

ARKANSAS SUPREME COURT

PROCEEDINGS OF FEBRUARY 27, 2014

JIM HANNAH, CHIEF JUSTICE

[CV-12-75](#). Matthew L. Edmisten v. Bull Shoals Landing and AIG Domestic Claims, Inc., from the Arkansas Workers' Compensation Commission. Reversed and remanded; court of appeals' opinion vacated. Special Justices Judson Kidd and Tjuana Byrd join in this opinion. Baker and Goodson, JJ., dissent. Hart and Hoofman, JJ., not participating.

PAUL E. DANIELSON, JUSTICE

[CR-12-644](#). Bobby Charles Nelson v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed. Baker, Hart, and Hoofman, JJ., dissent.

[CV-12-73](#). Greg E. Prock v. Bull Shoals Boat Landing & American Home Assurance/AIG Claim Services, Inc., from the Arkansas Workers' Compensation Commission. Reversed and remanded; court of appeals' opinion vacated. Special Justices Judson Kidd and Tjuana Byrd join in this opinion. Baker and Goodson, JJ., dissent. Hart and Hoofman, JJ., not participating.

COURTNEY HUDSON GOODSON, JUSTICE

[CV-13-596](#). Charles Jones v. Myra Jones, from Independence County Circuit Court. Affirmed; court of appeals' opinion vacated.

PER CURIAM OPINIONS

[CR-12-421](#). Kevin Dixon v. State of Arkansas, from Miller County Circuit Court. Affirmed.

[CV-13-921](#). Eric Lavell Murry v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Affirmed; motion denied.

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PER CURIAM ORDERS

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

CV-14-19. Julie Glass v. E-Z Mart Stores, Inc., and American Zurich Insurance Company, from the Arkansas Workers' Compensation Commission.

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

CV-13-1153. Penny Strother v. LaCroix Optical, Massachusetts Bay Insurance Company, and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission.

CV-13-499. Billy Ray Hale v. Ray Hobbs, Director, Arkansas Department of Correction and State of Arkansas, from Lee County Circuit Court. Appellant's motion for expansion of size of brief is granted. Hannah, C.J., and Corbin, J., would deny.

CV-13-903. Vance M. Thompson III, Executor and Personal Representative of the Estate of Ripley Thompson, and as Trustee of the H. Ripley Thompson Revocable Trust v. Anne L. Thompson, from Woodruff County Circuit Court. Appellee's motion to set aside order of dismissal and for an award of attorney's fees is denied. Danielson, J., would grant; court erroneously granted the motion to dismiss appeal when it lacked jurisdiction.

CV-13-903. Vance M. Thompson III, Executor and Personal Representative of the Estate of Ripley Thompson, and as Trustee of the H. Ripley Thompson Revocable Trust v. Anne L. Thompson, from Woodruff County Circuit Court. Appellee's motion for leave to file reply to appellant's objections to appellee's motion to set aside order of dismissal is denied.

CV-13-955. Theresa Roeder, as the Administrator of the Estate of Esther Kay Roeder, Deceased, and on Behalf of the Wrongful Death Beneficiaries of Esther Kay Roeder, et al. v. United States of America et al., from United States District Court, Western District of Arkansas. Motion for leave to file reply brief on behalf of amicus curiae Aaron Sultz, as Special Administrator of the Estate of Eric Wayne Sultz, Deceased, is denied.

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CV-14-108. Mark Hunter, Thomas and Hunter Enterprises, Inc., d/b/a Suzuki of Springfield; and Tracy Fay v. Hon. Cristi Beaumont, Circuit Judge, from Washington County Circuit Court. Petition for writ of mandamus is denied.

CV-14-108. Mark Hunter, Thomas and Hunter Enterprises, Inc., d/b/a Suzuki of Springfield; and Tracy Fay v. Hon. Cristi Beaumont, Circuit Judge, from Washington County Circuit Court. Motion for permission to file amicus brief by Jared Davis, J2R, LLC, and Impact 180, Inc., is denied.

[D-14-67](#). Stark Ligon, as Executive Director of the Supreme Court Committee on Professional Conduct v. Robert Brent Crews, Arkansas Bar No. 91237, an Original Action. Motion for appointment of special judge. Special judge appointed. See **per curiam** this date.

