

ARKANSAS SUPREME COURT

PROCEEDINGS OF FEBRUARY 6, 2014

DONALD L. CORBIN, JUSTICE

[CV-13-349](#). First State Bank v. Metro District Condominiums Property Owners' Association, Inc., from Washington County Circuit Court. Affirmed. Goodson, J., dissents.

PAUL E. DANIELSON, JUSTICE

[CV-13-175](#). Sharon Garrett v. Director, Department of Workforce Services, and DaVita, from the Arkansas Board of Review. Reversed and remanded; court of appeals' opinion vacated.

KAREN R. BAKER, JUSTICE

[CV-13-858](#). Monica Contreras v. Arkansas Department of Human Services; Christine Williams; and J.G., a Minor Child, from Washington County Circuit Court. Reversed and remanded; court of appeals' opinion vacated. Hannah, C.J., and Corbin and Danielson, JJ., dissent.

COURTNEY HUDSON GOODSON, JUSTICE

[CV-13-570](#). Tonia Ingle v. Arkansas Department of Human Services, from Washington County Circuit Court. Reversed and remanded with directions; court of appeals' opinion vacated. Hannah, C.J., and Corbin and Danielson, JJ., concurring in part; dissenting in part.

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PER CURIAM ORDERS

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

CV-13-1035. Jose Ballesteros v. Nationwide Mutual Insurance Co., from Washington County Circuit Court.

CV-13-1066. Michael Gartman and Kemal Kutait, Individually and on Behalf of the Estate of Rebecca Kutait, and on Behalf of the Wrongful Death Beneficiaries v. Ford Motor Company and Crain Ford Lincoln Mercury, from Hot Spring County Circuit Court.

CV-13-1083. Tango Truck Services, Inc.; Midwest Employers Casualty Company; and York Risk Service Group, Inc. v. Herschel Skinner and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

[CR-11-556](#). Cristobal Antonio Mancia v. State of Arkansas, from Benton County Circuit Court. Rebriefing ordered. See **per curiam** this date.

CR-13-905. William O. James, Jr. v. Pulaski County Circuit Court, Fifth Division, from Pulaski County Circuit Court, Fifth Division. Appellee's motion to dismiss, or, in the alternative, motion for an extension of time in which to file brief. Motion to dismiss is granted. See Ark. Sup. Ct. Admin. Order No. 2(b)(1)-(2) (2013).

CV-13-356. Desiree Kolbek et al. v. Farmers Insurance Exchange and Truck Insurance Exchange, from Sebastian County Circuit Court, Fort Smith District. Appellees' motion to supplement record with decision from U.S. District Court. Treated as a motion to take notice. Noted. Hannah, C.J., and Corbin, J., would deny.

CV-13-356. Desiree Kolbek et al. v. Farmers Insurance Exchange and Truck Insurance Exchange, from Sebastian County Circuit Court, Fort Smith District. Appellees' motion to supplement record with amended decision from U.S. District Court. Treated as a motion to take notice. Noted. Hannah, C.J., and Corbin, J., would deny.

CV-13-356. Desiree Kolbek et al. v. Farmers Insurance Exchange and Truck Insurance Exchange, from Sebastian County Circuit Court, Fort Smith District. Appellants' motion to further supplement record is denied.

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[CV-14-36](#). Linda Marston, Patsy Ellifritz, Dennis Taylor, and Wanda Gragg v. James E. Taylor, Diane Crims, Janice Hagler, and Joann Morgan, from Crawford County Circuit Court. Motion for rule on clerk. Remanded. See **per curiam** this date.

[CR-84-149](#). Johnny Lee Hill, Jr. v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Pro se motions to compel and for belated appeal and rule on clerk. Motion to compel treated as motion to expedite and denied; motion for belated appeal and rule on clerk treated as petition to reinvest jurisdiction in the trial court to consider a petition for postconviction relief pursuant to Arkansas Rule of Criminal Procedure 37.1 and denied. See **per curiam** this date.

[CR-13-332](#). Christopher Branning v. State of Arkansas, from Boone County Circuit Court. Pro se motion for rule on clerk. Writ of certiorari issued. See **per curiam** this date.

[CR-13-761](#). Robert E. Bannister v. State of Arkansas, from Washington County Circuit Court. Pro se motion for belated appeal of order. Motion denied. See **per curiam** this date.

CV-13-1032. Danny Hennington a/k/a Danny Henington v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Pro se motion for belated appeal. Motion denied.

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MOTIONS SUBMITTED

PETITION FOR REHEARING:

CR-13-173. Jerry Lard v. State of Arkansas, from Greene County Circuit Court.

PETITION FOR REVIEW:

CV-13-1048. William Curtis v. Michael Lemna and New Champions Golf & Country Club, from the Arkansas Workers' Compensation Commission.

CR-09-625. Wardell Newsome II v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Appellant's motion to recall mandate.

CR-13-775. Ivor Gordon v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's motion to treat the copy of the trial transcript as the original trial transcript for purposes of appeal.

CR-13-872. Don Airsman v. State of Arkansas, from Hempstead County Circuit Court. Appellant's petition for writ of certiorari to complete record.

CV-13-1000. Graham Goodloe v. Marcia Goodloe, from Pulaski County Circuit Court, Fourteenth Division. Appellee's motion for permission to submit supplemental briefs.

CV-14-82. Union Pacific Railroad Company v. Rusty A. Jumper, from Crittenden County Circuit Court. Petition for permission to appeal.

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CASES SUBMITTED

CV-13-419. Board of Trustees of the University of Arkansas v. Honorable Mike Medlock, Circuit Judge, from Crawford County Circuit Court. Orally argued.

CV-13-448. Board of Trustees of the University of Arkansas v. Mike Burcham, from Crawford County Circuit Court. Orally argued.

CR-13-843. Donnie R. Robinson v. State of Arkansas, from Drew County Circuit Court.

CV-13-399. Christopher Cordero v. Arkansas Department of Human Services and Minor Child, from Lonoke County Circuit Court.

CV-13-705. Dan Billingsley, Brenda Billingsley, and Floors and More, Inc. v. Benton NWA Properties, LLC, from Saline County Circuit Court.

Opinions are available on the internet at

<http://courts.arkansas.gov>