ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

JIM HANNAH, CHIEF JUSTICE

CV-13-255. Newton W. Dorsett and Diamond Transport & Drilling, LLC v. Donald Buffington and Richard Williamson, from Lafayette County Circuit Court. Affirmed in part; reversed in part.

DONALD L. CORBIN, JUSTICE

CV-12-1018. State of Arkansas v. V.H., from Baxter County Circuit Court. Affirmed. Baker, Hart, and Hoofman, JJ., dissent.

PAUL E. DANIELSON, JUSTICE

CV-13-176. Pamela Fitzgiven; Loveida Ingram; and Pulaski Association of Classroom Teachers v. Robin Dorey; Callie Matthews; Kristina Laughy; Diane Wagner; Ella Sergeant; Nick Witherspoon; Paul Brewer; Veronica Perkins; Jackie Smith; the Pulaski County Special School District; the Arkansas Department of Education; and Tom W. Kimbrell, Commissioner of the Department of Education, from Pulaski County Circuit Court, Ninth Division, No. 60CV-12-1090; Lonnie Coney; Belinda Pearl; and Pulaski Association of Support Staff v. Keith Cooper; Cheryl Howey; Regena English; Becky Del Rio; James Watson; John Sparks; Charles Blake; Derrick Brown; Bill Goff; the Pulaski County Special School District; the Arkansas Department of Education; and Tom W. Kimbrell, Commissioner of the Department of Education, from Pulaski County Circuit Court, Ninth Division, No. 60CV-12-1091; Erika Evans; Brenda Robinson; and Cheryl Carpenter, as Individuals and Class Representatives v. Pulaski County Special School District; the Arkansas Department of Education; and Tom W. Kimbrell, In His Official Capacity As Commissioner of the Arkansas Department of Education, from Pulaski County Circuit Court, Ninth Division, No. 60CV-12-3201; and Don Clevenger and Carlton Wyley, as Individuals and as Class Representatives v. Pulaski County Special School District; the Arkansas Department of Education; and Tom W. Kimbrell, In His Official Capacity As Commissioner of the Arkansas Department of Education, from Pulaski County Circuit Court, Ninth Division, No. 60CV-12-5075. Affirmed.

CLIFF HOOFMAN, JUSTICE

CR-12-1130. Charles Williamson v. State of Arkansas, from Garland County Circuit Court. Affirmed.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

PER CURIAM OPINIONS

CR-11-1149. Felton Earl Singleton v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Affirmed.

CV-11-120. Kenny Halfacre v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed.

CV-11-462. Michael Jihad Akbar v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed.

CV-11-486. Carolyn Dianne Zachry v. Ray Hobbs, Director, Arkansas Department of Correction, from Jackson County Circuit Court. Appeal dismissed.

CV-11-730. Orvill Dale Loftis v. Ray Hobbs, Director, Arkansas Department of Correction, from Lincoln County Circuit Court. Affirmed.

CV-11-1063. Randy Owen v. Ray Hobbs, Director, Arkansas Department of Correction; Leroy Brownlee, Chairman of the Arkansas Parole Board; and Stephen Williams, Warden Tucker Unit, et al., from Jefferson County Circuit Court. Appeal dismissed.

CV-11-1112. Marvin Anderson v. Ray Hobbs, Director, Arkansas Department of Correction; Leroy Brownlee, Chairman of the Arkansas Parole Board, from Jefferson County Circuit Court. Affirmed.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

PER CURIAM ORDERS

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

CV-13-525. Steven L. Jones, Lindell Cooper and Donna Cooper, his wife; James E. Smith and Gaye Smith, his wife v. Suzanne Runsick f/k/a Suzanne Cook Bangs, from Izard County Circuit Court.

CV-13-529. Linda Sue Lee v. Sherlyn E. Jones, from Perry County Circuit Court.

CV-13-549. Roger Dale Midkiff and Melinda Midkiff v. Crain Ford Jacksonville, LLC, from Arkansas County Circuit Court, Southern District.

****

CR-13-536. Angela Rochelle Austin Roberts v. State of Arkansas, from Crittenden County Circuit Court. Appellant's motion to withdraw appeal is granted.

CR-13-598. Marion Gene Westerman v. State of Arkansas, from Cleburne County Circuit Court. Pro se motion for appointment of counsel is moot.

CR-13-598. Marion Gene Westerman v. State of Arkansas, from Cleburne County Circuit Court. Pro se motion to treat record on appeal as brief for appellant is moot.

CR-13-598. Marion Gene Westerman v. State of Arkansas, from Cleburne County Circuit Court. Appellant's motion to supplement record and stay briefing schedule is denied without prejudice.

CV-13-202. Karen Cooper and Jack Dowell v. Faulkner County Circuit Court, Conway Corporation, and City of Conway, from Faulkner County Circuit Court. Master appointed. (*See* per curiam issued September 20, 2013)

CV-13-261. Elizabeth Worden and Douglas Spires as Heirs at Law for Alfred Spires (Deceased) v. Dr. Jeffrey Kirchner, M.D., et al., from Pulaski County Circuit Court, Sixth Division. Appellees' motion to file belated brief is granted.

CV-13-370. In Re Petition to Merge Arkansas Access to Justice Foundation, Inc., and Arkansas IOLTA Foundation, Inc.; and to Adopt Conforming Rule Amendments. See **per curiam** this date.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

PER CURIAM ORDERS

CV-13-539. Dennis Wayne Lewis v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellee's motion to dismiss appeal is granted.

CV-13-539. Dennis Wayne Lewis v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Appellee's motion for brief time in the event the court denies motion to dismiss appeal is moot.

CV-13-788. Jay Christopher Cloud, Arkansas Bar No. 94222 v. Stark Ligon, as Executive Director of the Supreme Court Committee on Professional Conduct, an Original Action. Petition for voluntary surrender of license (resignation). Granted; with direction to the Clerk to remove the attorney's name from the registry of attorneys licensed to practice law in the State of Arkansas.

CR-94-358. Terrick Nooner v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division. Pro se motion for certification and sanctions. Denied.

CR-02-90. Eric C. Burgie v. State of Arkansas, from Garland County Circuit Court. Pro se petition and supplemental petition to reinvest jurisdiction in the circuit court to consider a petition for writ of error coram nobis, motion to appoint counsel, motion for order, and motion and supplemental motions for disclosure of material evidence favorable to defense pursuant to the Arkansas Freedom of Information Act. Petition and supplemental petition denied; motion to appoint counsel moot; motion for order denied; motion and supplemental motions for disclosure of material evidence dismissed. See **per curiam** this date.

CR-12-747. Jessie Hill v. State of Arkansas, from Ouachita County Circuit Court. Pro se motion to extend time to submit brief. Appeal dismissed; motion moot. See **per curiam** this date.

CR-12-822. Jessie Hill v. State of Arkansas, from Ouachita County Circuit Court. Appellee's motions to dismiss appeal and to stay brief time. Motion to dismiss appeal granted; motion to stay brief time moot. See **per curiam** this date.

CR-12-830. Jessie Hill v. State of Arkansas, from Grant County Circuit Court. Appellee's motions to dismiss appeal and to stay brief time. Motion to dismiss appeal granted; motion to stay brief time moot. See **per curiam** this date.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

PER CURIAM ORDERS

CV-13-41. Eric C. Burgie v. Ray Hobbs, Director, Arkansas Department of Correction, from Jefferson County Circuit Court. Pro se petition for writ of mandamus and pro se motions for appointment of counsel, for leave to file brief with extended page limit, and to file supplemental brief with extended page limit. Appeal dismissed; petition and motions moot. See **per curiam** this date.

In Re Rules of Procedure of the Judicial Discipline and Disability Commission. See **per curiam** this date.

In Re Ark. R. Crim. P. 1.8 & 7.1; and Ark. Sup. Ct. R. 6-6. See **per curiam** this date.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

MOTIONS SUBMITTED

PETITIONS FOR REVIEW:

CV-13-555. Julie Ivy v. Artee Williams, Director, Department of Workforce Services and Decco Contractors, from Arkansas Board of Review.

CV-13-556. Richard Gawenis and Sherry Gawenis v. Alta Resources, LLC; Griffith Land Services, Inc.; Petrohawk Properties, LP; and Exxon Mobil Corporation, from Van Buren County Circuit Court.

****

CR-13-496. James Flowers v. State of Arkansas, from Pulaski County Circuit Court, Seventh Division. Appellee's motion to dismiss.

CR-13-721. Richard Ralph Conte v. State of Arkansas, from Faulkner County Circuit Court. Motion of Jack T. Lassiter to withdraw as attorney of record, for appointment of appellate counsel, and petition for leave to proceed in forma pauperis.

CV-13-570. Tonia Ingle v. Arkansas Department of Human Services and Minor Child, from Washington County Circuit Court. Appellant's motion to file supplemental brief.

CV-13-795. Dennis Henley v. Robert Boyd, from Saline County Circuit Court. Motion for rule on clerk.

ARKANSAS SUPREME COURT

PROCEEDINGS OF SEPTEMBER 26, 2013

CASES SUBMITTED

CR-12-475. Steven J. Russell, Jr. v. State of Arkansas, from Pulaski County Circuit Court, Fifth Division. Orally argued.

CR-13-20. Patrick Cinque Smith v. State of Arkansas, from Pulaski County Circuit Court, First Division.

CR-13-106. Joshua R. Allen v. State of Arkansas, from Pulaski County Circuit Court, Fourth Division.

CR-13-122. Timothy Allen Wells v. State of Arkansas, from Garland County Circuit Court.

CV-13-135. Gulfco of Louisiana, Inc., d/b/a Tower Loan of Springhill, Louisiana v. MacArthur Brantley and Pamela Brantley, from Columbia County Circuit Court.