



Tennessee Supreme Court
DISCRETIONARY APPEALS
Grants & Denials List
August 6, 2018 - August 10, 2018

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Intermediate Court	Supreme Court Action
<u>Nashville</u>			
JAMIE NATHANIEL GRIMES V. STATE OF TENNESSEE M2017-00319-SC-R11-PC	Davidson County Criminal Court Monte Watkins 2008-C-3179	Ogle, Norma McGee: Affirm	Granted/Remanded: Application of Jamie Nathaniel Grimes Order filed 8-10-18
STATE OF TENNESSEE v. HASSAN FALAH AL MUTORY M2017-00346-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2015-C-1905	McMullen, Camille R., Ogle, Norma McGee, Per Curiam, Williams, John Everett: Case Dispositional Decision	Granted: Application of State of Tennessee Order filed 8-9-18
<u>Knoxville</u>			
STATE OF TENNESSEE v. CHARLES KEESE E2016-02020-SC-R11-CD	Knox County Criminal Court G. Scott Green 105631	Witt Jr., James Curwood: Affirm in Part	Granted: Application of Charles Preston Keese Order filed 8-9-18

STATE OF TENNESSEE v. MICHAEL EUGENE
TOLLE
E2017-00571-SC-R11-CD

Knox County Criminal Court
Bobby R. McGee
100047

Witt Jr., James Curwood: Vacate

Granted: Application of Michael
Eugene Tolle

Order filed 8-9-18

CAROLYN CRISP v. MICHAEL NELMS, ET AL.
E2017-01044-SC-R11-CV

Blount County Circuit Court
Rex H. Ogle
L-18929

Swiney, D. Michael: Reverse

Granted: Application of Michael
Nelms and George Long

Order filed 8-8-18

DENIALS

Style/Appeal Number

County/Trial Judge/ Trial Court No.

Intermediate Court

Supreme Court Action

Nashville

STATE OF TENNESSEE v. CHRISTOPHER HANK
BOHANNON
M2017-00104-SC-R11-CD

Putnam County Criminal Court
David A. Patterson
11-0566

McMullen, Camille R.: Affirm

Denied: Application of
Christopher Hank Bohannon

Order filed 8-8-18

JULIE BAUER v. STATE OF TENNESSEE
M2017-00120-SC-R11-PC

Maury County Circuit Court
Robert L. Jones
20369

Wedemeyer, Robert W.: Affirm

Denied: Application of Julie
Bauer

Order filed 8-8-18

CHARLES JOSEPH TOOLEY v. PAMELA M.
HOWEY TOOLEY
M2017-00610-SC-R11-CV

Sumner County Circuit Court
Joe Thompson
2014-CV-1366

Bennett, Andy D.: Affirm

Denied: Application of Charles
Joseph Tooley

Order filed 8-9-18

CHARLES MICHAEL VANCE, II v. ANGELA
MICHELLE TAYLOR VANCE
M2017-00622-SC-R11-CV

Davidson County Circuit Court
Phillip R. Robinson
08D-2882

Bennett, Andy D.: Affirm in Part

Denied: Application of Angela
Michelle Taylor Vance

Order filed 8-9-18

E SOLUTIONS FOR BUILDINGS, LLC v.
KNESTRICK CONTRACTOR, INC., ET AL.
M2017-00732-SC-R11-CV

Davidson County Chancery Court
Russell T. Perkins
15-62-IV

Gibson, Brandon O.: Dismiss

Denied: Application of Air
Comfort Heating and Cooling,
LLC

Order filed 8-9-18

STATE OF TENNESSEE v. JAMES KEVIN WOODS
M2017-00800-SC-R11-CD

Wilson County Criminal Court
John D. Wootten, Jr.
15-CR-17

Holloway Jr., Robert L.: Affirm

Denied: Application of James
Kevin Woods

Order filed 8-8-18

STATE OF TENNESSEE v. MACK MANDRELL LOYDE, AKA MANDREL LOYDE, AKA MICHAEL LOYDE M2017-01002-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2013-A-430	Dyer, J. Ross: Affirm in Part	Denied: Application of Mack Mandrell Loyde Order filed 8-8-18
JULIE A. SLOAN v. EMPLOYEE BENEFIT BOARD OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE M2017-01342-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 16-1148-IV	Stafford, J. Steven: Reverse	Denied: Application of Julie A. Sloan Order filed 8-9-18
FREDRICK SLEDGE v. TENNESSEE DEPARTMENT OF CORRECTION, ET AL. M2017-01510-SC-R11-CV	Davidson County Chancery Court Claudia Bonnyman 16-1073-I	Swiney, D. Michael: Affirm	Denied: Application of Fredrick Sledge Order filed 8-10-18
STATE OF TENNESSEE v. ARTURO CARDENAS, JR. M2017-01718-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2008-D-4177	Holloway Jr., Robert L.: Affirm	Denied: Application of Arturo Cardenas, Jr. Order filed 8-10-18
STATE OF TENNESSEE v. JAMES LARRY WILLIAMS M2017-01830-SC-R11-CD	Williamson County Circuit Court James G. Martin, III IICR170166	Thomas Jr., D. Kelly: Affirm	Denied: Application of James Larry Williams Order filed 8-8-18

