

# ARKANSAS SUPREME COURT

## PROCEEDINGS OF APRIL 18, 2024

### **JOHN DAN KEMP, CHIEF JUSTICE**

[CR-22-450](#). John Patrick Cullen v. State of Arkansas, from Garland County Circuit Court. Affirmed. Webb, J., concurs.

### **KAREN R. BAKER, JUSTICE**

[CR-22-670](#). Damien Echols v. State of Arkansas, from Crittenden County Circuit Court. Reversed and remanded. Special Justice Mary Carole Young joins. Womack and Webb, JJ., and Special Justice Marcia Hearnberger dissent. Kemp, C.J., and Hiland, J., not participating.

### **COURTNEY RAE HUDSON, JUSTICE**

[CR-23-646](#). Duane Jefferson Gonder v. State of Arkansas, from Drew County Circuit Court. Appellant's pro se motion for judicial notice of adjudicated facts; motion for permission to file a supplemental motion for judicial notice of adjudicated facts; and motion for rule on clerk. Affirmed; motions denied.

### **RHONDA K. WOOD, JUSTICE**

[CR-23-318](#). Wesley Jefferson v. State of Arkansas, from St. Francis County Circuit Court. Appellant's pro se motions for extension of time to file reply brief and to file exhibits with reply brief. Affirmed; motions moot. Webb, J., concurs.

### **SHAWN A. WOMACK, JUSTICE**

[CV-23-477](#). Chris P. Corbitt, Esq.; Robert Steinbuch, Esq.; and Ben Motal, Esq., on Behalf of Themselves and All Persons Similarly Situated v. Pulaski County Circuit Court; Eric Higgins, in His Official Capacity as Pulaski County Sheriff; and Barry Hyde, in His Official Capacity as Pulaski County Judge, from Pulaski County Circuit Court, Sixteenth Division. Affirmed in part; reversed and remanded in part. Baker, J., concurs in part and dissents in part.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF APRIL 18, 2024**

**PER CURIAM ORDERS**

**REVIEW GRANTED:** Petition for review was granted today in the following case.

CR-23-201. Jermaine Lawson v. State of Arkansas, from Clark County Circuit Court. Kemp, C.J., and Baker and Hudson, JJ., would deny.

\*\*\*\*\*

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

CR-22-717. Bryan Porras v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-23-63. Zachary Gene Still v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CR-23-188. Scott Severance v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

CR-23-299. Jack Rawlins v. State of Arkansas, from Polk County Circuit Court. Wood, J., would grant.

CV-19-996. Shelbie T. McCue, Jeremy McCue, and Ashle Ware v. Michael H. Dominguez, Eduardo Contreras, and Stratford Insurance Company, from St. Francis County Circuit Court. Kemp, C.J., not participating.

CV-22-231. Robin Dee Enterprises, Inc. v. Carvin Burns, from Phillips County Circuit Court.

CV-22-357. Leticia M. Sanders v. JLP, LLC, from Pulaski County Circuit Court, Seventeenth Division.

CV-22-405. The Estate of Charles Daniel, Deceased, and Wilma Sharon Daniel v. The Estate of George Daniel, Deceased, and James Daniel, from Searcy County Circuit Court. Webb, J., not participating.

CV-22-725. Hamilton Mitchell, as Trustee of the Bankruptcy Estate of Jaslyn Deans v. James Strayhorn, from Washington County Circuit Court.

**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF APRIL 18, 2024**

**PER CURIAM ORDERS**

**REVIEWS DENIED:** (continued)

CV-23-779. James Scholz and Susanne Scholz v. Esquire Ranches, LLC, from Saline County Circuit Court.

\*\*\*\*\*

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

CR-23-411. Ricky Lewis Neal v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division.

\*\*\*\*\*

CR-22-504. Jaylon Bryant v. State of Arkansas, from Drew County Circuit Court. Entry of appearance of Brian Daugherty on behalf of petitioner is noted.

CR-22-504. Jaylon Bryant v. State of Arkansas, from Drew County Circuit Court. Motion of Timothy Maurice Mays for entry pro hac vice is granted.

