

ARKANSAS SUPREME COURT

Opinions delivered
June 3, 2010

JIM HANNAH, CHIEF JUSTICE:

CR08-1189. Max Eastin v. State of Arkansas, from Clark Circuit. Affirmed. Corbin, J., not participating.

JIM GUNTER, JUSTICE:

09-1149. Danny Snowden and Shelia Snowden v. JRE Investments, Inc., Chesapeake Exploration, LLC, Chesapeake Exploration Limited Partnership, and Chesapeake Energy Corporation, from Faulkner Circuit. Affirmed on Direct Appeal; Cross-Appeal Reversed. Wills, J., dissents in part and concurs in part. Danielson, J., not participating.

PAUL E. DANIELSON, JUSTICE:

09-1253. Carol Walker, Individually and On Behalf of Her Minor Children, Rachel Walker, James Walker, and Heather Walker; Patrick O'Bryant and Tawnya O'Bryant, Husband and Wife, Individually and On Behalf of Their Minor Children, Christopher O'Bryant and Sean O'Bryant; Jerry Ferguson, Individually and On Behalf of His Minor Children, Kole Ferguson, Kerra Ferguson, and Kannon Ferguson; and Keli Waggoner, Individually and On Behalf of Her Minor Children, Jaycee Waggoner and Bradley Halsell v. Arkansas State Board of Education and Two Rivers School District, from Pulaski Circuit, Thirteenth Division. Affirmed. Corbin, J., not participating.

RONALD L. SHEFFIELD, JUSTICE:

CR09-1120. Melvin Lockhart, III v. State of Arkansas, from Pulaski Circuit, Fifth Division. Affirmed.

CR10-255. C.H. v. State of Arkansas, from Crawford Circuit. Appeal Dismissed. Brown, J., concurs. Corbin, J., not participating.

09-1273. Mary D. Fitton, As Trustee of The Mary D. Fitton Revocable Trust v. Bank of Little Rock, from Pulaski Circuit, Second Division. Reversed and Remanded. Corbin, J., not participating.

PER CURIAM ORDERS

REHEARINGS DENIED: Petitions for rehearing were denied today in the following case.

09-313. Barry Jewell v. Keith Moser et al., from Pulaski Circuit, Sixth Division (Appellant Jewell).

09-313. Barry Jewell v. Keith Moser et al., from Pulaski Circuit, Sixth Division (Appellee Fletcher). Brown and Wills, JJ., would grant.

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

09-1362. Las Colinas International, Inc. d/b/a Formosa Foods v. Crosswood Associates, Inc., from Washington Circuit. Corbin, J., not participating.

09-1402. Robert Dotson, Sr. v. Irma L. Dotson, from Carroll Circuit, Eastern District. Corbin, J., not participating.

CR10-420. Walter Gabriel Turner v. State of Arkansas, from Columbia Circuit. Motion for belated appeal is granted. See **per curiam** this date.

10-306. Audrey Hunter, William Shepherd, and Daniel Cramer v. Transamerican Life Insurance Company et al., from Pulaski Circuit, Third Division. Appellant Audrey Hunter's motion to lift seal from identified portions of the record is denied. Corbin, J., not participating.

10-306. Audrey Hunter, William Shepherd, and Daniel Cramer v. Transamerican Life Insurance Company et al., from Pulaski Circuit, Third Division. Appellant Audrey Hunter's motion for extension of time to file brief is denied. Brief due June 9, 2010. Corbin, J., not participating.

CR09-410. Kitaka Lauderdale v. State of Arkansas, from Craighead Circuit, Western District. Appellant's motion for extension of time to settle record is granted. Corbin, J., not participating.

CR09-1118. Joseph Rounsaville v. State of Arkansas, from Pulaski Circuit, First Division. Motion to be relieved as counsel and for the appointment of new counsel. Motion granted. See **per curiam** this date. Corbin, J., not participating.

CR09-1167. Jeremiah Walton v. State of Arkansas, from Pulaski Circuit, Fifth Division. Appellee's motion for stay of brief time. Granted thirty days. Corbin, J., not participating.

CR10-242. Randy Paul Brown v. State of Arkansas, from Saline Circuit. Appellee's motion to file a supplemental brief is granted. Corbin, J., not participating.

CR10-473. Dwight Shane Kelley v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion for rule on clerk and for belated appeal; motion to withdraw as counsel on appeal and for extension of time. Remanded; motion for rule on clerk and motion to withdraw as counsel granted; motion for extension of time moot. See **per curiam** this date. Corbin, J., not participating.

10-149. Omar Chavez et al. v. The Medical Assurance Company, Inc. et al., from Pulaski Circuit, Fifth Division. Appellants' motion to settle the record is denied. Corbin, J., not participating.