ANTHONY FINNIE v. STATE OF TENNESSEE ET AL.
M2018-00177-SC-R11-CV

Davidson County Chancery Court
Russell T. Perkins
17-541-IV

Per Curiam: Case Dispositional Decision

Denied: Application of Anthony Finnie

Order filed 8-9-18

Knoxville

HERBERT S. MONCIER v. NINA HARRIS, ET AL.
E2016-00209-SC-R11-CV

Knox County Chancery Court
Clarence E. Pridemore, Jr.
190527-2

McClarty, John W.: Affirm

Denied: Application of Herbert S. Moncier

Order filed 8-10-18

500 BLOCK, LLC v. DONALD BOSCH
E2016-02449-SC-R11-CV

Knox County Chancery Court
Clarence E. Pridemore, Jr.
180363-2

Dinkins, Richard H.: Reverse

Denied: Application of Donald Bosch

Order filed 8-10-18

ROY LEN ROGERS v. STATE OF TENNESSEE
E2017-00445-SC-R11-PC

Rhea County Circuit Court
J. Curtis Smith
16878

Witt Jr., James Curwood: Affirm

Denied: Application of Roy Len Rogers

Order filed 8-10-18

STATE OF TENNESSEE v. ANDREW YOUNG JOHNSON E2017-00756-SC-R11-CD	Sullivan County Criminal Court R. Jerry Beck S38912	Witt Jr., James Curwood: Affirm	Denied: Application of Andrew Young Johnson Order filed 8-8-18
IN RE CONSERVATORSHIP FOR RALPH C WILLIAMS E2017-00777-SC-R11-CV	Loudon County General Sessions Court Rex Alan Dale 5366	McClarty, John W.: Affirm	Denied: Application of Ralph C. Williams Order filed 8-8-18
TRACY LEBRON VICK v. STATE OF TENNESSEE E2017-01333-SC-R11-PC	Hamilton County Criminal Court Don W. Poole 215412	Montgomery Jr., Robert H.: Affirm	Denied: Application of Tracy Lebron Vick Order filed 8-8-18
MARK W GIVLER v. STATE OF TENNESSEE E2017-01517-SC-R11-CV	Tennessee Claims Commission Commissioner, TN. Claims Commission (Eastern Division) T20170894	Frierson II, Thomas R.: Dismiss	Denied: Application of Mark W. Givler Order filed 8-8-18
HERSHEL SANDERS, ET AL. v. FIRST TENNESSEE BANK, N.A. E2017-01814-SC-R11-CV	Cumberland County Circuit Court Amy V. Hollars CV005540	Susano Jr., Charles D.: Affirm	Denied: Application of Hershel Sanders and Alma Sanders Order filed 8-8-18

BOBBY MURRAY ET AL. v. DENNIS MIRACLE ET AL.
E2017-02474-SC-R11-CV

Roane County Chancery Court
Michael S. Pemberton
16543

Per Curiam: Case Dispositional Decision

Denied: Application of Bobby and Loretta Murray

Order filed 8-9-18

JAMES DELLINGER v. STATE OF TENNESSEE
E2018-00130-SC-R11-PD

Blount County Circuit Court
David Reed Duggan
C-23514

Montgomery Jr., Robert H., Per Curiam, Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision

Denied: Application of James Dellinger

Order filed 8-8-18

TIMERA V RUPERT ET AL. v. KNOX COUNTY TENNESSEE
E2018-00575-SC-R11-CV

Knox County Circuit Court
Deborah C. Stevens
3-8-16

Per Curiam: Case Dispositional Decision

Denied: Application of Knox County, Tennessee

Order filed 8-8-18

Jackson

TIMOTHY A. BAXTER V. STATE OF TENNESSEE
W2014-02325-SC-R11-HC

Madison County Circuit Court
Donald H. Allen
C14223

Thomas Jr., D. Kelly: Reverse

Denied: Application of Timothy A. Baxter

Order filed 8-8-18

STATE OF TENNESSEE v. MARCELLUS WOODS W2016-01527-SC-R11-CD	Shelby County Criminal Court John Wheeler Campbell 14-06427	Glenn, Alan E.: Affirm	Denied: Application of Marcellus Woods Order filed 8-9-18
STATE OF TENNESSEE v. WALTER COLLINS W2016-01819-SC-R11-CD	Shelby County Criminal Court Paula L. Skahan 15-00211	McMullen, Camille R.: Affirm	Denied: Application of Walter Collins Order filed 8-8-18
STATE OF TENNESSEE v. DANYELLE MCCULLOUGH W2016-01942-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 14-02525	Woodall, Thomas T.: Affirm	Denied: Application of Danyelle McCullough Order filed 8-9-18
WENDELL GUINN v. STATE OF TENNESSEE W2016-02152-SC-R11-PC	Shelby County Criminal Court J. Robert Carter, Jr. 12-05110	Thomas Jr., D. Kelly: Affirm	Denied: Application of Wendell Guinn Order filed 8-8-18
STATE OF TENNESSEE v. MICHAEL JOHN STITTS W2017-00209-SC-R11-CD	Madison County Circuit Court Roy B. Morgan, Jr. 15-515	Williams, John Everett: Affirm	Denied: Application of Michael John Stitts Order filed 8-8-18