CR-23-401. Morgan Richard Weatherford v. State of Arkansas, from Logan County Circuit Court, Southern District. Appellee’s motion for additional extension of time to supplement record and return writ is granted.

CR-24-74. Katherine Gibby v. State of Arkansas, from Lawrence County Circuit Court. Petitioner’s petition for writ of certiorari and/or petition for writ of habeas corpus is denied.

CR-24-143. Dennis Hale v. State of Arkansas, from Sevier County Circuit Court. Appellant’s motion for belated appeal is granted.

CR-24-143. Dennis Hale v. State of Arkansas, from Sevier County Circuit Court. Appellant’s motion to seal is granted. Womack, J., would deny.

CR-24-166. Brian Keith Rayborn v. State of Arkansas, from Lonoke County Circuit Court. Petitioner’s petition for writ of mandamus is denied. Kemp, C.J., and Baker and Hudson, JJ., would grant.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF APRIL 18, 2024**

**PER CURIAM ORDERS**

CR-24-193. Sherrel Jean Courvelle v. State of Arkansas, from Garland County Circuit Court. Petitioner’s pro se motion to accept the current format of the Arkansas State Court record is denied.

CR-24-193. Sherrel Jean Courvelle v. State of Arkansas, from Garland County Circuit Court. Petitioner’s pro se motion to accept and review Arkansas State Court records is denied.

CR-24-193. Sherrel Jean Courvelle v. State of Arkansas, from Garland County Circuit Court. Petitioner’s pro se petition for writ of prohibition is denied.

CR-24-193. Sherrel Jean Courvelle v. State of Arkansas, from Garland County Circuit Court. Petitioner’s pro se motion to combine all cases into one is denied.

CV-23-758. In Re Daniel Joseph Lickteig, from Washington County Circuit Court. Petitioner’s pro se motion for expedited ruling on writ of mandamus is denied.

CV-23-758. In Re Daniel Joseph Lickteig, from Washington County Circuit Court. Petitioner’s pro se petition for writ of mandamus is denied.

CV-24-147. Tim Griffin, in His Official Capacity as Attorney General of Arkansas v. Arkansas Board of Corrections; Benny Magness, in His Official Capacity as Chairman of the Arkansas Board of Corrections; Tyrone Broomfield, in His Official Capacity as Vice Chairman of the Arkansas Board of Corrections; and John Felts; Dr. William “Dubs” Byers; Dr. Whitney Gass; Lee Watson; and Alonza Jiles, in Their Official Capacities as Board Members of the Arkansas Board of Corrections, from Pulaski County Circuit Court, Sixth Division. Appellant’s motion to disqualify appellees’ counsel or, alternatively, for an expedited briefing schedule. Motion to disqualify appellees’ counsel taken with the case; alternative motion for an expedited briefing schedule denied. Womack, J., would dismiss.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF APRIL 18, 2024**

**PER CURIAM ORDERS**

CV-24-147. Tim Griffin, in His Official Capacity as Attorney General of Arkansas v. Arkansas Board of Corrections; Benny Magness, in His Official Capacity as Chairman of the Arkansas Board of Corrections; Tyrone Broomfield, in His Official Capacity as Vice Chairman of the Arkansas Board of Corrections; and John Felts; Dr. William “Dubs” Byers; Dr. Whitney Gass; Lee Watson; and Alonza Jiles, in Their Official Capacities as Board Members of the Arkansas Board of Corrections, from Pulaski County Circuit Court, Sixth Division. Appellees’ motion to dismiss appeal or, alternatively, stay briefing schedule pending consolidation. Motion to dismiss appeal taken with the case; alternative motion to stay briefing schedule pending consolidation denied. Womack, J., would dismiss.

CV-24-153. Sarah-Elise Mitchell Dunklin v. Robert Glenn Chatham, from Desha County Circuit Court. Petitioner’s petition for writ of mandamus is moot. Webb, J., not participating.

