



Tennessee Supreme Court
DISCRETIONARY APPEALS

Grants & Denials List

April 10, 2017 - April 13, 2017

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Intermediate Court	Supreme Court Action
<u>Nashville</u>			
STATE OF TENNESSEE v. THOMAS BRADEN M2015-00991-SC-R11-CD	Maury County Circuit Court Robert L. Jones 23892	Ogle, Norma McGee: Affirm	Granted/Remanded to Interm. Court: Application of State of Tennessee; Order filed 4-13-17 (See Attached Order)
STATE OF TENNESSEE v. KEVIN PATTERSON AKA JOHN O'KEEFE VARNER AKA JOHN O'KEEFE KITCHEN M2015-02375-SC-R11-CD	Coffee County Circuit Court Walter C Kurtz 41631F	Witt Jr., James Curwood: Reverse Easter, Timothy L.: Concur in Part/Dissent in Part	Granted: Application of State of Tennessee; Order filed 4-12-17 (See Attached Order)
<u>Knoxville</u>			
C.W.H. v. L.A.S. E2015-01498-SC-R11-JV	Hamilton County Juvenile Court Robert D. Philyaw 248546, 248547	Susano Jr., Charles D.: Other	Granted: Application of C.W.H.; Order filed 4-12-17 (See Attached Order)

DENIALS

Style/Appeal Number	County/Trial Judge/	Intermediate Court	Supreme Court Action
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Trial Court No.

Nashville

CHRISTINA LEE CAIN-SWOPE v. ROBERT DAVID
SWOPE
M2015-00872-SC-R11-CV

Davidson County Circuit Court
Philip E. Smith
13D991

Clement Jr., Frank G.: Affirm in Part

Denied: Application of Christina
Lee Cain-Swope; Order filed 4-
12-17

STATE OF TENNESSEE v. RODNEY EARL JONES
M2015-01373-SC-R11-CD

Davidson County Criminal Court
J. Randall Wyatt, Jr.
2012-C-2035

Wedemeyer, Robert W.: Affirm

Denied: Application of Rodney
Earl Jones, Court of Criminal
Appeals designated "Not For
Citation" accordance with
Supreme Court Rule 4(E); Order
filed 4-12-17 (See Attached
Order)

STATE OF TENNESSEE v. ROBERT G.
THORNTON, JR.
M2015-01555-SC-R11-CD

Hickman County Circuit Court
James G. Martin, III
145023CR

Williams, John Everett: Affirm
Ogle, Norma McGee: Dissent

Denied: Application of Robert G
Thornton, Jr., Opinion of The
Court of Criminal Appeals
designated "Not For Citation"
accordance with Supreme Court
Rule 4(E); Order filed 4-13-17

STATE OF TENNESSEE v. NICOLE PAMBLANCO
M2015-01870-SC-R11-CD

Montgomery County Circuit Court
John H. Gasaway, III
41301121

Thomas Jr., D. Kelly: Affirm

Denied: Application of Nicole Lee
Pamblanco; Order filed 4-12-17

STATE OF TENNESSEE v. JEFFREY ODOM
M2015-02040-SC-R11-CD

Rutherford County Circuit Court
David M. Bragg
56586B, F-55878A

Williams, John Everett: Affirm

Denied: Application of Jeffrey Odom; Order filed 4-12-17

MARTEZ D. MATTHEWS v. STATE OF TENNESSEE
M2015-02422-SC-R11-PC

Davidson County Criminal Court
Mark J. Fishburn
2009-D-3252

Wedemeyer, Robert W.: Affirm

Denied: Application of Martez D. Matthews; Order filed 4-13-17

ANDREW HIRT, ET AL. v. METROPOLITAN BOARD OF ZONING APPEALS OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY TENNESSEE
M2015-02511-SC-R11-CV

