

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 28, 2022

PER CURIAM ORDERS

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

CV-21-434. Tracy Johnson, Gina Rambo, James R. “Rick” Bright, Greg Moon, and Karen Pryor v. Carol Wright, Individually and in Her Official Capacity as Past Chairman and Current and Past Member of the Eureka Springs City Advertising and Promotion Commission; Jeff Carter, Individually and in His Official Capacity as a Member and Current Chairman of the Eureka Springs City Advertising and Promotion Commission; James DeVito, Individually and in His Official Capacity as a Member [of] the Eureka Springs City Advertising and Promotion Commission; Melissa Green, Individually and in Her Official Capacity as a Member [of] the Eureka Springs City Advertising and Promotion Commission; Harry Meyer, Individually and in His Official Capacity as a Member [of] the Eureka Springs City Advertising and Promotion Commission; Patrick Burnett, Individually and Ostensibly in His Official Capacity as an Apparent Member [of] the Eureka Springs City Advertising and Promotion Commission; the Eureka Springs City Advertising and Promotion Commission; the City of Eureka Springs, Arkansas; Robert D. “Butch” Berry, Individually and as Mayor of the City of Eureka Springs, Arkansas; Kim Stryker, Individually and in Her Official Capacity as Chief Administrative Assistant to Mayor Butch Berry; State Auto Mutual Insurance Company; and Philadelphia Indemnity Insurance Company, from Carroll County Circuit Court, Western District.

CR-22-69. Cordale Stacy v. State of Arkansas, from St. Francis County Circuit Court. Appellant’s petition for writ of certiorari to correct the hearing record as to exhibits is granted.

CR-22-172. Thomas Hartley v. State of Arkansas, from Benton County Circuit Court. Appellant’s petition for writ of certiorari to complete the record is granted.

CV-21-388. Reginald Dunahue v. Aundrea Culclager, Warden, Arkansas Department of Correction; Kennie Bolden, Security Warden; Captain Kenneth Starks; Sgt. Daryl James; and Marshall Reed, Deputy Director, from Lincoln County Circuit Court. Appellant’s pro se motion for reconsideration treated as a petition for rehearing and denied. Webb, J., would grant.

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 28, 2022

PER CURIAM ORDERS

CV-21-616. Zachary Plunkett v. Cheryl Vosburg, in Her Capacity as Special Administrator of the Estate of Howell Griffin, deceased, from Sebastian County Circuit Court, Fort Smith District. Appellant’s motion to request certification to Arkansas Supreme Court and to transfer case to Arkansas Supreme Court is denied. Webb, J., would grant.

CR-20-283. Damien D. Ford v. State of Arkansas, from Miller 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 is dismissed. Webb, J., would deny.

CR-21-415. Cleveland Evans v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner’s pro se motion for rule on clerk is denied.

CR-21-415. Cleveland Evans v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner’s pro se amended petition for writ of mandamus and/or for rule on clerk is denied.

CR-21-607. Mark Robinson v. State of Arkansas, from Saline County Circuit Court. Appellant’s pro se motion for extension of time to file brief is granted.

CR-22-157. Albert Bernard Mitchell v. State of Arkansas, from Garland County Circuit Court. Petitioner’s pro se petition for writ of mandamus is moot.

CV-22-5. Randy Myers v. Dexter Payne, Director, Arkansas Division of Correction, from Lincoln County Circuit Court. Appellant’s pro se motion to file belated brief is granted. Womack and Webb, JJ., would request a response from the Attorney General’s Office as representative for appellee.

CV-22-162. Terrick Nooner v. Ray Hobbs and James Gibson, from Pulaski County Circuit Court, Twelfth Division. Petitioner’s pro se motion for rule on clerk is denied.

CV-22-162. Terrick Nooner v. Ray Hobbs and James Gibson, from Pulaski County Circuit Court, Twelfth Division. Petitioner’s pro se amended motion for rule on clerk is denied.

