

ARKANSAS SUPREME COURT

Opinions Delivered
April 22, 2010

PAUL E. DANIELSON, JUSTICE:

09-1383. Steve M. Stuhr, as Administrator of the Estate of Donald James Stuhr, Deceased v. Holly Lynn Oliver, from Benton Circuit. Affirmed.

RONALD L. SHEFFIELD, JUSTICE:

09-859. Linda Lamontagne v. Arkansas Department of Human Services and S.S., from Washington Circuit. Affirmed. Danielson and Wills, JJ., concur.

PER CURIAM ORDERS

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

09-114. Mary Clark v. Dr. Arthur Johnson et al., from Johnson Circuit.

09-431. Mary Clark v. Johnson Regional Medical Center et al., from Sebastian Circuit, Fort Smith District.

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

CR10-227. Bailey Buffalo v. State of Arkansas, from Faulkner Circuit.

09-1288. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. (Appellant)

09-1288. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. (Appellee)

10-298. David Ashcroft v. Arkansas Department of Human Services, from Pulaski Circuit, Eighth Division.

- 10-377. Don William Davis, Jr. v. Arkansas Department of Correction, from Pulaski Circuit, Sixth Division. Motion for citation of contempt, or in the alternative, petition for writ of mandamus is denied; motion for stay is moot. Wills, J., not participating.
- CR10-339. Donna M. McCormick v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Motion for rule on clerk. Motion treated as motion for belated appeal and granted. See **per curiam** this date.
- CR10-340. Lee Cater v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Motion for rule on clerk. Motion treated as motion for belated appeal and granted. See **per curiam** this date.
- 09-1272. Exigence, LLC v. Courtney Baylark, from Phillips Circuit. Appellee's motion to dismiss appeal. Passed until case submitted.
- 09-1288. Robert Maulding v. Price's Utility Contractors, Inc. et al., from Workers' Compensation Commission. Appellees' motion to strike appellant's reply to appellees' response to petition for review. Moot.
- 09-1406. Tasha Orr v. Timothy Calicott, M.D. and Stephen Hudson, M.D., from Faulkner Circuit. Appellant's motion for taxation of costs is denied without prejudice.
- 09-1128. T.C., a Minor v. State of Arkansas, from Ouachita Circuit. Motion to play excerpts of interview exhibits during oral arguments is denied. Special Justices Amy Stewart and Stuart Hankins join. (Proceedings of April 19, 2010)
- 10-348. Samuel Boellner, M.D. and Marilyn Boellner v. Clinical Study Centers, LLC et al., from Pulaski Circuit, Sixteenth Division. Petition for writ of certiorari to complete the record. Granted thirty days.
- 09-555. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Frank David Rees, an Original Action. Appellee/respondent's motion to exclude materials outside the record is granted.
- 09-556. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Frank David Rees, an Original Action. Appellee/respondent's motion to exclude materials outside the record is granted.
- 09-559. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Frank David Rees, an Original Action. Appellee/respondent's motion to exclude materials outside the record is granted.
- 09-560. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct v. Frank David Rees, an Original Action. Appellee/respondent's motion to exclude materials outside the record is granted.
- 10-243. Brandon Woodrome v. Charlie Daniels, in his official capacity as Secretary of State et al., an Original Action. Cross petition. Noted. See briefing schedule.
- CACR09-616. Anthony Owens v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Pro se motion for photocopies at public expense is denied.
- CR09-1248. Michael Allen Hatcher v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Pro se motion to file belated reply brief is denied.
- CR09-1364. Laif Poulton v. State of Arkansas, from Washington Circuit. Appellee's motion to dismiss appeal is granted.
- CR10-290. Wyouman David Camp v. State of Arkansas, from Howard Circuit. Pro se motion for belated appeal and for appointment of counsel. Motions granted. See **per curiam** this date.
- 09-981. Anthony Key v. State of Arkansas, from Lincoln Circuit. Pro se motion for reconsideration of dismissal of appeal is denied; motion for appointment of counsel is moot.

10-217. Corey Sanders v. State of Arkansas, from Jefferson Circuit. Pro se motion for rule on clerk is denied.

MOTIONS SUBMITTED

PETITION FOR REHEARING:

08-1352. David Stills v. Amber Stills, from Washington Circuit.

PETITIONS FOR REVIEW:

CR10-215. Leroy Stevenson v. State of Arkansas, from Craighead Circuit, Western District.

CR10-242. Randy Paul Brown v. State of Arkansas, from Saline Circuit.

CR10-250. Cornelius Dale Earl v. State of Arkansas, from White Circuit.

CR10-362. Kevin Ray Percy v. State of Arkansas, from Garland Circuit. Motion Mark S. Fraiser to withdraw as attorney on direct appeal.

CR10-379. Dwight Shane Kelley v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion for rule on clerk.

CR10-379. Dwight Shane Kelley v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion of John Joplin to withdraw as attorney on direct appeal and for extension of time.

09-1004. Kevin R. Walters et al. v. James Dobbins et al., from Sevier Circuit. Appellants' motion to supplement the record.

09-1054. Melvin Smith v. Leroy Brownlee, Arkansas Board of Parole, or in the alternative, Larry Norris, Director, Arkansas Department of Correction, from Jefferson Circuit. Appellee's motion to substitute Ray Hobbs, Interim Director of Arkansas Department of Correction, as separate appellee.

09-1070. Baptist Health v. Bruce Murphy, M.D. et al., from Pulaski Circuit, Thirteenth Division. Appellees' motion to file substituted brief.

09-1406. Tasha Orr v. Timothy Calicott, M.D. and Stephen Hudson, M.D., from Faulkner Circuit. Appellant's motion to file supplemental brief.

09-1406. Tasha Orr v. Timothy Calicott, M.D. and Stephen Hudson, M.D., from Faulkner Circuit. Appellees' motion to file supplemental brief.

- 10-368. Misty Porter v. Arkansas Department of Human Services, from Little River Circuit. Appellee's motion to dismiss appeals.
- 10-390. Peter E. Hying v. Director, Arkansas Department of Workforce Services et al., from Board of Review. Appellant's motion to file belated petition for review.

SUBMISSIONS

- 09-1128. T. C., a Minor v. State of Arkansas, from Ouachita Circuit. Argued orally.
- CR09-703. Albert Lee Lewis, Jr. v. State of Arkansas, from Crittenden Circuit.
- CR09-1120. Melvin Lee Lockhart, III v. State of Arkansas, from Pulaski Circuit, Fifth Division.
- CR09-1131. Daericko T. Witcher v. State of Arkansas, from Columbia Circuit.
- 09-1002. Dustin Ellis et al. v. Dan Flowers, from Poinsett Circuit.