10-149. Omar Chavez et al. v. The Medical Assurance Company, Inc. et al., from Pulaski Circuit, Fifth Division. Appellants' motion to stay brief time. Granted stay of ten days to allow parties to enter a stipulation. Corbin, J., not participating.

10-198. Teresa Lynette Bloodman v. State of Arkansas, from Mississippi Circuit, Osceola District. Appellant's motion and amended motion to settle and supplement the record. Granted thirty days. Corbin, J., not participating.

10-356. Pat Matsukis et al. v. Dani Joy, Mayor of the City of Eureka Springs et al., from Carroll Circuit, Western District. Appellants' motion to dismiss separate defendant/appellee Patrick Brammer due to bankruptcy filing is

granted. Corbin, J., not participating.

10-474. Mady J. Maguire v. W. Gene Jines, D.D.S. et al., from Pulaski Circuit, Fifth Division. Motion for rule on clerk is denied. Corbin, J., not participating.

10-498. McLane Southern, Inc. v. Arkansas Tobacco Control Board, from Pulaski Circuit, Third Division. Appellant's motion to supplement the record is granted. Corbin, J., not participating.

10-514. Tammy McLain et al. v. City of Little Rock Planning Commission et al., from Pulaski Circuit, Sixteenth Division. Petition for writ of certiorari to complete the record. Granted thirty days. Corbin, J., not participating.

CR82-160. John Thomas Moss v. State of Arkansas, from Sharp Circuit. Pro se petition for leave to proceed under Arkansas Rule of Criminal Procedure 37.1. Petition denied. See **per curiam** this date. Corbin, J., not participating.

CR93-714. Jessie Lee Buchanan v. State of Arkansas, from Crittenden Circuit. Pro se petition to reinvest jurisdiction in the trial court to consider petition for writ of error coram nobis, motion to dismiss respondent's response to petition, motion to amend petition. Petition and motions denied. See **per curiam** this date. Corbin, J., not participating.

CR03-1181. Abraham Grant v. State of Arkansas, from Phillips Circuit. Pro se petition to reinvest jurisdiction in the trial court to consider petition for writ of error coram nobis, motion to disqualify trial judge, motion for copy at public expense of coram nobis petition, and motion for copy at public expense of petitioner's response to respondent's response to coram nobis petition. Petition to reinvest jurisdiction in trial court and motions for copies at public expense denied; motion to disqualify trial judge moot. See **per curiam** this date. Corbin, J., not participating.

CACR09-616. Anthony Owens v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Pro se motion for photocopies at public expense is denied. Corbin, J., not participating.

CR10-435. Richard Donnell George v. State of Arkansas, from Miller Circuit. Pro se motion for permission is treated as motion for rule on clerk to file motion for belated appeal without a certified record and denied. Corbin, J., not participating.

10-326. Johnny Lee Hill v. Larry Norris, from Lincoln Circuit. Pro se motion for duplication of appellant's brief at public expense. Appeal dismissed; motion moot. See **per curiam** this date. Corbin, J., not participating.

In Re: Arkansas Rules of the Supreme Court and Court of Appeals; Rules of Appellate Procedure-Civil; and Rules of Civil Procedure. See **per curiam** this date.

MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

10-178. Derrick L. Flowers v. Arkansas State Police, Public Employee Claims Division, from Workers' Compensation Commission.

10-211. Jackie R. Shaver v. Land O' Frost, from Workers' Compensation Commission.

CR10-141. Omar Salazar v. State of Arkansas, from Benton Circuit. Motion for reconsideration.

09-404. In Re: F. Scott Straub, Arkansas Bar ID No. 98019, an Original Action. Motion to lift stay and to grant request to reciprocally disbar.

10-60. John K. Kelly v. Honorable Richard N. Moore, Jr., Circuit Judge, from Pulaski Circuit, Fifteenth Division. Petition for writ of mandamus.

10-60. John K. Kelly v. Honorable Richard N. Moore, Jr., Circuit Judge, from Pulaski Circuit, Fifteenth Division. Motion for stay.

10-116. Beverly Enterprises, Inc. et al. v. Valerie Keaton, from Ouachita Circuit. Motion of the Arkansas Trial Lawyers Association to file amicus curiae brief.

CA10-520. Khadya Smith v. Arkansas Department of Human Services et al., from Phillips Circuit. Motion to file belated notice of appeal.

SUBMISSIONS

09-971. William G. Born, Sr. et al. v. Hosto & Buchan, PLLC, from Pulaski Circuit, Sixth Division. Argued orally.

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

CR09-872. Gregory Forrester v. State of Arkansas, from Benton Circuit.

CR10-18. State of Arkansas v. Jaret Thompson, from Garland Circuit.