Davidson County Chancery Court
Ellen H. Lyle
13-1330-III

Goldin, Arnold B.: Vacate

Denied: Application of Andrew Hirt, and BMP Partnership II; Order filed 4-13-17

MANSOUR BIN EL-AMIN v. STATE OF TENNESSEE
M2016-00048-SC-R11-PC

Montgomery County Circuit Court
William R. Goodman, III
41100797

Ogle, Norma McGee: Affirm

Denied: Application of Mansour Bin El Amin; Order filed 4-13-17

PRIMESTAR FUND 1 TRS, INC. v. CLARENCE ARNOLD RIGGS, ET AL.
M2016-00245-SC-R11-CV

Coffee County Circuit Court
Vanessa Jackson
42200

McBrayer, W. Neal: Dismiss

Denied: Application of Robert Eugene Hulan; Order filed 4-13-17

CHARLESAN WOODGETT, ET AL. v. JOHN R VAUGHAN, JR., ET AL. M2016-00250-SC-R11-CV	Maury County Circuit Court Robert L. Jones 14898	Gibson, Brandon O.: Affirm	Denied: Application of Charlesan Woodgett and Estate of Reginald Woodgett; Order filed 4-13-17
STATE OF TENNESSEE v. WILLIAM ROLANDUS KEEL M2016-00354-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2013-A-673	Witt Jr., James Curwood: Affirm Holloway Jr., Robert L.: Concur	Denied: Application of William Rolandus Keel; Order filed 4-13-17
GAI D. KUOT v. STATE OF TENNESSEE M2016-00485-SC-R11-PC	Davidson County Criminal Court Monte Watkins 2010-B-1529	Wedemeyer, Robert W.: Affirm	Denied: Application of Gai D. Kuot; Order filed 4-13-17
GAI D. KUOT v. STATE OF TENNESSEE M2016-00485-SC-R11-PC	Davidson County Criminal Court Monte Watkins 2010-B-1529	Wedemeyer, Robert W.: Affirm	Denied: Application of Gai D. Kuot; Order filed 4-13-17
RICKEY ALLEN HICKMAN v. STATE OF TENNESSEE M2016-00489-SC-R11-PC	Marshall County Circuit Court Franklin L. Russell 15-CR-90-PCR	Wedemeyer, Robert W.: Affirm	Denied: Application of Rickey Allen Hickman; Order filed 4-12-17
JOAN STEPHENS, ET AL. v. HOME DEPOT U.S.A, INC., ET AL. M2016-00509-SC-R11-CV	Williamson County Circuit Court Michael Binkley 2014-78	Gibson, Brandon O.: Affirm	Denied: Application of Joan Stephens and Doug Stephens; Order filed 4-13-17

STATE OF TENNESSEE v. JIMMY HEARD M2016-00622-SC-R11-CD	Rutherford County Circuit Court Royce Taylor F-58542A	Holloway Jr., Robert L.: Affirm	Denied: Application of Jimmy Heard; Order filed 4-12-17
STATE OF TENNESSEE v. WESLEY HOWARD LUTHRINGER M2016-00780-SC-R11-CD	Bedford County Circuit Court Forest A. Durard, Jr. 18086	Holloway Jr., Robert L.: Affirm	Denied: Application of Wesley Howard Luthringer; Order filed 4-12-17
JAMES RAY JONES, JR. v. STATE OF TENNESSEE M2016-00922-SC-R11-PC	Davidson County Criminal Court Mark J. Fishburn 2012-C-2624	Wedemeyer, Robert W.: Affirm	Denied: Application of James Ray Jones, Jr.; Order filed 4-13-17
HARVEY EUGENE TAYLOR v. STATE OF TENNESSEE M2016-00933-SC-R11-PC	Davidson County Criminal Court Monte Watkins 2008-B-1760	Wedemeyer, Robert W.: Affirm	Denied: Application of Harvey Eugene Taylor; Order filed 4-13-17
STATE OF TENNESSEE v. RADAMES ANTONIO RIVERA M2016-00938-SC-R11-CD	Montgomery County Circuit Court Jill Bartee Ayers 41400336	Dyer, J. Ross: Affirm	Denied: Application of Radames Antonio Rivera; Order filed 4-12-17

GREGORY A. SNOW v. TURNEY CENTER
DISCIPLINARY BOARD, ET AL.
M2016-01148-SC-R11-CV

Hickman County Chancery Court
Joseph Woodruff
15-CV-5638

Bennett, Andy D.: Affirm

Denied: Application of Gregory A.
Snow; Order filed 4-13-17

STATE OF TENNESSEE v. JAMES E. FERRELL
M2016-01157-SC-R11-CD

Warren County Circuit Court
Larry B. Stanley, Jr.
15-CR-772

Williams, John Everett: Affirm

Denied: Application of James
Everett Ferrell, Sr.; Order filed 4-
12-17

CRAIG BEENE v. STATE OF TENNESSEE
M2016-02555-SC-R11-CO

Dickson County Circuit Court
Larry J. Wallace
CR6611A

Easter, Timothy L., Holloway Jr.,
Robert L., Per Curiam, Wedemeyer,
Robert W.: Case Dispositional
Decision

Denied: Application of Craig
Lamont Beene; Order filed 4-12-
17

MACK BILBREY v. ACTIVE USA, LLC, ET AL.
M2017-00434-SC-R10-WC

Trousdale County Chancery Court
Charles K. Smith
7355

Denied: Application of Active
USA, LLC and Gallagher Bassett;
Order filed 4-12-17

