

ARKANSAS SUPREME COURT

PROCEEDINGS OF JUNE 24, 2010

JIM GUNTER, JUSTICE:

09-1272. Exigence, LLC v. Courtney Baylark, from Phillips Circuit. Reversed and Remanded. Hannah, C.J., and Brown, J., concur. Corbin, J., not participating.

PAUL E. DANIELSON, JUSTICE:

CR10-121. State of Arkansas v. Ricardo Tyler, from Pulaski Circuit, Fifth Division. Reversed and Remanded. Corbin, J., not participating.

ELANA CUNNINGHAM WILLS, JUSTICE:

09-1367. Lorie A. Johnson v. Tomas Dawson, from Johnson Circuit. Appeal Dismissed; Cross-Appeal Moot. Brown, J., concurs. Corbin, J., not participating.

PER CURIAM OPINIONS:

CR08-1485. Shequita L. Joiner v. State of Arkansas, from Columbia Circuit. Affirmed. Corbin, J., not participating.

CR09-107. Kelley Patrick Mills v. State of Arkansas, from Miller Circuit. Affirmed. Corbin, J., not participating.

ARKANSAS SUPREME COURT

PROCEEDINGS OF JUNE 24, 2010

PER CURIAM ORDERS

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

CR10-120. Arkansas Public Defender Commission v. Honorable Herbert T. Wright, Jr., Circuit Judge, from Pulaski Circuit, Fourth Division.

09-556. Stark Ligon, Executive Director, Office of Professional Conduct v. Frank David Rees, Arkansas Bar No. 79238, an Original Action.

09-718. Hempstead County Hunting Club, Inc. et al. v. Arkansas Public Service Commission et al., from Public Service Commission (Appellee PSC). Special Justices Whit Fowlkes and Danyelle J. Walker agree. Gunter and Danielson, JJ., not participating.

09-718. Hempstead County Hunting Club, Inc. et al. v. Arkansas Public Service Commission et al., from Public Service Commission (Appellee SWEPCO). Special Justices Whit Fowlkes and Danyelle J. Walker agree. Gunter and Danielson, JJ., not participating.

09-1004. Kevin R. Walters et al. v. James Dobbins et al., from Sevier Circuit. Brown, J., would grant.

09-1018. State of Arkansas v. K.B., a Minor, from Pulaski Circuit, Tenth Division. Hannah, C.J., would grant.

\*\*\*\*\*

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

10-212. Mary Hudak-Lee v. Baxter County Regional Hospital et al., from Arkansas Workers' Compensation Commission. Corbin, J., not participating.

\*\*\*\*\*

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

CR10-423. Matthew Cole Hagen v. State of Arkansas, from Garland Circuit. Corbin, J., not participating.

CR10-446. Steve Brian Stewart v. State of Arkansas, from Ashley Circuit. Corbin, J., not participating.

CR10-469. Mark Edward Campbell v. State of Arkansas, from Montgomery Circuit. Corbin, J., not participating.

CR10-481. Steven Washington v. State of Arkansas, from Jefferson Circuit. Corbin, J., not participating.

CR10-504. Clarence Jay Arendall v. State of Arkansas, from Crawford Circuit. Corbin, J., not participating.

10-99. In Re: The Estate of Mary Elizabeth Reimer, from Pulaski Circuit, Seventeenth Division. Danielson, J., would grant. Corbin, J., not participating.

10-177. David Beliew v. Lennox Industries et al., from Worker' Compensation Commission. Corbin, J., not participating.

10-189. Bradley Perkins et ux. v. Warren O. Henry, from Lonoke Circuit. Corbin, J., not participating.

10-241. Pam Mills v. Marie Finch, from Lonoke Circuit. Corbin, J., not participating.

10-421. Bethany Myers et al. v. Arkansas Department of Human Services et al., from Miller Circuit. Corbin, J., not participating.

10-422. Don Thorne et al. v. Arkansas Department of Human Services et al., from Miller Circuit. Corbin, J., not participating.

