

ARKANSAS SUPREME COURT
PROCEEDINGS OF APRIL 30, 2015

COURTNEY HUDSON GOODSON, JUSTICE

[CR-14-798](#). Robert G. Leeka v. State of Arkansas, from Washington County Circuit Court. Reversed and remanded. Hannah, C.J., and Danielson, J., dissent.

PER CURIAM OPINION

[CR-14-620](#). John W. Magness v. State of Arkansas, from Van Buren County Circuit Court. Affirmed; motion denied.

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PER CURIAM ORDERS

REHEARING DENIED: Petition for rehearing was denied today in the following case.

CR-14-136. Naeem Rasul v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

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

CV-14-1038. Sue Poff v. James P. Elkins, M.D., and James P. Elkins, P.A., from Benton County Circuit Court.

CV-14-1039. Champion Burks, Cody Burks, Chad Burks and Colton Burks v. Liberty Bank of America, Estate of Merium Joy Burks, and Judy Moore, from Garland County Circuit Court. Wynne, J., not participating.

CV-14-1044. Maria Estrada v. AERT, Inc., Employer & National Union Fire Insurance, Carrier, from the Arkansas Workers' Compensation Commission. Wood, J., would grant. Wynne, J., not participating.

CR-14-1088. Fred Lee Williams v. State of Arkansas, from Drew County Circuit Court. Motion for compliance with Ark. Sup. Ct. R. 4-3(h) and (i) is denied without prejudice. Appellee's brief due in thirty days. Danielson, Goodson and Wood, JJ., would grant.

CR-15-159. Tyrone Davis v. State of Arkansas, from Pulaski County Circuit Court, First Division. Notices of recent jurisdiction issue (suggestion of mootness) and motion for brief time. Appeal dismissed. Hart and Wood, JJ., would grant.

CR-15-303. Chad Squyres v. State of Arkansas, from Pike County Circuit Court. Motion for rule on clerk is granted.

CV-13-919. John K. Kelly v. Christian Snowden Kelly, from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion to withdraw petition for rehearing is granted. Special Justices Amy Grimes and Sean Keith agree. Baker and Wynne, JJ., not participating.

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CV-13-919. John K. Kelly v. Christian Snowden Kelly, from Pulaski County Circuit Court, Seventeenth Division. Motion for release of bond is granted. Special Justices Amy Grimes and Sean Keith agree. Baker and Wynne, JJ., not participating.

CV-14-585. James Tree and Crane Service, Inc., and Roger Williams v. Terri Fought, from Pulaski County Circuit Court, Twelfth Division. Krystal Jones is appointed as replacement certified court reporter. Record due in ninety days. Danielson, J., not participating.

CV-14-784. Mikel Webster v. John Felts, Arkansas Parole Board Chairman, et al., from Jefferson County Circuit Court. Appellees' motion to dismiss appeal is granted.

CV-14-1072. David Patton, William Patton, and Mary Jones v. Dorothy Fulmer, from Pulaski County Circuit Court, Twelfth Division. Krystal Jones is appointed as replacement certified court reporter. Record due in ninety days. Danielson, J., not participating.

CV-15-288. Domingo Barrios v. Federal Insurance Company, as Insurer for Heifer Project International, a Charitable Non-Profit Organization; C. Douglas Smith in His Official Capacity as a Member of the Board of Directors of Heifer Project International; Marcia E. Williams, as a Member of the Board of Directors of Heifer Project International, from Pulaski County Circuit Court, Third Division. Motion for extension of time to respond to motion to dismiss is granted.

CV-15-297. Henry L. Gomez, M.D., and Henry L. Gomez, M.D., P.A. v. Evelyn Dukes, Individually and as Special Administrator of the Estate of Jay Ren Peter-Latham Willis-Dukes, Deceased, Ladeidra Dukes, and Lorenzo Willis, from Union County Circuit Court. Petition for permission to appeal is denied.

D-15-306. In Re Mark Alan Kennedy, Arkansas Bar No. 2005294. 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-15-308](#). In Re Farris Eugene Merritt, Arkansas Bar No. 2001133. Petition to surrender Arkansas law license. Granted. See **per curiam** this date.

D-15-315. In Re Nancy E. Hulen, Arkansas Bar No. 82171. 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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D-15-316. In Re Charles M. Hulen, Arkansas Bar No. 74081. 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-15-317](#). In Re Donald Wayne Colson, Arkansas Bar No. 2005166. Petition to surrender Arkansas law license. Petition granted. See **per curiam** this date.

