

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

Monday, August 13, 2007

**GRANTS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
Douglas Craig, et al. v. Lindsey Loving and Thomas Thompson M2005-02216-SC-R11-CV	Wilson County Circuit Judge Clara W. Byrd No. 13021	Cain, J. Affirmed in Part, Reversed in Part, and Remanded	Rule 11	<b>Granted</b> - Application of Findley and Nelle Mahaffey and Douglas Craig  Koch, J., Not Participating
State of Tennessee v. Stacey Joe Carter M2005-02784-SC-R11-CD	Robertson County Circuit Judge John H. Gasaway, Jr. No. 05-0002	Thomas, J. Reversed and Remanded	Rule 11	<b>Granted</b> - Application of Stacey Joe Carter
State of Tennessee v. Tyson Lee Day M2006-00989-SC-R11-CD	Sumner County Circuit Judge Jane W. Wheatcraft No. CR286-2005	Thomas, J. Reversed and Remanded	Rule 11	<b>Granted</b> - Application of the State of Tennessee
State of Tennessee v. Robert T. Downey M2005-02335-SC-R11-CD	Montgomery County Circuit Judge John Gasaway No. 4100305	Ogle, J. Affirmed and Remanded	Rule 11	<b>Granted</b> - Application of Robert T. Downey

Earl Douglas Tryon v. Saturn Corporation M2006-00940-SC-WCM-CV	Marshall County Circuit Judge Franklin L. Russell No. 15843			<b>Granted</b> - Application of Earl Douglas Tryon  Clark, J. Not Participating  <b>*Filed on August 9, 2007*</b>
<b><u>Knoxville</u></b>				
State of Tennessee v. Ricky Thompson E2005-01790-SC-R11-DD	McMinn County Circuit Judge Jon K. Blackwood No. 89-707	Wedemeyer, J. Affirmed as Modified and Remanded	Rule 11	<b>Granted</b> - Application of the State of Tennessee
<b><u>Jackson</u></b>				
State of Tennessee v. Robert Jonathan Harrison W2006-00483-SC-R11-CD	Chester County Circuit Judge Roy B. Morgan, Jr. No. 05-323	Hayes, J. Reversed and Remanded	Rule 11	<b>Granted</b> - Application of Robert Jonathan Harrison
State of Tennessee v. Michael Dale Rimmer W2004-02240-SC-DDT-DD	Shelby County Criminal Judge Fred Axley Nos. 97-02187 and 98-01033-34	Hayes, J. Affirmed	Direct Appeal	<b>Granted</b> - Direct Appeal
State of Tennessee v. James Edgar White, Jr. W2006-00655-SC-R11-CD	Dyer County Circuit Judge R. Lee Moore, Jr. No. C05-438	Thomas, J. Affirmed	Rule 11	<b>Granted</b> - Application of James Edgar White, Jr.

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**DENIALS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
Lynn M. Baker v. James B. Baker M2007-00831-SC-S09-CV	Marion County Circuit Judge Buddy D. Perry No. 16671	Per Curiam Rule 9 Denied	Rule 9	<b>Denied</b> - Application of James B. Baker  Barker, C.J., Not Participating Koch, J., Not Participating
Gdongalay Berry v. State of Tennessee M2007-01132-SC-R10-CO	Davidson County Criminal Judge Randall Wyatt Nos. 93-D-2728 and 96-B-866	Woodall, J. Smith, J. Wedemeyer, J. Denied	Rule 10	<b>Denied</b> - Application of Gdongalay Berry
Elaine S. Bildner and John H. Bildner, Jr. v. Gaylord Entertainment Company M2006-00840-SC-R11-CV	Davidson County Circuit Judge Walter C. Kurtz No. 04C2819	Daniel, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Elaine S. Bildner and John H. Bildner, Jr.
Cynthia Statham Heimermann Boyer v. Charles William Heimermann M2006-01566-SC-R11-CV	Davidson County Circuit Judge Muriel Robinson No. 95D-597	Koch, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of Charles William Heimermann  Koch, J., Not Participating