Knoxville

STATE OF TENNESSEE v. STEVEN JEFFREY PIKE
E2015-02357-SC-R11-CD

Knox County Criminal Court
Bobby R. McGee
97142

Montgomery Jr., Robert H.: Affirm

Denied: Application of Steven
Jeffrey Pike; Order filed 4-12-17

WILLIAM PHILLIPS, JR. v. STATE OF TENNESSEE E2016-00103-SC-R11-HC	Knox County Criminal Court G. Scott Green 106249	Glenn, Alan E.: Affirm	Denied: Application of William Phillips, Jr.; Order filed 4-12-17
STATE OF TENNESSEE v. JOSHUA JOHNSON E2016-00334-SC-R11-CD	Sullivan County Criminal Court James F. Goodwin S62610	Witt Jr., James Curwood: Affirm	Denied: Application of Joshua Johnson; Order filed 4-12-17
STATE OF TENNESSEE v. GERALD E. THOMAS, JR. E2016-00372-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 106984	Montgomery Jr., Robert H.: Affirm	Denied: Application of Gerald L. Thomas; Order filed 4-13-17
RICHARD L. VOWELL v. STATE OF TENNESSEE E2016-00374-SC-R11-PC	Anderson County Circuit Court Donald Ray Elledge B3C00410	Thomas Jr., D. Kelly: Affirm	Denied: Application of Richard L. Vowell; Order filed 4-13-17
STEVE DUCLAIR v. STATE OF TENNESSEE E2016-00856-SC-R11-PC	Sullivan County Criminal Court R. Jerry Beck C64525	Witt Jr., James Curwood: Affirm	Denied: Application of Steve Duclair; Order filed 4-12-17
KEITH LAMONT FARMER v. TENNESSEE DEPARTMENT OF CORRECTION, ET AL. E2016-01327-SC-R11-CV	Bledsoe County Chancery Court Jeffrey F. Stewart 3267	Swiney, D. Michael: Affirm	Denied: Application of petitioner, Keith Lamont Farmer; Order filed 4-12-17

BILLY RICHARD HICKS v. STATE OF TENNESSEE
E2016-01437-SC-R11-PC

Knox County Criminal Court
Steven Wayne Sword
105064, 106729, 106730,
106731

Williams, John Everett: Affirm

Denied: Application of Billy
Richard Hicks; Order filed 4-12-
17

STATE OF TENNESSEE v. KEVIN MONTRELL
THOMPSON
E2016-01565-SC-R11-CD

Hamilton County Criminal Court
Barry A. Steelman
205489, 205561

Williams, John Everett: Dismiss

Denied: Application of Kevin
Montrell Thompson; Order filed
4-12-17

Jackson

SHAYLA NICOLE PURIFOY v. DEVINE MAFA
W2015-00102-SC-R10-CV

Shelby County Circuit Court
Donna M. Fields
CT00085414

Denied: Application of Devine
Mafa; Order filed 4-13-17

STATE OF TENNESSEE v. DESHUN HAMPTON,
MATTHEW TYLER and DEVONTA HAMPTON
aka DEVONTA TAYLOR
W2015-00469-SC-R11-CD

Shelby County Criminal Court
James C. Beasley, Jr.
1301803, 1301807, 1302893,
1302894, 1302895

Williams, John Everett: Affirm

Denied: Application of Deshun
Hampton; Order filed 4-12-17

STATE OF TENNESSEE v. PRENTIS LEE W2015-01538-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1502464	Williams, John Everett: Affirm	Denied: Application of Prentis Lee; Order filed 4-13-17
STATE OF TENNESSEE v. MARIO JONES W2015-01646-SC-R11-CD	Shelby County Criminal Court John Wheeler Campbell 1206405	Thomas Jr., D. Kelly: Affirm	Denied: Application of Mario Jones; Order filed 4-13-17
LARRY HUNT v. STATE OF TENNESSEE W2015-01836-SC-R11-PC	Shelby County Criminal Court Glenn Ivy Wright 00-12639, 00-12640, 00-12641	Montgomery Jr., Robert H.: Affirm	Denied: Application of Larry Hunt; Order filed 4-13-17
DANIEL MUHAMMAD v. STATE OF TENNESSEE W2015-01923-SC-R11-PC	Shelby County Criminal Court James C. Beasley, Jr. 10-02631	Williams, John Everett: Affirm	Denied: Application of Daniel Muhammad; Order filed 4-13-17
COURTNEY BISHOP v. STATE OF TENNESSEE W2015-02064-SC-R11-PC	Shelby County Criminal Court James M. Lammey 08-07886	Ogle, Norma McGee: Affirm	Denied: Application of Courtney Bishop; Order filed 4-12-17
STATE OF TENNESSEE v. MICHAEL HALLIBURTON W2015-02157-SC-R11-CD	Shelby County Criminal Court J. Robert Carter, Jr. 14-04181	McMullen, Camille R.: Affirm	Denied: Application of Michael Cory Halliburton; Order filed 4-13-17

