

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

(Amended 6/18/13)

Monday, June 17, 2013

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Jerry Ray Davidson v. State of Tennessee M2010-02663-SC-R11-PD	Dickson County Circuit Court Judge Robert E. Burch No. CR-7386	Williams, J Affirmed	Rule 11	Granted - Application of Jerry Ray Davidson (Order Filed 6-14-13)
Jose Rodriguez a/k/a Alex Lopez v. State of Tennessee M2011-01485-SC-R11-PC	Davidson County Criminal Court Judge Seth Norman No. 4345	Williams, J Affirmed	Rule 11	Granted - Application of Jose Rodriguez a/k/a Alex Lopez (Order Filed 6-12-13)
Sandy Eugene Womack et al v. Corrections Corporation of America, d/b/a Whiteville Correctional Facility M2012-00871-SC-R11-CV	Davidson County Circuit Court Judge Thomas Brothers No. 11C3600	Farmer, J Affirmed and Remanded	Rule 11	Granted - Application of Sandy Eugene Womack, et al (Order Filed 6-12-13)

Knoxville

NONE

Jackson

Mary C. Smith v. Uhs of Lakeside, Inc. Et al
W2011-02405-SC-R11-CV

Shelby County Circuit Court
Judge Kay S. Robilio
No. CT-004669-05

Stafford, J
Vacated and
Remanded

Rule 11

Granted - Application of UHS of
Lakeside, Inc.

(Order Filed 6-11-13)

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

Monday, June 17, 2013

DENIALS

STYLE/APPEAL NUMBER

COUNTY
TRIAL JUDGE
TRIAL COURT NO.

APPELLATE
JUDGE
JUDGMENT

NATURE
OF
APPEAL

ACTION

Nashville

State of Tennessee v. Richard Lowell Blanchard M2010-01186-SC-R11-CD	Bedford County Circuit Court Judge Robert Crigler No. 16812	Witt,Jr., J	Rule 11	Denied - Application of Richard Lowell Blanchard (Order Filed 6-12-13)
In Re: Bridgestone Corporation et al M2013-00637-SC-PRC-CV	Davidson County Circuit Court Judge Thomas W. Brothers Nos. 05C1552, 05C1555, 05C1556, 05C1560, 05C1561, & 05C1570	Cottrell, P.J Affirmed	Rule 11	Denied - Application of Appellants (Order Filed 6-11 -13)
Jeannie McGinnis Caldwell v. The Vanderbilt University DBA Vanderbilt University Medical Center et al M2012-00328-COA-R3-CV	Davidson County Circuit Court Judge Amanda Jane McClendon No. 10C2322, 10C4045	Bennett, J Affirmed	Rule 11	Denied - Application Jeannie McGinnis Caldwell (Order Filed 6-13-13)
Robert L. Conley v. State of Tennessee M2012-00815-SC-R11-PC	Davidson County Criminal Court Judge Cheryl Blackburn No. 2004-A-597	Tipton, J Affirmed	Rule 11	Denied - Application of Robert L.Conley (Order Filed 6-12-13)
State of Tennessee v. Lavonta Laver Churchwell M2011-00950-SC-R11-CD	Davidson County Criminal Court Judge Seth Norman No. 2009-A-260	Woodall, J Affirmed	Rule 11	Denied - Application of Lavonta Churchwell (Order Filed 6-12-13)
State of Tennessee v. Robert M. Deunes-Cruz M2011-00879-SC-R11-CD	Montgomery County Circuit Court Judge Michael R. Jones No. 40801483	Tipton, J Affirmed	Rule 11	Denied - Application of Robert M. Deunes-Cruz (Order Filed 6-12-13)
In Re: Angel F. Et al M2012-02089-SC-R11-PT	Putnam County Juvenile Court Judge John P. Hudson 1031TPR	Clement, J Affirmed	Rule 11	Denied - Application Angela F, and William F. (Order Filed 6-12-13)

