

ARKANSAS SUPREME COURT

PROCEEDINGS OF NOVEMBER 1, 2018

JOHN DAN KEMP, CHIEF JUSTICE

[CR-94-678](#). Jesse Goins v. State of Arkansas, from Grant County Circuit Court. Petitioner's pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and motion for appointment of counsel. Petition denied; motion moot.

[CV-17-291](#). Bruce Earl Ward v. William Asa Hutchinson, Governor of the State of Arkansas; Wendy Kelley, Director of the Arkansas Department of Correction; Randy Watson, Warden of Varner Supermax Unit; and Benny Magness, Chairperson of the Arkansas Board of Corrections, in Their Official Capacities, from Jefferson County Circuit Court. Reversed and remanded. Hart, J., concurs. Baker, Wood, and Womack, JJ., dissent.

[CV-17-913](#). Jack Gordon Greene v. Wendy Kelley, Director of the Arkansas Department of Correction, from Jefferson County Circuit Court. Affirmed in part; reversed and remanded in part. Hart, J., concurs. Baker, Wood, and Womack, JJ., dissent.

ROBIN F. WYNNE, JUSTICE

[CR-18-257](#). Dra'Kease D. Hall v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed. Hart, J., dissents.

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PER CURIAM ORDERS

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

CV-18-406. James E. Whitney v. Blake H. Chancellor, from Lincoln County Circuit Court. Hart, J., would grant.

CR-17-954. Zavier Marquis Pree v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Appellant's motion to supplement the record and appellant's brief is granted.

CR-18-272. Eugene Issac Pitts v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellee's motion to supplement the record is granted.

CR-18-325. Tyler Barefield v. State of Arkansas, from Pope County Circuit Court. Appellee's motion to file a substituted brief is granted.

CR-18-386. Donald Columbus Cagle v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant's motion to reassign case to the Arkansas Supreme Court is denied. Hart, J., would grant. Womack, J., not participating.

CR-18-590. State of Arkansas v. Roger Jones, from Washington County Circuit Court. Motion of Blake Chancellor to be relieved as counsel and for appointment of counsel for appellee is granted.

CR-18-700. Stacey Eugene Johnson v. State of Arkansas, from Sevier County Circuit Court. Appellant's motion for expansion of page limit is denied. Baker, Hart, and Wynne, JJ., would grant.

CR-18-700. Stacey Eugene Johnson v. State of Arkansas, from Sevier County Circuit Court. Appellant's motion for expansion of page limit in statement of the case is denied. Hart and Wynne, JJ., would grant.

CR-18-706. Lajason Jaquize Coakley v. State of Arkansas, from Miller County Circuit Court. Appellant's motion to complete and/or supplement the record is granted. Kemp, C.J., would deny.

CR-18-706. Lajason Jaquize Coakley v. State of Arkansas, from Miller County Circuit Court. Appellant's motion for stay of brief time is granted. Kemp, C.J., would deny.

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CV-18-522. TEGNA, Inc. v. Courtney Goodson and Courtney Goodson Campaign, from Pulaski County Circuit Court, Second Division. Motion of TEGNA, Inc., to transfer case to the Arkansas Supreme Court is denied. Special Justices James Cox and John Wright agree. Special Justices Chris Carnahan, Lee Watson, and Spencer Singleton would grant. Kemp, C.J., and Goodson and Wood, Wynne, and Womack, JJ., not participating.

CV-18-545. Carolyn Lawson v. Simmons Sporting Goods, Inc., from Ashley County Circuit Court. Appellant’s motion for leave to file supplemental brief is granted.

CV-18-638. David Brennan v. White County, Arkansas, from White County Circuit Court. Appellant’s unopposed motion for reassignment is denied. Hart, J., would grant.

CV-18-690. James Lancaster v. Estate of John Burt Lancaster, Deceased; and Michael Lancaster, as Personal Representative of the Estate of John Burt Lancaster, Deceased, from Pulaski County Circuit Court, Third Division. Petitioner’s pro se immediate motion for writ of mandamus treated as pro se motion to reconsider order transferring to Court of Appeals is denied.

CR-18-536. Jessie Hill v. State of Arkansas, from Grant County Circuit Court. Petitioner’s pro se motion for belated appeal is denied.

CR-18-611. Frankie Von Holt v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Petitioner’s pro se motion for belated appeal is granted.

In Re District Court Resource Assessment Board. See [per curiam](#) this date.

The Honorable Edwin Keaton, Circuit Judge, Thirteenth Judicial Circuit, and John Collins, Esq., of Little Rock are appointed to the District Court Resource Assessment Board for four-year terms to expire on April 30, 2022. The Honorable David Stewart, District Judge retired, of Fayetteville is reappointed to the Board for a four-year term to expire on April 30, 2022. The court thanks them for their willingness to serve on this important board.

The court expresses its gratitude to Judge Marcia Hearnberger and David Kizzia, whose terms have expired, for their service to the board.

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

Honorable Alex Guynn, Circuit Judge, of Pine Bluff and Candace Edwards, Craighead County Circuit Clerk, are appointed to the Supreme Court Committee on Automation for three-year terms to expire October 31, 2021. We thank them for their willingness to serve on this important committee.

