

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

Monday, November 21, 2011

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
BSG, LLC v. Check Velocity, Inc. M2011-00355-SC-R11-CV	Davidson County Chancery Court Chancellor Carol L. McCoy No. 09-2113-II	Bennett, J., Reversed	Rule 11	Granted - Application of Check Velocity, Inc. (Order filed 11-16-2011; copy attached)
<u>Knoxville</u>				
Jerry Garrison, et al. v. Rita Bickford, et al. E2010-02008-SC-R11-CV	Bledsoe County Circuit Court Judge Buddy D. Perry No. 4236	Franks, J., Reversed and Remanded	Rule 11	Granted - Application of Jerry and Martha Garrison (Order filed 11-15-2011; copy attached)
<u>Jackson</u>				

Jeanette Rae Jackson v. Bradley Kent Smith W2011-00194-SC-R11-CV	McNairy County Chancery Court Judge William C. Cole No. 8710	Stafford, J., Affirmed	Rule 11	Granted - Application of Jeanette Rae Jackson (Order filed 11-15-2011; copy attached)
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**SUPREME COURT OF TENNESSEE
SUPREME COURT DISCRETIONARY APPEALS**

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DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
State of Tennessee v. Justin Kenneth Boldus M2011-00036-SC-R11-CD	Dickson County Circuit Court Judge Larry Wallace No. 22CC-2009-CR-708	Witt, J., Affirmed	Rule 11	Denied - Application of Justin Kenneth Boldus (Order filed 11-16-2011)
State of Tennessee v. Candance Orrand Bush and Gary W. Bush M2010-00186-SC-R11-CD	Rutherford County Circuit Court Judge Don R. Ash Nos. F-61320A, F-61320B	Thomas, J., Affirmed	Rule 11	Denied - Application of Candance Orrand Bush and Gary W. Bush (Order filed 11-17-2011)

State of Tennessee v. Maurice Edward Carter M2010-00063-SC-R11-CD	Rutherford County Circuit Court Chancellor Robert Corlew, III - No. F-60605 and Smith County Circuit Court Judge David Durham Nos. 0772 and 0773	Glenn, J., Dismissed	Rule 11	Denied - Application of Maurice Edward Carter (Order filed 11-15-2011)
State of Tennessee v. William Lamont Green M2010-01631-SC-R11-CD	Davidson County Criminal Court Judge Cheryl Blackburn No. 2007-B-1404	Witt, J., Affirmed	Rule 11	Denied - Application of William Lamont Green (Order filed 11-15-2011)
State of Tennessee v. Erik Guerrero M2010-00851-SC-R11-CD	Maury County Circuit Court Judge Robert L. Holloway No. 17883	Wedemeyer, J., Affirmed	Rule 11	Denied - Application of Erik Guerrero (Order filed 11-17-2011)
State of Tennessee v. Lamar Tyrone Harris M2010-01912-SC-R11-CD	Davidson County Criminal Court Judge Steve R. Dozier No. 2010-A-502	Thomas, J., Affirmed	Rule 11	Denied - Application of Lamar Tyrone Harris (Order filed 11-15-2011)
Willie J. High v. Sumner County, Tennessee M2010-01899-SC-R11-CV	Sumner County Chancery Court Chancellor Tom E. Gray No. 2009C233	Cottrell, J., Affirmed and Remanded	Rule 11	Denied - Application of Sumner County, Tennessee (Order filed 11-16-2011)
Robert K. Holloway v. State of Tennessee M2011-01092-SC-R11-PC	Dickson County Circuit Court Judge Robert Burch No. 7385	Smith, J., Rule 28 Denied	Rule 11	Denied - Application of Robert K. Holloway (Order filed 11-15-2011)