Joe M. Gilbert v. State of Tennessee M2012-01440-SC-R11-PC	Williamson County Circuit Court Judge Robbie T. Beal No. CR046406	Wedemeyer, J Affirmed	Rule 11	Denied - Application Joe M. Gilbert (Order Filed 6-12-13)
State of Tennessee v. Anthony Harding M2011-00597-SC-R11-CD	Sumner County Criminal Court Judge Dee David Gay No. 393-2009	Thomas, J Affirmed	Rule 11	Denied - Application of Anthony Harding (Order Filed 6-12-13)
State of Tennessee v. Gregory Lamont Hodge, A/K/A Gregory L. Locke M2012-00577-SC-R11-CD	Williamson county Circuit Court Judge Timothy Easter No. II-CR085139	Ogle, J Affirmed	Rule 11	Denied - Application of Gregory Lamont Hodge a/k/a Gregory L. Locke (Order Filed 6-12-13)
State of Tennessee v. Arthur Lee Jamison, Jr. M2012-00184-SC-R11-CD	Davidson County Criminal Court Judge Cheryl A. Blackburn No. 2010-A-473	Ogle, J Affirmed	Rule 11	Denied - Application of Arthur Lee Jamison (Order Filed 6-12-13)
John Joseph Kratochvil v. State of Tennessee M2012-00112-SC-R11-PC	Davidson County Criminal Court Judge Randall Wyatt No. 2009B1893	Williams, J Affirmed	Rule 11	Denied - Application John Joseph Kratochvil (Order Filed 6-13-13)
State of Tennessee v. Greg Lance M2012-01214-SC-R11-PC	Putnam County Criminal Court Judge Leon Burns No. 99-0054	Smith, J Affirmed	Rule 11	Denied - Application of Greg Lance (Order Filed 6-12-13)
Ruth M. Maxwell v. Motorcycle Safety Foundation, Inc M2012-00699-SC-R11-CV	Rutherford County Circuit Court Judge Royce Taylor No. 59231	Clement, J Affirmed	Rule 11	Denied - Application of Ruth M. Maxwell (Order Filed 6-13-13)

<p>Evetta Mai McGee v. State of Tennessee M2012-00343-SC-R11-PC</p>	<p>Bedford Count Circuit Court Judge Robert Crigler No. 17221</p>	<p>Williams, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application Evetta Mai McGee Motion for appointment of counsel is denied, & motion in forma pauperis is granted (Order Filed 6-12-13)</p>
<p>State of Tennessee v. Bruce D. Mendenhall M2010-02080-SC-R11-CD</p>	<p>Davidson County Criminal Court Judge Steve Dozier No. 2007-D-2738</p>	<p>Woodall, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application of Bruce D. Mendenhall (Order Filed 6-12-13)</p>
<p>State of Tennessee v. Bruce D. Mendenhall M2010-01381-SC-R11-CD</p>	<p>Davidson County Criminal Court Judge Steve Dozier No. 2008-C-2541</p>	<p>Thomas, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application of Bruce D. Mendenhall (Order Filed 6-11-13)</p>
<p>Metropolitan Government of Nashville and Davidson County v. Joseph H. Johnston M2012-01537-SC-R11-CV</p>	<p>Davidson County Circuit Court Judge Hamilton V. Gayden, Jr. No. 11C3311</p>	<p>Dinkins, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application of Joseph Howell Johnston (Order Filed 6-11-13)</p>
<p>State of Tennessee v. Christopher M. Mimms M2011-02712-SC-R11-CD</p>	<p>Montgomery County Circuit Court Judge Michael R. Jones No. 40901172</p>	<p>Williams, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application of Christopher Mimms (Order Filed 6-12-13)</p>
<p>State of Tennessee v. Samuel A. Moore M2011-01680-SC-R11-CD</p>	<p>Warren County Circuit Court Judge Larry B. Stanley, Jr No. F11829</p>	<p>Ogle, J Affirmed</p>	<p>Rule 11</p>	<p>Denied - Application of Samuel A. Moore (Order Filed 6-12-13)</p>

Brian Edward Owen v. State of Tennessee M2012-02467-SC-R11-CO	Hickman County Circuit Court Judge Robbie T. Beal No. 12CV49	Smith, J Affirmed (Rule 20)	Rule 11	Denied - Application of Brian Edward Owen (Order Filed 6-12-13)
The Preserve at Forrest Crossing Townhome Association, Inc. V. Marsha DeVaughn et al M2011-02755-SC-R11-CV	Williamson County Chancery Court Judge James G. Martin, III No. 39203	Cottrell, P.J. Affirmed	Rule 11	Denied - Application of Marsha DeVaughn (Order Filed 6-11-13)
Tirrone Akillia Simpson v. State of Tennessee M2012-01558-SC-R11-PC	Davidson County Criminal Court Judge Steve Dozier No. 2009-D-2955	Bivins, J. Affirmed	Rule 11	Denied - Application of Tirrone A. Simpkins (Order Filed 6-12-13)
Christopher Turner v. State of Tennessee M2012-00655-SC-R11-PC	Davidson County Criminal Court Judge Steve R. Dozer No. 2006-C-2626	Tipton, P.J. Affirmed	Rule 11	Denied - Application of Christopher Turner (Order Filed 6-12-13)
Michael A. Virga v. State of Tennessee M2012-00305-SC-R11-PC	Putnam County Criminal Court Judge Leon C. Burns, Jr No. 05-0629	Glenn, J Affirmed	Rule 11	Denied - Application of Michael A. Virga (Order Filed 6-12-13)
William Glenn Wiley v. State of Tennessee M2012-00158-SC-R11-PC	Davidson County Criminal Court Judge Walter Kurtz No. 95C1918	Glenn, J Affirmed	Rule 11	Denied - Application of William Glenn Wiley (Order Filed 6-12-13)

