

ARKANSAS SUPREME COURT

PROCEEDINGS OF DECEMBER 12, 2019

JOHN DAN KEMP, CHIEF JUSTICE

[CR-19-51](#). James D. Cribbs v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's pro se motion for belated appeal. Motion granted; in forma pauperis status granted.

[CV-19-65](#). James Toland and First Arkansas Bail Bonds, Inc. v. Mike Robinson, in His Official Capacity as District Judge of Saline County, Benton [Department]; and Stephanie Casady, in Her Official Capacity as District Judge of Saline County, Bryant [Department], from Saline County Circuit Court. Appeal dismissed. Hart, J., dissents.

KAREN R. BAKER, JUSTICE

[CR-97-1490](#). Christopher Epps v. State of Arkansas, from Boone County Circuit Court. Petitioner's pro se motion requesting copy of records. Motion denied.

[CV-18-566](#). Heritage Properties, Limited Partnership v. Walt & Lee Keenihan Foundation, Inc., from Pulaski County Circuit Court, Sixth Division. Reversed and remanded. Wood and Womack, JJ., concur in part and dissent in part.

JOSEPHINE LINKER HART, JUSTICE

[CR-87-16](#). Rick Logan v. State of Arkansas, from Benton County Circuit Court. Appellant's pro se petition to reinvest jurisdiction in the trial court to consider a petition for post-conviction relief and motion for permission to reply to the respondent's response. Motion denied; petition to allow collateral attack on the judgment or alternative to recall the mandate denied. Wood and Womack, JJ., concur.

[CR-87-45](#). Rick Logan v. State of Arkansas, from Benton County Circuit Court. Appellant's pro se petition to reinvest jurisdiction in the trial court to consider a petition for post-conviction relief and motion for permission to reply to the respondent's response. Motion denied; petition to allow collateral attack on the judgment or alternative to recall the mandate denied. Wood and Womack, JJ., concur.

[CR-15-539](#). Trecie Oliver v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Petitioner's pro se motion for copy of brief, trial records or transcript, and all documents at public expense. Response ordered.

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JOSEPHINE LINKER HART, JUSTICE (continued)

[CV-18-1002](#). Kenneth W. Tilley, Individually and as Trustee of the Kenneth Tilley Family Trust v. Malvern National Bank and Stephen Moore, from Garland County Circuit Court. Reversed and remanded. Special Justice Chad Atwell joins. Wynne, J., concurs. Wood and Womack, JJ., dissent. Kemp, C.J., not participating.

CV-19-641. Safe Surgery Arkansas, a Ballot Question Committee; and Sponsor, and Laurie Barber, M.D., Individually and on Behalf of Safe Surgery Arkansas v. John Thurston, in His Official Capacity as Secretary of State; State of Arkansas; Arkansans for Healthy Eyes, a Ballot Question Committee; and Vicki Farmer, Individually and on Behalf of Arkansans for Healthy Eyes, an Original Action. Petition granted in part; denied in part. Wood, J., concurs. Kemp, C.J., and Hudson and Womack, JJ., dissent.

[OPINION SUBSTITUTED ON DECEMBER 17, 2019](#)

RHONDA K. WOOD, JUSTICE

[CR-19-420](#). Mark Edward Chumley v. State of Arkansas, from Washington County Circuit Court. Affirmed.

[CV-18-668](#). Hotels.com, L.P.; Hotwire, Inc.; Trip Network, Inc. (d/b/a Cheaptickets.com); Expedia, Inc.; Internetwork Publishing Corp. (d/b/a Lodging.com); Orbitz, LLC; Priceline.com Incorporated (n/k/a Booking Holdings Inc.); Priceline.com, LLC; Travelocity.com, L.P. (n/k/a TVL LP); Travelweb LLC; and Site59.com LLC v. Pine Bluff Advertising and Promotion Commission; Jefferson County, Arkansas; City of North Little Rock, Arkansas; and All Others Similarly Situated, from Jefferson County Circuit Court. Dismissed. Hart, J., dissents.

ROBIN F. WYNNE, JUSTICE

[CR-16-633](#). Lee Sullivan Ivory v. State of Arkansas, from Independence 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; motion for appointment of counsel; and motion for appointment of counsel of record. Petition denied; motions moot. Hart, J., and Special Justice Cheryl Anderson concur. Kemp, C.J., not participating.

[CR-18-180](#). Tracy French v. State of Arkansas, from Washington County Circuit Court. Affirmed. Hart, J., concurs.

[CR-18-899](#). Justin R. Simpson v. State of Arkansas, from Polk County Circuit Court. Petitioner's pro se motion and amended motion for belated appeal. Motions denied.

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SHAWN A. WOMACK, JUSTICE

[CR-18-700](#). Stacey Eugene Johnson v. State of Arkansas, from Sevier County Circuit Court. Affirmed. Baker, J., concurs. Hart and Wynne, JJ., dissent.

[CR-18-860](#). State of Arkansas v. Kentara Brown, from Pulaski County Circuit Court, Fourth Division. Reversed and remanded. Baker, Hudson, and Hart, JJ., dissent.

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PER CURIAM ORDERS

In Re Administrative Plans for Circuit Courts. See [per curiam](#) this date.

In Re Administrative Plans for District Courts. See [per curiam](#) this date.

In Re Arkansas Supreme Court Committee on Civil Practice – Recommendations to Revise Discovery Rules. See [per curiam](#) this date.

In Re Arkansas Supreme Court Committee on Criminal Practice – Rule 9.3 of the Rules of Criminal Procedure. See [per curiam](#) this date.

In Re Proposed Amendments to Administrative Order No. 10. See [per curiam](#) this date.

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PER CURIAM ORDERS

In Re Arkansas Supreme Court Committee on Security and Emergency Preparedness. See [per curiam](#) this date.

Honorable Chris Griffin, District Judge, of Rogers is appointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. Mayor Harold Perrin, of the City of Jonesboro is appointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. Cathy Hardin Harrison, Miller County Judge, of Texarkana is appointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. The court extends its appreciation to these new members for their willingness to serve on this important committee.

Dallas County Sheriff Stan McGahee of Fordyce is reappointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. Greene County Deputy Robert Case of Paragould is reappointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. Baxter County Circuit Clerk Canda Reese of Mountain Home is reappointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. Terry Henson, Pulaski County OEM of Little Rock, is reappointed to the Arkansas Supreme Court Committee on Security and Emergency Preparedness for a term to expire on September 30, 2022. We thank them for their continued service on this important committee.

The court also expresses its gratitude to the following outgoing members, Jill Dabbs, David Hudson and Tina Owens, for their years of valuable service to this committee.

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