

SUPREME COURT OF TENNESSEE
 SUPREME COURT DISCRETIONARY APPEALS
Grants & Denials List

Monday, October 17, 2005

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
None				
<u>Knoxville</u>				
Robert Steven Johnson v. Tennessee Farmers Mutual Insurance Company E2004-00250-SC-R11-CV	Knox Circuit Dale C. Workman 1-106-98	Inman, J Reversed & Remanded	Rule 11	Granted - Applications of Robert Johnson and Tennessee Farmers Insurance Company. *Anderson, J., not participating
<u>Jackson</u>				
None				

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DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Alliance For Native American Indian Rights In Tennessee, Inc., et al. v. Gerald F. Nicely, et al. M2002-02555-SC-R11-CV	Davidson Chancery Irvin H. Kilcrease, Jr. 02-1267-II(I)	Koch, P.S., M.S. Vacated and Remanded	Rule 11	Denied - Application of Alliance for Native American Indian Rights in Tennessee, Inc. * Motion to file a reply brief also denied.*
Gladys Boles, et al. v. National Development Company, Inc., et al. M2003-00971-SC-R11-CV	Hickman Circuit R.E. Lee Davies 94-5027C	Clement, J Affirmed and Remanded	Rule 11	Denied - Application of Clyde Wm. Engle, National Development Company, Inc., and Sunstates Corporation.
Andrew Charles Helton v. State of Tennessee M2004-01015-SC-R11-PC	Davidson Criminal Seth Norman 98-B-1052	Woodall, J Affirmed	Rule 11	Denied - Application of Andrew Charles Helton.
Douglas Hayden Kirkham v. State of Tennessee M2004-02635-SC-R11-HC	Sumner Criminal Jane Wheatcraft 920-1999	Williams, J Affirmed	Rule 11	Denied - Application of Douglas Hayden Kirkham.
Jeffrey Lee Miller v. State of Tennessee M2003-02841-SC-R11-PC	Montgomery County James H. Gasaway, III 40000723	Ogle, J Affirmed	Rule 11	Denied - Application of Jeffrey Lee Miller.
Oudon Panyanouvong v. State of	Rutherford Circuit	Wedemeyer, J	Rule 11	Denied - Application of Oudon

Tennessee M2004-02908-SC-R11-PC	James K. Clayton 49500	Affirmed		Panyanouvong.
Christopher D. Robertson v. State of Tennessee M2004-00556-SC-R11-PC	Davidson Criminal Cheryl Blackburn 99-C-1579	Witt, J Affirmed	Rule 11	Denied - Application of Christopher Duwan Robertson.
Harold Wayne Shaw v. State of Tennessee M2003-02842-SC-R11-PC	Davidson Criminal Seth Norman 95-D-2761	Smith, J Affirmed	Rule 11	Denied - Application of Harold Wayne Shaw
Daniel Lewis Shields v. State of Tennessee M2004-03056-SC-R11-HC	Rutherford County Don R. Ash 50353	Smith, J Affirmed	Rule 11	Denied - Application of Daniel Lewis Shields * <i>Pro se</i> Motion to hold his application for permission to appeal pending this Court's decision in <u>State v. Gomez and London</u> denied as moot.*
State of Tennessee v. Russell Allen M2004-00217-SC-R11-PC	Maury Circuit Robert L. Jones 11192	Wedemeyer, J Affirmed	Rule 11	Denied - Application of Russell Allen.
State of Tennessee v. Clinton Curtis Boyd M2003-02557-SC-R11-CV	Davidson Criminal Carol Soloman 2003-T-5	Clement, J Affirmed and Remanded	Rule 11	Denied - Application of Clinton Curtis Boyd.
State of Tennessee v. Charles O. Emesibe M2003-02983-SC-R11-CD	Davidson Criminal Cheryl Blackburn 2002-D-2301	Woodall, J Affirmed	Rule 11	Denied - Application of Charles O. Emesibe.
State of Tennessee v. Theodore Holden M2004-00570-SC-R11-CD	Davidson Criminal Cheryl Blackburn 2003-B-904	Smith, J Reversed and Remanded	Rule 11	Denied - Application of State of Tennessee.
State of Tennessee v. David Arnold Humphrey M2004-00114-SC-R11-CD	Sumner Criminal James W. Wheatcraft 764-2001	Wade, J Affirmed	Rule 11	Denied - Application of David Arnold Humphrey.
State of Tennessee v. Frankie Hunter M2004-01280-SC-R11-CD	Marshall Charles Lee 16016-16018	Woodall, J Affirmed	Rule 11	Denied - Application of Frankie Hunter.
State of Tennessee v. Keith L. Jackson M2004-00562-SC-R11-CD	Davidson Criminal Seth Norman 2001-D-2175	Wedemeyer, J Affirmed in Part; Reversed in Part	Rule 11	Denied - Application of Keith L. Jackson. ** The opinion of the Court of Criminal Appeals is designated "Not for Citation: in accordance with Supreme Court Rule

