

**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF APRIL 2, 2015**

**RHONDA K. WOOD, JUSTICE**

[CV-14-816](#). Harold W. Planchon v. Local Police & Fire Retirement System, from Washington County Circuit Court. Motion to grant revivor and substitution denied; motion to remand to the circuit court granted. Baker, J., concurs.

**ROBIN F. WYNNE, JUSTICE**

[CR-14-548](#). Heather Swain v. State of Arkansas, from Washington County Circuit Court. Affirmed. Baker and Hart, JJ., dissent.

**PER CURIAM OPINION**

[CR-14-898](#). Donald Felix Winnett v. State of Arkansas, from Saline County Circuit Court. Affirmed; motions to file supplemental brief and for hearing moot; motion for relief dismissed.

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**PER CURIAM ORDERS**

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

CR-15-121. Travis Klint Perrigen v. State of Arkansas, from Garland County Circuit Court.

CV-14-977. Louis A. Sheppard v. Arkansas Alcoholic Beverage Control Board, from Pulaski County Circuit Court, Sixth Division. Wood and Wynne, JJ., not participating.

CV-14-1000. G. Mason Cozart, Larry Buttram & Dynareps Investment Group v. Louise Logue, from Pulaski County Circuit Court, Seventeenth Division. Wood, J., not participating.

CV-14-1003. Vicky Dewey v. Director et al., from the Arkansas Board of Review.

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CR-14-465. Roger Lemaster v. State of Arkansas, from Lonoke County Circuit Court. Motion to supplement the record is granted.

CR-14-818. John Chad Griffin v. State of Arkansas, from Clark County Circuit Court. Motion to remand and settle the record is granted. Danielson, J., not participating.

CR-15-3. Jimmy Paul Pickle v. State of Arkansas, from Craighead County Circuit Court, Western Division. Appellee's motion for permission to file supplemental brief is granted. Wynne, J., not participating.

CR-15-3. Jimmy Paul Pickle v. State of Arkansas, from Craighead County Circuit Court, Western Division. Arkansas Game and Fish Commission's request for permission to file amicus curiae brief previously submitted to the Arkansas Court of Appeals is granted. Wynne, J., not participating.

[CR-15-174](#). James Johnson III v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Motion to be relieved as attorney for appellant and stay briefing schedule is granted. See **per curiam** this date.

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CV-14-427. Nathaniel Smith, MD, MPH et al. v. M. Kendall Wright et al., from Pulaski County Circuit Court, Second Division. Responses to the court's per curiam order of February 5, 2015, are taken as a new case. Simultaneous briefing due in ten days. Danielson, J., dissents. New Case No. is CV-15-227.

CV-14-535. Larry W. Walther, Director, Arkansas Department of Finance and Administration v. Weatherford Artificial Lift Systems, from Pulaski County Circuit Court, Sixth Division. Appellant's motion to reassign case to the Supreme Court is granted. Request for oral argument is granted.

CV-14-1011. Arkansas Department of Veterans Affairs v. Darlene Okeke et al., from Pulaski County Circuit Court, Third Division. Appellees' motion for extension of time to file brief is granted.

CV-14-1011. Arkansas Department of Veterans Affairs v. Darlene Okeke et al., from Pulaski County Circuit Court, Third Division. Appellant's motion to supplement the abstract and file a substituted brief is granted.

CV-15-27. Arkansas Highway & Transportation Department v. O.J.'s Service Two, Inc., from Pulaski County Circuit Court, Twelfth Division. Petition for writ of certiorari to complete the record is granted.

CV-15-197. SEECO, Inc. n/k/a SWN Production (Arkansas), Inc. v. Eldridge Snow et al., from Conway County Circuit Court. Motion to consolidate and memorandum of authorities is denied. Danielson and Baker, JJ., not participating.

CV-15-198. SEECO, Inc. n/k/a SWN Production (Arkansas), Inc., DeSoto Gathering Company, LLC, and Southwestern Midstream Services Company v. Sara Stewmon et al., from St. Francis County Circuit Court. Motion to consolidate and memorandum of authorities is denied. Danielson and Baker, JJ., not participating.

CV-15-215. Joanne Amy Doughty v. Richard William Douglas, from Garland County Circuit Court. Motion to dismiss appellant's appeal is denied without prejudice.

CV-15-224. Tony Wood et al. v. Diane Curry et al., from Pulaski County Circuit Court, Fifth Division. Appellants' amended emergency petition for immediate stay of further proceedings is granted. (Proceedings of March 19, 2015)

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CV-15-224. Tony Wood et al. v. Diane Curry et al., from Pulaski County Circuit Court, Fifth Division. Appellants' motion to supplement the record is granted. Wood, J., would deny. (Proceedings of March 24, 2015)

CV-15-224. Tony Wood et al. v. Diane Curry et al., from Pulaski County Circuit Court, Fifth Division. Appellants' motion for expedited briefing is denied. (Proceedings of March 24, 2015)

D-15-208. In Re Andrew Marsh, Arkansas Bar No. 2010044. 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.

D-15-217. In Re Sara Falkinham, Arkansas Bar No. 99220. 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-13-384](#). Leonard L. Bean v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Pro se petitions to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and for certiorari to complete the record. Petitions denied. See **per curiam** this date.