10-444. Albert Krantz et ux. v. Arkansas Department of Human Services et al., from Miller Circuit. Corbin, J., not participating.

10-466. K. C., Minor Mother v. Arkansas Department of Human Services et al., from Pulaski Circuit, Eighth Division. Corbin, J., not participating.

\*\*\*\*\*

CR95-549. Timothy Wayne Kemp v. State of Arkansas, from Pulaski Circuit, First Division. Motion to file application under seal is denied. See Rule 2-1(f). Corbin, J., not participating.

CR09-410. Kitaka Lauderdale v. State of Arkansas, from Craighead Circuit, Western District. Appellant's motion for extension of time in which to settle record. Granted thirty days; final extension. Corbin, J., not participating.

CR10-40. Thurman Russell v. State of Arkansas, from Baxter Circuit. Appellee's motion to dismiss appeal is granted. Corbin, J., not participating.

CR10-40. Thurman Russell v. State of Arkansas, from Baxter Circuit. Appellee's motion for extension of brief time. Moot. Corbin, J., not participating.

CR10-242. Randy Paul Brown v. State of Arkansas, from Saline Circuit. Appellant's motion to file belated briefs is granted. Corbin, J., not participating.

CR10-379. Dwight Shane Kelley v. State of Arkansas, from Sebastian Circuit, Fort Smith District. Motion for belated appeal denied; appeal dismissed. See **per curiam** this date. Corbin, J., not participating.

CR10-571. Tammy C. Hanson v. Honorable Gordon Webb, Circuit Judge, from Baxter Circuit. Pro se motion to expedite appeal is treated as motion to expedite petition and granted. Corbin, J., not participating.

CR10-571. Tammy C. Hanson v. Honorable Gordon Webb, Circuit Judge, from Baxter Circuit. Pro se petition and pro se supplemental petition for writ of certiorari. Petitions denied. Corbin, J., not participating.

CR10-571. Tammy C. Hanson v. Honorable Gordon Webb, Circuit Judge, from Baxter Circuit. Pro se motion for oral argument is denied. Corbin, J., not participating.

CR10-586. Robert Robbins v. State of Arkansas, from Craighead Circuit, Western District. Motion for rule on clerk is denied. See **per curiam** this date. Corbin, J., not participating.

CR10-617. Waylon B. VanOven v. State of Arkansas, from Woodruff Circuit. Motion to substitute counsel is granted. Corbin, J., not participating.

09-718. Hempstead County Hunting Club, Inc. et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Appellants' motion for taxation of costs on appeal is granted. Special Justices Whit Fowlkes and Danyelle J. Walker agree. Gunter and Danielson, JJ., not participating.

09-718. Hempstead County Hunting Club, Inc., et al. v. Arkansas Public Service Commission et al., from Public Service Commission. Southwestern Electric Power Company's alternative motion to stay the issuance of the mandate is denied. Special Justices Whit Fowlkes and Danyelle J. Walker agree. Gunter and Danielson, JJ., not participating.

09-1272. Exigence, LLC et al. v. Courtney Baylark, from Phillips Circuit. Appellee's motion to dismiss appeal is denied. See opinion this date. Corbin, J., not participating.

09-1272. Exigence, LLC et al. v. Courtney Baylark, from Phillips Circuit. Appellee's verified motion for costs is denied. See opinion this date. Corbin, J., not participating.

05-580. Johnny Weaver v. City of West Helena et al., from Phillips Circuit. Motion for permission to access sealed record. Granted, subject to agreed-upon protective order between L.T. Simes II and Arkansas Judicial Discipline and Disability Commission. Corbin, J., not participating.

08-73. Stark Ligon, As Executive Director of the Supreme Court Committee on Professional Conduct v. Oscar Stilley, Arkansas Bar No. 91096, an Original Action. Motion to stay is denied; granted thirty-day extension of time for reply brief. Corbin, J., not participating.