CV-22-162. Terrick Nooner v. Ray Hobbs and James Gibson, from Pulaski County Circuit Court, Twelfth Division. Petitioner’s pro se motion to disqualify the Clerk of the Arkansas Supreme Court is denied. Wood and Webb, JJ., would dismiss.

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 28, 2022

PER CURIAM ORDERS

CV-22-162. Terrick Nooner v. Ray Hobbs and James Gibson, from Pulaski County Circuit Court, Twelfth Division. Petitioner's pro se amended motion to disqualify the Clerk of the Arkansas Supreme Court is denied. Wood and Webb, JJ., would dismiss.

ARKANSAS SUPREME COURT
PROCEEDINGS OF APRIL 28, 2022

MOTIONS SUBMITTED

PETITION FOR REHEARING:

CR-20-581. Zachery Keesee v. State of Arkansas, from Faulkner County Circuit Court.

CR-99-593. Corey Roshan Harris v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Notice of entry of appearance of Theodis N. Thompson, Jr., as counsel for appellant.

CR-00-785. Demarco Raynor v. State of Arkansas, from Lonoke County Circuit Court. Entry of appearance of Michael Kaiser as counsel for appellant.

CV-20-439. Curis Pharmacy (Sentrix Pharmacy and Discount, LLC), OS02705; and Kenneth Zielinski, PD10077 v. Arkansas Board of Pharmacy, from Pulaski County Circuit Court, Ninth Division. Appellants' motion for reconsideration.

CV-20-733. Larry Phifer v. Janet Ouellette, Personal Representative of the Estate of Ruth Cowin; Richard Cowin; Margot Cowin; Anadarko E&P Company, L.P., a Delaware Partnership; Anadarko Land Corp., a Nebraska Corporation; Chesapeake Exploration, LLC, an Oklahoma Limited Liability Company; Southwestern Energy Company, a Delaware Corporation; and BHP Billiton Petroleum (Fayetteville), LLC, a Delaware Limited Liability Company, from White County Circuit Court. Appellees' motion to strike and dismiss petition for review.

CV-22-40. Terri L. Alpe v. Federal National Mortgage Association, from the United States District Court, Eastern District of Arkansas. Appellee's motion to supplement the record.

CV-22-164. Zachery Scott Keesee v. Lisa C. Ballard, in Her Official Capacity as Executive Director of the Arkansas Supreme Court Committee on Professional Conduct, an Original Action. Petitioner's pro se motion for rule on clerk.

CV-22-220. Patrick Fraley v. Lisa C. Ballard, in Her Capacity as Executive Director of the Arkansas Supreme Court Committee on Professional Conduct, an Original Action. Petitioner's petition for writ of mandamus.

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 28, 2022

MOTIONS SUBMITTED

CR-01-1143. Glenn Adolph Williams v. State of Arkansas, from Fulton 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.

CR-05-472. Wallace A. Gardner v. State of Arkansas, from Pulaski County Circuit Court, Sixth Division. Petitioner's pro se motion to recall the mandate.

CR-22-187. Wesley Jefferson v. State of Arkansas, from St. Francis County Circuit Court. Petitioner's pro se motion for belated appeal.

ARKANSAS SUPREME COURT

PROCEEDINGS OF APRIL 28, 2022

CASES SUBMITTED

CV-21-467. Calvin Perry and Marcus Atkins v. Dexter Payne, Director, Arkansas Division of Correction, from Jefferson County Circuit Court.

CV-21-490. Arkansas Department of Commerce, Division of Workforce Services v. Legal Aid of Arkansas, Inc., from Pulaski County Circuit Court, Sixth Division.

CV-21-505. Arkansas Department of Finance and Administration; Arkansas Alcoholic Beverage Control Division; and Arkansas Medical Marijuana Commission v. 2600 Holdings, LLC, d/b/a Southern Roots Cultivation, from Pulaski County Circuit Court, Fourth Division.