



Tennessee Supreme Court  
**DISCRETIONARY APPEALS**  
Grants & Denials List  
January 13, 2020 - January 17, 2020

**GRANTS**

<b>Style/Appeal Number</b>	<b>County/Trial Judge/ Trial Court No.</b>	<b>Intermediate Court</b>	<b>Supreme Court Action</b>
<b><u>Nashville</u></b>			
STATE OF TENNESSEE v. ROBERT JASON ALLISON M2017-02367-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2010-C-2264	Woodall, Thomas T.: Affirm	Granted: Application of Robert Jason Allison  Order filed 1-15-20 (See Attached Order)
STATE OF TENNESSEE v. JAMES WILLIAM RAY M2018-01765-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 2017-A-556, 2017-A-557, 2017- A-689, 2017-A-781, 2017-A-782	Ogle, Norma McGee: Affirm	Granted and Remanded: Application of James William Ray AKA James William Ray, Jr.  Order filed 1-17-20 (See Attached Order)
<b><u>Jackson</u></b>			
MILAN SUPPLY CHAIN SOLUTIONS INC. F/K/A MILAN EXPRESS INC. v. NAVISTAR INC. ET AL. W2018-00084-SC-R11-CV	Madison County Circuit Court Roy B. Morgan, Jr. C-14-285	Goldin, Arnold B.: Reverse in Part	Granted: Application of Milan Supply Chain Solutions, Inc. F/K/A Milan Express, Inc.

**DENIALS**

<b>Style/Appeal Number</b>	<b>County/Trial Judge/ Trial Court No.</b>	<b>Intermediate Court</b>	<b>Supreme Court Action</b>
<b><u>Nashville</u></b>			
State of Tennessee vs Kevin D. Buford M2010-02160-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2008B1355	Wedemeyer, Robert W.: Affirm	Denied: Application of Kevin D. Buford  Order filed 1-15-20
JAMES MICHAEL NAIVE v. STATE OF TENNESSEE M2017-00278-SC-R11-PC	Williamson County Circuit Court Joseph A. Woodruff II-CR-105236-PC	Woodall, Thomas T.: Affirm	Denied: Application of James M. Naive  Order filed 1-15-20
STATE OF TENNESSEE v. BRANDON ROBERT VANDENBURG M2017-01882-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2015-C-1517	Holloway Jr., Robert L.: Affirm in Part	Denied: Application of Brandon Robert Vandenburg  Order filed 1-15-20