10-116. Beverly Enterprises, Inc. et al. v. Valerie Keaton, from Ouachita Circuit. Motion of Bayer Cropscience LP; Bayer Cropscience Holding, Inc.; Bayer Cropscience AG; Bayer AG; and Bayer Bioscience NV to intervene is denied. Corbin and Wills, JJ., not participating.

10-257. Allstate Insurance Company v. Jon H. Dodson, M.D., from Pulaski Circuit, Sixteenth Division. Motion for pro hac vice admission is granted; compliance with Rule XIV met. Corbin, J., not participating.

10-280. Esterosto, LLC v. Randy D. Kinsey et al., from Pulaski Circuit, Sixth Division. Petition for review. Moot. Corbin, J., not participating.

10-368. Misty Porter v. Arkansas Department of Human Services et al., from Little River Circuit. Notice and amended notice to the Court. Noted.

10-368. Misty Porter v. Arkansas Department of Human Services et al., from Little River Circuit. Motion to be relieved is denied; granted thirty-day extension of time to file motion for rule on clerk. Corbin, J., not participating.

10-438. Patsy Adele Long v. Brandon Eckhart et al., from Pulaski Circuit, Sixteenth Division. Appellant's motion for reconsideration of rule on clerk is denied. Corbin and Gunter, JJ., not participating.

10-441. Fayetteville Public Schools v. Benjamin Dial, from Washington Circuit. Appellant's motion to dismiss petition for review is granted. Corbin, J., not participating.

10-553. Angela Davis v. Arkansas Department of Human Services et al., from Pope Circuit. Appellee's motion to dismiss appeal is granted. Corbin, J., not participating.

10-585. Rodney L. Randolph v. Circuit Court of Pulaski County, from Pulaski Circuit, Sixteenth Division. Petition for writ of prohibition, or in the alternative, writ of certiorari is denied. Corbin, J., not participating.

10-593. Terry A. Gilmore, P.L.S. v. The Arkansas Board of Registration for Professional Engineers and Land Surveyors, from Pulaski Circuit, Ninth Division. Motion for writ of certiorari or for order declaring record complete. Noted; record complete. Corbin, J., not participating.

CR10-616. Cameka Sullivan v. Honorable Grisham A. Phillips, Circuit Judge, from Saline Circuit. Request for expedited consideration is granted; motion for stay is denied; petition for writ of certiorari is denied without prejudice. Danielson and Sheffield, JJ., would grant. (Proceedings of June 21, 2010)

CR99-145. Larry Barnes v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se motion for copy of laboratory case files at public expense. Motion moot, requested material not contained in trial transcript. Corbin, J., not participating.

CR09-272. Brad Eric Crawford v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Pro se motion to file belated brief. Appeal dismissed; motion moot. See **per curiam** this date. Corbin, J., not participating.

CR09-658. Claude Wallace v. State of Arkansas, from Mississippi Circuit, Chickasawba District. Pro se motion for rule on clerk granted as to March 2, 2009 order only; clerk to lodge record and set briefing schedule. Corbin, J., not participating.

CR09-1111. Richard J. Bower a/k/a Richard J. Bauer v. State of Arkansas, from Baxter Circuit. Pro se motion to file supplemental brief is denied. Corbin, J., not participating.

CR10-301. Andre Harris, Jr. v. State of Arkansas, from Pulaski Circuit, Fourth Division. Pro se motion to file belated brief. Appeal dismissed; motion moot. See **per curiam** this

date. Corbin, J., not participating.

CR10-309. Wilbert L. Johnson v. State of Arkansas, from Pulaski Circuit, Seventh Division. Pro se motion and amended motion for reconsideration of dismissal of appeal is denied.

CR10-512. Michael Shane Wilmoth v. State of Arkansas, from Benton Circuit. Pro se motion for belated appeal of order treated as motion for rule on clerk and denied; pro se motion for appointment of counsel is moot. See **per curiam** this date. Corbin, J., not participating.