Dena Ross, District Court Clerk, of Mena, Scott Braden, Assistant Federal Public Defender, of Little Rock, and James Kingsbury, Arkansas State Police, are reappointed to the Supreme Court Committee on Automation for three-year terms to expire October 31, 2021. We thank them for their continued service.

The court expresses its gratitude to Circuit Judge Lynn Williams, whose term has expired, for his valuable service to the committee as its chair. The court designates Judge Tom Cooper of Ashdown, a current member of the committee, to succeed him as chair.

The court also notes with gratitude the service of Kirby Miraglia, whose term has expired.

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MOTIONS SUBMITTED

PETITION FOR REHEARING:

CR-17-889. Brad Hunter Smith v. State of Arkansas, from Cleveland County Circuit Court.

CR-00-1382. Gary Martin v. State of Arkansas, from Lonoke County Circuit Court. Motion to substitute counsel of record for appellee.

CR-17-120. Morris Dean Davis v. State of Arkansas, from Boone County Circuit Court. Motion to substitute counsel of record for appellee.

CR-17-863. Michael James Friday v. State of Arkansas, from Little River County Circuit Court. Motion to substitute counsel of record for appellee.

CR-18-275. Tonisha Mitchell v. State of Arkansas, from Craighead County Circuit Court, Western District. Motion of Kathryn Henry, Assistant Attorney General, to withdraw as counsel for appellee.

CR-18-707. Rodney Wayne Rayburn v. State of Arkansas, from Cleburne County Circuit Court. Appellant's unopposed petition for writ of certiorari to complete the record.

CR-18-781. Charles Forrest Silmon v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Motion to substitute counsel of record for appellee.

CR-18-810. Ke'Ondra Chestang v. The Honorable David Talley, Circuit Judge, from Columbia County Circuit Court. Respondent's motion to supplement the record.

CR-18-816. Derrick Dixon v. State of Arkansas, from Union County Circuit Court. Motion of Daren J. Nelson to withdraw as attorney on direct appeal.

CR-18-845. Karl D. Roberts v. State of Arkansas, from Polk County Circuit Court. Motion of April Golden for entry of appearance on behalf of appellant.

CR-18-858. Jason Coppock v. Faulkner County Circuit Court, from Faulkner County Circuit Court. Petitioner's petition for writ of certiorari.

CR-18-859. Emmitt Riley v. State of Arkansas, from Drew County Circuit Court. Petitioner's petition to proceed in forma pauperis and request for appointment of counsel.

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MOTIONS SUBMITTED

[CV-17-913](#). Jack Gordon Greene v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Motion to substitute counsel of record for appellee.

CV-18-136. Jeff Crow, Individually and as Director of Arkansas Game and Fish Commission; and Arkansas Game and Fish Commission, an Agency of the State of Arkansas v. Greg Heslep and Keith Heslep, from Pulaski County Circuit Court, Second Division. Appellees' motion to dismiss cross-appeal.

CV-18-245. Ben Grimes, Jr. v. State of Arkansas, from Lee County Circuit Court. Motion to substitute counsel of record for appellee.

CV-18-832. Lambert and Lambert Investors, Inc., and Glendon Lambert v. Craig Harris and Tabitha Harris, Individually and as Class Representatives on Behalf of All Others Similarly Situated, from Desha County Circuit Court. Appellant's motion for rule on clerk.

CV-18-851. John Vancuren and Infinity Towing and Recovery, Inc. v. Great Southern Bank, from Washington County Circuit Court. Appellee's motion to dismiss appeal.

CV-18-851. John Vancuren and Infinity Towing and Recovery, Inc. v. Great Southern Bank, from Washington County Circuit Court. Appellee's motion to supplement the record.

D-18-881. In Re Christopher Robert Hart, Arkansas Bar No. 2003084, from the Arkansas Supreme Court Committee on Professional Conduct. Petition of Christopher Robert Hart, Arkansas Bar No. 2003084, to surrender Arkansas law license.

CR-78-165. Marlon Glenn Hallman v. State of Arkansas, from Pulaski County Circuit Court, First Division. Petitioner's pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and to recall the mandate and for leave to proceed in forma pauperis.

CR-96-1272. Everett Foreman v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Petitioner's pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

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MOTIONS SUBMITTED

CR-18-476. Jason Michael Hoyle v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant's pro se motion for extension of time to file brief.

CV-18-135. Michael E. Rea v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for extension of time to file brief.

CV-18-135. Michael E. Rea v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion to file a belated brief.

CV-18-376. Dolandon V. Mack v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellee's motion to dismiss appeal for failure to prosecute.

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CASES SUBMITTED

CR-17-1003. Kenneth Roshell Isom v. State of Arkansas, from Drew County Circuit Court. Orally argued.

CR-17-863. Michael James Friday v. State of Arkansas, from Little River County Circuit Court.

CR-17-1011. John Drennan v. State of Arkansas, from Hot Spring County Circuit Court.

CV-17-341. Tyrell A. Benson v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court.

CR-18-97. Kenneth Ray Osburn v. State of Arkansas, from Ashley County Circuit Court.

CV-18-289. Denver W. Mitchell v. State of Arkansas, from Lee County Circuit Court.

Opinions are available on the internet at

<http://arcourts.gov>