

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 25, 2013

JIM HANNAH, CHIEF JUSTICE:

[CR11-751](#). Ricky Earl White v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed. Baker and Hart, JJ., dissent.

[12-500](#). Porocel Corporation v. Circuit Court of Saline County, Arkansas; Booker T. Washington, Jr., from Saline Circuit. Petition for writ of prohibition granted. Special Justice Eugene Bramblett joins in this opinion. Corbin, J., not participating.

DONALD L. CORBIN, JUSTICE:

[12-723](#). State of Arkansas, Department of Career Education, Division of Rehabilitation Services v. Bob L. Means, from Garland Circuit. Affirmed.

COURTNEY HUDSON GOODSON, JUSTICE:

[CR12-375](#). Billy Terrell Adams v. State of Arkansas, from White Circuit. Affirmed. Hart, J., dissents.

JOSEPHINE LINKER HART, JUSTICE:

[09-145](#). Kuntrell Jackson v. Larry Norris, Director, Arkansas Department of Correction, from Jefferson Circuit. Denial of petition for writ of habeas corpus reversed; writ of habeas corpus issued; remanded to the Jefferson County Circuit Court with instructions.

CLIFF HOOFFMAN, JUSTICE:

[CR10-1200](#). Lemuel Session Whiteside v. State of Arkansas, from Pulaski Circuit, Seventh Division. Affirmed in part; reversed and remanded in part. Danielson, J., concurs.

[12-298](#). J-McDaniel Construction Company; John B. McDaniel; and Barbara G. McDaniel v. Dale E. Peters Plumbing Limited, d/b/a Dale Peters Plumbing and Irrigation; Robert Bostic Hauling and Excavating, Inc.; d/b/a Bobby Bostic Hauling and Excavating; Robert Bostic, Individually; and Esquire Marble Company, from Pulaski Circuit, Sixth Division. Appeal dismissed.

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PER CURIAM ORDERS

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

13-269. Josie Payne v. Arkansas Department of Human Services and Minor Children, from Union Circuit. Hoofman, J., would deny.

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

13-138. Dave Eusanio v. Dante Tippin, from Jefferson Circuit.

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[CR13-20](#). Patrick Cinque Smith v. State of Arkansas, from Pulaski Circuit, First Division. Appellant's motion to supplement the record on appeal. Motion denied without prejudice; supplemental record ordered. See **per curiam** this date.

12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of Arkansas State Chamber of Commerce for leave to file amicus curiae brief in support of appellants is granted.

12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of Product Liability Advisory Council, Inc., for permission to file a brief as amicus curiae in support of appellants is denied.

12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of Washington Legal Foundation (WLF) and Allied Educational Foundation (AEF) for leave to file amicus curiae brief in support of appellants is granted.

12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of Pharmaceutical Research and Manufacturers of America for permission to file amicus curiae brief in support of appellants is granted.

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PER CURIAM ORDERS

13-324. David W. McGhee, Arkansas Bar No. 96088 v. Stark Ligon, Executive Director, Supreme Court Committee on Professional Conduct, an Original Action. Petition for voluntary surrender of license (resignation). Granted; with direction to the Clerk to remove the attorney's name from the registry of attorneys licensed to practice law in the State of Arkansas.

[CR12-518](#). James Thompson v. State of Arkansas, from Miller Circuit. Pro se motion for extension of time to file brief. Appeal dismissed; motion moot. See **per curiam** this date.

[CR12-583](#). Vincent M. Cooper v. State of Arkansas, from Miller Circuit. Pro se motion to file a belated brief. Appeal dismissed; motion moot. See **per curiam** this date.

CR12-631. Robert Clayton v. State of Arkansas, from Arkansas Circuit, Northern District. Pro se motion for extension of time to file appellant's brief. Motion granted.

CR13-83. Gregory Holt, a/k/a Abdul Maalik Muhammad v. State of Arkansas, from Pulaski Circuit, First Division. Pro se motion to file belated petition for rehearing. Motion treated as motion to file belated motion for reconsideration and denied.

[CR13-110](#). Brian Koontz v. State of Arkansas, from Hempstead Circuit. Pro se motion for extension of brief time. Appeal dismissed; motion moot. See **per curiam** this date.

[CR13-217](#). William Earl Miller v. State of Arkansas, from Jackson Circuit. Petitioner's pro se motion for belated appeal of order. Motion granted. See **per curiam** this date.

11-719. Kenneth White v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln Circuit. Pro se motion for extension of time to file supplemental brief. Moot.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

13-190. The Longing Family Revocable Living Trust and Longing Hunting Club, LLC v. Danny Snowden et al., from Van Buren Circuit.

13-193. Billy Flint v. Director et al., from Board of Review.

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CR91-36. Bruce Earl Ward v. State of Arkansas, from Pulaski Circuit, Seventh Division. Appellant's motion for leave to file overlength motion to recall mandate.

CR98-657. Bruce Earl Ward v. State of Arkansas, from Pulaski Circuit, Seventh Division. Appellant's motion for leave to file overlength motion to recall mandate.

CR00-1322. Bruce Earl Ward v. State of Arkansas, from Pulaski Circuit, Seventh Division. Appellant's motion for leave to file overlength motion to recall mandate.

CR13-241. Clayton D. Johnson v. Circuit Court of St. Francis County, from St. Francis Circuit. Petitioner's motion for reconsideration, or in the alternative, clarification.

CR13-313. Antwan Lavon Fowler v. State of Arkansas, from Faulkner Circuit. Petition for writ of certiorari to complete the record.

CR13-316. Antwan Lavon Fowler v. State of Arkansas, from Faulkner Circuit. Petition for writ of certiorari to complete the record.

CA12-816. Discover Bank v. Betsy R. Danner, from Clark Circuit. Appellant's motion to transfer case to Supreme Court.

12-875. M. Jay Carter v. Ernie Cline and Karen Cline, from Pulaski Circuit, Third Division. Appellant's motion to correct brief.

13-150. John Skylar Tapp, Arkansas Bar No. 76123 v. Stark Ligon, Director, Supreme Court Committee on Professional Conduct, an Original Action. Motion to take judicial notice.

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MOTIONS SUBMITTED

13-182. Deer/Mt. Judea School District v. Thomas W. Kimbrell, Commissioner, et al., from Pulaski Circuit, Second Division. Motion of Little Rock School District for permission to file amicus curiae brief in support of appellant.

13-325. Julius Horn v. Sears, Roebuck & Co., from Jefferson Circuit. Appellee's motion to docket partial record and dismiss appeal.

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SUBMISSIONS

CR10-1309. Gregory Christopher Decay v. State of Arkansas, from Washington Circuit.

CR12-537. Michael Shane Winters v. State of Arkansas, from Benton Circuit.

CR12-803. Duane W. Spearman v. State of Arkansas, from Chicot Circuit.

CR12-1063. State of Arkansas v. Jeremy Lynn O'Quinn, from Faulkner Circuit.

11-1287. David Pack v. Little Rock Convention & Visitors Bureau and Risk Management Resources, from Workers' Compensation Commission.