Knoxville

Melissa Barnett v. State of Tennessee E2012-00855-SC-R11-PC	Polk County Circuit Court Judge Carroll L. Ross No. 10092A	Tipton, J Affirmed	Rule 11	Denied - Application of Melissa Barnett (Order Filed 6-12-13)
State of Tennessee v. William Ray Boatwright E2012-00688-SC-R11-CD	Knox County Criminal Court Judge Mary B. Leibowitz No. 90020	Glenn, J Affirmed	Rule 11	Denied - Application of William Ray Boatwright (Order Filed 6-12-13)
State of Tennessee v. Telly Lamont Booker E2011-01915-SC-R11-CD	Knox County Criminal Court Judge Bob R. McGee No. 88057	Witt, J Affirmed	Rule 11	Denied - Application of Telly Lamont Booker (Order Filed 6-12-13)
Demetrius Byrd v. State of Tennessee E2012-00070-SC-R11-PC	Hamilton County Criminal Court Judge Barry A. Steelman No. 277787	Woodall, J Affirmed	Rule 11	Denied - Application of Demetrius Byrd (Order Filed 6-12-13)
Billy Joe Carter v. State of Tennessee E2012-00279-SC-R11-PC	Cocke County Circuit Court Judge Ben W. Hooper, II	Wedemeyer, J Affirmed	Rule 11	Dismissed - Application of Billy Joe Carter Motion is granted and that the application for permission to appeal is dismissed. (Order Filed 6-12-13)

Sterling Cooper v. State of Tennessee E2012-00383-SC-R11-PC	Anderson County Circuit Judge Donald Ray Elledge No. B1C00002	Tipton, J	Rule 11	Denied - Application of Sterling Cooper Appellant's motions to request oral argument, to consolidate, to render decision, and for order of default judgment are Denied (Order Filed 6-12-13)
State of Tennessee v. Alvin Donell Davis, Sr. E2012-00398-SC-R11-CD	Hamilton County Criminal Court Judge Don W. Poole No. 264695	Thomas, J Affirmed in Part; Reversed in Part	Rule 11	Denied - Application of Alvin Donell Davis, Sr. (Order Filed 6-11-13)
Frances Duckett v. Robert Mastey, M.D. et al E2012-00653-SC-R11-CV	Hamilton County Circuit Court Judge Ward Jeffrey Hollingsworth No. 11C552	McClarty, J Dismissed	Rule 11	Denied - Application of Frances Duckett (Order Filed 6-12-13)
State of Tennessee v. Jerry Kirkpatrick E2011-01091-SC-R11-CD	Knox County Criminal Court Judge Jon Kerry Blackwood No. 95499	Williams, J Affirmed	Rule 11	Denied - Application of Jerry Kirkpatrick (Order Filed 6-12-13)
State of Tennessee v. Brandon Lee Laferty E2012-01210-SC-R11-CD	Sullivan County Circuit Court Judge Robert H. Montgomery, Jr. No. S55643	Tipton, J Affirmed	Rule 11	Denied - Application Brandon Lee Laferty (Order Filed 6-12-13)