State of Tennessee v. Christopher Anthony Holman M2010-01005-SC-R11-CD	Montgomery County Circuit Court Judge John Gasaway Nos. 33859, 40284, 40500985, 40600101 40600102 and 40601288	Woodall, J., Affirmed	Rule 11	Denied - Application of Christopher Anthony Holman (Order filed 11-15-2011)
Matthew M. Jackson v. State of Tennessee M2010-02497-SC-R11-CO	Sumner County Circuit Court Judge Dee David Gay No. 9062000	Wedemeyer, J., Affirmed	Rule 11	Denied - Application of Matthew M. Jackson (Order filed 11-16-2011)
Jerry Kittrell v. Wilson County, Tennessee, et al. M2010-00792-SC-R11-CV	Wilson County Chancery Court Chancellor Charles K. Smith No. 09020	Cottrell, J., Affirmed in Part, Reversed in Part	Rule 11	Denied - Application of Wilson County, Tennessee and the Wilson County Board of Zoning Appeals (Order filed 11-16-2011)
State of Tennessee v. Herschel Van Lillard, Jr. M2010-00869-SC-R11-CD	Davidson County Criminal Court Judge Seth Norman No. 2003-D-3151	Glenn, J., Affirmed	Rule 11	Denied - Application of Herschel Van Lillard, Jr. (Order filed 11-15-2011)
State of Tennessee v. Rhonda Louise Medley M2009-02446-SC-R11-CD	Bedford County Circuit Court Judge Robert Crigler No. 16402	Williams, J., Affirmed in Part; Vacated in Part	Rule 11	Denied - Application of Rhonda Louise Medley (Order filed 11-16-2011)
Robert Lee Melvin v. Wendy Ann Melvin M2010-01418-SC-R11-CV	Wilson County Chancery Court Chancellor Charles K. Smith No. 07456	Farmer, J., Reversed in Part; Affirmed in Part and Remanded	Rule 11	Denied - Application of Robert Lee Melvin (Order filed 11-16-2011)
Metropolitan Government of Nashville and Davidson County v. David Douglas Ollis M2010-02046-SC-R11-CV	Davidson County Circuit Court Judge Joseph P. Binkley, Jr. No. 09C3487	Bennett, J., Affirmed	Rule 11	Denied - Application of David Douglas Ollis (Order filed 11-17-2011)

Jamie Scott Moore v. Sheriff Robert Arnold and State of Tennessee M2011-00618-SC-R11-HC	Rutherford County Circuit Court Judge Don R. Ash No. F58884	Smith, J., Rule 20 Affirmed	Rule 11	Denied - Application of Jamie Scott Moore (Order filed 11-16-2011)
Lori Parker v. Ryan Bradford Brown M2011-01909-SC-R10-CV	Davidson County Circuit Court Judge Hamilton V. Gayden, Jr. No. 10C2545	Per Curiam, Denied	Rule 10	Denied - Application of Lori Parker (Order filed 11-16-2011)
Jonathan K. Price v. State of Tennessee M2010-00242-SC-R11-PC	Rutherford County Circuit Court Judge David Bragg No. F63728	McLin, J., Affirmed	Rule 11	Denied - Application of Jonathan K. Price (Order filed 11-15-2011)
State of Tennessee v. Markqujitton Sanders M2010-02212-SC-R11-CD	Montgomery County Circuit Court Judge John H. Gasaway, III Nos. 40000252 and 40400902	Ogle, J., Affirmed	Rule 11	Denied - Application of Markqujitton Sanders (Order filed 11-17-2011)
Gerald Thomas v. Rivergate Auto Parts, et al. M2010-01649-SC-R11-CV	Davidson County Circuit Court Judge Hamilton V. Gayden, Jr. No. 10C-810	Cottrell, J., Affirmed	Rule 11	Denied - Application of Gerald Thomas (Order filed 11-16-2011)
State of Tennessee v. Lakeisha Margaret Watkins M2009-02607-SC-R11-CD	Davidson County Criminal Court Judge Cheryl Blackburn No. 2007-D-3224	Wedemeyer, J., Affirmed; Vacated and Dismissed; Remanded for Re-sentencing	Rule 11	Denied - Application of Lakeisha Margaret Watkins (Order filed 11-15-2011)

