

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

KAREN R. BAKER, JUSTICE

[CR-22-176](#). Chris Anthony Arnold v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed.

ARKANSAS SUPREME COURT
PROCEEDINGS OF OCTOBER 27, 2022

PER CURIAM ORDERS

CR-13-563. Antonio L. Williams v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Petitioner's motion to reinvest jurisdiction with the circuit court to consider a petition for writ of error coram nobis is denied.

CR-21-364. Marvin Stanton v. State of Arkansas, from Miller County Circuit Court. Appellant's motion to file belated brief is granted. Special Justice John Fogleman would grant with referral to Committee on Professional Conduct. Kemp, C.J., not participating.

CR-22-99. Luther Shaw v. State of Arkansas, from Garland County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-126. David Kelley-Lucas v. State of Arkansas, from Benton County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-192. Rakeem Harris v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellant's motion to file belated brief is granted.

CR-22-253. Ricky Burnett v. State of Arkansas, from Benton County Circuit Court. Petitioner's petition for writ of certiorari and petition for writ of habeas corpus taken as a case. Kemp, C.J., and Hudson, J., would deny as moot. Womack, J., would moot.

CR-22-278. Jimmy Ted Standridge v. State of Arkansas, from Miller County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-327. Gary Don Murphy v. State of Arkansas, from Drew County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-341. Nahaman Castillo v. State of Arkansas, from Conway County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-346. William J. Boswell v. State of Arkansas, from Miller County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-392. Charles Greeno v. State of Arkansas, from Hot Spring County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-402. Evan Columbus Anderson v. State of Arkansas, from Benton County Circuit Court. Appellee's motion for leave to file petition for review is granted.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

PER CURIAM ORDERS

CR-22-458. Jiggs Compton v. State of Arkansas, from Newton County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-484. Shanny L. Grady v. State of Arkansas, from Greene County Circuit Court. Appellant's motion to correct the record is granted.

CR-22-489. Keonni Moehgenit Conway v. State of Arkansas, from Faulkner County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-505. Larry Wilson Crain v. State of Arkansas, from Bradley County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-558. Toya Boston v. State of Arkansas, from Crittenden County Circuit Court. Appellee's motion for leave to file petition for review is granted.

CR-22-660. Adam Maskell v. State of Arkansas, from Bradley County Circuit Court. Petitioner's emergency petition for writ of mandamus, writ of prohibition, and/or stay of proceedings before the Bradley County Circuit Court and request for expedited response. Expedited consideration granted; petition for writ of mandamus denied; petition for writ of prohibition denied; request for stay of proceedings denied. (Proceedings of October 26, 2022)

CV-22-190. John Thurston, in His Official Capacity as Secretary of State of the State of Arkansas; Sharon Brooks, Bilenda Harris-Ritter, William Luther, Charles Roberts, James Sharp, and J. Harmon Smith, in Their Official Capacities as Members of the Arkansas State Board of Election Commissioners v. The League of Women Voters of Arkansas; Arkansas United; Dortha Dunlap; Leon Kaplan; Nell Matthews Mock; Jeffery Rust; and Patsy Watkins, from Pulaski County Circuit Court, Fifth Division. Motion of Kesia Morrison, Assistant Attorney General, to withdraw as counsel for appellants is granted.

CV-22-347. Osage Creek Cultivation, LLC; Delta Medical Cannabis Company, LLC; Bold Team, LLC; Natural State Medicinals Cultivation, LLC; and Good Day Farm Arkansas, LLC v. Arkansas Department of Finance and Administration; Arkansas Alcoholic Beverage Control Division; Arkansas Medical Marijuana Commission; Carpenter Farms Medical Group, LLC; River Valley Relief Cultivation, LLC; River Valley Production, LLC, d/b/a River Valley Relief Cultivation; River Valley Production, LLC; and New Day Cultivation, LLC, from Pulaski County Circuit Court, Sixteenth Division. Motion of Kesia Morrison, Assistant Attorney General, to withdraw as counsel for appellees is granted.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

PER CURIAM ORDERS

CV-22-380. Arkansas Department of Finance and Administration, Alcoholic Beverage Control Division, and Arkansas Medical Marijuana Commission v. Absolute Essence, LLC, from Pulaski County Circuit Court, Twelfth Division. Motion of Kesia Morrison, Assistant Attorney General, to withdraw as counsel for appellants is granted.

CV-22-601. Rural Revival Living Trust and Laura Lynn Hammett v. Michael Pietrczak, from Searcy County Circuit Court. Petitioners' pro se petition for writ of mandamus or certiorari to settle and correct the record is denied.

CV-22-601. Rural Revival Living Trust and Laura Lynn Hammett v. Michael Pietrczak, from Searcy County Circuit Court. Petitioners' pro se motion for expedited ruling on petition for writ of mandamus or certiorari to settle and correct the record is denied.

