

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

Monday, March 12, 2012

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
State of Tennessee v. Kimberly Mangrum M2009-01810-SC-R11-CD	Dickson County Circuit Court Judge George Sexton No. CR7087A	Woodall, J., Affirmed	Rule 11	Granted - Application of Kimberly Mangrum (Order filed 3-7-2012; copy attached)
<u>Knoxville</u>				
State of Tennessee v. James Beeler E2010-00860-SC-R11-CD	Washington County Criminal Court Judge Lynn W. Brown No. 35635	Woodall, J., Affirmed	Rule 11	Granted - Application of James Beeler (Order filed 3-9-2012; copy attached)
In Re Estate of Ina Ruth Brown E2011-00179-SC-R11-CV	Knox County Chancery Court Judge Michael W. Moyers No. 611593	Swiney, J., Affirmed	Rule 11	Granted - Application of Rockford Evan Estes (Order filed 3-7-2012; copy attached)

Robert B. Ledford v. State of Tennessee E2010-01773-SC-R11-PC	Hamilton County Criminal Court Judge Don w. Poole No. 276337	Witt, J., Affirmed	Rule 11	Granted for the purpose of summarily remanding case to the Court of Criminal Appeals - Application of Robert B. Ledford; (Koch, J., Dissenting) (Order filed 3-8-2012; copy attached)
<u>Jackson</u>				
Clifton A. Lake et al. v. The Memphis Landsmen, LLC et al. W2011-00660-SC-R11-CV	Shelby County Circuit Court Judge John R. McCarroll, Jr. No. CT00609400	Stafford, J., Reversed and Remanded	Rule 11	Granted - Application of Clifton A. Lake and Charleen J. Lake (Order filed 3-6-2012; copy attached)

**SUPREME COURT OF TENNESSEE
SUPREME COURT DISCRETIONARY APPEALS**

Monday, March 12, 2012

DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
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Nashville

State of Tennessee v. Robert L. Adams M2010-00916-SC-R11-CD	Rutherford County Circuit Court Judge David Bragg No. F-61909B	Williams, J., Affirmed	Rule 11	Denied - Application of Robert L. Adams (Order filed 3-7-2012)
In Re The Matter of the Conservatorship of Mittie T. Alexander M2011-00776-SC-R11-CV	Davidson County Probate Court Judge David Randall Kennedy No. 09P1052	Farmer, J., Affirmed in Part, Reversed in Part and Remanded	Rule 11	Denied - Application of JB Partners (Order filed 3-7-2012)
Rhynua L. Barnes v. State of Tennessee M2010-01554-SC-R11-CO	Davidson County Criminal Court Judge Steve Dozier No. 97-D-2542	Woodall, J., Affirmed	Rule 11	Denied - Application of Rhynua L. Barnes (Order filed 3-7-2012)
Timmie Darrell Boston v. State of Tennessee M2010-01043-SC-R11-PC	Davidson County Criminal Court Judge J. Randall Wyatt, Jr. No. 2002-D-2391	McMullen, J., Affirmed	Rule 11	Denied - Application of Timmie Darrell Boston (Order filed 3-7-2012)
Justin Tyler Brewer v. State of Tennessee M2010-02635-SC-R11-HC	Wayne County Circuit Court Judge Stella Hargrove No. 5723	Smith, J., Affirmed	Rule 11	Denied - Application of Justin Tyler Brewer (Order filed 3-7-2012)
Francine Goss v. State of Tennessee M2011-00324-SC-R11-PC	Davidson County Criminal Court Judge Seth Norman No. 2006-A-419	Bivins, J., Affirmed	Rule 11	Denied - Application of Francine Goss (Order filed 3-7-2012)