Regina D. Wisner v. Cyrus W. Wisner, Jr. M2011-01975-SC-S10-CV	Rutherford County Circuit Court Judge Royce Taylor No. 50085	Per Curiam, Rule 10 Denied	Rule 10	Denied - Application of Regina D. Wisner (Order filed 11-16-2011)
Sentoryia Lawand Young v. State of Tennessee M2010-01762-SC-R11-PC	Davidson County Criminal Court Judge Mark J. Fishburn No. 2002-B-952	Witt, J., Affirmed	Rule 11	Denied - Application of Sentoryia Lawand Young (Order filed 11-16-2011)
<u>Knoxville</u>				
Walter J. Brumit v. Stefanie Brumit Durham E2010-01999-SC-R11-CV	Greene County Chancery Court Judge John K. Wilson No. 9310	McClarty, J., Affirmed	Rule 11	Denied - Application of Walter J. Brumit (Order filed 11-16-2011)
Glenn Cupp, et al. v. Bill Heath, et al. E2010-02364-SC-R11-CV	Claiborne County Chancery Court Chancellor Billy J. White No. 16652	Susano, J., Affirmed	Rule 11	Denied - Application of Bill and Virginia Heath (Order filed 11-15-2011)
State of Tennessee v. Michael Daniels E2009-01627-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca J. Stern Nos. 260094 & 259788	Ogle, J., Affirmed	Rule 11	Dismissed - Application of Michael Daniels (Order filed 11-17-2011)
State of Tennessee v. Timothy Evans E2009-01627-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca J. Stern Nos. 260094 & 259788	Ogle, J., Affirmed	Rule 11	Dismissed - Application of Timothy Evans (Order filed 11-17-2011)
State of Tennessee v. Kevin Allen Gentry E2009-02041-SC-R11-CD	Sevier County Circuit Court Judge Richard R. Vance No. CR11894II	Ogle, J., Affirmed	Rule 11	Denied - Application of Kevin Gentry (Order filed 11-16-2011)

Daniel H. Jones v. Mark Gwyn, Director, TBI, et al. E2011-00084-SC-R11-CV	Sullivan County Circuit Court Judge Robert H. Montgomery, Jr. No. C58630	Swiney, J., Affirmed and Remanded	Rule 11	Denied - Application of Daniel H. Jones (Order filed 11-17-2011)
Daniel H. Jones v. Mark Gwyn, et al. E2011-01070-SC-R11-CV	Johnson County Circuit Court Judge Thomas Seeley No. X3360	McClarty, J., Dismissed	Rule 11	Denied - Application of Daniel H. Jones (Order filed 11-15-2011)
State of Tennessee v. Christopher Locke E2010-01965-SC-R11-CD	Blount County Circuit Court Judge David R. Duggan No. C-18813	Williams, J., Affirmed	Rule 11	Denied - Application of Christopher Locke (Order filed 11-16-2011)
Asata D. Lowe v. State of Tennessee E2011-01640-SC-R11-PC	Blount County Circuit Court Judge David Reed Duggan No. C14586	Tipton, J., Witt, J., Ogle, J., Rule 11 Denied	Rule 11	Denied - Application of Asata D. Lowe (Order filed 11-17-2011)
State of Tennessee v. Quincy Mills E2010-00519-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca Stern Nos. 269271 and 270834	Ogle, J., Affirmed	Rule 11	Denied - Application of Quincy Mills (Order filed 11-16-2011)
State of Tennessee v. Robert Colin Pelfrey E2010-01671-SC-R11-CD	Roane County Criminal Court Judge E. Eugene Eblen No. 13465	Thomas, J., Affirmed in Part; Reversed in Part	Rule 11	Denied - Application of Robert Colin Pelfrey (Order filed 11-16-2011)
Christa Gail Pike v. State of Tennessee E2009-00016-SC-R11-PD	Knox County Criminal Court Judge Mary Beth Leibowitz No. 68280	Williams, J., Affirmed	Rule 11	Denied - Application of Christa Gail Pike (Order filed 11-15-2011)