William D. Busby v. State M2007-00957-SC-S10-CO	Lewis County Circuit Judge R.E. Lee Davies No. 6650	Woodall, J. Smith, J. Wedemeyer, J. Rule 10 Denied	Rule 10	<b>Denied</b> - Application of William D. Busby
Carolyn Johnson Clark v. Timothy S. Fournet M2006-00616-SC-R11-CV	Putnam County Circuit Judge John A. Turnbull No. 05-J0208	Cottrell, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of Timothy S. Fournet
Christopher A. Davis v. State of Tennessee M2005-02146-SC-R11-PC	Davidson County Criminal Judge J. Randall Wyatt No. 96-B-867	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of Christopher A. Davis
Homebuilders McGee and Story, LLC v. Henry Buckner M2005-02643-SC-R11-CV	Davidson County Circuit Judge Barbara Haynes No. 01C-2411	Clement, J. Reversed in Part; Affirmed in Part and Remanded	Rule 11	<b>Denied</b> - Application of Henry Buckner  Koch, J., Not Participating
Bruce Alan Littleton v. State of Tennessee M2006-01675-SC-R11-CD	Humphreys County Circuit Judge Robert E. Burch No. 9805-A	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of Bruce Alan Littleton
Frank H. McNiel, M.D. v. Susan R. Cooper M2005-01206-SC-R11-CV	Davidson County Chancery Judge Richard H. Dinkins No. 04-1748-IV	Koch, J. Affirmed in Part, Reversed in Part, and Remanded	Rule 11	<b>Denied</b> - Application of Frank H. McNeil, M.D.  Koch, J., Not Participating
The Metropolitan Government of Nashville and Davidson County v. Barry Construction Company, Inc. and JCH Development Company, Inc. M2005-01749-SC-R11-CV	Davidson County Chancery Chancellor Ellen H. Lyle No. 04-1167-III	Koch, J. Vacated and Remanded	Rule 11	<b>Denied</b> - Application of Barry Construction Company, Inc. and JCH Development Company, Inc.  Koch, J., Not Participating
Perry Ricky Ray v. Ricky J. Bell M2006-02389-SC-R11-HC	Davidson County Criminal Judge Monte Watkins No. 3803	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of Perry Ricky Ray

Ryder Integrated Logistics, Inc. v. Edwin Jason Aldrich, et al. M2006-00115-SC-R11-CV	Montgomery County Chancery Chancellor Tom E. Gray No. MC-CH-CV-D-T-04-12	Cottrell, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Ryder Integrated Logistics, Inc.
Anthony M. Sircy v. Jerry Wilson, et al. M2007-00996-SC-S10-CV	Wilson County Circuit Judge Clara W. Byrd No. 13965	Per Curiam Rule 10 Denied	Rule 10	<b>Denied</b> - Application of Haulers Insurance Company, Inc.  Koch, J., Not Participating
Barry Sotherland v. State M2006-01891-SC-R11-PC	Wayne County Circuit Judge Robert Jones No. 14018	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of Barry Sotherland
James Mario Starnes v. State of Tennessee M2006-00197-SC-R11-PC	Bedford County Circuit Judge J. B. Cox No. 9884	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Mario Starnes
State of Tennessee v. Levi Battle, III M2006-00288-SC-R11-CD	Davidson County Criminal Judge Cheryl Blackburn No. 2003-A-519	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of Levi Battle, III
State of Tennessee v. Larry Daniel M2006-01620-SC-R11-CD	Davidson County Criminal Judge Cheryl A. Blackburn No. 98-B-922	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Larry Daniel
State of Tennessee v. James Michael Hanners M2005-02380-SC-R11-CD	Rutherford County Circuit Judge Don R. Ash No. F-51946	McLin, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of the State of Tennessee
State of Tennessee v. Mohamed Medhet Karim M2006-00619-SC-R11-CD	Wayne County Circuit Judge Stella L. Hargrove No. 13640	Thomas, J. Affirmed	Rule 11	<b>Denied</b> - Application of Mohamed Medhet Karim
State of Tennessee v. Carlos Alvarez Levy M2006-01448-SC-R11-CD	Marshall County Circuit Judge Robert Crigler Nos. 16716, 16717, 16718	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of Carlos Alvarez Levy

State of Tennessee v. Reginald J. McGill M2006-00891-SC-R11-CD	Cheatham County Circuit Judge Robert E. Burch No. 14233A	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Reginald J. McGill
State of Tennessee v. Donald Michael Petty M2006-00705-SC-R11-CD	Sumner County Criminal Judge Jane W. Wheatcraft No. 755-2005	Thomas, J. Affirmed	Rule 11	<b>Denied</b> - Application of the State of Tennessee  *The opinion of the Court of Criminal Appeals is designated "Not for Citation" in accordance with Supreme Court Rule 4, § F.*
State of Tennessee v. Klein Rawlins M2006-01059-SC-R11-CD	Sumner County Criminal Judge Jane Wheatcraft No. 180-2002	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Klein Rawlins
State of Tennessee v. Gina Lola Smith M2006-02150-SC-R11-CD	Montgomery County Circuit Judge Michael R. Jones No. 40500929	Glenn, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of Gina Lola Smith
State of Tennessee v. Robert Charles York M2006-01508-SC-R11-CD	Bedford County Circuit Judge Lee Russell No. 15955	McLin, J. Affirmed	Rule 11	<b>Denied</b> - Application of Robert Charles York
Tenn-Fla Partners, et al. v. Henry C. Shelton, III, et al. M2006-00945-SC-R11-CV	Shelby County Circuit Judge John McCarroll No. CT-000908-01	Cain, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Tenn-Fla Partners, et al.
Russell Wellington v. State of Tennessee M2007-00464-SC-R11-CV	TN Claims Commission Comm. Stephanie Reeves No. T200661452	Koch, J. Cain, J. Clement, J. Dismissed	Rule 11	<b>Denied</b> - Application of Russell Wellington  Koch, J., Not Participating

