

ARKANSAS SUPREME COURT

PROCEEDINGS OF JUNE 5, 2014

JIM HANNAH, CHIEF JUSTICE

[CR-13-908](#). State of Arkansas v. Mark Wright, from Pulaski County Circuit Court, First Division. Appeal dismissed.

KAREN R. BAKER, JUSTICE

[CV-13-1116](#). Jeffery Brown v. Ray Hobbs, Director of the Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed.

JOSEPHINE LINKER HART, JUSTICE

[CR-12-1009](#). Zachariah Scott Marcyniuk v. State of Arkansas, from Washington County Circuit Court. Affirmed. Special Justice James A. Simpson, Jr., joins in this opinion. Goodson, J., not participating.

[CV-13-873](#). T. Ricks, LLC; Rick Adams; and the Rick and Lanan Adams Living Trust v. Rick Kent; Barbara Kent; KKC, Inc.; Mid-State Investments, LLC; and Mid-State Service Co., Inc., from White County Circuit Court. Appeal dismissed. Special Justice Lindsey J. Fairley joins in this opinion. Hannah, C.J., not participating.

PER CURIAM OPINIONS

[CV-12-435](#). James Edward Smith v. Ray Hobbs, Director, Arkansas Department of Correction, from Pulaski County Circuit Court, Ninth Division. Affirmed.

[CV-13-1152](#). Jamie Bowen v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Order affirmed; motion for appointment of counsel moot.

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PER CURIAM ORDERS

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

CV-14-264. Krystal Bohannon v. Edward Robinson, from Pulaski County Circuit Court, Seventeenth Division.

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

CR-14-429. Tom Buck Steele v. State of Arkansas, from Hot Spring County Circuit Court.

CR-14-430. Darin Tate v. State of Arkansas, from Sevier County Circuit Court. Motion for rule on clerk is granted.

CV-12-73. Greg E. Prock v. Bull Shoals Landing and AIG Domestic Claims, Inc., from the Arkansas Workers' Compensation Commission. Appellant's motion to recall mandate. Motion withdrawn. Special Justices Judson Kidd and Tjuana Byrd agree. Hart and Hoofman, JJ., not participating.

CV-12-73. Greg E. Prock v. Bull Shoals Landing and AIG Domestic Claims, Inc., from the Arkansas Workers' Compensation Commission. Appellant's motion to withdraw motion to recall mandate is granted. Special Justices Judson Kidd and Tjuana Byrd agree. Hart and Hoofman, JJ., not participating.

CV-12-75. Matthew Edmisten v. Bull Shoals Landing and AIG Domestic Claims, Inc., from the Arkansas Workers' Compensation Commission. Appellant's motion to recall mandate. Motion withdrawn. Special Justices Judson Kidd and Tjuana Byrd agree. Hart and Hoofman, JJ., not participating.

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CV-12-75. Matthew Edmisten v. Bull Shoals Landing and AIG Domestic Claims, Inc., from the Arkansas Workers' Compensation Commission. Appellant's motion to withdraw motion to recall mandate is granted. Special Justices Judson Kidd and Tjuana Byrd agree. Hart and Hoofman, JJ., not participating.

CV-13-319. Asset Acceptance, LLC v. Amy Murphy Newby, from Pulaski County Circuit Court, Sixth Division. Joint motion to stay is denied. Danielson and Hart, JJ., would grant.

CV-14-137. Arkansas State Claims Commission et al. v. Duit Construction Company, Inc., from Pulaski County Circuit Court, Sixth Division. Appellee's motion requesting recusal is moot.

CV-14-138. GGNSC Holdings, LLC, et al. v. Kathryn S. Chappel et al., from Ouachita County Circuit Court. Appellees' petition to transfer case to the Arkansas Supreme Court is granted.

CV-14-193. Philip Morris Companies, Inc., a Corporation, and Philip Morris Incorporated, a Corporation v. Wayne Minor and James Easley, from Pulaski County Circuit Court, Sixth Division. Motion for permission to file amicus curiae brief for Arkansas State Chamber of Commerce is granted.

CV-14-438. Garry R. Doty v. Bank of Oklahoma, N.A., from Craighead County Circuit Court, Western District. Motion for rule on clerk is denied.