Betty Lou Lawing v. Greene County EMS et al E2011-01201-SC-R11-CV	Greene County Circuit Court Judge Thomas J. Wright No. 10CV640	Franks, J Reversed	Rule 11	Denied - Application of Betty Lou Lawing Opinion of the Court of Appeals is designated "Not for Citation" (Order Filed 6-11-13)
Dexter L. McMillan v. Aubrey L. Davis E2011-02267-SC-R11-CV	Knox County Circuit Court Judge Harold Wiberly, Jr. No. 21 1409	Cantrell, J	Rule 11	Denied - Application of Dexter L. McMillan (Order Filed 6-12-13)
Jesse L. Rogers, III v. David Sexton, Warden E2012-00795-SC-R11-HC	Johnson County Circuit Court Judge Robert E. Cupp No. 6025	Williams, J Affirmed	Rule 11	Denied - Application Jesse L. Rogers, III (Order Filed 6-12-13)
State of Tennessee v. Dustin Lee Swaney E2012-01192-SC-R11-CD	Blount County Circuit Court Judge Tammy M. Harrington No. C20606	McMullen, J Affirmed	Rule 11	Denied - Application of Dustin Lee Swaney (Order Filed 6-12-13)
Edwin Lester Smith ex rel., Estate of Lester Anah Smith v. Wilma Neyman Smith ex rel., Estate of Lester Anah Smith E2011-02430-SC-R11-CV	Bradley County Chancery Court Chancellor Jerri Bryant No. CV09278	McClarty, J Affirmed	Rule 11	Denied - Application of Edwin Lester Smith Opinion of the Court of Appeals is designated "Not For Citation" (Order Filed 6-12-13)
Gary K. Thomas v. State of Tennessee E2012-02086-SC-R11-PC	Hamilton County Criminal Court Judge Rebecca Stern No. 285084	Thomas, J Affirmed	Rule 11	Denied - Application of Gary K. Thomas (Order Filed 6-12-13)

Suzanne Renee Williams-Ali v. Mountain States Health Alliance E2012-00724-SC-R11-CV	Washington County Circuit Court Judge Thomas J. Seeley, Jr. No. 29251	McClarty, J Affirmed	Rule 11	Denied - Application of Suzanne Renee Williams-Ali (Order Filed 6-12-13)
Fred v. Wilson et al v. Monroe County, Tennessee et al E2012-00771-SC-R11-CV	Monroe County Circuit Court Judge Lawrence Puckett No. V08336P	Susano, J Affirmed	Rule 11	Denied - Application of Monroe County, Tennessee, et al (Order Filed 6-12-13)
<u>Jackson</u>				
State of Tennessee v. Timothy A. Baxter W2012-00361-SC-R11-CD	Madison County Circuit Court Judge Roy B. Morgan, Jr. No. 11-250	Page, J Affirmed	Rule 11	Denied - Application of Timothy A. Baxter (Order Filed 6-13-13)
Anthony Bond v. State of Tennessee W2011-02218-SC-R11-PC	Shelby County Criminal Court Judge J. Robert Carter, Jr. No. 00-03095	Woodall, J Affirmed	Rule 11	Denied - Application of Anthony Bond (Order Filed 6-11-13)
State of Tennessee v. Harry Coleman W2011-01546-SC-R11-CD	Shelby County Criminal Court Judge John T. Fowlkes No. 09-03572	Ogle, J Affirmed	Rule 11	Denied - Application of Harry Coleman (Order Filed 6-11-13)

Anthony Dodson v. State of Tennessee W2012-00567-SC-R11-PC	Shelby County Criminal Court Judge J. Robert Carter, Jr. No. 08-01015	McMullen, J Affirmed	Rule 11	Denied - Application of Anthony Dodson (Order Filed 6-13-13)
Jeffery Gaylon Douglas v. Francine C. Schreiber, et al W2013-00423-SC-R11-CO	Madison County Circuit Court No. 09624		Rule 11	Denied - Application of Jeffery Gaylon Douglas (Order Filed 6-13-13)
State of Tennessee V. Terrance Holliday W2011-01734-SC-R11-CD	Shelby County Criminal Court Judge James M. Lammey, Jr. No. 1002254	Williams, J Affirmed	Rule 11	Denied - Application of Terrance Holliday (Order Filed 6-11-13)
State of Tennessee v. Eddie Hoof W2011-02164-SC-R11-CD	Shelby County Criminal Court Judge Lee V. Coffee No. 09-06412	Page, J Affirmed	Rule 11	Denied - Application of Eddie Hoff (Order Filed 6-13-13)
Steven Ray Kennedy v. State of Tennessee W2012-00560-SC-R11-PC	Shelby County Criminal Court Judge John T. Fowlkes, Jr. No. 06-05747	Page, J Affirmed	Rule 11	Denied - Application of Steven Ray Kennedy (Order Filed 6-11-13)
Patricia Ann Gho Massey v. Gregory Joel Casals W2011-02350-SC-R11-JV	Shelby County Juvenile Court Judge Dan Michael No. F7887	Highers, J Reversed and Remanded	Rule 11	Denied - Application of Patricia Ann Gho Massey (Order Filed 6-13-13)