CR-94-358. Terrick Nooner v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Pro se motion for rule on clerk. Denied.

CR-13-1073. Nicholas Davis v. State of Arkansas, from Pulaski County Circuit Court, First Division. Pro se motion for belated appeal. Motion denied.

CR-13-1135. James E. McNichols v. State of Arkansas, from Lonoke County Circuit Court. Appellant's pro se motions to relieve counsel and for extension of time to file brief. Appellant's motion to relieve counsel granted; appellant's motion for extension of brief time granted in part. Clerk is directed to set new briefing schedule for appeal.

CR-14-76. Androus Hall v. Hon. L.T. Simes, Circuit Judge, from Phillips County Circuit Court. Pro se petition for writ of mandamus. Moot.

[CV-14-107](#). Abraham Grant v. Vera Reynolds, Lincoln County Circuit Clerk, from Lincoln County Circuit Clerk. Pro se motion for rule on clerk. Motion denied. See **per curiam** this date.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CV-13-861. Donald Sears v. Joan Zumwalt, from Pulaski County Circuit Court, Ninth Division.

CV-13-1059. Alisa Virgil v. Evergreen Packaging, Inc., from Jefferson County Circuit Court.

CV-13-1082. Robert G. Zepecki, DVM v. Arkansas Veterinary Medical Examining Board, from Pulaski County Circuit Court, Twelfth Division.

CR-13-173. Jerry Lard v. State of Arkansas, from Greene County Circuit Court. Appellant's motion for stay of mandate in order to petition for writ of certiorari.

CR-13-316. Antwan Lavon Fowler v. State of Arkansas, from Faulkner County Circuit Court. Special Master's Findings of Fact.

CR-13-359. Sanders M. Carter v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion to amend appellant's reply brief.

CV-13-919. John K. Kelly v. Christian Snowden Kelly, from Pulaski County Circuit Court, Seventeenth Division. Motion of intervenor/cross-appellant David Snowden, Sr., for belated brief.

CV-13-950. J-McDaniel Construction Co., Inc., et al. v. Robert Bostic Hauling & Excavating, Inc., et al., from Pulaski County Circuit Court, Sixth Division. Appellants' motion for expansion of page limit.

CV-14-12. Becky Furnas et al. v. Thomas W. Kimbrell et al., from Pulaski County Circuit Court, Sixth Division. Appellants' motion to supplement record.

CV-14-130. Union Pacific Railroad Company, Alfred Brown, and Steve Holford v. Columbia County Circuit Court, from Columbia County Circuit Court. Petition for writ of prohibition or, in the alternative, writ of certiorari.

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MOTIONS SUBMITTED

CV-14-133. Valina Rackley v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division. Pro se petition for leave to proceed in forma pauperis.

CV-14-133. Valina Rackley v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division. Pro se motion for belated appeal.

CV-14-133. Valina Rackley v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division. Pro se motion for rule on clerk.

CV-14-133. Valina Rackley v. Arkansas Department of Human Services and Minor Children, from Pulaski County Circuit Court, Eleventh Division. Pro se motion for appointment of counsel.

CV-14-181. In Re Ryan DeBoef, Arkansas Bar No. 2006104, an Original Action. Petition for voluntary surrender of license (resignation).

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CASES SUBMITTED

CV-12-1058. Ortho-McNeil-Janssen Pharmaceuticals, Inc., f/k/a Janssen Pharmaceutica, Inc. and/or Janssen, LP; and Johnson & Johnson, Inc. v. State of Arkansas, ex rel. Dustin McDaniel, Attorney General, from Pulaski County Circuit Court, Sixth Division. Orally argued.

CV-13-468. Ortho-McNeil-Janssen Pharmaceuticals, Inc., f/k/a Janssen Pharmaceutica, Inc. and/or Janssen, LP; and Johnson & Johnson, Inc. v. State of Arkansas, ex rel. Dustin McDaniel, Attorney General, from Pulaski County Circuit Court, Sixth Division. Orally argued.

Opinions are available on the internet at

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