

ARKANSAS SUPREME COURT
PROCEEDINGS OF JANUARY 5, 2017

PER CURIAM OPINION

CR-16-700. David Lee Felty v. State of Arkansas, from Garland County Circuit Court.
Affirmed; petition moot.

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PER CURIAM ORDERS

REHEARINGS DENIED: Petitions for rehearing were denied today in the following cases.

CR-15-521. Gregory Aaron Kinsey v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-15-724. Darrell Napoleon Dennis v. State of Arkansas, from Pulaski County Circuit Court, Second Division.

CV-15-595. Randeep S. Mann, M.D. v. Trent Pierce, M.D., et al., from Crittenden County Circuit Court. Hart, J., would grant.

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

CV-16-1018. Brandon Martin v. Arkansas Department of Human Services and Minor Children, from Lawrence County Circuit Court. Wood, J., would deny.

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

CR-16-1078. Randy Harold Morris, Jr. v. State of Arkansas, from Washington County Circuit Court.

CV-16-927. Northwest Arkansas Community College and Arkansas Insurance Department, Public Employee Claims Division v. Adriana Baeza, from the Arkansas Workers' Compensation Commission.

CR-16-169. Donnie Ray Slater v. State of Arkansas, from Arkansas County Circuit Court, Southern District. Appellee's motion to require the appellant to file a motion for permission to present 55-page argument in the appellant's brief and motion for extension of brief time. Motion to require the appellant to file a motion for permission to present 55-page argument in the appellant's brief is moot; motion for extension of time is granted.

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CR-16-169. Donnie Ray Slater v. State of Arkansas, from Arkansas County Circuit Court, Southern District. Appellant's pro se motion requesting permission for an expansion of the 30-page limit argument to present appellant's 55-page argument in the appellant's brief is denied. Appellant allowed thirty days to file compliant brief (February 4, 2017).

CR-16-606. Robert Sandrelli v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion for rule on clerk is granted.

CR-16-738. Michael Ray Matlock v. State of Arkansas, from Little River County Circuit Court. Appellee's motion to supplement the record and extension of time is granted.

CR-16-813. Jerrime Wade Mardis v. State of Arkansas, from Saline County Circuit Court. Appellant's motion to be excused from the abstracting requirement is granted.

CR-16-949. Eric Darnell Thrower v. State of Arkansas, from Ouachita County Circuit Court. Motion of Thomas Burns to be relieved as counsel for appellant is granted. Sharon Kiehl appointed as counsel for appellant.

CR-16-998. Robert Earl Henry v. State of Arkansas, from Faulkner County Circuit Court. Appellee's motion to supplement the record is granted.

CR-16-1061. Kevin Lee Reed v. State of Arkansas, from Benton County Circuit Court. Motion of Scott McElveen to be relieved as attorney for appellant and stay briefing schedule is granted. Brett Watson appointed as counsel for appellant.

CR-16-1092. Dorian Lacy v. State of Arkansas, from Clark County Circuit Court. Appellant's motion for belated appeal and rule on the clerk and motion of Timothy Beckham to withdraw as attorney on direct appeal are granted. Jacob Worlow appointed as counsel for appellant.

CR-16-1107. Isaiah Chuck Martin, Jr. v. State of Arkansas, from Crittenden County Circuit Court. Appellant's motion for rule on clerk is granted.

CV-16-575. Apprentice Information Systems, Inc., and David Randall Lamp a/k/a Randy Lamp v. Datascout, LLC, from Benton County Circuit Court. Appellee's motion to transfer to the Arkansas Supreme Court is granted.

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CV-16-655. Charles Allen Winston v. State of Arkansas, from Lincoln County Circuit Court. Appellee's motion to dismiss is granted.

CV-16-754. JPMorgan Chase Bank, N.A. v. Forlanda A. Scott and Pelvin L. Scott III, from Jackson County Circuit Court. Motion of Marcie L. Schout to appear pro hac vice on behalf of appellant is granted. Kemp, C.J., not participating.

CV-16-821. Robin M. Emis v. Keith W. Emis, from Pulaski County Circuit Court, Sixteenth Division. Appellant's motion for leave to file substituted brief and brief in support is denied.

CV-16-990. DeSoto Gathering Company, LLC; and DeSoto Drilling, Inc. v. Angela Hill, in Her Official Capacity as Faulkner County Assessor; Faulkner County Board of Equalization; Faulkner County, Arkansas; Faulkner County Treasurer; and Faulkner County Tax Collector, from Faulkner County Circuit Court. Joint motion to consolidate appeals is denied.

CV-16-993. DeSoto Gathering Company, LLC v. Assessor Angela Hill and Former Assessor Jeff Stephens, in Their Official Capacity as Faulkner County Assessor; Faulkner County Board of Equalization; Faulkner County, Arkansas; Faulkner County Treasurer; and Faulkner County Tax Collector, from Faulkner County Circuit Court. Joint motion to consolidate appeals is denied.