State of Tennessee v. Barry D. Harris, Jr. M2010-01466-SC-R11-CD	Williamson County Circuit Court Judge Jeff Bivins No. 1CR124579	McMullen, J., Dismissed in Part; Judgments of Circuit Court Affirmed	Rule 11	Denied - Application of Barry D. Harris (Order filed 3-7-2012)
Mamakeh Mamadi Jawara v. LaToya Michelle Jawara M2011-02256-SC-R11-CV	Davidson County Circuit Court Judge Carol Soloman No. 07D2598	Clement, J., Bennett, J., Dinkins, J., Appeal Dismissed	Rule 11	Denied - Application of LaToya Michelle Jawara; Deemed as Moot - LaToya Michelle Jawara's Motion to Dismiss Appeal (Order filed 3-8-2012)
William James Jekot v. Pennie Christine Jekot M2010-02467-SC-R11-CV	Rutherford County Circuit Court Judge Royce Taylor No. 48908	Clement, J., Affirmed in Part, Reversed in Part, Remanded	Rule 11	Denied - Application of William James Jekot (Order filed 3-7-2012)
State of Tennessee v. Jose Amates Martinez M2009-02641-SC-R11-CD	Smith County Criminal Court Judge John Wootten No. 08-238	Woodall, J., Affirmed	Rule 11	Denied - Application of Jose Amates Martinez (Order filed 3-9-2012)
Michael G. Medina v. State of Tennessee M2011-01203-SC-R11-PC	Smith County Circuit Court Judge John Wooten, Jr. No. 99270	Smith, J., Dismissed	Rule 11	Denied - Application of Michael G. Medina (Order filed 3-7-2012)
State of Tennessee v. Benjamin Patterson and Charles P. Yokley M2009-01516-SC-R11-CD	Davidson County Criminal Court Judge Cheryl Blackburn No. 2008D4122	Woodall, J., Affirmed	Rule 11	Denied - Application of Benjamin Patterson and Charles P. Yokley (Order filed 3-7-2012)

State of Tennessee v. Timothy J. Turner M2010-00147-SC-R11-CD	Rutherford County Circuit Court Judge David Bragg No. F-55625	Woodall, J., Affirmed in Part, Reversed in Part, Remanded	Rule 11	Denied - Application of Timothy Joey Turner (Order filed 3-9-2012)
Randstad North America, L.P. v. Tennessee Department of Labor and Workforce Development M2011-00070-SC-R11-CV	Davidson County Chancery Court Chancellor Carol L. McCoy No. 09-716-II	Kirby, J., Reversed	Rule 11	Denied - Application of Randstad North America, L.P. (Order filed 3-8-2012)
John F. Weary, Jr. v. American Guarantee and Liability Insurance Company et al. M2011-02415-SC-S09-CV	Davidson County Circuit Court Judge Amanda Jane McClendon No. 08C1100	Per Curiam, Rule 9 Denied	Rule 11	Denied - Application of John F. Weary, Jr. (Order filed 3-8-2012)
State of Tennessee v. Gerald James Wingard M2010-00434-SC-R11-CD	Davidson County Criminal Court Judge Monte Watkins No. 2009-D-3078	Williams, J., Affirmed	Rule 11	Denied - Application of Gerald James Wingard (Order filed 3-7-2012)
<u>Knoxville</u>				
Robin Campbell Armbrister v. Edwin Cleight Armbrister E2010-01561-SC-R11-CV	Sevier County Circuit Court Judge Richard R. Vance No. 20070523II	McClarty, J., Affirmed in Part, Reversed in Part	Rule 11	Denied - Application of Edwin Cleight Armbrister, Jr. (Order filed 3-7-2012)
Xavier Turell Barham v. State of Tennessee E2011-00112-SC-R11-PC	Knox County Criminal Court Judge Bobby R. McGee No. 93345	Wedemeyer, J., Affirmed	Rule 11	Denied - Application of Xavier Turell Barham (Order filed 3-7-2012)