State of Tennessee v. Rodney Porter E2010-01014-SC-R11-CD	Knox County Criminal Court Judge Richard Baumgartner No. 88774	Witt, J., Affirmed	Rule 11	Denied - Application of Rodney Porter (Order filed 11-17-2011)
Mike Settle v. Middle Tennessee Mental Health Institute, et al. E2010-02469-SC-R11-CV	Morgan County Circuit Court Judge Russell E. Simmons, Jr. No. 2010CV28	McClarty, J., Affirmed and Remanded	Rule 11	Denied - Application of Mike Settle (Order filed 11-16-2011)
Dennis Wade Suttles v. State of Tennessee E2008-02146-SC-R11-PD	Knox County Criminal Court Judge Mary Beth Leibowitz No. 72245	Tipton, J., Affirmed	Rule 11	Denied - Application of Dennis Wade Suttles (Order filed 11-16-2011)
State of Tennessee v. Billy Tate E2010-01336-SC-R11-CD	Hamilton County Criminal Court Judge Don W. Poole No. 272364	Smith, J., Affirmed	Rule 11	Denied - Application of Billy Tate; Denied - "Motion: Permission to Consider an Additional Post-Judgment Fact" of Billy Tate (Order filed 11-15-2011)
State of Tennessee v. David A. Taylor E2010-01123-SC-R11-CD	Sevier County Circuit Court Judge Richard R. Vance No. 14334-II	Witt, J., Affirmed	Rule 11	Denied - Application of David A. Taylor (Order filed 11-17-2011)
Nelson Troglin v. State of Tennessee E2010-01041-SC-R11-PC	Bledsoe County Circuit Court Judge Thomas Graham No. 572002	Thomas, J., Affirmed	Rule 11	Denied - Application of Nelson Troglin (Order filed 11-15-2011)

Jackson

Andre Baldwin v. State of Tennessee W2010-00948-SC-R11-PC	Shelby County Criminal Court Judge John Fowlkes, Jr. No. 00-13691	Tipton, J., Affirmed	Rule 11	Denied - Application of Andrew Baldwin (Order filed 11-15-2011)
State of Tennessee v. Alvertis Boyd W2010-01513-SC-R11-CD	Shelby County Criminal Court Judge Chris Craft No. 08-01138	Thomas, J., Affirmed	Rule 11	Denied - Application of Alvertis Boyd (Order filed 11-16-2011)
William Bryant v. State of Tennessee W2010-02530-SC-R11-PC	Obion County Circuit Court Judge R. Lee Moore No. CC-09-CR-92	Witt, J., Affirmed	Rule 11	Denied - Application of William Bryant (Order filed 11-17-2011)
O'Rane M. Cornish, Sr. v. The Home Depot, Inc. W2010-00476-SC-R11-CV	Shelby County Circuit Court Judge James F. Russell No. CT-001164-05	Farmer, J., Affirmed and Remanded	Rule 11	Denied - Application of O'Rane M. Cornish, Sr. (Order filed 11-15-2011)
Kenneth E. Diggs v. Strand Analytical Laboratories, LLC W2011-00318-SC-R11-CV	Shelby County Circuit Court Judge Robert L. Childers No. CT-004199-10	Stafford, J., Appeal Dismissed	Rule 11	Denied - Application of Kenneth E. Diggs; Denied - Motions of Kenneth E. Diggs for relief in thirty days and to strike the appellee's answer in opposition to Rule 11 application as untimely (Order filed 11-15-2011)
Billy Ray Farris v. State of Tennessee W2008-02633-SC-R11-PC	Chester County Circuit Court Judge Roy B. Morgan, Jr. No. 05354	Ogle, J., Affirmed	Rule 11	Dismissed - Application of Billy Ray Farris (Order filed 11- -2011)
In Re: The Estate of James W. Ford, M.D. W2011-01840-SC-S10-CV	Shelby County Probate Court Judge Robert Benham No. C54081`	Highers, J., Farmer, J., Rule 10 Denied	Rule 10	Denied - Application of Barbara Ford Branch (Order filed 11-15-2011)

