

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF FEBRUARY 26, 2015**

**JIM HANNAH, CHIEF JUSTICE**

[CR-13-359](#). Sanders M. Carter v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Reversed and remanded.

[CV-14-549](#). Bigge Crane & Rigging Co.; Claus Frederiksen; DP Engineering, Ltd.; John Scroggins; and VEI General Contractors, Inc. v. Entergy Arkansas, Inc.; and Entergy Operations, Inc., from Pope County Circuit Court. Affirmed. Baker and Hart, JJ., concur.

**PAUL E. DANIELSON, JUSTICE**

[CR-91-36](#). Bruce Earl Ward v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Motion to recall the mandate. Motion denied.

**KAREN R. BAKER, JUSTICE**

[CR-98-657](#). Bruce Earl Ward v State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Motion to recall the mandate. Motion denied.

**COURTNEY HUDSON GOODSON, JUSTICE**

[CR-00-1322](#). Bruce Earl Ward v State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Motion to recall postconviction-appeal mandate. Motion denied. Danielson, Baker, and Hart, JJ., dissent.

[CR-13-699](#). Frederick Young III v. State of Arkansas, from Pulaski County Circuit Court, First Division. Affirmed.

[CV-14-192](#). Jessica Foust v. Maria Montez-Torres, from Jackson County Circuit Court. Affirmed. Hannah, C.J., and Danielson, J., concur in part; dissent in part. Baker and Hart, JJ., concur.

**JOSEPHINE LINKER HART, JUSTICE**

[CR-13-598](#). Marion Gene Westerman v. State of Arkansas, from Cleburne County Circuit Court. Affirmed.

[CV-14-650](#). Thernell Hundley v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Reversed and remanded. Danielson, J., dissents.

**RHONDA K. WOOD, JUSTICE**

[CR-13-972](#). Scott Wayne Riddle v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Affirmed.

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[CV-14-193](#). Philip Morris Companies, Inc., a Corporation and Philip Morris Incorporated, a Corporation v. Wayne Miner and James Easley, Individually, and on Behalf of All Others Similarly Situated, from Pulaski County Circuit Court, Sixth Division. Affirmed. Hart, J., dissents.

[CV-14-475](#). In the Matter of the Guardianship of S.H., a Minor: Tamera Grace Troesken v. Larry Herrington and Donna Herrington, from Arkansas County Circuit Court, Northern District. Reversed and remanded. Baker and Hart, JJ., concur. Hannah, C.J., and Danielson, J., dissent.

#### **ROBIN F. WYNNE, JUSTICE**

[CV-14-330](#). Federal National Mortgage Association v. Jolynn Taylor, from Carroll County Circuit Court, Western District. Reversed and remanded. Wood, J., dissents.

[CV-14-559](#). Dana Carol Abraham, M.D., and Gary Hooker v. Joseph M. Beck, M.D., Chairman, Arkansas State Medical Board; the Arkansas State Medical Board; and the State of Arkansas, from Pulaski County Circuit Court, Second Division. Affirmed.

[CV-14-666](#). Arkansas Department of Human Services and John M. Selig, Individually, and in His Official Capacity as Director of the Department of Human Services v. Fort Smith School District; Greenwood School District; and Van Buren School District, from Pulaski County Circuit Court, Second Division. Affirmed in part; reversed and dismissed in part; appeal dismissed in part. Baker, J., concurs. Hannah, C.J., and Danielson, J., dissent.

#### **PER CURIAM OPINIONS**

[CR-14-659](#). Danny Wright v. State of Arkansas, from Miller County Circuit Court. Affirmed.

[CR-14-715](#). Elijah L. Watson v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Appeal dismissed.

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**PER CURIAM ORDERS**

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

CV-14-889. Rachel Christian et al. v. McVesting, LLC, et al., from Van Buren County Circuit Court.

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CR-14-934. State of Arkansas v. Christopher B. Brashers, from Independence County Circuit Court. Appellee's motion to file belated brief is granted.