[CR-14-906](#). Tommy Bowden v. State of Arkansas, from Johnson County Circuit Court. Pro se motions for extension of time to file brief. Appeal dismissed; motions moot. See **per curiam** this date.

[CR-14-1057](#). Terry Joe Pounder v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Pro se motion for copy of the appeal record. Appeal dismissed; motion moot. See **per curiam** this date.

CV-14-273. Gary J. Mason v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Pro se petition for reconsideration/rehearing. Petition treated as petition for rehearing and denied.

[CV-15-49](#). Richard Ehler v. Post-Prison Transfer Board, from Pulaski County Circuit Court, Sixth Division. Pro se petition to proceed in forma pauperis. Petition denied. See **per curiam** this date.

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[CV-15-90](#). Robert Shawn Mitchell v. Post-Prison Transfer Board, from Pulaski County Circuit Court, Second Division. Pro se petition to proceed in forma pauperis. Petition denied. See **per curiam** this date.

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**MOTIONS SUBMITTED**

PETITIONS FOR REHEARING:

CR-00-1322. Bruce Earl Ward v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CV-14-475. In the Matter of the Guardianship of S.H., a minor: Tamera Troesken v. Larry Herrington and Donna Herrington, from Arkansas County Circuit Court, Northern District.

CV-14-650. Thernell Hundley v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court.

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PETITIONS FOR REVIEW:

CR-15-182. Julia Elizabeth Blackwell v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CV-14-1016. Keith Capps Landscaping & Excavation, Inc. v. Van Horn Construction, Inc., and Travelers Casualty & Surety Company of America, from Pope County Circuit Court.

CV-14-1018. Sheryl Norris v. Ashley Davis, from Saline County Circuit Court.

CV-15-156. George Brumley v. Arkansas Department of Human Services and G.B., Minor Child, from Washington County Circuit Court.

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CR-07-1155. Steven Victor Wertz v. State of Arkansas, from Sharp County Circuit Court. Appellant's motion to recall the mandate.

CR-07-1155. Steven Victor Wertz v. State of Arkansas, from Sharp County Circuit Court. Motion to take as a case.

CR-15-189. Deonte Edison v. State of Arkansas, from Pulaski County Circuit Court, First Division. Motion to be relieved as attorney for appellant and to stay briefing schedule.

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CR-15-234. Calvin Tatum v. State of Arkansas, from Monroe County Circuit Court. Motion for rule on clerk.

CR-15-237. Terry Lee Ward v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Pro se motion for appointment of counsel.

CR-15-237. Terry Lee Ward v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion and amended motion for permission to withdraw as counsel.

CV-14-434. Progressive Eldercare Services-Saline, Inc., d/b/a Heartland Rehabilitation and Care Center v. Patsy Krauss, from Saline County Circuit Court. Appellee's suggestion of death and motion for revivor.

CV-14-912. United Systems of Arkansas, Inc. v. Beason and Nally, Inc., Chad Braley, and David Miller, from Pulaski County Circuit Court, Thirteenth Division. Joint motion to dismiss appeal.

CV-15-65. Desoto Gathering Company, LLC v. Hon. Troy B. Braswell, Jr., Faulkner County Circuit Court, from Faulkner County Circuit Court. Petition for writ of prohibition.

CV-15-126. David Lineham v. Sarah Rachel Hyde et al., from Logan County Circuit Court. Appellant's motion for supplemental briefing.

CV-15-126. David Lineham v. Sarah Rachel Hyde et al., from Logan County Circuit Court. Appellees' motion for supplemental briefing.

CV-15-226. Walter Debro, Jr. v. Lodessa English and Elisa Thompson, from Phillips County Circuit Court. Motion to dismiss appeal.

D-14-1110. In Re James Robin Pace, Arkansas Bar No. 85123. Petition for voluntary surrender of license (resignation).

D-15-233. In Re John L. Youngblood, Arkansas Bar No. 2006130. Petition for voluntary surrender of license (resignation).

D-15-238. In Re Elizabeth A. Wilson, Arkansas Bar No. 96236. Petition for voluntary surrender of license (resignation).

D-15-240. In Re Michael A. Maggio, Arkansas Bar No. 90015. Petition for voluntary surrender of Arkansas law license (resignation).

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**CASES SUBMITTED**

CV-14-456. Linda J. Earls and Tony L. Earls v. Harvest Credit Management VI-B, LLC, from Greene County Circuit Court. Orally argued.

CR-14-49. Cody Lee Martin v. State of Arkansas, from Ouachita County Circuit Court.

CR-14-1104. Jordan A. Schneider v. State of Arkansas, from Benton County Circuit Court.

CV-12-330. Steven Wayne Bramlett v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court.

CV-14-894. City of Greenwood, Arkansas v. Shadow Lake Association, Inc., a/k/a Shadow Lake Property Owners Association, an Arkansas Non-Profit Corporation; Shirley Ann Walters and Jennifer Puckett, Trustees of the Bill and Shirley Walters Family Trust of 2007, from Sebastian County Circuit Court, Greenwood District.