STATE OF TENNESSEE v. JEFFREY ALLEN  
JUDKINS  
M2018-00704-SC-R11-CD

Lawrence County Circuit Court  
Robert L. Jones  
34363

Thomas Jr., D. Kelly: Affirm

Denied: Application of Jeffrey  
Allen Judkins  
  
Order filed 1-15-20

GIOVANNE TREYMANE JOHNSON a/k/a  
GIOVOANNE TREYMANE JOHNSON v. STATE  
OF TENNESSEE  
M2018-00755-SC-R11-PC

Montgomery County Circuit Court  
Jill Bartee Ayers  
41300837

Woodall, Thomas T.: Affirm

Denied: Application of Giovanne  
Treymane Johnson  
  
Order filed 1-15-20

SEDRICK DARION MITCHELL v. STATE OF  
TENNESSEE  
M2018-00975-SC-R11-PC

Bedford County Circuit Court  
Forest A. Durard, Jr.  
18123

Thomas Jr., D. Kelly: Affirm

Denied: Application of Sedrick  
Darion Mitchell  
  
Order filed 1-15-20

JOHN B. ALBERTS v. STATE OF TENNESSEE  
M2018-00994-SC-R11-PC

Williamson County Circuit Court  
Joseph A. Woodruff  
CR170296

Montgomery Jr., Robert H.: Affirm

Denied: Application of John  
Burley Alberts  
  
Order filed 1-15-20

ADAYSE LAVONNE GADDY v. STATE OF  
TENNESSEE  
M2018-01272-SC-R11-PC

Davidson County Criminal Court  
Seth W. Norman  
2012-C-2666

Montgomery Jr., Robert H.: Affirm

Denied: Application of Adayse  
Lavonne Gaddy  
  
Order filed 1-15-20

STATE OF TENNESSEE v. MOHAMED A.  
ALMAHMMODY  
M2018-01274-SC-R11-CD

Davidson County Criminal Court  
Angelita Blackshear Dalton  
2016-A-457

Holloway Jr., Robert L.: Affirm

Denied: Application of Mohamed  
A. Almahmmody

Order filed 1-15-20

TENNESSEE DEPARTMENT OF HEALTH ET AL v.  
NORMA J. SPARKS  
M2018-01317-SC-R11-CV

Davidson County Chancery Court  
Ellen H. Lyle  
17-1064-III

Bennett, Andy D.: Affirm

Denied: Application of State of  
Tennessee

Order filed 1-15-20

STATE OF TENNESSEE v. DEXTER DEWAYNE  
ALCORN  
M2018-01618-SC-R11-CD

Montgomery County Circuit Court  
William R. Goodman, III  
41100848, 63CC1-2011-CR-857

Montgomery Jr., Robert H.: Affirm

Denied: Application of Dexter  
Dewayne Alcorn

Order filed 1-15-20

STATE OF TENNESSEE v. CHARLES EUGENE  
DARVIN, JR.  
M2018-01669-SC-R11-CD

Davidson County Criminal Court  
Seth W. Norman  
2015-B-1456

McMullen, Camille R.: Affirm

Denied: Application of Charles  
Eugene Darwin, Jr.

Order filed 1-15-20

STATE OF TENNESSEE v. RUDOLFO VALENTIN GONZALEZ, II M2018-01846-SC-R11-CD	Montgomery County Circuit Court Jill Bartee Ayers 63CC1-2018-CR-152	Glenn, Alan E.: Affirm	Denied: Application of Rudolfo Valentin Gonzalez, II  Order filed 1-15-20
IN RE ESTATE OF JOHN E. MAYFIELD M2018-01977-SC-R11-CV	Cheatham County Chancery Court Suzanne Lockert-Mash P-2880	Bennett, Andy D.: Reverse Swiney, D. Michael: Dissent	Denied: Application of Community Foundation of Middle Tennessee, Inc.  Order filed 1-15-20
JONATHON D. BROWN v. STATE OF TENNESSEE M2018-02055-SC-R11-PC	Robertson County Circuit Court Jill Bartee Ayers 74CC2-2014-CR-453	Holloway Jr., Robert L.: Affirm	Denied: Application of Jonathon D. Brown  Order filed 1-15-20
YASIN SOLOMON HAWKINS v. STATE OF TENNESSEE M2018-02155-SC-R11-ECN	Davidson County Criminal Court Mark J. Fishburn 2015-C-2127	Wedemeyer, Robert W.: Affirm	Denied: Application of Yasin Solomon Hawkins  Order filed 1-17-20

STATE OF TENNESSEE v. RANDY EARL  
EDWARDS  
M2018-02247-SC-R11-CD

Davidson County Criminal Court  
Angelita Blackshear Dalton  
2009-C-2209

Witt Jr., James Curwood: Affirm

Denied: Application of Randy Earl  
Edwards  
Order filed 1-17-20

ALAN CARTEE v. DALE MORRIS, ET AL.  
M2018-02272-SC-R11-CV

Davidson County Circuit Court  
Amanda Jane McClendon  
16C190

Bennett, Andy D.: Reverse

Denied: Application of Alan  
Cartee  
Order filed 1-15-20

OSCAR SMITH v. STATE OF TENNESSEE  
M2019-01662-SC-R11-PD

Davidson County Criminal Court  
Angelita Blackshear Dalton  
89-F-1773

Wedemeyer, Robert W.: Case  
Dispositional Decision

Denied: Application of Oscar  
Franklin Smith  
Order filed 1-15-20

JERRY MOOREHEAD,ET AL. v. LOGAN DANIEL  
CRABTREE, ET AL.  
M2019-01669-SC-R11-CV

Moore County Circuit Court  
M. Wyatt Burk  
2017-CV-1104

Per Curiam: Case Dispositional  
Decision

Denied: Application of Debra  
Moorehead and Jerry  
Moorehead  
Order filed 1-15-20