D-15-318. In Re Gustavo A. Heudebert, Arkansas Bar No. 2014106. 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-15-319. In Re Henry L. Tuck III, Arkansas Bar No. 69080. 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-15-320. In Re Leslie Brookmeyer McWilliams, Arkansas Bar No. 83192. 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-15-325. In Re Myra L. Ransick, Arkansas Bar No. 83219. 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-15-326. In Re Michael C. Nance, Arkansas Bar No. 81209. 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-15-328. In Re Henry H. Wood, Arkansas Bar No. 96252. 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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D-15-329. In Re Kathleen H.L. Bird, Arkansas Bar No. 90139. 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-15-332. In Re Rhonda Kenyon Hill, Arkansas Bar No. 86198. 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-02-228](#). James E. Smith v. State of Arkansas, from Jefferson County Circuit Court. Pro se third petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis. Petition dismissed. See **per curiam** this date.

CR-05-1381. Danny Lee Hooper v. State of Arkansas, from Washington County Circuit Court. Pro se motion for rehearing. Pro se motion for rehearing treated as motion for reconsideration and denied.

CR-13-35. Ricky Ray Anderson v. State of Arkansas, from Washington County Circuit Court. Pro se motion for reconsideration of decision affirming denial of relief under Rule 37.1. Pro se motion for reconsideration treated as petition for rehearing and denied.

CR-14-702. Kenny Halfacre v. State of Arkansas, from Pulaski County Circuit Court, First Division. Pro se motion for reconsideration. Pro se motion for reconsideration treated as petition for rehearing and denied.

CR-14-923. Terry Antonio Lee v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Pro se motions for extension of time to file brief and for appointment of counsel. Motion for extension of brief time granted; brief due forty days from the date of this per curiam order; motion for appointment of counsel denied.

CR-15-204. Michael D. Bowden v. Hon. Deanna "Suzi" Evans, Circuit Judge, from Boone County Circuit Court. Pro se motion for rule on clerk to proceed without a certified record and pro se motion to withdraw motion for rule on clerk. Pro se motion to withdraw motion for rule on clerk granted.

CV-14-331. William Roy Tubbs v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Pro se motion for reconsideration or rehearing. Pro se motion for reconsideration or rehearing treated as motion for reconsideration and denied.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CV-14-1045. Affordable Bail Bonds, Inc. v. State of Arkansas, from Pope County Circuit Court.

CV-14-1108. Eric & Tama Anderson v. CitiMortgage, Inc., from Pulaski County Circuit Court, Third Division.

CR-14-1060. Edmond McClinton, Jr. v. State of Arkansas, from Jefferson County Circuit Court. Motion for rule on clerk to file belated appeal.

CR-15-313. Jessica Denae Johnson v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Motion for rule on clerk.

CR-15-330. Dereck Pelletier v. State of Arkansas, from Faulkner County Circuit Court. Motion for rule on clerk.

CR-15-340. Freddie Sharp III v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Motion for rule on clerk.

CV-14-1105. Courtyard Gardens Health & Rehabilitation, LLC, et al. v. Malinda Arnold, from Clark County Circuit Court. Appellee's petition to transfer case to the Arkansas Supreme Court.

CV-15-322. Carl Lennell Harden v. Lena Nicole Harden Moore, from Pulaski County Circuit Court, Thirteenth Division. Motion to dismiss appeal.

CV-15-334. Margaret Lola Warren v. David M. Warren, from Van Buren County Circuit Court. Motion for rule on clerk.

CV-15-335. Teresa N. Smith v. William Samuel Winston II, et al., from Phillips County Circuit Court. Motion for rule on clerk.

CV-15-343. Teresa Bloodman, Current Spouse of Teresa Bloodman, Hurricane Lake Estates Property Owners Association, Inc.; and Occupants of 5528 Lexington Ave., Benton, AR 72019-1837 v. Bank of America N. A., from Saline County Circuit Court. Petition for writ of certiorari to complete the record.

D-15-352. In Re Christopher D. Shields, Arkansas Bar No. 2001273. Petition for voluntary surrender of license (resignation).

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MOTIONS SUBMITTED

D-15-353. In Re Helen Michele Thomas, Arkansas Bar No. 2012298. Petition for voluntary surrender of license (resignation).

D-15-354. In Re Marlon D. Old, Arkansas Bar No. 87126. Petition for voluntary surrender of license (resignation).

D-15-358. In Re Matthew G. Phillips, Arkansas Bar No. 2014032. Petition for voluntary surrender of license (resignation).

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CASES SUBMITTED

CR-02-213. Kenneth Roshell Isom v. State of Arkansas, from Drew County Circuit Court. Orally argued.

CR-08-1386. Kenneth Roshell Isom v. State of Arkansas, from Drew County Circuit Court. Orally argued.

CR-14-865. Ernie Charles Metzner v. State of Arkansas, from Benton County Circuit Court.

CV-14-250. Ken David Swindle v. Southern Farm Bureau Casualty Insurance Company, from Benton County Circuit Court.