

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF MAY 2, 2024**

**JOHN DAN KEMP, CHIEF JUSTICE**

[CR-23-574](#). Daryl Jason Scarbrough v. State of Arkansas, from Pulaski County Circuit Court, Third Division. Affirmed. Baker and Hudson, JJ., concur.

**BARBARA W. WEBB, JUSTICE**

[CV-23-653](#). Union Pacific Railroad Company v. Randy G. Franklin, on Certification from the United States District Court, Eastern District of Arkansas. Certified question answered. Kemp, C.J., and Baker and Hudson, JJ., dissent.

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**PER CURIAM ORDERS**

REHEARINGS DENIED: Petitions for rehearing were denied today in the following cases.

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

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. Womack and Webb, JJ., would grant.

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.

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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 is granted.

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 is noted.

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 is noted. Baker and Hudson, JJ., would grant.

CV-24-113. Jeff Rosenzweig v. Arkansas Judicial Discipline and Disability Commission, an Original Action. Petitioner's petition for writ of certiorari is denied. Hudson and Webb, JJ., would take as a case. Womack, J., would dismiss.

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**PER CURIAM ORDERS**

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 is denied. Kemp, C.J., and Webb, J., would grant.

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 is granted.

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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 is denied.

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 is moot. Kemp, C.J., and Baker and Hudson, JJ., would grant in part.

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 is granted in part. Wood, Womack, and Webb, JJ., would grant.

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 is granted.

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 is denied.

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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 is moot.

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 is granted.

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

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In Re Arkansas Supreme Court Commission on Children, Youth, and Families. See [per curiam](#) this date.

Senator Missy Thomas Irvin, of Mountain View, is reappointed to the Arkansas Supreme Court Commission on Children, Youth, and Families for a three-year term to expire on June 1, 2027. The court thanks Senator Irvin for her willingness to serve on this important commission.

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF MAY 2, 2024**

**MOTIONS SUBMITTED**

**PETITIONS FOR REHEARING:**

CV-23-326. Ronald David Kimbrough and Mitzi Kimbrough, on Behalf of Themselves and All Other Similarly Situated Taxpayers v. Roderick Grieve, in His Official Capacity as Benton County Assessor, et al., from Benton County Circuit Court.

CV-23-439. Darren Woodruff v. State of Arkansas, from Chicot County Circuit Court.

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CR-21-415. Cleveland Evans v. State of Arkansas, from Pulaski County Circuit Court, First Division. Petitioner’s pro se motion for reconsideration.

CR-24-240. Warren Goodrum v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellant’s petition for writ of certiorari to complete the record or, in the alternative, motion to remand to settle the record.

CV-24-52. Progressive Northwestern Insurance Company v. Misty Huddleston and Lane Huddleston, Individually and on Behalf of All Arkansans Similarly Situated, from Pope County Circuit Court. Appellees’ motion to supplement the record.

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 consolidate appeals.

CV-24-199. Sarah Sanders, in Her Official Capacity as Governor of Arkansas; Lindsay Wallace, in Her Official Capacity as Acting Secretary of the Arkansas Department of Corrections; and Arkansas Department of Corrections v. Arkansas Board of Corrections; and Benny Magness, in His Official Capacity as Chairman of the Arkansas Board of Corrections, from Pulaski County Circuit Court, Eleventh Division. Appellees’ motion to consolidate appeals.

D-24-248. In Re Bruce E. Buchanan, Arkansas Bar No. 83032, an Original Action. Petition of Bruce E. Buchanan, Arkansas Bar No. 83032, for voluntary surrender of license (resignation).

**ARKANSAS SUPREME COURT**

**PROCEEDINGS OF MAY 2, 2024**

**MOTIONS SUBMITTED**

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CR-14-1088. Fred L. Williams v. State of Arkansas, from Drew County Circuit Court. Petitioner's pro se fifth petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CR-14-1088. Fred L. Williams v. State of Arkansas, from Drew County Circuit Court. Petitioner's pro se amended fifth petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis.

CR-23-747. Huey C. White v. State of Arkansas, from Lafayette County Circuit Court. Appellant's pro se motion to file belated reply brief.

CV-23-633. Charles Edward Harris, Jr. v. Whitney Gass, William Byers, Dexter Payne, Buddy Chadick, John Felts, Tyrone Broomfield, John Doe, and Bobby Glover, from Lincoln County Circuit Court. Appellant's pro se petition for reconsideration of motion to supplement the record.

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**CASES SUBMITTED**

CV-23-416. Hotels.com, L.P.; Hotwire, Inc.; Trip Network, Inc. (d/b/a Cheaptickets.com); Expedia, Inc.; Internetwork Publishing Corp. (d/b/a Lodging.com); Orbitz, LLC; priceline.com Incorporated (n/k/a Booking Holdings, Inc.); priceline.com LLC; Travelocity.com L.P. (n/k/a TVL LP); Travelweb LLC; and Site59.com LLC v. Pine Bluff Advertising and Promotion Commission; Jefferson County, Arkansas, and All Others Similarly Situated; City of North Little Rock, Arkansas, and All Others Similarly Situated; and State of Arkansas, ex rel. Larry Jegley, from Jefferson County Circuit Court. Orally argued.

CR-23-596. Jon Comstock v. State of Arkansas, from Benton County Circuit Court.

CR-23-710. Jacovan Bush v. State of Arkansas, from Pulaski County Circuit Court, Third Division.

CR-23-745. Maurice Richardson v. State of Arkansas, from Sebastian County Circuit Court, Fort Smith District.

CV-23-575. City of Helena-West Helena; and Christopher Franklin, as Mayor of the City of Helena-West Helena v. Greg Williams, from Phillips County Circuit Court.

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CR-23-747. Huey C. White v. State of Arkansas, from Lafayette County Circuit Court.

CV-23-422. Calvin Andra Robinson v. Dexter Payne, Director, Arkansas Division of Correction, from Jefferson County Circuit Court.

CV-23-633. Charles Edward Harris, Jr. v. Whitney Gass, William Byers, Dexter Payne, Buddy Chadwick, John Felts, Tyrone Broomfield, John Doe, and Bobby Glover, from Lincoln County Circuit Court.

CV-23-720. Larry Burks v. Dexter Payne, Director, Arkansas Division of Correction, from Lincoln County Circuit Court.

CV-23-721. Malachi Muhammad v. Dexter Payne, Director, Arkansas Division of Correction, from Lincoln County Circuit Court.