

ARKANSAS SUPREME COURT
PROCEEDINGS OF JULY 25, 2013

PER CURIAM OPINIONS

[CR-11-565](#). Kelton Esquire Bond v. State of Arkansas, from Benton Circuit. Affirmed.

[CR-11-976](#). Michael Britt Hodges v. State of Arkansas, from Pulaski Circuit, First Division. Affirmed.

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REHEARING DENIED: Petition for rehearing was denied today in the following case.

CR-12-834. Ulises Arroyo, Jr. v. State of Arkansas, from Lonoke Circuit. Corbin and Danielson, JJ., would grant.

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

CR-13-488. Raymond Wilson v. State of Arkansas, from Mississippi Circuit, Chickasawba District.

CV-13-454. Shauna Chantel Yates McNutt v. Matthew Dalton Yates, from Lonoke Circuit.

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

CV-13-394. Randall Smith v. Director et al., from Board of Review.

CV-13-408. Steven C. Grinnell v. Garnet Real Estate LLC, from Sebastian Circuit, Fort Smith District.

CR-08-1386. Kenneth R. Isom v. State of Arkansas, from Drew Circuit. Appellee's motion for leave to file overlength response is granted. Corbin, J., not participating.

CR-10-941. Routy W. Abernathy v. State of Arkansas, from Sebastian Circuit, Greenwood District. Motion for attorney's fees is denied.

CR-11-621. Kenneth Joe Barrow v. State of Arkansas, from Faulkner Circuit. Appellant's motion to summarily grant Rule 37 petition for post-conviction relief and to order new trial is denied.

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CR-12-475. Steven Russell, Jr. v. State of Arkansas, from Pulaski Circuit, Fifth Division. Appellant's motion to file a belated reply brief due to excusable neglect and for brief time is granted.

CR-12-1009. Zachariah Marcyniuk v. State of Arkansas, from Washington Circuit. Appellant's motion to disqualify is moot.

CR-13-316. Antwan Lavon Fowler v. State of Arkansas, from Faulkner Circuit. Appellant's motion to reverse and dismiss and in the alternative motion for extension of time to lodge supplemental record. Motion to reverse and dismiss is denied. Extension of time to supplement the record is granted. Record due within sixty days. Final extension.

CR-13-359. Sanders M. Carter v. State of Arkansas, from Pulaski Circuit, Fourth Division. Motion for rule on clerk is granted. Hannah, C.J., and Baker, J., would deny.

CR-13-406. Osires Guevara v. State of Arkansas, from Benton Circuit. Appellant's motion to supplement the record is granted.

CR-13-406. Osires Guevara v. State of Arkansas, from Benton Circuit. Appellant's motion to stay time to file brief is granted.

CR-13-536. Angela Austin Roberts v. State of Arkansas, from Crittenden Circuit. Motion of S. Butler Bernard, Jr., to be relieved as attorney for appellant and to stay briefing schedule is denied without prejudice.

CR-13-537. Khalin Collins v. State of Arkansas, from Columbia Circuit. Motion for rule on clerk is granted.

CR-13-569. Renford S. Williams v. State of Arkansas, from Faulkner Circuit. Petition for writ of certiorari is granted. Complete record due within thirty days.

[CR-13-575](#). Dimitria Singleton-Harris v. State of Arkansas, from Miller Circuit. Motion for indigency determination or in the alternative for a hearing; motion to withdraw as counsel; first amended motion to withdraw as counsel. Motions granted. See **per curiam** this date.

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CV-11-1273. Tom Muccio et al. v. Johnelle Hunt et al., from Washington Circuit. Renewed motion of appellees/cross-appellants Mike Lax, Tommy Vaughan, and Lax, Vaughan, Fortson, McKenzie & Rowe, P.A., to transfer to the Arkansas Supreme Court is granted. Goodson, J., not participating.

CV-12-73. Greg E. Prock v. Bull Shoals Landing et al., from Arkansas Workers' Compensation Commission. Appellant's motion to remand to allow the full commission to reconsider the order of June 19, 2013, is denied. Appellant's supplemental addendum to include said order of June 19, 2013, due within fifteen days. Special Justice Tjuana Byrd and Special Justice Judson Kidd would grant. Hart and Hoofman, JJ., not participating.

CV-12-75. Matthew L. Edmisten v. Bull Shoals Landing et al., from Arkansas Workers' Compensation Commission. Appellant's motion to remand to allow the full commission to reconsider the order of June 19, 2013, is denied. Appellant's supplemental addendum to include said order of June 19, 2013, due within fifteen days. Special Justice Tjuana Byrd and Special Justice Judson Kidd would grant. Hart and Hoofman, JJ., not participating.

CV-12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Appellants' motion to file reply brief in excess of page limits is granted.

CV-12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion for leave to file brief of AARP as amicus curiae supporting State of Arkansas/appellee is granted.

