

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 16, 2020

JOHN DAN KEMP, CHIEF JUSTICE

[CR-19-156](#). Charles Alan Rickman v. State of Arkansas, from Benton County Circuit Court. Affirmed. Hart, J., concurring in part; dissenting in part.

[CV-19-148](#). White County Judge and Association of Arkansas Counties Risk Management Services v. Bruce Menser, from the Arkansas Workers' Compensation Commission. Reversed; court of appeals opinion vacated. Hart, J., dissents.

KAREN R. BAKER, JUSTICE

[CV-19-791](#). Terrance Proctor v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed. Hudson, J., concurs. Hart, J., dissents.

[CV-19-822](#). Harlon Finney v. Wendy Kelley, Director, Arkansas Department of Correction, from Chicot County Circuit Court. Affirmed. Hart, J., dissents.

RHONDA K. WOOD, JUSTICE

[CR-19-257](#). Scotty Ray Gardner v. State of Arkansas, from Faulkner County Circuit Court. Affirmed.

SHAWN A. WOMACK, JUSTICE

[CR-19-391](#). Jose Rufino Garcia-Chicol v. State of Arkansas, from Benton County Circuit Court. Affirmed. Baker, J., concurs without opinion. Hart, J., dissents.

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PER CURIAM ORDERS

CR-19-643. Laron Hayes, Jr. v. State of Arkansas, from Bradley County Circuit Court. Appellee's unopposed petition for writ of certiorari to settle the record and abeyance of brief time is granted.

CR-20-107. Billy Combs v. State of Arkansas, from Poinsett County Circuit Court. Appellant's unopposed petition for writ of certiorari to complete the record is moot.

CR-20-107. Billy Combs v. State of Arkansas, from Poinsett County Circuit Court. Appellant's unopposed first amended petition for writ of certiorari to complete the record is granted.

CV-20-26. Wendell Rogers v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellee's petition for writ of certiorari to settle the record and abeyance of brief time is granted.

CV-20-82. Stark Ligon, as Executive Director of the Supreme Court Committee on Professional Conduct v. Teresa Lynette Bloodman, Attorney at Law, Arkansas Bar No. 2005055, an Original Action. Petitioner's petition for contempt. Special Master appointed. Special Justices Jeffrey Hatfield and Rebecca Blass agree. Hart, J., would deny. Wood and Wynne, JJ., not participating.

CV-20-82. Stark Ligon, as Executive Director of the Supreme Court Committee on Professional Conduct v. Teresa Lynette Bloodman, Attorney at Law, Arkansas Bar No. 2005055, an Original Action. Respondent's motion to dismiss is denied. Special Justices Jeffrey Hatfield and Rebecca Blass agree. Baker, J., would take with the case. Hart, J., would moot. Wood and Wynne, JJ., not participating.

CV-20-136. Arkansans for Healthy Eyes, a Ballot Question Committee; and Vicki Farmer, Individually and on Behalf of Arkansans for Healthy Eyes v. John Thurston, in His Official Capacity as Secretary of State of the State of Arkansas; Safe Surgery Arkansas, a Ballot Question Committee; and Laurie Barber, M.D., Individually and on Behalf of Safe Surgery Arkansas, an Original Action. Joint motion to modify the special master report date and the briefing schedule on counts 2, 3, and 4 and for expedited consideration. Expedited consideration is granted; joint motion to modify the special master report date and the briefing schedule on counts 2, 3, and 4 is granted. (Proceedings of April 15, 2020)

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PER CURIAM ORDERS

CR-11-647. James Walker v. State of Arkansas, from Columbia County Circuit Court. Petitioner's pro se motion for access to the trial transcript at public expense is denied. Hart, J., would grant.

CR-19-856. Willie Wells v. State of Arkansas, from Crittenden County Circuit Court. Petitioner's pro se petition for writ of mandamus is granted. Hart, J., would deny.

CR-20-29. Byron Lamont Wallace v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's pro se petition for writ of mandamus is moot. (In re petition for declaratory judgment and mandamus relief.)

CR-20-29. Byron Lamont Wallace v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's pro se petition for writ of mandamus is moot. (In re motion to vacate sentence.)

CR-20-29. Byron Lamont Wallace v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's pro se notice of appeal treated as motion for action by appellate court on pleadings filed in the trial court and denied.

CV-19-810. Jackie Blue v. William Straughn, Warden, Arkansas Department of Correction, from Lincoln County Circuit Court. Appellant's pro se motion for extension of time to file brief is granted.

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MOTIONS SUBMITTED

PETITION FOR REHEARING:

CR-19-351. Jerry Lard v. State of Arkansas, from Greene County Circuit Court.

CR-18-546. Kwasi McKinney v. State of Arkansas, from Columbia County Circuit Court. Petitioner's pro se motion for reconsideration.

CR-19-351. Jerry Lard v. State of Arkansas, from Greene County Circuit Court. Appellant's motion to stay the mandate.

CR-19-396. Cameron Halliburton v. State of Arkansas, from Miller County Circuit Court. Motion of Phillip A. McGough to be relieved as counsel for appellant.

CR-19-745. Matthew Armstrong v. State of Arkansas, from Searcy County Circuit Court. Appellant's motion to remand to settle the record and to stay briefing.

