion for substitution of counsel.

CR09-831. Benjamin D. Carter, Jr. v. State of Arkansas, from Union Circuit. Motion for extension of time to file brief.

CR09-838. Kevin Banks v. State of Arkansas, from Pulaski Circuit, Second Division. Motion for rule on clerk.

CR09-911. Kimberly Ann Webb v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion to waive filing fee.

CR09-934. Brian K. Walker v. State of Arkansas, from Pulaski Circuit, First Division. Motion for rule on clerk.

CR09-934. Brian K. Walker v. State of Arkansas, from Pulaski Circuit, First Division. Motion to be relieved as counsel.

CR09-942. Joseph Akin v. State of Arkansas, from Pope Circuit. Motion for rule on clerk.

08-653. McCourt Manufacturing Corp. v. Dave Rycroft, from Sebastian Circuit, Fort Smith District. Appellee's motion and amended motion for attorney's fees.

08-1452. Don Gentry, County Judge and Phillips County v. Christine Robinson, from Phillips Circuit. Appellants' motion to supplement the record.

09-114. Mary Clark v. Arthur Johnson, M.D. et al., from Johnson Circuit. Appellant's motion to supplement abstract and brief and to file substituted brief.

09-114. Mary Clark v. Arthur Johnson, M.D. et al., from Johnson Circuit. Motion for extension of brief time for appellant's reply brief.

CA09-244. Greg Seago v. Arkansas Department of Human Services et al., from Miller Circuit. Joint motion to reassign to the Arkansas Supreme Court.

09-313. Barry Jewell v. Keith Moser et al., from Pulaski Circuit, Sixth Division. Appellee/cross-appellant Scott Fletcher's motion for revised briefing schedule.

09-313. Barry Jewell v. Keith Moser et al., from Pulaski Circuit, Sixth Division. Appellee/ cross-appellant Scott Fletcher's motion to dismiss appeal of Debra Worley, Special Administrator of the Estate of Micheal D. Sims.

09-313. Barry Jewell v. Keith Moser et al., from Pulaski Circuit, Sixth Division. Cross-appellant Debra Worley's motion to file a belated brief.

CA09-350. Alfonso Reid v. Arkansas Department of Human Services et al., from Miller Circuit. Joint motion to reassign to the Arkansas Supreme Court.

CA09-351. Brian Broderick v. Arkansas Department of Human Services et al., from Miller Circuit. Joint motion to reassign to the Arkansas Supreme Court.

09-359. City of Little Rock v. McGeorge Contracting Company, from Pulaski Circuit, Ninth Division. Motion to stay appeal.

09-408. Monte Red et ux. v. U.S. Bank, from Saline Circuit. Motion for rule on clerk to file response to petition for review.

09-431. Mary Clark v. Arthur Johnson, M.D. et al., from Sebastian Circuit, Fort Smith District. Motion of the Arkansas Trial Lawyers Association to file brief amicus curiae.

09-443. Judicial Discipline and Disability Commission v. Honorable L.T. Simes, Circuit Judge, an Original Action. Respondent's third motion to supplement the record.

09-462. Farm Bureau Mutual Insurance Company of Arkansas, Inc. v. Pulaski County Circuit Court, from Pulaski Circuit, Fifth Division. Petition for writ of certiorari and stay of proceedings.

09-553. Chubb Lloyds Insurance Company of Texas et al. v. Miller County Circuit Court, from Miller Circuit. Motion to supplement the record and notice of filing.

09-587. Foremost Insurance Company et al. v. Miller County Circuit Court, from Miller Circuit. Motion to supplement the record and notice of filing.

09-595. Stephen Jackson v. Cathy Jackson, from Pulaski Circuit, Sixteenth Division. Motion for rule on clerk.

09-643. John Schubert et ux. v. Arkansas Department of Human Services et al., from Crawford Circuit. Motion to dismiss appeal.

09-651. Larry Thomas et ux. v. Green Tree Servicing, LLC, from Crittenden Circuit. Motion to proceed in forma pauperis.