State of Tennessee v. Eddie Harris W2010-00693-SC-R11-CD	Shelby County Criminal Court Judge W. Mark Ward No. 09-01012	Ogle, J., Affirmed	Rule 11	Denied - Application of Eddie Harris (Order filed 11-17-2011)
State of Tennessee v. Kenneth Hayes W2010-00309-SC-R11-CD	Shelby County Criminal Court Judge Lee V. Coffee No. 09-2707	Wedemeyer,J., Affirmed	Rule 11	Dismissed - Application of Kenneth Hayes (Order filed 11-16-2011)
State of Tennessee v. Ernest Lee Jennings W2010-01484-SC-R11-CD	Fayette County Circuit Court Judge Weber McCraw No. 6337	Wedemeyer,J., Affirmed	Rule 11	Denied - Application of Ernest Lee Jennings (Order filed 11-15-2011)
State of Tennessee v. Osayamien Ogbeiwi W2010-00117-SC-R11-CD	Shelby County Criminal Court Judge Lee V. Coffee No. 06-01475	Glenn, J., Affirmed	Rule 11	Denied - Application of Osayamien Ogbeiwi (Order filed 11-15-2011)
State of Tennessee v. Mariet L. Patrick W2010-02074-SC-R11-CD	Dyer County Circuit Court Judge Russell Lee Moore, Jr. No. 08-CR-71	Thomas, J., Affirmed	Rule 11	Denied - Application of Mariet L. Patrick (Order filed 11-16-2011)
State of Tennessee v. Jose Luis Vizcaino-Ramos W2010-01325-SC-R11-CD	Hardeman County Circuit Court Judge J. Weber McCraw No. 09-01-0830	McMullen, J., Affirmed	Rule 11	Denied - Application of Jose Luis Vizcaino-Ramos (Order filed 11-16-2011)
State of Tennessee v. Mike Settle W2011-01318-SC-R11-CD	Madison County Circuit Court Judge Roger A. Page No. 99906	Williams, J., Denial of Motion to Proceed as Indigent	Rule 11	Dismissed - Application of Mike Settle (Order filed 11-16-2011)

State of Tennessee v. Rickie Sipes W2010-02524-SC-R11-CD	Hardeman County Circuit Court Judge J. Weber McCraw No. 2010-CR-92	Glenn, J., Affirmed	Rule 11	Denied - Application of Rickie Sipes (Order filed 11-15-2011)
State of Tennessee v. Reginold Steed W2010-01829-SC-R11-CD	Madison County Circuit Court Judge Donald H. Allen No. 09-549	Ogle, J., Affirmed	Rule 11	Denied - Application of Reginold Steed (Order filed 11-16-2011)
State of Tennessee v. Demario Thomas W2010-00949-SC-R11-CD	Shelby County Criminal Court Judge James M. Lammey, Jr. No. 08-03938	Wedemeyer,J., Modified and Remanded	Rule 11	Denied - Application of Demario Thomas (Order filed 11-15-2011)
Rodney Laron Thomas v. State of Tennessee W2010-01487-SC-R11-PC	Henderson County Circuit Court Judge Roy B. Morgan, Jr. No. 07-063-1	Williams, J., Appeal Dismissed	Rule 11	Denied - Application of Rodney Laron Thomas (Order filed 11-17-2011)
State of Tennessee v. Charlie B. York W2010-01165-SC-R11-CD	Fayette County Circuit Court Judge J. Weber McCraw No. 6379	Wedemeyer,J., Affirmed	Rule 11	Denied - Application of Charlie B. York (Order filed 11-16-2011)

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

BSG, LLC v. CHECK VELOCITY, INC.

**Chancery Court for Davidson County
No. 092113II**

No. M2011-00355-SC-R11-CV - Filed November 16, 2011

ORDER

Upon consideration of the application for permission to appeal of Check Velocity, Inc. and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

JERRY GARRISON ET AL. v. RITA BICKFORD ET AL.

Circuit Court for Bledsoe County
No. 4236

No. E2010-02008-SC-R11-CV - Filed November 15, 2011

ORDER

Upon consideration of the application for permission to appeal of Jerry and Martha Garrison and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

JEANETTE RAE JACKSON v. BRADLEY KENT SMITH

**Chancery Court for McNairy County
No. 8710**

No. W2011-00194-SC-R11-CV - Filed November 15, 2011

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed on behalf of Jeanette Rae Jackson, and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM