

ARKANSAS SUPREME COURT

PROCEEDINGS OF MAY 4, 2023

RHONDA K. WOOD, JUSTICE

[CV-22-690](#). Michael W. Gates and Susan J. Gates v. Larry Walther, Secretary, Department of Finance and Administration of the State of Arkansas, from Garland County Circuit Court. Reversed and remanded. Womack, J., concurs. Wynne, J., dissents.

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PER CURIAM ORDERS

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

CR-21-78. Demarcus Donnell Parker v. State of Arkansas, from Crittenden County Circuit Court. Womack and Webb, JJ., would grant.

CR-22-69. Cordale Stacy v. State of Arkansas, from St. Francis County Circuit Court. Appellant's motion to extend the writ deadline as to the supplemental record for voir dire and stay of brief time to seven days after the supplemental voir-dire record is filed is granted.

CR-22-268. Mikato Fulks v. State of Arkansas, from Washington County Circuit Court. Certification from the court of appeals of appellant's pro se motion for appeal bond is granted.

CR-22-651. Hunter Bishop v. State of Arkansas, from White County Circuit Court. Appellant's motion for expansion of word-count limitation is granted.

CR-23-124. Rodney Dale Harmon v. State of Arkansas, from Faulkner County Circuit Court. Petitioner's petition for rehearing of finding of mootness of petition for writ of mandamus treated as a motion for reconsideration and denied.

CR-23-136. Willie Doby v. State of Arkansas, from St. Francis County Circuit Court. Appellant's motion to hold briefing in abeyance or, in the alternative, motion for extension is moot.

CR-23-136. Willie Doby v. State of Arkansas, from St. Francis County Circuit Court. Appellant's motion to withdraw appeal is granted.

CR-23-137. Willie Doby v. State of Arkansas, from St. Francis County Circuit Court. Appellant's motion to hold briefing in abeyance or, in the alternative, motion for extension is moot.

CR-23-137. Willie Doby v. State of Arkansas, from St. Francis County Circuit Court. Appellant's motion to withdraw appeal is granted.

CR-23-203. Bobby Wyles v. State of Arkansas, from Perry County Circuit Court. Appellant's petition for writ of certiorari to complete the record on appeal is granted.

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CV-22-143. Benton School District; Lori Bacon, in Her Individual and Official Capacity as Principal of Angie Grant Elementary School in the Benton School District; and Lita Gattis, in Her Individual and Official Capacity as Former Assistant Superintendent of the Benton School District v. Brandi Greer, from Saline County Circuit Court. Certification from the court of appeals is granted. Womack, J., would deny.

D-23-219. In Re Courtney Lowery, Arkansas Bar No. 2019236, an Original Action. Petition of Courtney Lowery, Arkansas Bar No. 2019236, for voluntary surrender of license (resignation) is granted.

D-23-241. In Re Eugene S. Forrester, Jr., Arkansas Bar No. 2012308, an Original Action. Petition of Eugene S. Forrester, Jr., Arkansas Bar No. 2012308, for voluntary surrender of license (resignation) is granted. Baker and Hudson, JJ., would deny.

D-23-242. In Re Mary Greenwood Bhardwaj, Arkansas Bar No. 82014, an Original Action. Petition of Mary Greenwood Bhardwaj, Arkansas Bar No. 82014, for voluntary surrender of license (resignation) is granted.

CR-16-820. Lorenzo Harrison v. State of Arkansas, from St. Francis 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 denied.

CR-22-98. Martha Rosario Gonzales v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Petitioner's pro se motion to file a belated petition for review is granted.

CR-23-81. Tyquince White v. State of Arkansas, from Hot Spring County Circuit Court. Appellant's pro se motion for extension of time to file brief is granted. Womack, J., would deny.

CR-23-111. LaJason Coakley v. State of Arkansas, from Miller County Circuit Court. Appellant's pro se motion for extension of time to file brief is granted. Womack, J., would deny.

CR-23-111. LaJason Coakley v. State of Arkansas, from Miller County Circuit Court. Appellant's pro se motion to file brief with addendum is denied.

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CV-22-737. Roderick Parrish v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se second motion for extension of time to file brief is granted.

CV-23-57. Willie Gaster Davis, Jr. v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellant's pro se motion for extension of time to file brief and to reinvest jurisdiction in the circuit court to obtain a specific ruling. Motion for extension of time to file brief granted; request to reinvest jurisdiction denied.

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MOTIONS SUBMITTED

CR-95-1039. Kenneth Slocum v. State of Arkansas, from Pulaski County Circuit Court, Sixth Division. Petitioner's motion to reinvest the circuit court with jurisdiction in order to consider petition for writ of error coram nobis.

CR-22-268. Mikato Fulks v. State of Arkansas, from Washington County Circuit Court. Appellant's pro se motion for appeal bond.

CR-22-606. Kyndra Ringo v. State of Arkansas, from Cleveland County Circuit Court. Appeal from the denial of petitioner's error coram nobis petition.

CR-22-696. Fredrick Jones v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Appellant's motion for release of exhibits to court reporter for completion of the record on appeal.

CR-23-72. Jacoby Austin Goehler v. State of Arkansas, from Fulton County Circuit Court. Appellee's motion to supplement the record to comply with Ark. Sup. Ct. R. 4-3(a) and for brief time.

CR-23-223. William Tod Rickert v. State of Arkansas, from Faulkner County Circuit Court. Motion of Tabatha Branch to be relieved as attorney for appellant and to stay briefing schedule.

CR-23-244. United States of America v. Byron Lee, an Original Action. Motion to certify a question of law.

CV-21-527. Michael Nauman v. Rene Nauman, from Pulaski County Circuit Court, Third Division. Appellee's motion to file belated response to petition for review.

CV-22-486. Highlands Oncology Group, P.A. v. Dr. Hershey Garner, from Washington County Circuit Court. Appellant's motion to request certification to the Supreme Court of Arkansas and to transfer case to the Supreme Court of Arkansas.

CV-23-238. Willowbend at Marion, LLC, d/b/a Willowbend Healthcare and Rehabilitation; Arkansas Elder Outreach of Little Rock, Inc.; AEO Holdings, LLC; Marion Healthcare Arkansas, LLC; Douglas M. Walsh; Jude C. Sittig; Todd C. Cole; Cory Gatte; Jennifer R. Taylor, in Her Capacity as Administrator of Willowbend Healthcare and Rehabilitation; and John Does I–V v. Stella Washington, as Special Administratrix of the Estate of Helen Spears, and on Behalf of the Wrongful Death Beneficiaries of Helen Spears, from Crittenden County Circuit Court. Appellants' petition for appeal.

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CV-23-238. Willowbend at Marion, LLC, d/b/a Willowbend Healthcare and Rehabilitation; Arkansas Elder Outreach of Little Rock, Inc.; AEO Holdings, LLC; Marion Healthcare Arkansas, LLC; Douglas M. Walsh; Jude C. Sittig; Todd C. Cole; Cory Gatte; Jennifer R. Taylor, in Her Capacity as Administrator of Willowbend Healthcare and Rehabilitation; and John Does I–V v. Stella Washington, as Special Administratrix of the Estate of Helen Spears, and on Behalf of the Wrongful Death Beneficiaries of Helen Spears, from Crittenden County Circuit Court. Appellants’ motion to stay trial court proceedings.

CV-23-238. Willowbend at Marion, LLC, d/b/a Willowbend Healthcare and Rehabilitation; Arkansas Elder Outreach of Little Rock, Inc.; AEO Holdings, LLC; Marion Healthcare Arkansas, LLC; Douglas M. Walsh; Jude C. Sittig; Todd C. Cole; Cory Gatte; Jennifer R. Taylor, in Her Capacity as Administrator of Willowbend Healthcare and Rehabilitation; and John Does I–V v. Stella Washington, as Special Administratrix of the Estate of Helen Spears, and on Behalf of the Wrongful Death Beneficiaries of Helen Spears, from Crittenden County Circuit Court. Appellee’s motion to dismiss petition for appeal.

D-23-273. In Re Glenn A. Perry, Arkansas Bar No. 2010017, an Original Action. Petition of Glenn A. Perry, Arkansas Bar No. 2010017, for voluntary surrender of license (resignation).

CR-19-222. Craytonia Badger v. State of Arkansas, from Columbia 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-22-409. Marlon Tucker v. State of Arkansas, from Mississippi County Circuit Court, Chickasawba District. Appellant’s pro se motion to withdraw motion for appointment of new appellate counsel and request for appointment of additional appellate counsel.

CR-22-617. Sharvelt Mister v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Appellant’s pro se motion for oral argument.

CR-22-731. Luther Dillon v. State of Arkansas, from Boone County Circuit Court. Appellant’s pro se motion for appointment of counsel.

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MOTIONS SUBMITTED

CR-22-731. Luther Dillon v. State of Arkansas, from Boone County Circuit Court. Appellant's pro se motion to file belated reply brief.

CR-23-228. Rodney B. Hill v. State of Arkansas, from Howard County Circuit Court. Petitioner's pro se petition for writ of mandamus.

CR-23-231. Gilberto Guerra v. State of Arkansas, from Benton County Circuit Court. Petitioner's pro se motion for rule on clerk to file petition for writ of mandamus without a certified record.

CV-22-684. Jason Allen Farmer v. Dexter Payne, Director, Arkansas Department of Correction, from Hot Spring County Circuit Court. Appellant's pro se motion to withdraw addendum.

CV-22-697. Michael Hunter v. Dexter Payne, Director, Arkansas Department of Correction, from Chicot County Circuit Court. Appellant's pro se motion to amend brief.

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CASES SUBMITTED

CV-22-635. Monsanto Company v. Cornelius Kilgore and Labommie Kilgore, from Drew County Circuit Court. Orally argued.

CR-22-21. Stacy Anthony Mitchell v. State of Arkansas, from Benton County Circuit Court.

CR-22-731. Luther Dillon v. State of Arkansas, from Boone County Circuit Court.

CV-22-536. Gerald H. Lowery, Sr. v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court.

CV-22-599. Rolandis Chatmon v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court.

CV-22-664. Charles Livingston v. Dexter Payne, Director, Arkansas Department of Correction, from Jefferson County Circuit Court.

CV-22-682. Melvin Jefferson v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court.

CV-22-697. Michael Hunter v. Dexter Payne, Director, Arkansas Department of Correction, from Chicot County Circuit Court.

CV-22-726. Gary S. Crawford v. Dexter Payne, Director, Arkansas Department of Correction, from Lincoln County Circuit Court.