09-657. Teresa Bloodman v. State of Arkansas, from Mississippi Circuit, Osceola District. Appellant's motion to settle and supplement the record.

09-665. Rosemarie Clampitt v. James P. Geurin et ux., from Garland Circuit. Appellant's motion for restraining order against appellees.

09-684. John Doe et al. v. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct, an Original Action. Petitioners' motion to file submissions under seal.

09-688. Alcoa World Alumina, L.L.C. v. Richard Weiss, Director, Arkansas Department of Finance and Administration, from Pulaski Circuit, Third Division. Motion to file brief amicus curiae in support of appellant.

09-704. Helen Virginia Coan Estate et al. v. Michael P. Gaughan, from Ouachita Circuit. Appellants' motion for writ of certiorari to complete record and to stay briefing schedule.

09-720. Katheleen McClain v. Honorable James Moody, Jr. et al., from Pulaski Circuit, Third Division. Motion to proceed in forma pauperis.

09-735. Ernst & Young LLP v. Benjamin H. Reid, Jr. et al., from Sebastian Circuit, Fort Smith District. Petition for writ of certiorari to complete the record.

09-738. Arkansas Judicial Discipline and Disability Commission v. Honorable Willard Proctor, Jr., Circuit Judge, an Original Action. Motion to supplement the record.

09-738. Arkansas Judicial Discipline and Disability Commission v. Honorable Willard Proctor, Jr., Circuit Judge, an Original Action. Motion to extend brief page limit.

09-742. Natalie E. Willis v. Honorable Ellen Brantley, Circuit Judge, from Pulaski Circuit, Sixteenth Division. Motion to proceed in forma pauperis.

09-758. Carroll Wayne Hamilton v. Circuit Court of Pulaski County, Arkansas, from Pulaski Circuit, Thirteenth Division. Petition for writ of prohibition or, in the alternative, certiorari.

09-781. Ben Sisler v. Chastine Bramlett et al., from Van Buren Circuit. Motion for rule on clerk.

09-812. Harvey Edwards v. City of Jonesboro et al., from Craighead Circuit, Western District. Motion for rule on clerk.

09-841. Perennial Healthcare Management et al. v. Cheryl Staggs, as Special Personal Representative of Shirley Boyd, Deceased, from Independence Circuit. Appellants' motion to dismiss appeal.

09-845. Texas Farmers Insurance Company et al. v. Miller County Circuit Court, from Miller Circuit. Motion for temporary relief.

09-845. Texas Farmers Insurance Company et al. v. Miller County Circuit Court, from Miller Circuit. Petition for writ of certiorari or prohibition.

09-845. Texas Farmers Insurance Company et al. v. Miller County Circuit Court, from Miller Circuit. Motion to supplement the record and notice of filing.

09-852. Felicia M. Andrews v. 436 Hop, Ltd, d/b/a 436 International House of Pancakes, from Pulaski Circuit, Third Division. Appellee's motion to dismiss appeal.

09-860. Andy Worley et ux. v. Theodore Patin et ux., from Garland Circuit. Motion for rule on clerk.

09-866. Jo Anne Davila v. Catherine Gray, from Logan Circuit, Southern District. Motion for rule on clerk.

09-926. Felicia M. Andrews v. International House of Pancakes, from Pulaski Circuit, Third Division. Appellant's motion to proceed in forma pauperis.

09-935. Scott Lippe v. State of Arkansas, from Carroll Circuit, Eastern District. Appellee's motion to dismiss appeal.

09-941. Financial Freedom Senior Funding Corporation v. Woody Pearce, from Craighead Circuit, Western District. Motion for rule on clerk.

09-943. Van Buren County Title Company v. Ester Bass et al., from Van Buren Circuit. Motion for rule on clerk.

09-944. Jennifer Emmert v. Arkansas Department of Human Services, from Fulton Circuit. Motion for rule on clerk.

09-946. In Re: John David Harris, Arkansas Bar No. 89151, an Original Action. Petition to surrender Arkansas law license.