CV-22-649. Helen Rice Grinder v. William Scott Campbell and Jennifer Leigh Campbell, from Faulkner County Circuit Court. Petitioner's petition for writ of certiorari and motion for expedited consideration and temporary relief. Petition for writ of certiorari taken as a case. Hudson, Wood, and Wynne, JJ., would deny the petition. (Proceedings of October 21, 2022)

CV-22-668. Beau Zar Satori v. State of Arkansas and the Carroll County Board of Election Commissioners, from Carroll County Circuit Court, Western District. Appellant's petition for writ of certiorari to complete the record and motion for expedited consideration is denied. Womack and Webb, JJ., would grant. (Proceedings of October 25, 2022)

D-22-613. Arkansas Judicial Discipline and Disability Commission v. Robin Carroll, Circuit Judge, an Original Action. Petitioner's report of uncontested sanction. Supplemental record ordered to be filed under seal. Wood, J., dissents. (See per curiam and dissenting opinion issued October 21, 2022)

CR-18-859. Emmitt Riley v. State of Arkansas, from Drew County Circuit Court. Petitioner's pro se motion to recall the direct-appeal mandate or amend the judgment is denied.

CR-22-221. Parnell R. May v. State of Arkansas, from Pulaski County Circuit Court, First Division. Appellant's pro se petition for an injunction and mandamus to compel the prison officials to permit access to courts for legal emergency is denied.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

PER CURIAM ORDERS

CR-22-556. Ronnie Johnson v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Petitioner's pro se petition for writ of mandamus is moot.

CR-22-561. Henry A. Harmon v. State of Arkansas, from Pulaski County Circuit Court, First Division. Petitioner's pro se motion for belated appeal is granted.

In Re Arkansas Access to Justice Commission. See [per curiam](#) this date.

The Honorable Kim Bridgforth, State District Judge, of Pine Bluff is reappointed to the Arkansas Access to Justice Commission for a three-year term to expire on October 15, 2025.

The Honorable Carlton D. Jones, Circuit Judge, of Texarkana is reappointed to the Arkansas Access to Justice Commission for a three-year term to expire on October 15, 2025.

The Honorable Adam Weeks, Circuit Judge, of Walnut Ridge is reappointed to the Arkansas Access to Justice Commission for a three-year term to expire on October 15, 2025.

We thank Judge Bridgforth, Judge Jones, and Judge Weeks for accepting reappointment to this important commission.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

MOTIONS SUBMITTED

CR-14-833. Robert Holland v. State of Arkansas, from Lincoln County Circuit Court. Appellant's motion to recall the mandate.

CR-14-833. Robert Holland v. State of Arkansas, from Lincoln County Circuit Court. Appellant's motion to take motion to recall the mandate as a case.

CR-22-418. John Faulkner v. State of Arkansas, from Benton County Circuit Court. Appellant's motion to extend deadline to file supplemental record.

CR-22-459. Mitchell Wine v. State of Arkansas, from Saline County Circuit Court. Petitioner's motion for reconsideration and motion for declaratory judgment and injunctive relief.

CR-22-461. LaVoyce Lee Wilder v. State of Arkansas, from Pike County Circuit Court. Motion of Michael Kaiser for entry of appearance on behalf of appellant, substitution of appellant's brief, and extension of time to file written reasons for reversal.

CR-22-484. Shanny L. Grady v. State of Arkansas, from Greene County Circuit Court. Appellant's pro se motion to stay proceedings and extension of time.

CR-22-484. Shanny L. Grady v. State of Arkansas, from Greene County Circuit Court. Appellant's pro se motion to stay appeal and for appointment of new counsel.

CR-22-498. David White v. State of Arkansas, from Yell County Circuit Court, Northern District. Appellant's petition for writ of certiorari to complete the record or, in the alternative, motion to remand to settle the record.

CR-22-609. Haley Galbreath v. State of Arkansas, from Lawrence County Circuit Court. Petitioner's motion to reconsider.

CR-22-609. Haley Galbreath v. State of Arkansas, from Lawrence County Circuit Court. Petitioner's emergency petition for writ of certiorari and/or petition for writ of habeas corpus.

CV-22-40. Terri L. Alpe v. Federal National Mortgage Association, an Original Action. Appellee's motion for expansion of word-count limitation.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

MOTIONS SUBMITTED

CV-22-52. Mark DeBiasse and Michelle DeBiasse v. Arkansas Department of Human Services and Minor Children, from Garland County Circuit Court. Appellee’s motion to substitute counsel.

CV-22-347. Osage Creek Cultivation, LLC; Delta Medical Cannabis Company, LLC; Bold Team, LLC; Natural State Medicinals Cultivation, LLC; and Good Day Farm Arkansas, LLC v. Arkansas Department of Finance and Administration; Arkansas Alcoholic Beverage Control Division; Arkansas Medical Marijuana Commission; Carpenter Farms Medical Group, LLC; River Valley Relief Cultivation, LLC; River Valley Production, LLC, d/b/a River Valley Relief Cultivation; River Valley Production, LLC; and New Day Cultivation, LLC, from Pulaski County Circuit Court, Sixteenth Division. Sworn motion of Matt Simmons for admission pro hac vice.