STATE OF TENNESSEE v. GEORGE WASHINGTON MATTHEWS W2015-02500-SC-R11-CD	Lake County Circuit Court R. Lee Moore, Jr. 13-CR-9837	Dyer, J. Ross: Affirm	Denied: Application of George Washington Matthews; Order filed 4-13-17
GERALD COLLINS v. STATE OF TENNESSEE W2016-00085-SC-R11-PC	Gibson County (Trenton) Circuit Court Clayburn Peeples 19041	McMullen, Camille R.: Affirm	Denied: Application of Gerald Collins; Order filed 4-12-17
STATE OF TENNESSEE v. ANTONIO RICHARDSON W2016-00340-SC-R11-CD	Shelby County Criminal Court James M. Lammey 14-04161	Montgomery Jr., Robert H.: Affirm	Denied: Application of Antonio Richardson; Order filed 4-13-17
DARREN BROWN v. STATE OF TENNESSEE W2016-00719-SC-R11-ECN	Shelby County Criminal Court Chris Craft 06-08194	Easter, Timothy L.: Affirm	Denied: Application of Darren Brown; Order filed 4-12-17
K.G.R., BY AND THROUGH HIS PARENTS, RACHEL RIFFE AND JEFFREY RIFFE v. UNION CITY SCHOOL DISTRICT, ET AL. W2016-01056-SC-R11-CV	Obion County Circuit Court Jeff Parham CC-13-CV-20	Armstrong, Kenny W.: Reverse	Denied: Application of Rachel Ballog-Riffe, and Jeffrey Riffe; Order filed 4-13-17
STATE OF TENNESSEE v. CHRISTOPHER HUBBARD W2016-01263-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 10-04027	McMullen, Camille R.: Affirm	Denied: Application of Christopher Hubbard; Order filed 4-13-17

E. LOUIS THOMAS v. GRADY PERRY, WARDEN
W2016-01514-SC-R11-HC

Hardeman County Circuit Court
Joe H. Walker, III
2016-CR-108

Montgomery Jr., Robert H.: Affirm

Denied: Application of E. Louis Thomas; Order filed 4-12-17

MICHAEL SAMPLE v. STATE OF TENNESSEE
W2016-02325-SC-R11-PD

Shelby County Criminal Court
Paula L. Skahan
P-14252

Per Curiam: Case Dispositional Decision

Denied: Application of Michael Sample; Order filed 4-13-17

MARCUS DEANGELO LEE v. STATE OF TENNESSEE
W2016-02467-SC-R11-CO

Shelby County General Sessions Court
97-038271, 97-061519

Per Curiam: Case Dispositional Decision

Denied: Application of Marcus Deangelo Lee; Order filed 4-13-17

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STATE OF TENNESSEE v. THOMAS BRADEN

**Circuit Court for Maury County
No. 23892**

No. M2015-00991-SC-R11-CD

FILED

APR 13 2017

Clerk of the Courts

ORDER

Upon consideration of the application for permission to appeal of State of Tennessee and the entire record in this cause, the Court is of the opinion that the application should be, and is hereby, granted for the purpose of remanding the case to the Court of Criminal Appeals for reconsideration in light of this Court's opinion in State v. Jerry Lewis Tuttle, No. M2014-00566-SC-R11-CD, which opinion was released at Nashville on April 5, 2017.¹

PER CURIAM

¹ We have considered the appellee's point that the State failed in its Rule 11 Application to cite to the appropriate standard of review as required by Tenn. R. App. P. 11(b)(2). Nevertheless, in the interest of justice, we have chosen to consider the State's Application on the merits. See Tenn. R. App. P. 2.

FILED

04/12/2017

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

C.W.H. v. L.A.S.

**Juvenile Court for Hamilton County
Nos. 248546, 248547**

No. E2015-01498-SC-R11-JV

ORDER

Upon consideration of the application for permission to appeal of C.W.H. 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

FILED

04/12/2017

Clerk of the
Appellate Courts

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**STATE OF TENNESSEE v. KEVIN PATTERSON AKA JOHN O'KEEFE
VARNER AKA JOHN O'KEEFE KITCHEN**

**Circuit Court for Coffee County
No. 41631F**

No. M2015-02375-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of 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