				4, F.**
State of Tennessee v. Johnny Issac Law M2004-01031-SC-R11-CD	Lincoln County Charles Lee S0300118, S0300119 & S0300070	Glenn, J Affirmed and Remanded for Entry of Corrected Judgment	Rule 11	Denied - Application of Johnny Issac Law ** The opinion of the Court of Criminal Appeals is designated "Not for Citation: in accordance with Supreme Court Rule 4, F.**"
State of Tennessee v. Ronnell Jason Leberry M2003-01228-SC-R11-CD	Montgomery Circuit John H. Gasaway 40000370	Wedemeyer, J Affirmed in Part, Reversed in Part and Remanded	Rule 11	Denied - Application of Ronnell Jason Leberry. ** The opinion of the Court of Criminal Appeals is designated "Not for Citation: in accordance with Supreme Court Rule 4, F.**"
State of Tennessee v. Joseph Angel Silva, III M2003-03063-SC-R11-CD	Bedford Circuit Charles Lee 15289	Smith, J Affirmed	Rule 11	Denied - Application of Joseph Angel Silva, III.
State of Tennessee v. Vidal Lamont Strickland M2002-01714-SC-R11-CD	Davidson Criminal J. Randall Wyatt, Jr. 2001-B-705	Glenn, J Affirmed	Rule 11	Denied - Application of Vidal L. Strickland.
State of Tennessee v. Lyle Van Ulzen and Billy J. Coffelt M2003-02066-SC-R11-CD	Davidson Criminal J. Randall Wyatt, Jr. 2002-A-583	Williams, J Affirmed in Part; Reversed & Dismissed in Part; Remanded for Corrected Judgment	Rule 11	Denied - Application of Lyle Van Ulzen and Billy J. Coffelt.
State of Tennessee v. Loretta A. Wright M2004-00802-SC-R11-CD	Williamson Circuit Russ Heldman I-039-203	Wedemeyer, J Affirmed	Rule 11	Denied - Application of Loretta A. Wright.
Kenneth Strickland v. State of Tennessee M2004-02295-SC-R11-PC	Rutherford Circuit J.S. Daniel F-55198	Welles, J Affirmed	Rule 11	Denied - Application of Kenneth Strickland.
Larry C. Strong v. State of Tennessee M2004-02253-SC-R11-PC	Davidson Criminal Steve R. Dozier 2001-D-2333	Glenn, J Affirmed	Rule 11	Denied - Application of Larry C. Strong.
Reginald Thomas v. State of Tennessee	Davidson Criminal	Mclin, J	Rule 11	Denied - Application of Reginald