**Knoxville**

STATE OF TENNESSEE v. DAVID WILLIAM GARY E2018-00194-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 107932	Ogle, Norma McGee: Affirm	Denied: Application of David William Gary  Order filed 1-15-20
STATE OF TENNESSEE v. KAREN SARAH THOMAS E2018-00353-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 108788	Thomas Jr., D. Kelly: Affirm	Denied: Application of Karen Sarah Thomas  Order filed 1-15-20
HAROLD WAYNE NICHOLS v. STATE OF TENNESSEE E2018-00626-SC-R11-PD	Hamilton County Criminal Court Don R. Ash 205863	Easter, Timothy L.: Affirm	Denied: Application of Harold Wayne Nichols  Order filed 1-15-20
STATE OF TENNESSEE v. JONATHAN MICHAEL ATHA E2018-00663-SC-R11-CD	Sevier County Circuit Court Rex H. Ogle 20183, 20185-III	Thomas Jr., D. Kelly: Affirm	Denied: Application of Jonathan Michael Atha  Order filed 1-15-20
STATE OF TENNESSEE v. DOMINIQUE ALEXANDER BOOKER E2018-00777-SC-R11-CD	Knox County Criminal Court G. Scott Green 108641, 109764	Wedemeyer, Robert W.: Affirm	Denied: Application of Dominique Alexander Booker  Order filed 1-15-20

STATE OF TENNESSEE v. MAKOYOUS  
HOUSTON  
E2018-01118-SC-R11-CD

Knox County Criminal Court  
G. Scott Green  
106372

Ogle, Norma McGee: Affirm

Denied: Application of Makoyous  
Houston

Order filed 1-16-20

STATE OF TENNESSEE v. RICHARD WILLIAMS  
E2018-01460-SC-R11-CD

Knox County Criminal Court  
Steven Wayne Sword  
108261

Holloway Jr., Robert L.: Affirm

Denied: Application of Richard  
Williams

Order filed 1-15-20

ANGELA M. GUNTER v. ESTATE OF JAIME B.  
ARMSTRONG BY FRANCIS X. SANTORE, JR.,  
ADMINISTRATOR AD LITEM, ET AL.  
E2018-01473-SC-R11-CV

Greene County Circuit Court  
Beth Boniface  
CC-2017-CV-144

Frierson II, Thomas R.: Affirm

Denied: Application of Angela M.  
Gunter

Order filed 1-15-20

STATE OF TENNESSEE v. WILLIAM ROBERT  
GOODWIN  
E2018-01683-SC-R11-CD

Knox County Criminal Court  
Bobby R. McGee  
106968, 106969, 106970,  
107087, 107310, 107311,  
107775, 107776