Fredrick Milan v. State of Tennessee W2011-02217-SC-R11-PC	Shelby County Criminal Court Judge J. Robert Carter, Jr. No. 04-01712	Carter, Jr., J Affirmed	Rule 11	Denied - Application of Fredrick Milan (Order Filed 6-13-13)
State of Tennessee v. Dwight Miller W2011-00447-SC-R11-CD	Haywood County Circuit Court Judge L. Terry Lafferty No. 2401	Bivins, J Affirmed	Rule 11	Denied - Application of Dwight Miller <i>The Opinion of the Court of Criminal Appeals is designated "Not For Citation" in accordance with Tennessee Supreme Court rule 4(E)</i> (Order Filed 6-13-13)
Clementine Newman v. Allstate Insurance Company W2011-02314-SC-R11-CV	Shelby County Circuit Court Judge Robert Samuel Weiss No. CT-004510-06	Farmer, J Affirmed and Remanded	Rule 11	Denied - Application of Clementine Newman (Order Filed 6-11-13)
Marcus Norwood v. State of Tennessee W2012-00754-SC-R11-PC	Shelby County Criminal Court Judge James Beasley, Jr No. 09-06261	Smith, J Affirmed	Rule 11	Denied - Application of Marcus Norwood (Order Filed 6-13-13)
State of Tennessee v. Christopher Lance Osteen W2011-02714-SC-R11-CD	Madison County Circuit Court Judge Donald H. Allen No. 11-75	Glenn, J Affirmed	Rule 11	Denied - Application of Christopher Lance Osteen (Order Filed 6-11-13)
Darren Price v. State of Tennessee W2011-01737-SC-R11-PC	Shelby County Criminal Court Judge J. Robert Carter, Jr. No. 02-02785	Glenn, J Affirmed	Rule 11	Denied - Application of Darren Price (Order Filed 6-11-13)

State of Tennessee v. Jurico Readus W2011-01544-SC-R11-CD	Shelby County Criminal Court Judge Carolyn Wade Blackett No. 06-06163	Williams, J Affirmed	Rule 11	Denied - Application of Jurico Readus (Order Filed 6-13-13)
Mike Settle v. State of Tennessee Board of Parole W2012-02166-SC-R11-CV	Lauderdale County Circuit Court Judge Joe Walker No. 6595	Farmer, J Appeal Dismissed	Rule 11	Denied - Application of Mike Settle (Order Filed 6-13-13)
Michael Stewart v. State of Tennessee W2012-00622-SC-R11-PC	Shelby County Criminal Court Judge J. Robert Carter, Jr. No. 08-02042	Tipton, J Affirmed	Rule 11	Denied - Application of Michael Stewart (Order Filed 6-13-13)
Michael Terrell v. State of Tennessee W2011-00972-SC-R11-PC	Shelby County Criminal Court Judge Paula L. Skahan Nos. 08-03773, & 08-03774	Thomas, J Affirmed	Rule 11	Denied - Application of Michael Terrell (Order Filed 6-11-13)
John Todd, et al v. Shelby County, Tennessee W2012-00961-SC-R11-CV	Shelby County Circuit Court Judge Walter C. Kurtz No. CT-000194-07	Stafford, J Affirmed	Rule 11	Denied - Application of John Todd (Order Filed 6-13-13)
State of Tennessee v. Jereco Tynes W2010-02511-SC-R11-CD	Shelby County Criminal Court Judge James Lammey No. 10-02861	Bivins, J Affirmed	Rule 11	Denied - Application of Jereco Tynes (Order Filed 6-11-13)
Jonathan Williams v. State of Tennessee W2012-00107-SC-R11-PC	Lauderdale County Circuit Court Judge Joseph H. Walker, III No. 8793	McMullen, J Affirmed	Rule 11	Denied - Application of Jonathan Williams (Order Filed 6-11-13)

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

JERRY RAY DAVIDSON v. STATE OF TENNESSEE

Circuit Court for Dickson County
No. CR-7386

No. M2010-02663-SC-R11-PD

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed on behalf of Jerry Ray Davidson, 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 NASHVILLE

JOSE RODRIGUEZ a/k/a ALEX LOPEZ v. STATE OF TENNESSEE

**Criminal Court for Davidson County
No. 4345**

No. M2011-01485-SC-R11-PC

ORDER

Upon consideration of the application for permission to appeal of Jose Rodriguez a/k/a Alex Lopez 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 NASHVILLE

**SANDY EUGENE WOMACK ET AL v. CORRECTIONS CORPORATION OF AMERICA,
d/b/a WHITEVILLE CORRECTIONAL FACILITY**

**Circuit Court for Davidson County
No. 11C3600**

No. M2012-00871-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Sandy Eugene Womack, et al, 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

MARY C. SMITH v. UHS OF LAKESIDE, INC. ET AL.

**Circuit Court for Shelby County
No. CT-004669-05**

No. W2011-02405-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed on behalf of UHS of Lakeside, 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