CV-16-994. USAC Leasing, LLC; and USAC Leasing 2, LLC v. Angela Hill, in Her Official Capacity as Faulkner County Assessor; Faulkner County Board of Equalization; Faulkner County, Arkansas; Faulkner County Treasurer; and Faulkner County Tax Collector, from Faulkner County Circuit Court. Joint motion to consolidate appeals is denied.

CV-16-1000. USAC Leasing, LLC; and USAC Leasing 2, LLC v. Angela Hill, in Her Official Capacity as Faulkner County Assessor; Faulkner County Board of Equalization; Faulkner County, Arkansas; Faulkner County Treasurer; and Faulkner County Tax Collector, from Faulkner County Circuit Court. Joint motion to consolidate appeals is denied.

CV-16-1036. Patti Robinson Scott, as the Administratrix of the Estate of Donal Robinson, Sr. v. CenterPoint Energy Resources Corporation, from Hempstead County Circuit Court. Appellant's motion for rule on clerk and brief in support is denied.

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CV-16-1072. John E. Kiesling, Jr. v. Arkansas Professional Bail Association, from Pulaski County Circuit Court, Twelfth Division. Appellant's pro se motion for rule on clerk, or in the alternative, petition for writ of certiorari to complete the record and motion for staying of briefing time and/or in the alternative, motion for extension of time to file appellant's brief. Pro se motion for rule on clerk granted; petition for writ of certiorari to complete the record treated as motion to supplement the record and granted; motion to stay briefing granted. Complete record due within thirty days (February 4, 2017).

CV-16-1096. Gerber Products Company, Inc. v. CECO Concrete Construction, LLC; Alberici Constructors, Inc.; and Vee-Jay Cement Contracting Company, Inc., from Sebastian County Circuit Court, Fort Smith District. Petitioner's petition for interlocutory appeal to prevent discovery of undisclosed privileged information is granted.

CV-16-1111. Arkansas Department of Human Services v. April Hellyer, Ricky Hellyer, and Minor Children, from Madison County Circuit Court. Appellant's motion for stay pending appeal is granted.

CV-16-1117. Jessica Eubanks v. Stuart Thomas, Individually and in His Official Capacity as Chief of Police of the City of Little Rock; the City of Little Rock; the Little Rock Civil Service Commission; Wayne Bewley, Individually and in His Official Capacity as Assistant Chief of Police; Lt. Ralph Simon, Individually and in His Official Capacity; Sgt. Richard Kinsey, Individually and in His Official Capacity, from Pulaski County Circuit Court, Seventeenth Division. Appellant's motion for rule on the clerk is denied.

D-16-1087. In Re Robert L. Schultz, Arkansas Bar No. 97059, an Original Action. Petition of Robert L. Schultz, Arkansas Bar No. 97059, for voluntary surrender of license (resignation) is granted.

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MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CV-16-977. Families, Inc. v. Daryl Bassett, Director, Department of Workforce Services Employer Contribution Unit, from the Arkansas Board of Review.

CV-16-1009. Melissa Peeler v. Arkansas Department of Human Services, from Cross County Circuit Court.

CV-16-1098. Darlene Rodgers v. Arkansas Department of Human Services and Minor Children, from Mississippi County Circuit Court, Osceola District.

CR-16-1125. George Cage v. State of Arkansas, from Jefferson County Circuit Court. Motion of Alex Guynn to withdraw as counsel for appellant.

CR-16-1132. Darren Duncan v. State of Arkansas, from Arkansas County Circuit Court, Southern District. Appellant's motion for rule on clerk.

CR-16-1132. Darren Duncan v. State of Arkansas, from Arkansas County Circuit Court, Southern District. Motion of Leonardo Monterrey to withdraw as attorney on direct appeal.

CR-16-1134. Eric Lewis v. State of Arkansas, from Ouachita County Circuit Court. Appellant's motion for rule on clerk.

CV-16-1096. Gerber Products Company, Inc. v. CECO Concrete Construction, LLC; Alberici Constructors, Inc.; and Vee-Jay Cement Contracting Company, Inc., from Sebastian County Circuit Court, Fort Smith District. Motion of CECO Concrete Construction, LLC for sanctions.

CV-16-1139. Kenneth Hunt v. State of Arkansas, from Lee County Circuit Court. Petitioner's pro se petition to proceed in forma pauperis.

CR-14-749. Michael Anthony Williams v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for transcript at public expense.

CR-16-799. Rusty Earl Joyner v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motions for transcript and for extension of time to file brief and petitions for writ of mandamus.

CR-16-839. Robert Earl Woods v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's pro se motion for extension of time to file brief.

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MOTIONS SUBMITTED

CR-16-876. Bismillah Rahim Muhammad v. Honorable Robert McCallum, Circuit Judge, from Clark County Circuit Court. Petitioner's pro se petition for writ of mandamus.

CV-16-938. Bismillah Rahim Muhammad v. Honorable Harold S. Erwin, Circuit Judge, from Jackson County Circuit Court. Petitioner's pro se petition for writ of mandamus.

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CASES SUBMITTED

CV-16-541. Robert Preston Clayton v. Wendy Kelley, Director, Arkansas Department of Correction, from Lincoln County Circuit Court.