McMullen, Camille R.: Affirm

Denied: Application of William  
Robert Goodwin

Order filed 1-15-20



STATE OF TENNESSEE v. ROBERT DIGGS E2018-01755-SC-R11-CD	Sullivan County Criminal Court James F. Goodwin, Jr. S66031	Holloway Jr., Robert L.: Affirm	Denied: Application of Robert Lee Diggs  Order filed 1-15-20
STATE OF TENNESSEE v. GARY LEE BRAGG E2018-01789-SC-R11-CD	Knox County Criminal Court Bobby R. McGee 108446	Montgomery Jr., Robert H.: Affirm	Denied: Application of Gary Lee Bragg  Order filed 1-15-20
STATE OF TENNESSEE v. CHRISTIAN AARON NEEDHAM E2018-01982-SC-R11-CD	McMinn County Criminal Court Andrew M. Freiberg 13CR405	Montgomery Jr., Robert H.: Affirm	Denied: Application of Christian Aaron Needham  Order filed 1-15-20
JEREMY PAUL BARMMER v. JOY DENISE STAININGER E2018-02058-SC-R11-CV	Sevier County Circuit Court Carter Scott Moore 2016-CV-288-1	McClarty, John W.: Affirm	Denied: Application of Jeremy Paul Barmmer  Order filed 1-16-20
CARL SHORT EX REL. ALLISON HOPE SHORT v. METRO KNOXVILLE HMA LLC ET AL. E2018-02292-SC-R11-CV	Knox County Circuit Court William T Ailor 2-346-17	Swiney, D. Michael: Reverse Frierson II, Thomas R.: Dissent	Denied: Application of Sparrow Emergency Physicians, LLC, Douglas E. Holland, & Michael D. Phillips; OPN of COA designated

"Not For Citation" accordance  
with SCT Rule 4(E)

Order filed 1-15-20

JOHNNY ALAN HOWELL ET AL. v. NELSON  
GRAY ENTERPRISES ET AL.  
E2019-00033-SC-R11-CV

Johnson County Circuit Court  
James E. Lauderback  
CC-17-CV-46

McClarty, John W.: Affirm

Denied: Application of Johnny  
Alan Howell and Charity L.  
Council

Order filed 1-15-20

TROY LOVE v. STATE OF TENNESSEE  
E2019-00111-SC-R11-PC

Knox County Criminal Court  
Steven Wayne Sword  
112312PC

Dyer, J. Ross: Affirm

Denied: Application of Troy Love

Order filed 1-16-20

LAVERIS TOWNSEND v. HUBERT E. HAMILTON  
E2019-00464-SC-R11-CV

Hamilton County Circuit Court  
Ward Jeffrey Hollingsworth  
18C859

Per Curiam: Case Dispositional  
Decision

Denied: Application of Laveris  
Townsend

Order filed 1-15-20

**Jackson**

TARENCE NELSON v. STATE OF TENNESSEE  
W2017-02063-SC-R11-PC

Shelby County Criminal Court  
Chris Craft  
10-02396

Dyer, J. Ross: Affirm

Denied: Application of Tarence  
Nelson

Order filed 1-15-20

STATE OF TENNESSEE v. RAYMOND WATISON  
W2018-00552-SC-R11-CD

Shelby County Criminal Court  
James M. Lammey  
16-04907

Witt Jr., James Curwood: Affirm

Denied: Application of Raymond  
Earl Watison

Order filed 1-17-20

STATE OF TENNESSEE v. DUSTIN MICHAEL  
CATHEY  
W2018-00615-SC-R11-CD

Crockett County Circuit Court  
Clayburn Peebles  
4258

Glenn, Alan E.: Affirm

Denied: Application of Dustin  
Michael Cathey, Opinion of the  
Court of Criminal Appeals  
designated "Not For Citation"  
accordance with Supreme Court  
rule 4(E)

