

ARKANSAS SUPREME COURT

PROCEEDINGS OF MAY 2, 2013

JIM HANNAH, CHIEF JUSTICE:

[CR10-1309](#). Gregory Christopher Decay v. State of Arkansas, from Washington Circuit. Reversed and remanded.

KAREN R. BAKER, JUSTICE:

[11-1287](#). David Pack v. Little Rock Convention Center & Visitors Bureau and Risk Management Resources, from the Arkansas Workers' Compensation Commission. Reversed and remanded; Court of Appeals' Opinion Vacated. Special Justices Vada Berger and Steve Bell join in this opinion. Hart and Hoofman, JJ., not participating.

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PER CURIAM ORDERS

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

13-190. The Longing Family Revocable Living Trust and Longing Hunting Club, LLC v. Danny Snowden et al., from Van Buren Circuit. Danielson, J., not participating.

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 is granted.

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 is granted.

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 is granted.

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, is denied without prejudice. Hoofman, J., not participating.

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

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

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

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

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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. Noted.

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 is granted.

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

[CACR04-176](#). Theodis Kelly v. State of Arkansas, from Phillips Circuit. Pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Petition dismissed. See **per curiam** this date.

CR07-238. Kenny Travis, Jr. v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Pro se motion for production of documents. Motion treated as motion for photocopying at public expense and denied.

[CR09-609](#). Hutson Burks v. State of Arkansas, from Pulaski Circuit, Seventh Division. Pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Petition denied. See **per curiam** this date.

[CR13-37](#). Quentin Davis v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se appellant's motion to file a belated brief. Appeal dismissed; motion moot. See **per curiam** this date.

[CR13-265](#). James Edward Green, Jr. v. State of Arkansas, from Drew Circuit. Pro se motions to void appeal without prejudice, for appointment of counsel, and for order directed to Attorney General and the Arkansas Department of Correction. Motion to void appeal treated as motion to dismiss appeal and granted in part and denied in part; motion for appointment of counsel moot; motion for order directed to Attorney General and Arkansas Department of Correction dismissed. See **per curiam** this date.

CR13-266. Robert Phills v. State of Arkansas, from Jefferson Circuit. Pro se motion for belated appeal. Motion denied.

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13-299. In the Matter of the Name Change of Frederick J. Barton, from Jackson Circuit. Pro se motion to proceed in forma pauperis on appeal. Motion denied; fee to lodge appeal due in thirty days from the date of this per curiam order.

In Re The Arkansas Continuing Legal Education Board. See [per curiam](#) this date.

The Honorable John Robbins of Hot Springs is appointed to the Continuing Legal Education Board for a three-year term concluding on May 2, 2016. Judge Robbins will be an at-large representative, Position 5, and replaces Judge Patricia James of Little Rock whose term has concluded.

Rebecca Hattabaugh of Fort Smith is appointed to the Continuing Legal Education Board for a three-year term concluding on May 2, 2016. Ms. Hattabaugh will be a representative of the Third Congressional District, and replaces Chris Parks of Fort Smith whose term has concluded.

Diane Holitik of Little Rock is appointed to the Continuing Legal Education Board for a three-year term concluding on May 2, 2016. Ms. Holitik will be a representative of the Second Congressional District, and replaces J. Cotten Cunningham of Little Rock whose term has concluded.

The Court extends its sincere appreciation to Judge Robbins, Ms. Hattabaugh and Ms. Holitik for accepting appointment to this important Board. The Court also thanks Judge James, Mr. Parks, and Mr. Cunningham for their service on this important Board.

In Re The Arkansas Judges and Lawyers Assistance Program. See [per curiam](#) this date.

Judge Ann Hudson of Forrest City is appointed to the Arkansas Judges and Lawyers Assistance Program Committee for a six-year term concluding on May 2, 2019. Judge Hudson replaces Judge Barbara Halsey of Paragould.

The Court extends its sincere appreciation to Judge Hudson for accepting appointment. The Court also expresses its gratitude to Judge Halsey for her dedicated and faithful service to the committee.

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MOTIONS SUBMITTED

PETITIONS FOR REHEARING:

CR11-836. Phillip Holloway v. State of Arkansas, from Scott Circuit.

12-836. Hotfoot Logistics, LLC and Freight Ambulance, LLC v. Shipping Point Marketing, Inc.; David Fishgold; and Louis N. Fishgold, from Pulaski Circuit, Sixth Division.

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PETITION FOR REVIEW:

13-314. Patricia Gantt v. Arkansas Department of Human Services and Minor Children, from Pulaski Circuit, Tenth Division.

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13-158. Arloe Designs, LLC v. Arkansas Capital Corporation, from Pulaski Circuit, Fifth Division. Appellant's motion to supplement the record and for brief time.

13-339. Donald Ray Stratton, Jr. v. Benton County Circuit Court, from Benton Probate. Petition for writ of prohibition.

13-358. Korean Rios and Heath Rios v. Arkansas Department of Human Services, from Miller Circuit. Motion to proceed in forma pauperis.

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SUBMISSIONS

CR12-859. Ronald Tywan Jackson v. State of Arkansas, from Lonoke Circuit. Argued orally.

CR12-638. Sean Fincham v. State of Arkansas, from Pulaski Circuit, First Division.

12-744. Kylie B. Chitwood v. Gordon G. Chitwood, Jr., from Benton Circuit.

12-998. Delores Plymate and Julian Plymate v. Heather Martinelli, M.D., et al., from Baxter Circuit.

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