STATE OF TENNESSEE v. JUSTUS ONYIEGO
W2017-00217-SC-R11-CD

Shelby County Criminal Court
Glenn Ivy Wright
15-00352

Ogle, Norma McGee: Affirm

Denied: Application of Justus
Onyiego

Order filed 8-8-18

CHARLES MCCLAIN v. STATE OF TENNESSEE
W2017-00306-SC-R11-PC

Shelby County Criminal Court
James C. Beasley, Jr.
10-00509

McMullen, Camille R.: Affirm

Denied: Application of Charles
McClain

Order filed 8-9-18

STATE OF TENNESSEE v. LEONARDO WILLIAMS
W2017-00702-SC-R11-CD

Shelby County Criminal Court
James C. Beasley, Jr.
06-01192, 09-00026

Glenn, Alan E.: Affirm

Denied: Application of Leonardo
Williams

Order filed 8-8-18

TRUSTMARK NATIONAL BANK v. SUNSHINE
CARWASH NO. 5 PARTNERS ET AL.
W2017-01759-SC-R11-CV

Shelby County Chancery Court
Jim Kyle
CH-13-0100-2

Stafford, J. Steven: Reverse

Denied: Application of Trustmark
National Bank

Order filed 8-8-18

VINCENT SIMS v. STATE OF TENNESSEE
W2017-02396-SC-R11-PD

Shelby County Criminal Court
Chris Craft
P-25898

Per Curiam: Case Dispositional
Decision

Denied: Application of Vincent
Sims

Order filed 8-8-18

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

FILED

08/08/2018

Clerk of the
Appellate Courts

CAROLYN CRISP v. MICHAEL NELMS, ET AL.

Circuit Court for Blount County

No. L-18929

No. E2017-01044-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Michael Nelms and George Long, and the record before us, the application is granted.

The Court is particularly interested in whether there was any genuine issue of material fact at summary judgment regarding whether Defendants' conduct fell below the applicable standard of care amounting to a breach of duty.

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 NASHVILLE

FILED
08/10/2018
Clerk of the
Appellate Courts

JAMIE NATHANIEL GRIMES v. STATE OF TENNESSEE

**Criminal Court for Davidson County
No. 2008-C-3179**

No. M2017-00319-SC-R11-PC

ORDER

Upon consideration of the application for permission to appeal of Jamie Nathaniel Grimes and the record before us, the application is summarily granted for the purpose of vacating the judgment of the Court of Criminal Appeals and remanding the case to the post-conviction court for entry of a corrected order denying the petition for post-conviction relief. The order entered by the post-conviction court does not accurately reflect what occurred at the evidentiary hearing in this matter. *See Jamie N. Grimes v. State*, 2018 WL 1883494, at *3 n.1 (Tenn. Crim. App. Apr. 19, 2018). Within sixty days of the filing of this order, the trial court clerk shall transmit to the Court of Criminal Appeals as a supplemental record an amended order denying the petition for post-conviction relief. Upon the filing of the amended order, the Court of Criminal Appeals may order additional briefing, if appropriate, and thereafter shall reconsider the case.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

FILED

08/09/2018

Clerk of the
Appellate Courts

STATE OF TENNESSEE v. CHARLES KEESE

Criminal Court for Knox County
No. 105631

No. E2016-02020-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Charles Preston Keese and the record before us, the application is granted.

Upon completion of briefing, the Clerk is directed to schedule this matter for oral argument on the same date, and immediately preceding the setting for *State v. Michael Eugene Tolle*, E2017-00571-SC-R11-CD.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

08/09/2018

Clerk of the
Appellate Courts

STATE OF TENNESSEE v. HASSAN FALAH AL MUTORY

**Criminal Court for Davidson County
No. 2015-C-1905**

No. M2017-00346-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of the State of Tennessee 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

FILED

08/09/2018

Clerk of the
Appellate Courts

STATE OF TENNESSEE v. MICHAEL EUGENE TOLLE

**Criminal Court for Knox County
No. 100047**

No. E2017-00571-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Michael Eugene Tolle and the record before us, the application is granted.

Upon completion of briefing, the Clerk is directed to schedule this matter for oral argument on the same docket as *State v. Charles Keese*, E2016-02020-SC-R11-CD.

PER CURIAM