Order filed 1-17-20

STATE OF TENNESSEE v. CORDERRO AVANT  
and DAVARIO FIELDS aka DAVARIO MCNEARY  
W2018-01154-SC-R11-CD

Shelby County Criminal Court  
Carolyn W. Blackett  
14-04590

Easter, Timothy L.: Affirm

Denied: Application of Davario  
Fields aka Davario McNeary

Order filed 1-17-20

DEANGELO NORTON v. STATE OF TENNESSEE  
W2018-01420-SC-R11-PC

Shelby County Criminal Court  
J. Robert Carter, Jr.  
15-00754

Dyer, J. Ross: Affirm

Denied: Application of DeAngelo  
Norton

Order filed 1-15-20

STATE OF TENNESSEE v. PRENTICE FARRELL  
ANDERSON  
W2018-01475-SC-R11-CD

Madison County Circuit Court  
Roy B. Morgan, Jr.  
18-72

Woodall, Thomas T.: Affirm

Denied: Application of Prentice  
Farrell Anderson

Order filed 1-15-20

BRIAN LEE WEBB v. STATE OF TENNESSEE  
W2018-01664-SC-R11-PC

Benton County Circuit Court  
Charles C. McGinley  
15-CR-39

Easter, Timothy L.: Affirm

Denied: Application of Brian Lee  
Webb

Order filed 1-16-20

JEREMY DUNCAN v. STATE OF TENNESSEE  
W2019-00021-SC-R11-PC

Madison County Circuit Court  
Roy B. Morgan, Jr.  
C-18-250

Wedemeyer, Robert W.: Affirm

Denied: Application of Jeremy  
Peres Duncan

Order filed 1-15-20

STATE OF TENNESSEE v. BREWSTON LAMONT  
COLE  
W2019-00245-SC-R11-CD

Gibson County (Humboldt) Circuit Court  
Clayburn Peeples  
H10101

Wedemeyer, Robert W.: Affirm

Denied: Application of Brewston  
Lamont Cole

Order filed 1-17-20

WILLIAM ZUKOWSKI v. SHAWN PHILLIPS,  
WARDEN  
W2019-00575-SC-R11-HC

Lake County Circuit Court  
R. Lee Moore, Jr.  
19-CR-10581

Holloway Jr., Robert L.: Affirm

Denied: Application of William  
Zukowski

Order filed 1-17-20

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**FILED**

01/17/2020

Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. DUSTIN MICHAEL CATHEY**

**Circuit Court for Crockett County  
No. 4258**

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**No. W2018-00615-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of Dustin Michael Cathey and the record before us, the application is denied.

The opinion of the Court of Criminal Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4, § E.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**FILED**  
01/17/2020  
Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. JAMES WILLIAM RAY AKA JAMES  
WILLIAM RAY, JR.**

**Criminal Court for Davidson County  
Nos. 2017-A-556, 2017-A-557, 2017-A-689, 2017-A-781, 2017-A-782**

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**No. M2018-01765-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of James William Ray AKA James William Ray, Jr. and the record before us, the application is granted for the purpose of remanding the case to the trial court for re-sentencing in light of this Court's opinion in *State of Tennessee v. Ashley N. Menke*, No. M2017-00597-SC-R11-CD, 2019 WL 6336427 (Tenn. Nov. 27, 2019), with respect to the theft convictions in Count 2 of Case No. 2017-A-556, Count 2 of Case No. 2017-A-557, Count 2 of Case No. 2017-A-781, and Count 2 of Case No. 2017-A-782.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**FILED**

01/15/2020

Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. ROBERT JASON ALLISON**

**Criminal Court for Davidson County  
No. 2010-C-2264**

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**No. M2017-02367-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of Robert Jason Allison 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**

01/15/2020

Clerk of the  
Appellate Courts

**CARL SHORT EX REL. ALLISON HOPE SHORT v. METRO  
KNOXVILLE HMA LLC ET AL.**

**Circuit Court for Knox County  
No. 2-346-17**

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**No. E2018-02292-SC-R11-CV**

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**ORDER**

Upon consideration of the application for permission to appeal of Sparrow Emergency Physicians, LLC, Douglas E. Holland, and Michael D. Phillips and the record before us, the application is denied.

The opinion of the Court of Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4, § E.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**FILED**

01/16/2020

Clerk of the  
Appellate Courts

**MILAN SUPPLY CHAIN SOLUTIONS, INC. F/K/A MILAN EXPRESS INC.  
v. NAVISTAR, INC. ET AL.**

**Circuit Court for Madison County  
No. C-14-285**

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**No. W2018-00084-SC-R11-CV**

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**ORDER**

Upon consideration of the application for permission to appeal of Milan Supply Chain Solutions, Inc. F/K/A Milan Express, 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