

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF MAY 17, 2012**

JIM HANNAH, CHIEF JUSTICE:

[11-1013](#). Jack Boyajian v. State of Arkansas, from Pulaski Circuit, Sixth Division. Reversed and dismissed.

DONALD L. CORBIN, JUSTICE:

[11-1057](#). J.B. Robinson, K.S. Robinson, E.M. Bozovsky and R.A. Kelley (Individually, and as Representatives of a Similarly Situated Class of Taxpayers Owning Real and Personal Property within the Boundaries of the City of Little Rock, Arkansas, All of whom are Required to Pay Ad Valorem Taxes that Support the Central Arkansas Library System) v. Floyd G. "Buddy" Villines (in his Official Capacity as the Duly Elected County Judge of Pulaski County, Arkansas); Janet Troutman Ward (in her Official Capacity as the Elected Tax Assessor of Pulaski County, Arkansas); Debra Buckner (in her Official Capacity as the Elected Treasurer of Pulaski County, Arkansas); Pulaski County, Arkansas (as an Entity); Mark Stodola (in his Official Capacity as the Elected Mayor of the City of Little Rock, Arkansas); the City of Little Rock, Arkansas (as an Entity); Bobby L. Roberts (in his Official Capacity as Duly Appointed and Serving Director of the Central Arkansas Library System); and the Central Arkansas Library System (as an Entity), from Pulaski Circuit, Sixth Division. Appeal dismissed without prejudice.

ROBERT L. BROWN, JUSTICE:

[CR11-736](#). Napoleon Johnson, Jr. v. State of Arkansas, from Jefferson Circuit. Appeal dismissed.

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**PER CURIAM ORDERS**

REVIEWS GRANTED: Petitions for review were granted today in the following cases:

11-1266. Kenneth Smith, Jr., et al. v. Rebsamen Medical Center, Inc., et al., from Pulaski Circuit, Sixth Division.

11-1295. John Pearson v. Worksource and Wausau Insurance Company, from Workers' Compensation Commission.

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

CR12-316. Edward Vincent Smith v. State of Arkansas, from Pulaski Circuit, Fifth Division.

11-1198. The Lamar Company, LLC d/b/a Lamar Advertising of Greenville v. Arkansas State Highway and Transportation Department, from Pulaski Circuit, Thirteenth Division.

11-1206. Teresa Eagle Bloodman v. Jefferson Hospital Association d/b/a Jefferson Regional Medical Center; Continental Casualty Company; and Steven H. Wright, M.D., from Jefferson Circuit.

11-1216. Cicely White-Phillips v. Arkansas Children's Hospital, Ali Raja, M.D., and Richard Fiser, M.D., from Pulaski Circuit, Sixth Division.

11-1274. Jose S. Padilla, Jr., M.D. v. Mitchell Archer, as Special Administrator of the Estate of Paul R. Archer, and Marie S. Archer, from Boone Circuit.

11-1293. Brandy M. Talley v. Asset Acceptance, LLC, from Yell Circuit, Northern District.

11-1296. Brett A. Davis, Arneva K. Davis, and Mark A. Davis v. Jeremy Gillam et al., from White Circuit.

11-1304. Arturo Gomez v. Crossland Construction Company, Inc., and Travelers Indemnity Company, from Workers' Compensation Commission.

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CR09-824. Thomas Leo Springs v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's amended motion to stay mandate. Granted; refund filing fee.

CR12-236. Benjamin Eagle v. State of Arkansas, from Pulaski Circuit, Fourth Division. Appellee's motion for permission to submit a supplemental brief is granted.

CR12-343. Rosa Elia Gutierrez v. State of Arkansas, from Pulaski Circuit, Fourth Division. Motion for rule on clerk is granted. Reimbursement of filing fee is denied.

[CR12-344](#). Simon Eric Reed v. State of Arkansas, from Faulkner Circuit. Motion for rule on clerk. Remanded for findings on attorney error. See **per curiam** this date.

11-793. Laketha Brown Fluker et al. v. Helena-West Helena School District et al., from Phillips Circuit. Appellants' motion to file belated supplemental addendum is granted.

11-1293. Brandy M. Talley v. Asset Acceptance, LLC, from Yell Circuit, Northern District. Motion to strike petition for review is denied.

11-1299. HPD, LLC v. Tetra Technologies, Inc., from Union Circuit. Appellant-Cross-Appellee's motion for leave to file corrected brief is granted.

12-256. Robert L. Cannon v. Arkansas Sex Offender Assessment Committee, from Pulaski Circuit, Sixth Division. Petition for leave to proceed in forma pauperis is denied.

12-257. Clyde McMoran v. Greater Shreveport Bossier Auto Auction, from Faulkner Circuit. Pro se motion to reconsider denial of motion for rule on clerk is denied.

12-352. Jack Barnes et al. v. Alcoholic Beverage Control Board et al., from Columbia Circuit. Appellants' motion to file belated petition for review is denied.

CR10-941. Routy Abernathy v. State of Arkansas, from Sebastian Circuit, Greenwood District. Pro se petition for rehearing is denied.

[CR11-1191](#). Mitchell Scott Johnson v. State of Arkansas, from Benton Circuit. Pro se motion for appointment of counsel. Appeal dismissed; motion moot. See **per curiam** this date.

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### PER CURIAM ORDERS

[CR12-43](#). Joe McKinley Jones, Jr. v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Appellant's pro se motions for extension of time to file brief and for appointment of counsel. Appeal dismissed; motions moot. See **per curiam** this date.

[CR12-141](#). Kenneth Tucker, Jr. v. State of Arkansas, from Ashley Circuit. Pro se motions to stay briefing schedule, for extension of brief time and for writ of certiorari, and amended petition for review. Appeal dismissed; motions moot; amended petition for review struck. See **per curiam** this date.

[CR12-241](#). Rodriquez Nelson v. State of Arkansas, from Hempstead Circuit. Pro se motion to be declared indigent and proceed with belated appeal. Motion denied. See **per curiam** this date.

12-21. Larry Rayford v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson Circuit. Appellee's motion to dismiss appeal is granted.

[12-45](#). Johnny L. Craig, Jr. v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln Circuit. Pro se motion for extension of time to file brief. Appeal dismissed; motion moot. See **per curiam** this date.

In Re Supreme Court Committee on the Unauthorized Practice of Law. See [per curiam](#) this date.

Madelyn Blaine Davis of Little Rock is appointed to the Supreme Court Committee on the Unauthorized Practice of Law, at-large position, for a three-year term to expire on May 31, 2015. The court thanks Ms. Davis for accepting appointment to this important committee.

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**MOTIONS SUBMITTED**

PETITIONS FOR REHEARING:

11-732. Corey McMillan, Individually and on Behalf of a Class of Similarly Situated Persons v. Live Nation Entertainment, Inc., and Ticketmaster, L.L.C. d/b/a Ticketmaster, an Original Action.

11-1212. Thomas Schultz v. Butterball, LLC, from Franklin Circuit, Northern District.

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PETITIONS FOR REVIEW:

11-1162. Danny Hurst and Mark David Hurst v. Southern Farm Bureau Casualty Insurance Company, from Washington Circuit.

11-1215. Petrohawk Properties, LP v. Isaac Heigle et al., from Cleburne Circuit.

11-1257. Clayton Coker v. Samantha Hess-Coker, from Garland Circuit.

12-73. Greg E. Prock v. Bull Shoals Landing, American Home Assurance, and AIG Claims Services, from Workers' Compensation Commission.

12-75. Matthew L. Edmisten v. Bull Shoals Landing and AIG Domestic Claims, Inc., from Workers' Compensation Commission.

12-81. Barry J. Jewell v. Debra Duree-Jewell, from Pulaski Circuit, Seventeenth Division.

12-85. Janice C. Tucker v. Bank of America et al., from Workers' Compensation Commission.

12-100. Sebastian Stadler v. Betty Ann Warren, from Johnson Circuit.

12-120. Jerry Brasfield v. Glayton Johnson, from Jefferson Circuit.

12-159. Helen Freeman Lynch v. Harrell Bates and Vivian Bates, from Faulkner Circuit.

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**MOTIONS SUBMITTED**

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CR10-888. Rickey C. Strain, Jr. v. State of Arkansas, from Jefferson Circuit. Appellant's motion for reconsideration.

CR11-1171. Osires Guevara v. State of Arkansas, from Benton Circuit. Appellant's unopposed motion to file substituted brief.

CR12-142. Brandon Lacy v. State of Arkansas, from Benton Circuit. Appellant's motion for writ of certiorari.

12-13. Anna Geiger et al. v. Janice Verser et al., from Cleburne Circuit. Appellants' motion for reconsideration.

12-41. Regions Bank, N.A., et al. v. Chase Bank USA, N.A., from Pulaski Circuit, Thirteenth Division. Appellants' motion to allow enlargement of page limit to the argument section of (cross) appellants' brief and to allow citation to the record in the related case 11-900.

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**SUBMISSIONS**

11-1213. Fatpipe, Inc. v. Arkansas Department of Finance and Administration et al., from Pulaski Circuit, Seventeenth Division. Argued orally.

CR11-1161. Joseph Chunestudy v. State of Arkansas, from Greene Circuit.

11-1107. Tamera Troeskyn v. Donna Herrington and Larry Herrington, from Arkansas Probate, Northern District.

11-1163. C.B. v. State of Arkansas, from Jefferson Circuit.

11-1225. Clinical Study Centers, LLC, et al. v. Samuel Boellner, M.D., and Marilyn Boellner, from Pulaski Circuit, Sixteenth Division.