CR-20-88. Anthony Dewayne Brown v. State of Arkansas, from Ashley County Circuit Court. Motion of Terrence Cain to appear as an attorney of record for appellant.

CV-19-700. American Honda Motor Co., Inc. v. Larry Walther, Director, Arkansas Department of Finance and Administration, from Pulaski County Circuit Court, Second Division. Motion of the Arkansas State Chamber of Commerce for permission to file amicus curiae brief in support of the appellant.

CV-19-700. American Honda Motor Co., Inc. v. Larry Walther, Director, Arkansas Department of Finance and Administration, from Pulaski County Circuit Court, Second Division. Motion of the New Civil Liberties Alliance for leave to file brief amicus curiae in support of the appellant.

CV-19-700. American Honda Motor Co., Inc. v. Larry Walther, Director, Arkansas Department of Finance and Administration, from Pulaski County Circuit Court, Second Division. Motion of Jessica L. Thompson for permission to appear pro hac vice.

CV-19-916. Roderick Talley v. Kiara Loring, from Pulaski County Circuit Court, Fifteenth Division. Appellant's pro se motion to pay belated filing fee.

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MOTIONS SUBMITTED

CV-19-918. Douglas Companies, Inc.; Merritt Wholesale Distributors, Inc.; Merchants Wholesale Distributors, Inc.; Imperial Trading Co., LLC; Harrison Grocer, Inc., d/b/a Pippin Wholesale Co.; Harrison Company, LLC; and Glidewell Distributing Co. v. Larry Walther, Director, Arkansas Department of Finance and Administration, from Pulaski County Circuit Court, Fifth Division. Appellee’s motion to reassign case to the Supreme Court.

CV-19-922. Wells Fargo Bank, N.A. v. M.S. Wholesale Plumbing, Inc., on Behalf of Itself and All Other Entities and Persons Similarly Situated; and Westfax, Inc., from Pope County Circuit Court. Appellant’s motion for reassignment to Supreme Court.

CV-20-115. Stark Ligon, as Executive Director of the Supreme Court Committee on Professional Conduct v. Thomas C. Morris III, an Original Action. Petitioner’s petition for contempt.

CV-20-145. Citizens for a Better Pope County, a Local Option Ballot Question Committee; and James Knight, in His Individual Capacity v. Ben Cross, in His Official Capacity as County Judge of Pope County, Arkansas; Phillip Haney, Caleb Moore, Tim Whittenburg, Reuben Brown, Jackie Heflin, Jamie Jackson, Blake Tarpley, Doug Skelton, Bill Sparks, James Kusturin, Ray Black, Joseph Pearson, and Ernie Enchelmayer, in Their Official Capacities as Members of the Quorum Court of Pope County, Arkansas; and Cherokee Nation Businesses, LLC, from Pope County Circuit Court. Appellants’ motion to supplement the record and extend deadline for filing appellants’ brief.

CR-91-279. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner’s pro se second petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and writ of certiorari.

CR-91-279. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner’s pro se motion for appointment of counsel.

CR-91-279. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner’s pro se motion to withdraw second 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-91-293. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner's pro se second petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis and writ of certiorari.

CR-91-293. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner's pro se motion for appointment of counsel.

CR-91-293. John Richard Lukach v. State of Arkansas, from Hot Spring County Circuit Court. Petitioner's pro se motion to withdraw second pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CR-14-1060 Edmond McClinton v. State of Arkansas, from Jefferson County Circuit Court. Petitioner's pro se second petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CR-18-915. Walker M. Smith v. State of Arkansas, from Desha County Circuit Court. Petitioner's pro se motion for belated appeal.

CR-19-547. Conray Carroll v. State of Arkansas, from Pulaski County Circuit Court, Second Division. Appellant's pro se petition for administrative procedure act and mandamus.

CR-19-547. Conray Carroll v. State of Arkansas, from Pulaski County Circuit Court, Second Division. Appellant's pro se motion for copies at public expense.

CR-19-547. Conray Carroll v. State of Arkansas, from Pulaski County Circuit Court, Second Division. Appellant's pro se motion for appeal bond.

CR-19-547. Conray Carroll v. State of Arkansas, from Pulaski County Circuit Court, Second Division. Appellant's pro se motion to dismiss indictment for failure to present exculpatory evidence.

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CASES SUBMITTED

CR-19-316. Karen Siegel v. State of Arkansas, from Craighead County Circuit Court, Western District.

CR-19-383. Sammie L. Thomas, Jr. v. State of Arkansas, from Faulkner County Circuit Court.

CR-19-847. Latavious Johnson v. State of Arkansas, from Lee County Circuit Court.

CV-18-158. Agrifund, LLC, and Hampton Pugh Company, LLC v. Regions Bank; Hill Seed & Elevator, Inc.; Optimum Agriculture, LLC; and Hubbard Brake, LLC, from Desha County Circuit Court.

CR-18-555. Edward Joseph Reynolds v. State of Arkansas, from Grant County Circuit Court.

CR-19-547. Conray Carroll v. State of Arkansas, from Pulaski County Circuit Court, Second Division.

CR-19-613. Tyrell Benson v. State of Arkansas, from Pulaski County Circuit Court, Second Division.

CV-19-806. Roy Eldridge Davis v. William Straughn, Warden, Arkansas Department of Correction, from Lincoln County Circuit Court.