CV-24-153. Sarah-Elise Mitchell Dunklin v. Robert Glenn Chatham, from Desha County Circuit Court. Petitioner’s motion to dismiss is granted. Webb, J., not participating.

CV-24-156. Derick Wayne Walker v. Schneider Finance, Inc., from Jefferson County Circuit Court. Petitioner’s pro se petition for writ of mandamus is denied.

CV-24-174. In Re Robert Brian Rogers, Arkansas Bar No. 2011290, an Original Action. Petition of Robert Brian Rogers, Arkansas Bar No. 2011290, for waiver of fees post license suspension is denied.

CV-24-191. Christina Morris v. Chad Morris, from Benton County Circuit Court. Petitioner’s pro se motion for permission to file a writ of mandamus without a certified record is denied.

D-23-601. Arkansas Supreme Court Board of Certified Court Reporter Examiners v. Brittney Ridge, CCR No. 862, an Original Action. Petitioner’s petition to approve surrender agreement and board order to accept surrender of certificate in lieu of disciplinary proceedings is granted.

D-24-189. In Re Charles Michael Finn, Arkansas Bar No. 82191, an Original Action. Petition of Charles Michael Finn, Arkansas Bar No. 82191, for voluntary surrender of license (resignation) is granted.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF APRIL 18, 2024**

**PER CURIAM ORDERS**

D-24-190. In Re Sheldon D. Smith, Arkansas Bar No. 2002210, an Original Action. Petition of Sheldon D. Smith, Arkansas Bar No. 2002210, for voluntary surrender of license (resignation) is granted.

D-24-212. In Re Catherine L. Hughes, Arkansas Bar No. 78089, an Original Action. Petition of Catherine L. Hughes, Arkansas Bar No. 78089, for voluntary surrender of license (resignation) is granted.

\*\*\*\*\*

CR-24-142. Willie Ray Porchia v. State of Arkansas, from Ouachita County Circuit Court. Petitioner’s pro se petition for writ of mandamus. Response requested. Baker and Hudson, JJ., would grant.

CR-24-161. Michael McGill v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District. Petitioner’s pro se motion for rule on clerk is denied.

CV-23-439. Darren Woodruff v. State of Arkansas, from Chicot County Circuit Court. Petitioner’s pro se motion for permission to file a belated petition for rehearing is granted.

CV-24-50. Jeremy Kennedy v. Dexter Payne, Director, Arkansas Department of Correction, from IZARD County Circuit Court. Appellee’s motion to dismiss or, in the alternative, motion for extension of brief time. Motion to dismiss appeal granted. Webb, J., would deny motion to dismiss and grant alternative motion for extension of brief time.

CV-24-120. John Patrick Cullen v. Sex Offender Assessment Committee, from Pulaski County Circuit Court, Fifth Division. Petitioner’s pro se motion for rule on clerk to file petition for writ of mandamus without a certified record is denied. Womack, J., would dismiss.

CV-24-129. Larry David Davis v. Dexter Payne, Director, Arkansas Division of Correction, from Chicot County Circuit Court. Petitioner’s pro se motion for rule on clerk is granted.

In Re Suspension of Attorneys Who Failed to Pay 2024 Annual Attorney-License Fee. See [per curiam](#) this date.

**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF APRIL 18, 2024**

**MOTIONS SUBMITTED**

**PETITIONS FOR REHEARING:**

CR-24-48. Jay R. Moody v. State of Arkansas, from Union County Circuit Court.

CV-23-450. Arkansas Department of Finance and Administration v. Trotter Ford, Inc.; and Trotter Auto, Inc., d/b/a Trotter Toyota, from Jefferson County Circuit Court.

CV-23-511. Fred Guy Monaco II and Sandra Jean Monaco v. Krissy Lewis, County Assessor; and Sherry Koonce, Faulkner County Tax Collector, from Faulkner County Circuit Court.

\*\*\*\*\*

CR-24-223. Dean Leroy Meacham v. State of Arkansas, from Washington County Circuit Court. Motion of Michael C. Roberson to be relieved as attorney for appellant and stay briefing schedule.

