

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF MAY 6, 2021**

**KAREN R. BAKER, JUSTICE**

[CR-19-421](#). Robert Woodward v. State of Arkansas, from Chicot County Circuit Court. Remanded for findings of fact to settle and supplement the record. Womack, J., dissents.

**COURTNEY RAE HUDSON, JUSTICE**

[CV-20-173](#). Monsanto Company v. Arkansas State Plant Board; and Arkansas State Plant Board Members in Their Official Capacities: Walter “Bruce” Alford; Kyle Baltz; Russell Black; Russell Bragg; Robert Campbell; Marty Eaton; John Fricke; Terry Fuller; Greg Hay; Jerry Hyde; Brad Koen; Matthew Marsh; Mark Morgan; Dennie Stokes; Sam Stuckey; Barry Walls; and Dr. Ken North, from Pulaski County Circuit Court, Second Division. Dismissed on direct appeal; affirmed on cross-appeal. Baker, J., dissents.

**BARBARA W. WEBB, JUSTICE**

[CV-20-164](#). Michael McCarty, Perry Galloway, Matt Smith, Greg Hart, Ross Bell, and Becton Bell v. Arkansas State Plant Board and Terry Walker, in His Official Capacity as Director of the Arkansas State Plant Board, from Pulaski County Circuit Court, Sixth Division. Reversed and remanded with instructions. Baker, J., dissents.

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#### **PER CURIAM ORDERS**

CR-06-29. Justin Anderson v. State of Arkansas, from Miller County Circuit Court. Appellant's motion to reconsider denial of motions to recall the mandate and to take as a case is denied. Baker, Hudson, and Wynne, JJ., would grant motion to reconsider the denial of the motion to take as a case.

CR-21-148. Stanley Warner v. State of Arkansas, from Van Buren County Circuit Court. Motion of Angela A. Byrd to be relieved as counsel for appellant is granted.

CV-19-635. Fred N. Bollinger, Jr.; Bollinger Lone Oak, Inc.; and Bollinger Partners, Inc. v. Farm Credit Midsouth, PCA; and Travelers Casualty & Surety Company of America, from Crittenden County Circuit Court. Appellants' motion to supplement petition for review is denied.

CV-20-728. K.B.X., Inc.; Steven Michael Keith, Sr., Individually; Steven Michael Keith, Jr., Individually; and Jeffrey Shay Sebree, Individually v. Zero Grade Farms, a Partnership, also d/b/a Isbell Farms; Mark Isbell, Individually; Chris Isbell, Individually; Shane Isbell, Individually; Judy Isbell, Individually; Jeremy Jones, Individually; K & K Farm Service, Inc., also d/b/a K & K Farm Services; Edward Schafer & Sons, a Partnership; Ronald Schafer and Roger Schafer, as Trustees of the Edward Burnard Schafer Q-TIP Trust; Ronald Schafer, Individually; Dee Anne Schafer, Individually; Clifford Schafer, Individually; Rachel Schafer, Individually; Roger Schafer, Individually; Pamela Schafer, Individually; Donald Schafer, Individually; Donna Schafer, Individually; Gary Hardke Farms, a Partnership; Gary Hardke, Individually; Melodie Hardke, Individually; Bigfoot AG, Inc.; Agri-Petroleum Sales, LLC; Agribusiness Properties, LLC; Brinkley Truck Brokerage, LLC; Christopher Taylor, Individually; Dale Bartlett, Individually; Ivory Rice, LLC; Anna Hurst, Special Administrator of the Estate of Jason Coleman; LJTC, LLC; Turner Commodities, Inc.; Turner North, LLC; and Turner Grain, Inc., d/b/a Turner Grain, from Lonoke County Circuit Court. Appellees' unopposed motion to correct and supplement the record on appeal is granted.

CV-21-145. (In the Matter of the Guardianship of S.L.M., a Minor) Michelle Minks v. David Minks and Rebecca Minks, from Bradley County Circuit Court. Respondents' motion for reconsideration is denied. Kemp, C.J., and Webb, J., would grant.

D-21-165. In Re David M. Rudolph, Arkansas Bar No. 2007100, an Original Action. Petition of David M. Rudolph, Arkansas Bar No. 2007100, for voluntary surrender of license (resignation) is granted.

D-21-166. In Re Russell Ken Pippin, Arkansas Bar No. 90225, an Original Action. Petition of Russell Ken Pippin, Arkansas Bar No. 90225, for voluntary surrender of license (resignation) is granted.

**ARKANSAS SUPREME COURT**

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**MOTIONS SUBMITTED**

**PETITION FOR REHEARING:**

CR-20-597. Emmitt Riley v. State of Arkansas, from Drew County Circuit Court.