CV-22-306. Builders Transportation Co., LLC v. Jeremy Smith, from Crittenden County Circuit Court. Appellant’s motion to transfer or certify to the Supreme Court.

CV-22-430. Arkansas Parole Board; John Felts, Brett Morgan, Andy Shock, Boyce Hamlet, Wendy Ryals, Jerry Riley, and Lona McCastlain, in Their Official Capacities as Members of the Arkansas Parole Board; Arkansas Department of Corrections, Division of Correction; and Dexter Payne, in His Official Capacity as Director of the Division of Correction v. Willis W. Johnson, from Pulaski County Circuit Court, Twelfth Division. Appellee’s motion to dismiss appeal as moot.

CV-22-430. Arkansas Parole Board; John Felts, Brett Morgan, Andy Shock, Boyce Hamlet, Wendy Ryals, Jerry Riley, and Lona McCastlain, in Their Official Capacities as Members of the Arkansas Parole Board; Arkansas Department of Corrections, Division of Correction; and Dexter Payne, in His Official Capacity as Director of the Division of Correction v. Willis W. Johnson, from Pulaski County Circuit Court, Twelfth Division. Appellee’s amended motion to dismiss appeal as moot.

CV-22-623. Lauren Taylor v. Arkansas Department of Human Services and Minor Child, from Conway County Circuit Court. Petitioner’s pro se petition for writ of certiorari.

CV-22-635. Monsanto Company v. Cornelius Kilgore, Labommie Kilgore, Walmart, Inc., and Wal-Mart Stores Arkansas, LLC, from Drew County Circuit Court. Motion of Gregory Chernack to admit pro hac vice.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

MOTIONS SUBMITTED

CV-22-635. Monsanto Company v. Cornelius Kilgore, Labommie Kilgore, Walmart, Inc., and Wal-Mart Stores Arkansas, LLC, from Drew County Circuit Court. Motion of Rakesh Kilaru to admit pro hac vice.

D-22-611. In Re Everett O. Martindale, Arkansas Bar No. 74100, an Original Action. Petition of Everett O. Martindale, Arkansas Bar No. 74100, for surrender of license in lieu of disciplinary action.

CR-22-399. Myron N. Anderson, Jr. v. State of Arkansas, from Ashley County Circuit Court. Petitioner's pro se petition for writ of mandamus.

CR-22-399. Myron N. Anderson, Jr. v. State of Arkansas, from Ashley County Circuit Court. Petitioner's pro se declaration for entry of default judgment.

CR-22-547. Serandon Starling v. State of Arkansas, from Miller County Circuit Court. Petitioner's pro se motion for extension of time to file brief

CR-22-574. Jonathan Granger v. State of Arkansas, from Crittenden County Circuit Court. Petitioner's pro se motion for belated appeal or rule on clerk.

CR-22-575. Devontae T. Nelson v. State of Arkansas, from White County Circuit Court. Petitioner's pro se motion for belated appeal

CR-22-604. Nicholas Addison v. State of Arkansas, from Poinsett County Circuit Court. Petitioner's pro se petition for writ of mandamus.

CR-22-615. Marlon Smith v. State of Arkansas, from Washington County Circuit Court. Petitioner's pro se motion for rule on clerk.

CV-22-542. Nicholaus Patterson v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Petitioner's pro se motion for appointment of counsel.

CV-22-546. Samuel Love v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Appellant's pro se motion for appointment counsel and use of the record on appeal.

ARKANSAS SUPREME COURT

PROCEEDINGS OF OCTOBER 27, 2022

CASES SUBMITTED

CR-22-319. State of Arkansas v. Derek Jay Van Voast, from Washington County Circuit Court.

CV-22-32. Altice USA, Inc., d/b/a Suddenlink Communications v. City of Gurdon, Arkansas ex rel. Honorable Sherry Kelley, Mayor, Individually and on Behalf of a Class of Similarly Situated Cities, from Clark County Circuit Court.

CV-22-43. Mid-South Adjustment Co., Inc. v. Brittany Smith, on Behalf of Herself and All Others Similarly Situated, from Pulaski County Circuit Court, Sixth Division.

CV-22-113. Robinson Nursing and Rehabilitation Center, LLC, d/b/a Robinson Nursing and Rehabilitation Center; Central Arkansas Nursing Centers, Inc.; Nursing Consultants, Inc.; and Michael Morton v. Andrew Phillips, as Personal Representative of the Estate of Dorothy Phillips, and on Behalf of the Wrongful Death Beneficiaries of Dorothy Phillips; and on Behalf of Themselves and All Others Similarly Situated, from Pulaski County Circuit Court, Sixth Division.