CV-23-518. Chris Corbitt, Esq. v. Arkansas State University; Trustees Christy Clark, Price Gardner, Niel Crowson, Jerry Morgan, Steve Eddington, Bishop Robert G. Rudolph, Jr., and Paul Rowton, in Their Official Capacities as Trustees of Arkansas State University, from Craighead County Circuit Court, Western District. Appellant’s motion to inform the court.

CV-24-13. Conrad Reynolds; and Arkansas Voter Integrity Initiative, Inc., Individually and on Behalf of Restore Election Integrity Arkansas, a Ballot Question Committee v. John Thurston, in His Official Capacity as Secretary of State; and the State Board of Election Commissioners, an Original Action. Pro se motion of amicus curiae in support of petitioner by We the People of Arkansas.

CV-24-113. Jeff Rosenzweig v. Arkansas Judicial Discipline and Disability Commission, an Original Action. Petitioner’s petition for writ of certiorari.

CV-24-205. Cando Rail & Terminals, Inc., f/k/a Cando Rail Services LTD; and Georgia-Pacific Crossett, LLC v. Marci Greenwood, Individually and as Co-administratrix of the Estate of Terry Paul Greenwood; and Kourtney Greenwood, Individually and as Co-administratrix of the Estate of Terry Paul Greenwood, from Ashley County Circuit Court. Petitioners’ petition for permission to appeal.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF APRIL 18, 2024**

**MOTIONS SUBMITTED**

CV-24-210. (In the Matter of the Estate of Flor Maribel Recinos Valle) Mark Murphey Henry v. Josselin Gonzalez, Administrator of the Estate of Ana Delia Mejia Flores; and Tony Pirani, from Washington County Circuit Court. Petitioner’s motion for leave requesting the Court to accept petitioner’s record on appeal.

D-24-206. In Re Victoria Kay Morris, Arkansas Bar No. 87029, an Original Action. Petition of Victoria Kay Morris, Arkansas Bar No. 87029, for surrender of license in lieu of disbarment.

\*\*\*\*\*

CR-09-1020. Laquince Hogan v. State of Arkansas, from Little River 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-24-144. Willie McDaniels v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Appellant’s pro se motion for extension of time to file brief.

CR-24-144. Willie McDaniels v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Appellant’s pro se second motion for extension of time to file brief.

CR-24-192. Richard Alan Davis v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Petitioner’s pro se motion for belated appeal.

CR-24-192. Richard Alan Davis v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Petitioner’s pro se motion for appointment of counsel.

CV-23-592. Ricky Lee Scott v. Rhonda Sullivan, Circuit Clerk; Alvah Griggs-Washington, Court Reporter, and/or Successor Kristy Wheeler; Linda E. Worstell, Court Reporter; Nila Keels, Court Reporter, and/or Successor Carla K. Astin; Judge L. T. Simes II, and/or Successor Hon. Dion Wilson; Judge Harvey Yates, and/or Successor Hon. Richard L. Proctor; Judge Ashley Higgins, and/or Successor Hon. Christopher W. Morledge, from Cross County Circuit Court. Petitioner’s pro se petition for writ of mandamus.

CV-23-824. Taurin A. Johnson v. Dexter Payne, Director, Arkansas Division of Correction, from Lincoln County Circuit Court. Appellant’s pro se motion to file belated reply brief.



**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF APRIL 18, 2024**  
**MOTIONS SUBMITTED**

CV-24-76. Samuel Jay Love v. State of Arkansas, an Original Action. Petitioner's pro se motion for rule on clerk.

\*\*\*\*\*

**ARKANSAS SUPREME COURT**  
**PROCEEDINGS OF APRIL 18, 2024**

**CASES SUBMITTED**

CR-23-400. Zachary Nicholas Ryan Harlan v. State of Arkansas, from Benton County Circuit Court.

CR-23-630. Darren Taylor v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-23-697. State of Arkansas v. Raymond Bailey, from Pulaski County Circuit Court, Third Division.