CV-12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of the States of South Carolina, Alaska, Arizona, California, Colorado, Connecticut, Delaware, Georgia, Hawaii, Idaho, Illinois, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, New York, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Dakota, Tennessee, Utah, Vermont, and Washington for leave to file brief as amici curiae in support of appellee is granted.

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

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CV-12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., et al. v. State of Arkansas, from Pulaski Circuit, Sixth Division. Motion of Senator Robert F. Thompson, on behalf of a group of Arkansas State Legislators, for leave to file amicus curiae brief in support of appellee is granted.

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

CV-13-135. Gulfco of Louisiana, Inc., d/b/a Tower Loan of Springhill, Louisiana v. MacArthur Brantley and Pamela Brantley, from Columbia Circuit. Appellant's motion for reassignment to the Arkansas Supreme Court is granted.

CV-13-182. Deer/Mt. Judea School District v. Thomas W. Kimbrell, et al., from Pulaski Circuit, Second Division. Appellant's motion for expedited consideration and oral argument is granted.

CV-13-398. Christopher Cordero v. Arkansas Department of Human Services, from Lonoke Circuit. Appellant's motion to stay the briefing schedule and to preserve appeal is granted.

[CV-13-399](#). Christopher Cordero v. Arkansas Department of Human Services, from Lonoke Circuit. Motion to relieve trial counsel and to appoint appellate counsel is granted. See **per curiam** this date.

CV-13-516. Victoria Lee and Nicole Adams v. Wayne Rigney, from Pulaski Circuit, Thirteenth Division. Appellee's motion to dismiss appeal with prejudice and for recovery of costs is granted.

CV-13-528. Randy Garretson v. Arkansas Department of Human Services and A.G., from Benton Circuit. Appellee A.G.'s combined motion to dismiss appeal and memorandum of authorities is granted.

CV-13-551. Scott A. Whisler, Arkansas Bar No. 98213 v. Stark Ligon, Executive Director, Arkansas Supreme Court Committee on Professional Conduct, an Original Action. Petition for voluntary surrender of license (resignation). Granted, with direction

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to the Clerk to remove the attorney's name from the registry of attorneys licensed to practice law in the State of Arkansas.

CV-13-565. Tom Black et al. v. Black, Inc., et al., from Arkansas Circuit, Southern District. Motion for rule on clerk is denied.

D-13-150. Stark Ligon, Executive Director, Arkansas Supreme Court Committee on Professional Conduct v. John Skylar (Sky) Tapp, an Original Action. Petitioner's second motion to take judicial notice. Noted.

CR-91-142. Harold Holloway v. State of Arkansas; CV-92-1063. Harold Holloway v. Brenda Furman; CV-92-1156. Harold Holloway v. Brenda Furman; CV-92-1174. Harold Holloway v. Bruce Edward Collins; CR-93-1045. Harold Holloway v. Bruce Edward Collins; CV-94-569. Harold Holloway v. C. Slayton et al. Pro se motion to file belated motion for reconsideration. Motion denied.

CR-94-358. Terrick Nooner v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se motions for sanctions. Motions denied.

CR-94-358. Terrick Nooner v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se motions for extension of time and to designate attorney. Motions denied.

CR-09-609. Hutson L. Burks v. State of Arkansas, from Pulaski Circuit, Seventh Division. Third pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Petition dismissed.

CR-09-703. Albert Lewis v. State of Arkansas, from Crittenden Circuit. Pro se motion for use of transcript. Denied.

CR-11-60. George Hickey v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se petition for review. Pro se petition for review treated as petition for rehearing and denied.

CR-11-1009. Robert J. Moten v. State of Arkansas, from Arkansas Circuit, Northern District. Pro se motion to amend and supplement the appellant's brief. Motion denied.

[CR-12-541](#). Leroy Stevenson v. State of Arkansas, from Craighead Circuit, Western District. Appellant's pro se motions for extension of brief time and for copy of record. Appeal dismissed; motions moot. See **per curiam** this date.

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CR-12-827. Detrick Croston v. Hon. Michael Maggio, Circuit Judge, from Faulkner Circuit. Pro se petition for writ of mandamus. Moot.

CR-13-311. Billy Gene Muncy v. State of Arkansas, from Pope Circuit. Appellee's motions to dismiss appeal and stay brief time pending determination of motion to dismiss. Appellee's motion to dismiss appeal is granted; appellee's motion to stay appeal pending determination of motion to dismiss is moot.

CR-13-477. Ed Lee Kennel, Jr. v. Hon. Duncan Culpepper, Circuit Judge, from Hempstead Circuit. Pro se petition for writ of mandamus. Moot.

CR-13-546. Eugene Thomas III v. State of Arkansas, from Chicot Circuit. Pro se motion for rule on clerk for leave to file belated petition for review and to recall mandate. Motion treated as motion to file a belated pro se petition for review and denied.

OPINIONS ARE AVAILABLE ON THE INTERNET AT

<http://courts.arkansas.gov>