Dolwin D. Cormia v. State of Tennessee E2010-02290-SC-R11-PC	Hamilton County Criminal Court Judge Barry A. Steelman No. 277569	Thomas, J., Affirmed	Rule 11	Denied - Application of Dolwin D. Cormia (Order filed 3-6-2012)
Daniel Decker v. State of Tennessee E2010-02194-SC-R11-PC	Hamilton County Criminal Court Judge Rebecca J. Stern No. 263441	Williams, J., Affirmed	Rule 11	Denied - Application of Daniel Decker (Order filed 3-7-2012)
Bryan Keith Good v. Jim Morrow et al. E2011-01166-SC-R11-HC	Bledsoe County Circuit Court Judge Rebecca J. Stern No. 2011CR24	Witt, J., Affirmed	Rule 11	Denied - Application of Bryan Keith Good (Order filed 3-8-2012)
Leroy Jackson, Jr. v. Purdy Brothers Trucking et al. E2011-00119-SC-R11-CV	Knox County Circuit Court Judge Harold Wimberly, Jr. No. 27209	McClarty, J., Appeal Dismissed	Rule 11	Denied - Application of Leroy Jackson, Jr.; Denied - Purdy Brothers Trucking Co.'s Request for Frivolous Appeal Damages (Order filed 3-8-2012)
State of Tennessee v. Michael Lewis E2010-02294-SC-R11-CD	Bledsoe County Circuit Court Judge Buddy Perry No. 51-2007	Smith, J., Affirmed, Reversed in Part and Remanded	Rule 11	Denied - Application of Michael Lewis (Order filed 3-7-2012)
State of Tennessee v. Basil Marceaux E2011-02643-SC-S10-CV	Hamilton County Criminal Court Judge Rebecca Stern No. 275501	Franks, J., Rule 10 Denied	Rule 10	Denied - Application of Basil Marceaux (Order filed 3-7-2012)
Alan Howard Peters et al. v. Casey Burgess et al. E2010-01324-SC-R11-CV	Bledsoe County Circuit Court Judge Buddy D. Perry No. 4275	Susano, J., Affirmed	Rule 11	Denied - Application of Alan Howard Peters (Order filed 3-6-2012)

State of Tennessee v. Isaac Thomas E2011-00565-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca J. Stern No. 262467	Ogle, J., Affirmed	Rule 11	Denied - Application of Isaac Thomas (Order filed 3-7-2012)
Donna Lynn Lund v. John Fredrik Lund E2010-01727-SC-R11-CV	Loudon County General Sessions Court Judge William H. Russell No. 9792	McClarty, J., Affirmed	Rule 11	Denied - Application of Donna Lynn Lund (Order filed 3-8-2012)
State of Tennessee v. Paul Stackhouse E2010-01972-SC-R11-CD	Hamblen County Circuit Court Judge John F. Dugger No. 07CR844	Williams, J., Affirmed	Rule 11	Denied - Application of Paul Stackhouse (Order filed 3-7-2012)
State of Tennessee v. Jonathan Ray Swanner E2010-00956-SC-R11-CD	Knox County Criminal Court Judge Richard R. Baumgartner no. 88470	Witt, J., Affirmed	Rule 11	Denied - Application of Jonathan Ray Swanner (Order filed 3-7-2012)
Patrick Thurmond v. David Sexton, Warden E2010-02256-SC-R11-HC	Johnson County Circuit Court Judge Lynn W. Brown No. 5698	McMullen, J., Affirmed	Rule 11	Denied - Application of Patrick Thurmond (Order filed 3-9-2012)
State of Tennessee v. Wayne Robert Wait E2010-01212-SC-R11-CD	Blount County Circuit Court Judge Jon Kerry Blackwood No. C16182	Thomas, J., Affirmed	Rule 11	Denied - Application of Wayne Robert Wait (Order filed 3-7-2012)
State of Tennessee v. Kenneth Edward Watts E2010-00553-SC-R11-CD	Knox County Criminal Court Judge Bobby R. McGee No. 86808A	Smith, J., Affirmed	Rule 11	Denied - Application of Kenneth Edward Watts (Order filed 3-7-2012)

State of Tennessee v. Robert White E2010-02238-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca J. Stern No. 266057	Witt, J., Affirmed	Rule 11	Denied - Application of Robert White (Order filed 3-8-2012)
State of Tennessee v. Michael Montell Williams E2010-02402-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca J. Stern No. 260622	Thomas, J., Affirmed	Rule 11	Denied - Application of Michael Montell Williams (Order filed 3-6-2012)
<u>Jackson</u>				
John Michael Bane v. State of Tennessee W2009-01653-SC-R11-PD	Shelby County Criminal Court Judge Mark Ward No. P-26409	Wedemeyer, J., Affirmed	Rule 11	Denied - Application of John Michael Bane (Order filed 3-7-2012)
Tavarski Childress v. State of Tennessee W2011-00060-SC-R11-PC	Shelby County Criminal Court Judge Chris Craft No. P28677	Bivins, J., Affirmed	Rule 11	Denied - Application of Tavarski Childress (Order filed 3-6-2012)
State of Tennessee v. Antonio Durrell Hubbard W2010-02493-SC-R11-CD	Fayette County Circuit Court Judge Weber McCraw No. 6411	Smith, J., Affirmed	Rule 11	Denied - Application of Antonio Durrell Hubbard (Order filed 3-7-2012)
Jennifer Lynn Jackman v. Kenneth Robert Jackman W2010-01435-SC-R11-CV	Shelby County Circuit Court Judge Donna Fields No. CT-005602-02	Farmer, J., Affirmed	Rule 11	Denied - Application of Kenneth Robert Jackman (Order filed 3-7-2012)
Ricky Johnson v. State of Tennessee W2011-00311-SC-R11-CO	Madison County Circuit Court Judge Donald H. Allen No. C-11-20	McMullen, J., Affirmed	Rule 11	Denied - Application of Ricky Johnson (Order filed 3-6-2012)