CR-88-5. Milton Jasper Jones v. State of Arkansas, from Jefferson County Circuit Court. Pro se motion for rule on clerk. Motion for rule on clerk denied.

[CR-92-171](#). Jimmy Jarrett v. State of Arkansas, from Lawrence County Circuit Court. 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.

CR-01-324. Andrew Ross v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Pro se motion for copy of trial transcript at public expense. Motion denied.

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PER CURIAM ORDERS

[CR-10-897](#). Charles Wilson, Jr. v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Pro se petition to reinvest jurisdiction in the circuit court to consider a petition for writ of error coram nobis and requests for writ of certiorari and issuance of temporary restraining order. Petition and requests denied. See **per curiam** this date.

CR-14-288. Terry Wayne Carter v. State of Arkansas, from Hempstead County Circuit Court. Pro se motion for extension of time to file appellant's brief-in-chief. Motion moot.

In Re Arkansas Supreme Court Committee on Criminal Practice. See [per curiam](#) this date.

Laurent Sacharoff, Esq., of Fayetteville is appointed as the reporter for the Committee on Criminal Practice. We thank him for accepting appointment to this important committee.

In Re Committee on Criminal Practice—Arkansas Rules of Criminal Procedure 7.3, 13.4, and Administrative Orders Number 2 and 18. See [per curiam](#) this date.

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MOTIONS SUBMITTED

PETITION FOR REHEARING:

CV-13-881. In the Matter of the Estate of H. Ripley Thompson, Deceased; and Vance Thompson, Trustee of H. Ripley Thompson Revocable Trust v. Anne L. Thompson, from Woodruff County Circuit Court.

PETITIONS FOR REVIEW:

CR-14-442. Russell Wayne Hudson v. State of Arkansas, from Faulkner County Circuit Court.

CV-14-240. Diamond State Insurance Company v. Dillion Rippy and Brenda Riley, from Bradley County Circuit Court.

CV-14-275. Billy Gene Newby v. Director et al., from the Arkansas Board of Review.

CV-14-391. Jefferson County Election Commission, Patricia Johnson, Jefferson County Clerk; Ted Davis, Chairman, Jefferson County Election Commission; Stu Soffer, Commissioner, Jefferson County Election Commission; Cynthia Sims, Commissioner, Jefferson County Election Commission; Will Fox, in His Official Capacity with the Jefferson County Election Commission; Carl A. Redus, Jr.; Loretta Whitfield; and Lloyd Franklin, Sr. v. Deborah “Debe” Hollingsworth, from Jefferson County Circuit Court. Appellants’ motion to supplement record.

CV-14-461. Arthur M. Johnson, M.D. v. Circuit Court of Sebastian County, Arkansas; Carl Wooten; and Debra Wooten, from Sebastian County Circuit Court, Fort Smith District. Petition for writ of prohibition or alternatively a writ of certiorari.

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CASES SUBMITTED

CV-13-950. J-McDaniel Construction Co., Inc.; John B. McDaniel; and Barbara G. McDaniel v. Dale Peters Plumbing LTD., Co., d/b/a Dale Peters Plumbing and Irrigation; Robert Bostic Hauling and Excavating, Inc., d/b/a Bobby Bostic Hauling and Excavating; Robert Bostic, Individually; and Esquire Marble Company, from Pulaski County Circuit Court, Sixth Division. Orally argued.

CR-13-991. Daniel Pedraza v. State of Arkansas, from Drew County Circuit Court.

CV-13-357. Reginald R. Early v. Keith Crockett, Clayborn Carroll, Roberta Lewis, and Lamon Mayo, from Jefferson County Circuit Court.

CV-13-1154. The Evangelical Lutheran Good Samaritan Society; The Evangelical Lutheran Good Samaritan Society d/b/a Good Samaritan Society - Hot Springs Village; and Corinne White, in Her Capacity as Administrator of Good Samaritan Society - Hot Springs Village v. Robert Kolesar, as Attorney in Fact for Vera Kolesar, from Saline County Circuit Court.

CV-14-9. Maurice R. Lipsey, William Larry Cox, and Connie L. Cox v. Karen Giles, from Cleburne County Circuit Court.