CR-14-934. State of Arkansas v. Christopher B. Brashers, from Independence County Circuit Court. Appellee's motion for extension of brief time is granted. Final extension.

CV-14-684. Bobby Denny v. Justin Denny et al., from Grant County Circuit Court. Motion to transfer to the Supreme Court is granted. Request for oral argument is granted.

CV-14-1072. David Patton, William Patton, and Mary Jones v. Dorothy Fulmer, from Pulaski County Circuit Court, Twelfth Division. Motion for additional time to file the record due to court reporter's failure to comply with writ of certiorari for complete record is granted. Danielson, J., not participating.

CV-15-47. Shelley D. Watson v. Maren Vigil and Cicely Hicks, Ouachita Children's Center, from Garland County Circuit Court. Pro se petition for termination of guardian of the persons is dismissed.

CV-15-47. Shelley D. Watson v. Maren Vigil and Cicely Hicks, Ouachita Children's Center, from Garland County Circuit Court. Pro se motion for additional time to prepare and file record is denied.

CV-15-47. Shelley D. Watson v. Maren Vigil and Cicely Hicks, Ouachita Children's Center, from Garland County Circuit Court. Pro se motion for assignment of counsel and financial affidavit is denied.

D-15-94. In Re Michael Hissey, Arkansas Bar No. 2006335. 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.

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[CR-09-519](#). Ramon Williamson v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Pro se motion for copies at public expense. Motion denied. See **per curiam** this date.

CR-12-131. Billy Wayne Stewart v. State of Arkansas, from Garland County Circuit Court. Pro se motion for copies at public expense. Denied.

CR-14-804. Allen Henson v. State of Arkansas, from Saline County Circuit Court. Pro se motion for extension of time to file brief. Granted. Tendered brief filed as of the date of this order.

[CR-14-975](#). Ralph Malone v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Pro se motions for appointment of counsel and to file belated brief. Appeal dismissed; motions moot. See **per curiam** this date.

CR-81-82. Robert Richard Heffernan v. State of Arkansas, from Saline County Circuit Court. Pro se petition for rehearing/rehearing en banc. Treated as motion for reconsideration of denial of petition to recall mandate and denied.

In Re Sheila Russell, Court Reporter. See [per curiam](#) this date.

In Re Special Task Force on Practice and Procedure in Civil Cases – Amendments to Ark. R. Civ. P. 11 and 42. See [per curiam](#) this date.

In Re Special Task Force on Practice and Procedure in Civil Cases – Amendment to Ark. R. Civ. P. 3. See [per curiam](#) this date.

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**MOTIONS SUBMITTED**

PETITIONS FOR REVIEW:

CR-15-103. Kathy Gene Griffin v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-15-88. Diana McKenzie v. Diana Stockton Moore, from Saline County Circuit Court.

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CV-14-427. Nathaniel Smith, M.D., et al. v. M. Kendall Wright et al., from Pulaski County Circuit Court, Second Division. Appellees' motion for the immediate lifting of stay.

CV-15-65. Desoto Gathering Company, LLC v. Hon. Troy B. Braswell, Jr., Faulkner County Circuit Court, from Faulkner County Circuit Court. Application for temporary relief staying circuit court proceedings pending the consideration of petition for writ of prohibition.

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**CASES SUBMITTED**

CR-13-389. Christopher Beverage v. State of Arkansas, from Jefferson County Circuit Court.

CR-13-1122. Tevin A. Bradley v. State of Arkansas, from Pulaski County Circuit Court. Seventh Division.

CR-14-88. Wyouman David Camp v. State of Arkansas, from Howard County Circuit Court.

CV-14-366. In the Matter of Jerry Hudson Shepard, Jr., Application for Readmission to the Arkansas Bar, from the Arkansas Board of Law Examiners.

Opinions are available on the internet at

<http://courts.arkansas.gov>