M2004-00557-SC-R11-PC	J. Randall Wyatt, Jr. 2003-A-26	Affirmed		Thomas.
Joe L. Utley v. State of Tennessee M2003-02415-SC-R11-CO	Davidson Criminal Seth Norman 93-B-762	Wedemeyer, J Rule 20 Affirmed	Rule 11	Denied - Application of Joe L. Utley.
<u>Knoxville</u>				
Austa La Vista, LLC, et al. v. Mariner's Pointe Interval Owners Association, Inc., et al. E2004-00184-SC-R11-CV	Cumberland Chancery Vernon Neal 8339-899	Franks, J Affirmed in Part; Reversed in Part; and Remanded	Rule 11	Denied - Application of Mariner's Pointe Interval Owners Association, Inc.
Leonard Hartman v. John T. Mulburn Rogers, Jerry W. Laughlin, et al. E2004-01953-SC-R11-CV	Greene Circuit Kindall T. Lawson 03-CV-661	Franks, J Affirmed	Rule 11	Denied - Application of Leonard Hartman.
Marshall Toney Nave, et al. V. Phyllis Grindstaff Nave E2004-00844-SC-R11-CV	Carter Chancery G. Richard Johnson 2573	Susano, J Affirmed & Remanded	Rule 11	Denied - Application of Phyllis Grindstaff Nave.
State of Tennessee v. Kenneth Wayne Ball E2004-00501-SC-R11-CD	Greene Circuit James Beckner 03CR018	Witt, J Affirmed	Rule 11	Denied - Application of Kenneth Wayne Ball.
State of Tennessee v. Drama Sue Davis E2003-03079-SC-R11-CD	Knox Criminal Mary Beth Leibowitz 45133	Glenn, J Affirmed	Rule 11	Denied - Application of Drama Sue Davis.
State of Tennessee v. Rebecca G. Ratliff E2004-00940-SC-R11-CD	Sullivan Criminal R. Jerry Beck S47,686	Witt, J Affirmed	Rule 11	Denied - Application of Rebecca G. Ratliff.
State of Tennessee v. Marshaun Luden E2004-01400-SC-R11-CD	Knox Criminal Mary Beth Leibowitz 76749	McLin, J Affirmed	Rule 11	Denied - Application of Marshaun Luden.
Richard D. Vatt, et al. v. A.L. James d/b/a A.L. James Construction Co. E2004-00785-SC-R11-CV	Hamilton Circuit Jackie Schulten 01C369	Lee, J Affirmed in Part; Reversed in Part & Remanded	Rule 11	Denied - Application of A.L. James d/b/a A.L. James Construction Company.

Jackson

Cavalier Metal Corp., et al. v. Finch & McBroom, et al. W2004-01536-SC-R11-CV	Henderson Circuit Roy B. Morgan, Jr. 02086	Crawford, J Affirmed	Rule 11	Denied - Application of Cavalier Metal Corporation and Judith A. White.
Earl Jefferson v. State of Tennessee W2004-00655-SC-R11-PC	Shelby Criminal Joseph B. Dailey P-26848	Smith, J Affirmed	Rule 11	Denied - Application of Earl Jefferson.
Vernon McBride, Jr., Individually and as Co-Executor of the Last Will and Testament of Vernon McBride, Sr., and as Attorney in Fact for Beulah Kate McBride, and Vernon McBride, III, Co-Executor of the Last Will and Testament of Vernon McBride, Sr., v. Barbara Kate Sumrow W2004-01086-SC-R11-CV	Lauderdale Chancery Martha Brasfield 12,546	Kirby, J Affirmed	Rule 11	Denied - Application of Vernon McBride, Jr., Individually and as Co-Executor of the Last Will and Testament of Vernon McBride, Sr., and as Attorney in Fact for Beulah Kate McBride, and Vernon McBride, III, Co-Executor of the Last Will and Testament of Vernon McBride, Sr..
Ricky Ray Reed v. State of Tennessee W2004-00798-SC-R11-PC	Tipton County Joseph H. Walker 3428	Hayes, J Affirmed	Rule 11	Denied - Application of Ricky Ray Reed.
State of Tennessee v. Raymond Bailey W2004-00512-SC-R11-CD	Shelby Criminal Chris Craft 02-04607	Hayes, J Affirmed	Rule 11	Denied - Application of Raymond Bailey.
State of Tennessee v. Dennis Watson W2004-00153-SC-R11-CD	Dyer County Lee Moore C03-208	McLin, J Affirmed	Rule 11	Denied - Application of Dennis Watson.
State of Tennessee v. Candice Workman W2004-01939-SC-R11-CD	Shelby Criminal Arthur T. Benett 03-08180	Tipton, J Affirmed; Remanded	Rule 11	Denied - Application of Candice Workman.
Johnny Tyus v. State of Tennessee W2004-02028-SC-R11-PC	Tipton County Joseph H. Walker, III 4513	Glenn, J Affirmed	Rule 11	Denied - Application of Johnny Tyus.
Glenda Wade v. Crompton Corporation, et al. W2005-00580-SC-S09-CV	Shelby Circuit Donna M. Fields CT-006097-02	Kirby, J Crawford, J Denied Rule 9	Rule 9	Denied - Application of Crompton Corporation, Flexsys America LP, Flexsys NV, Uniroyal Chemical Company Limited, Uniroyal Chemical Company, Inc., and Bayer Corporation.