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CV-20-682. State of Arkansas *ex rel.* Leslie Rutledge, Attorney General v. Purdue Pharma L.P.; Purdue Pharma, Inc.; The Purdue Frederick Company, Inc.; Johnson & Johnson; Janssen Pharmaceutica, Inc., n/k/a Janssen Pharmaceuticals, Inc.; Ortho-McNeill-Janssen Pharmaceuticals, Inc., n/k/a Janssen Pharmaceuticals, Inc.; Endo Health Solutions, Inc.; Endo Pharmaceuticals, Inc.; and Does 1 through 100, Inclusive, from Pulaski County Circuit Court, Sixteenth Division. Appellant’s motion for judicial notice.

CV-20-724. Kendrick Story v. State of Arkansas, from Lincoln County Circuit Court. Appellant’s pro se notice of appeal filed as motion for reconsideration of dismissal of appeal.

CV-21-163. Dan Larry Pennington; Norma J. Bryant; Aaron Parish Black, as Trustee of the Ralph J. and Reba J. Family Trust; and Aaron Parish Black, as Trustee of the Reba J. Parish Trust, Individually and on Behalf of a Class of Similarly Situated Individuals v. BHP Billiton Petroleum (Fayetteville), LLC; and MMGJ Arkansas Upstream, LLC, from the United States District Court, Eastern District of Arkansas. Motion to certify a question of law.

CV-21-189. Morrell Williams v. State of Arkansas, Office of Child Support Enforcement, from Pulaski County Circuit Court, Third Division. Petitioner’s pro se notice of petition non-statutory writ of habeas corpus.

CV-21-189. Morrell Williams v. State of Arkansas, Office of Child Support Enforcement, from Pulaski County Circuit Court, Third Division. Petitioner’s pro se notice to court to take judicial notice memorandum of laws in support of petition for writ of habeas corpus.:

CV-21-189. Morrell Williams v. State of Arkansas, Office of Child Support Enforcement, from Pulaski County Circuit Court, Third Division. Petitioner’s pro se notice to objection take judicial notice of Federal Rule 201(c) of an adjudicated fact by the Supreme Court and withdraw its dismissal of a petition invoking the right of habeas corpus.

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**MOTIONS SUBMITTED**

CR-09-255. Scorpio Laron Carroll v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's 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 third petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CR-20-596. Devontae Marquez Rivers v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellee's motion to dismiss appeal.

CR-20-741. Charles Neil Randle v. State of Arkansas, from Phillips County Circuit Court. Appellant's pro se motion for use of the record on appeal.

CR-20-741. Charles Neil Randle v. State of Arkansas, from Phillips County Circuit Court. Appellant's pro se motion for extension of brief time.

CR-21-22. Cameron Scott Halliburton v. State of Arkansas, from Miller County Circuit Court. Appellant's pro se motion for extension of time to file brief.

CR-21-38. Bismillah Rahim Muhammad v. State of Arkansas, from Clark County Circuit Court. Appellant's pro se petition for writ of certiorari to complete the record.

CR-21-60. Ty-Kwah Khalifa/Michael Muldrow v. State of Arkansas, from Hempstead County Circuit Court. Petitioner's pro se petition for writ of mandamus.

CV-19-663. Willie Gaster Davis, Jr. v. Wendy Kelley, Director, Arkansas Department of Correction; James DePriest, Legal Counsel, Arkansas Department of Correction; Leslie Rutledge, Arkansas Attorney General; Joyce Gooley, Mailroom Supervisor of Maximum Security; and Brandace Binns, Corporal Security of Maximum Security, from Jefferson County Circuit Court. Petitioner's pro se motion for extension of time to file petition for rehearing.

CV-20-353. Serandon Starling v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for rule on clerk.

CV-20-723. Douglas True v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for extension of time to file reply brief.

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**MOTIONS SUBMITTED**

CV-21-120. Jeffery Brown v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Petitioner's pro se motion for belated appeal.

CV-21-134. Kenneth Crain, Jr. v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for rule on clerk.

**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF MAY 6, 2021**  
**CASES SUBMITTED**

CR-20-407. Matthew Ryan Elliott v. State of Arkansas, from Columbia County Circuit Court.

CV-20-174. (In the Matter of the Adoption of A.M.P. and A.A.P.) Brince Plymale v. Jeremy Alan Rogers and Brandie Nichole Rogers, from Logan County Circuit Court, Southern District.

CV-20-714. Alexius Macklin v. Arkansas Department of Human Services and Minor Child, from Pulaski County Circuit Court, Eleventh Division.

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CR-20-283. Damien D. Ford v. State of Arkansas, from Miller County Circuit Court.

CR-20-447. Danny Lee Hooper v. State of Arkansas, from Washington County Circuit Court.

CR-20-573. Christopher Everett v. State of Arkansas, from Independence County Circuit Court.

CV-19-386. Husia Harkuf v. Wendy Kelley, Director, Arkansas Department of Correction, from Jefferson County Circuit Court.