

ARKANSAS SUPREME COURT

PROCEEDINGS OF MARCH 6, 2014

COURTNEY HUDSON GOODSON, JUSTICE

[CR-13-843](#). Donnie R. Robinson v. State of Arkansas, from Drew County Circuit Court. Affirmed; court of appeals' opinion vacated. Danielson, J., concurs. Hannah, C.J., and Hart, J., dissent.

JOSEPHINE LINKER HART, JUSTICE

[CR-12-60](#). Terry Edward Hayes v. State of Arkansas, from Washington County Circuit Court. Affirmed.

PER CURIAM OPINION

[CV-13-593](#). Jessie Buchanan v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Order affirmed; motion moot.

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PER CURIAM ORDERS

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

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. Hart, J., would grant.

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 is granted.

CR-13-316. Antwan Lavon Fowler v. State of Arkansas, from Faulkner County Circuit Court. Special Master's findings of fact accepted; good cause shown. Show cause order dismissed.

CR-13-316. Antwan Lavon Fowler v. State of Arkansas, from Faulkner County Circuit Court. Petition for writ of certiorari to correct and supplement and settle the record and petition for writ of certiorari and emergency relief directing the trial court to issue an order directing the court reporter to complete the supplemental record and motion to hold briefing scheduling in abeyance until the supplemental record is lodged and motion for extension of time to file appellant's brief. Petition to settle the record granted. Record due within thirty days. Appellant's brief due thirty days thereafter.

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

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 is granted. Goodson, J., not participating.

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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 is granted.

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 granted.

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 is denied without prejudice.

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 is denied. Baker and Hart, JJ., would grant.

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 is denied. Baker and Hart, JJ., would grant.

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 is denied. Baker and Hart, JJ., would grant.

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 is denied. Baker and Hart, JJ., would grant.

CV-14-181. In Re Ryan DeBoef, Arkansas Bar No. 2006104, 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.

CR-13-35. Ricky Ray Anderson v. State of Arkansas, from Washington County Circuit Court. Appellant's motion to file a belated reply brief. Motion granted.

CR-13-975. Eric Mason v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Petition for rehearing. Petition denied.

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CV-13-512. Jimmy L. Frost v. State of Arkansas, from Lee County Circuit Court. Pro se petition for rehearing. Petition treated as a motion for reconsideration of dismissal of appeal and denied.

[CV-13-571](#). John Richard Lukach v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Pro se motion for expansion of page limit for brief and motion for extension of time to file brief; motion for hearing and for appointment of counsel; motion to attach direct-appeal briefs as exhibits; amended motion for expansion of page limit for brief. Appeal dismissed; motions moot. See **per curiam** this date.

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MOTIONS SUBMITTED

PETITION FOR REVIEW:

CR-14-145. Henry Harmon v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-12-7. Richard T. Gordon, Sr. v. State of Arkansas, from Stone County Circuit Court. Appellant's motion to file for coram nobis relief.

CR-12-7. Richard T. Gordon, Sr. v. State of Arkansas, from Stone County Circuit Court. Appellant's motion for time to file belated Rule 37 brief.

CR-14-177. William Dewey Gill v. State of Arkansas, from White County Circuit Court. Motion to proceed in forma pauperis.

CV-14-171. Vicki Davis v. Jarrod Davis, from Lonoke County Circuit Court. Motion for rule on clerk.

CV-14-200. Rodney Evans v. Arkansas Department of Human Services and Minor Child, from Carroll County Circuit Court, Eastern District. Motion to withdraw as counsel for non-indigent appellant.

CV-14-200. Rodney Evans v. Arkansas Department of Human Services and Minor Child, from Carroll County Circuit Court, Eastern District. Motion to waive filing fee for limited purpose of seeking withdrawal as counsel for non-indigent appellant.

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CASES SUBMITTED

CV-13-756. Pine Hills Health and Rehabilitation, LLC, et al. v. Rufus Brian Matthews, as Special Administrator of the Estate of Rufus Owens, Deceased, and on Behalf of the Wrongful Death Beneficiaries of Rufus Owens, from Ouachita County Circuit Court. Orally argued.

CR-13-690. Derek Coy Holcomb v. State of Arkansas, from Crawford County Circuit Court.

CR-13-784. State of Arkansas v. Samuel Khabeer, from Pulaski County Circuit Court, Seventh Division.

CV-13-356. Desiree Kolbek et al. v. Farmers Insurance Exchange and Truck Insurance Exchange, from Sebastian County Circuit Court, Fort Smith District.

CV-13-450. James F. Valley v. State of Arkansas, from Pulaski County Circuit Court, Third Division.

Opinions are available on the internet at

<http://courts.arkansas.gov>