Tarrear Nuby v. State of Tennessee W2010-02671-SC-R11-PC	Shelby County Criminal Court Judge Paula L. Skahan No. 0202068	Glenn, J., Affirmed	Rule 11	Vacated - This Court's order filed 2-24-2011 dismissing Tarrear Nuby's Application for Permission to Appeal; Application is considered timely (Order filed 3-8-2012)
Timothy Garvin Odom v. State of Tennessee W2011-00448-SC-R11-PC	Hardeman County Circuit Court Judge J. Weber McCraw No. 07-01-0494	Glenn, J., Affirmed	Rule 11	Denied - Application of Timothy G. Odom (Order filed 3-7-2012)
State of Tennessee v. Jessie Lee Palmer W2010-01073-SC-R11-CD	Dyer County Circuit Court Judge Lee Moore No. 09-CR-470	McMullen, J., Affirmed	Rule 11	Denied - Application of Jessie Lee Palmer (Order filed 3-7-2012)
State of Tennessee v. Derrick Rice W2010-02421-SC-R11-CD	Shelby County Criminal Court Judge J. Robert Carter No. 08-07884	Bivins, J., Affirmed	Rule 11	Denied - Application of Derrick Rice (Order filed 3-7-2012)
In Re: Estate of Miriam L. Rinehart W2011-00579-SC-R11-CV	Shelby County Probate Court Judge Robert Benham No. D-10031	Stafford, J., Affirmed	Rule 11	Denied - Application of John Felix Sherard (Order filed 3-7-2012)

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STATE OF TENNESSEE v. KIMBERLY MANGRUM

Circuit Court for Dickson County
No. CR7087A

No. M2009-01810-SC-R11-CD - Filed March 7, 2012

ORDER

Upon consideration of the application for permission to appeal of Kimberly Mangrum and the record before us, the application is granted. The trial court clerk is ordered to supplement the record with A.M.'s grand jury testimony from December 2004, which was filed under seal, and the transcripts of the January 19, 2005 and March 14, 2005 hearings.

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

STATE OF TENNESSEE v. JAMES BEELER

**Criminal Court for Washington County
No. 35635**

No. E2010-00860-SC-R11-CD - Filed March 9, 2012

ORDER

Upon consideration of James Beeler's application for permission to appeal 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

IN RE ESTATE OF INA RUTH BROWN

**Chancery Court for Knox County
No. 611593**

No. E2011-00179-SC-R11-CV - Filed March 7, 2012

ORDER

Upon consideration of the application for permission to appeal of Rockford Evan Estes 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

ROBERT B. LEDFORD v. STATE OF TENNESSEE

Criminal Court for Hamilton County
No. 276337

No. E2010-01773-SC-R11-PC - Filed March 8, 2012

ORDER

Upon consideration of the application for permission to appeal of Robert B. Ledford and the record before us, the application is granted for the purpose of summarily remanding this case to the Court of Criminal Appeals for reconsideration in light of Stephen Bernard Wlodarz v. State of Tennessee, E2008-02179-SC-R11-CO (Tenn. Feb. 23, 2012).

PER CURIAM

WILLIAM C. KOCH, JR., J., dissenting.

Based on my separate opinion in *Wlodarz v. State*, E2008-02179-SC-R11-CO, 2012 WL 581210 (Tenn. Feb. 23, 2012), I would deny Mr. Ledford's application for permission to appeal.

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

CLIFTON A. LAKE ET AL. v. THE MEMPHIS LANDSMEN, LLC ET AL.

**Circuit Court for Shelby County
No. CT00609400**

No. W2011-00660-SC-R11-CV - Filed March 6, 2012

ORDER

Upon consideration of the application for permission to appeal of Clifton A. Lake and Charleen J. Lake 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