

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 22, 2022

JOHN DAN KEMP, CHIEF JUSTICE

[CV-22-5](#). Randy Myers v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed; motion to supplement brief denied.

KAREN R. BAKER, JUSTICE

[CV-22-209](#). Trevarius Green v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed.

COURTNEY RAE HUDSON, JUSTICE

[CR-21-598](#). Justin Wilson v. State of Arkansas, from Miller County Circuit Court. Affirmed.

[CR-21-601](#). Shawn Trevell Rainer v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Affirmed; motion to amend brief with exhibits denied. Womack, J., concurs without opinion.

[CV-22-439](#). Jody Harris v. Crawford County Board of Election Commissioners; Bill Coleman, in His Official Capacity as Chairman; Mike Moxley, in His Official Capacity as Commissioner; Memory Boucher, in Her Official Capacity as Commissioner; and Chad Puryear, from Franklin County Circuit Court, Northern District. Affirmed in part; reversed and remanded in part. Mandate to issue immediately. Special Justice Wendy Scholtens Wood joins. Wood and Womack, JJ., dissent. Webb, J., not participating.

RHONDA K. WOOD, JUSTICE

[CR-21-607](#). Mark Robinson v. State of Arkansas, from Saline County Circuit Court. Affirmed. Womack and Webb, JJ., concur without opinion.

ROBIN F. WYNNE, JUSTICE

[CV-21-610](#). Stanley Norton Mahmoud v. State of Arkansas, from Jefferson County Circuit Court. Affirmed.

BARBARA W. WEBB, JUSTICE

[CR-22-39](#). Matthew Ryan Elliott v. State of Arkansas, from Columbia County Circuit Court. Affirmed. Womack, J., concurs without opinion.

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PER CURIAM ORDERS

REVIEWS GRANTED: Petitions for review were granted today in the following cases.

CV-21-198. Teresa James v. Mary Cynthia Mounts; James Phillip Rocconi; and Richard Anthony Rocconi, Individually and as Executor of the Estate of James R. Rocconi, Deceased, from Ouachita County Circuit Court.

CV-21-265. James Parson on Behalf of Himself and All Other Similarly Situated Taxpayers v. Preferred Family Healthcare, Inc., a Missouri Corporation d/b/a Health Resources of Arkansas; Decision Point; Dayspring Behavioral Health Services; and Wilbur D. Mills Treatment Center, from Benton County Circuit Court. Baker and Wood, JJ., would deny.

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

CR-21-82. Jeremy Andrew Avery v. State of Arkansas, from Garland County Circuit Court.

CR-21-196. Billy Hoover v. State of Arkansas, from Crawford County Circuit Court. Wood and Webb, JJ., would grant.

CR-21-452. George Burns v. State of Arkansas, from Little River County Circuit Court.

CR-21-553. P.R. v. State of Arkansas, from Garland County Circuit Court.

CV-19-499. John Ray Dye and Bobby Jo Dye v. Precision Foundation Specialties & Flow Rite Drainage Solutions, Inc., from Benton County Circuit Court.

CV-20-12. Action, Inc. v. McQueeney Group, Inc., from Pulaski County Circuit Court, Seventeenth Division. Womack, J., would grant.

CV-20-251. Larry Hamilton v. Bank of the Ozarks, Ellen B. Brantley, and Susan Cossey, from Pulaski County Circuit Court, Fifteenth Division.

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PER CURIAM ORDERS

REVIEWS DENIED: (continued)

CV-20-610. Petit Jean Electric Cooperative Corporation; Arkansas Electric Cooperative Corporation; and Scenic Hill Solar, LLC v. Arkansas Public Service Commission; Arkansas Advanced Energy Association, Inc.; Arkansas Electric Energy Consumers, Inc.; National Audubon Society, Inc.; and Sierra Club, from the Arkansas Public Service Commission. Baker, J., would grant.

CV-21-97. Patrick Dixon Mehaffy v. Marley Jo Clark, Individually and as Trustee of the Clark Revocable Trust Dated August 7, 2003; the Clark Revocable Trust Dated August 7, 2003; Marley Jo Clark, as Trustee of the Marley Jo Revocable Trust; the Marley Jo Clark Revocable Trust; and Marley Jo Clark, Jr., Individually and as Trustee of the Clark Revocable Trust, from Faulkner County Circuit Court. Wood and Webb, JJ., would grant.

CV-21-208. Linda Bolding v. Arkansas Public Employees Retirement System; Arkansas Public Employees Retirement System Board; Candace Franks, in Her Official and Individual Capacity; Larry Walther, in His Official and Individual Capacity; David Hudson, in His Official and Individual Capacity; Steve Faris, in His Official and Individual Capacity; Daryl Bassett, in His Official and Individual Capacity; Gary Carnahan, in His Official and Individual Capacity; Joe Hurst, in His Official and Individual Capacity; Andrea Lea, in Her Official and Individual Capacity; Dennis Milligan, in His Official and Individual Capacity; and Duncan Baird, in His Official and Individual Capacity, from Pulaski County Circuit Court, Fourth Division.

CV-21-243. Kimberly Stone Griffith v. Desiderio Juarez, Pulaski Bank & Trust Co., M. Shane Brosh, Lee Ann Brosh, Veronica Kaye Allen, Richard N. Allen, and Estate of Charlotte Jeanne Stone, from Pulaski County Circuit Court, Sixth Division.

CV-21-245. Mandy James v. George's, Inc., from Washington County Circuit Court.

CV-21-263. Jordan Mason, Deceased v. Wilson Brothers Lumber Company, LLC; Praetorian Insurance Company; and Frank & Grady LLLP, from the Arkansas Workers' Compensation Commission.

CV-21-296. Curtis Scott v. Currin Nichol, M.D., from Jefferson County Circuit Court. Baker, J., would grant.

CV-21-308. (In the Matter of the Guardianship of Samuel Richard Gill) Marsha Dodson Gill v. Darryl Sullivan, from Stone County Circuit Court. Kemp, C.J., not participating.

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REVIEWS DENIED: (continued)

CV-21-360. Kyu Hwan Hwang v. Crystal Shauntae Northcutt, from Mississippi County Circuit Court, Osceola District.

CV-21-401. Preston Allen v. Staffmark Investments, LLC, and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Webb, J., not participating.

CV-21-410. Sharon Baker v. Kevin Baker, Nina Cranford, Doug Baker, and David Baker, from Hot Spring County Circuit Court. Womack and Webb, JJ., would grant.

CV-21-445. Estate of Betty Matlock, Deceased, John L. Dickerson, Jr., Administrator v. Emmanuel Noel, Cruz Tancinco, Nizar Mohamedali Suleman, and St. Vincent Hospital, from Garland County Circuit Court.

CV-21-480. White County Medical Center, LLC; and Action Claims Administrators v. Meghan Johnson, from the Arkansas Workers' Compensation Commission.

CV-21-481. Jeffrey Johnson v. Peco Foods, Inc.; Occusure Claims Services, LLC; and Death & Permanent Total Disability Trust Fund, from the Arkansas Workers' Compensation Commission. Webb, J., not participating.

CV-22-160. (The Place of the Holy Trust) Israel Schwartz, Executive Trustee v. Ivy Sales, as Executrix of the Estate of Eve Wilder; and Robert L. Smith, from Polk County Circuit Court. Webb, J., would grant.

E-21-371. Charles Lott v. Director et al., from the Arkansas Board of Review. Womack, J., would grant.

E-21-421. Roderick Collier v. Director et al., from the Arkansas Board of Review.

E-21-425. Brandi Gee v. Director et al., from the Arkansas Board of Review.

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REVIEWS DENIED: (continued)

E-21-445. Sandra Witherspoon v. Director et al., from the Arkansas Board of Review.

E-21-723. Martrice Grayson v. Director et al., from the Arkansas Board of Review.

In Re Access to Justice Foundation, Inc. See [per curiam](#) this date.

Kyle Burton, Esq., of Benton, is appointed to the Board of Directors of Arkansas Access to Justice Foundation, Inc., for a term to expire on April 30, 2024. We thank Mr. Burton for accepting appointment to the board.

The court expresses its gratitude to Stacey Pectol, Esq., of Little Rock, whose term is ending, for her valuable service to the board.