**Knoxville**

BB & T, as Successor in Trust to BankFirst v. Rodney W. Milligan E2005-02943-SC-R11-CV	Loudon County Circuit Judge Russell E. Simmons, Jr. No. 7148	Franks, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Rodney W. Milligan
Crossley Construction Corp. v. National Fire Ins. Co. of Hartford, et al. E2006-00397-SC-R11-CV	Knox County Circuit Judge Wheeler A. Rosenbalm No. 3-813-03	Swiney, J. Affirmed	Rule 11	<b>Denied</b> - Application of Crossley Construction Corporation
Hilloak Realty Company v. Loren Chumley, Commissioner of Revenue for the State of Tennessee E2006-00213-SC-R11-CV	Knox County Chancery Judge Daryl Fansler No. 161778-2	Susano, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Loren Chumley, Commissioner of Revenue for the State of Tennessee
Dexter Frank Johnson v. State of Tennessee E2006-00313-SC-R11-HC	Hamilton County Criminal Judge Douglas Meyer No. 256826	Smith, J. Affirmed	Rule 11	<b>Denied</b> - Application of Dexter Frank Johnson
Lauren Eugene Leslie v. Gene Leslie E2006-00043-SC-R11-CV	Monroe County Circuit Judge John B. Hagler No. V03081H	Susano, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Lauren Eugene Leslie
Harvey Joe Oakes v. Rhonda Gail Oakes E2006-00656-SC-R11-CV	Bledsoe County General Sess. Judge William H. Inman No. 1468	Susano, J. Affirmed in Part, Reversed in Part and Remanded	Rule 11	<b>Denied</b> - Application of Harvey Joe Oakes
Carlton B. Parks v. State of Tennessee E2006-02790-SC-R11-CV	Hamilton County Circuit Judge John B. Hagler No. 05C504	Lee, J. Affirmed	Rule 11	<b>Denied</b> - Application of Carlton B. Parks

State of Tennessee v. Stephanie E. Baney E2006-00867-SC-R11-CD	Bradley County Criminal Judge Carroll Ross Nos. 05-174 & 05-272	McLin, J. Affirmed	Rule 11	<b>Denied</b> - Application of Stephanie Baney
State of Tennessee v. Johnny Baxter E2006-00669-SC-R11-CD	McMinn County Circuit Judge Carroll L. Ross No. 03-324	Tipton, J. Affirmed	Rule 11	<b>Denied</b> - Application of Johnny Baxter
State of Tennessee v. Larry Boykin E2005-01582-SC-R11-CD	Cocke County Circuit Judge Ben Hooper, II No. 9048	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Larry Boykin
State of Tennessee v. Howard Gailand Bruff E2006-01070-SC-R11-CD	Cumberland County Circuit Judge Lillie A. Sells No. 8244	Tipton, J. Affirmed	Rule 11	<b>Denied</b> - Application of Howard Gailand Bruff
State of Tennessee v. Billy Joe Carter E2005-01282-SC-R11-CD	Cocke County Circuit Judge Ben Hooper No. 9273	Witt, J. Affirmed in Part, Vacated in Part	Rule 11	<b>Denied</b> - Application of Billy Joe Carter
State of Tennessee v. Kenny Clay Davis E2006-01459-SC-R11-CD	Sevier County Circuit Judge Rex Ogle No. 10731	Smith, J. Affirmed	Rule 11	<b>Denied</b> - Application of Kenneth Clay Davis
State of Tennessee v. Tommy Lee Henry E2006-00466-SC-R11-CD	Sullivan County Circuit Judge R. Jerry Beck No. S50,301	Tipton, P.J. Affirmed	Rule 11	<b>Denied</b> - Application of Tommy Lee Henry
State of Tennessee v. Shannon Richard Hudson E2005-02859-SC-R11-CD	Hamilton County Criminal Judge Jon Kerry Blackwood No. 241103	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of Shannon Richard Hudson
State of Tennessee v. Michael E. Lones E2005-02777-SC-R11-CD	Washington County Circuit Judge Lynn Brown No. 29821	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Michael E. Lones



State of Tennessee v. Reggie Stokes E2007-00781-SC-S09-CD	Hamilton County Criminal Judge Don Poole No. 257640	Tipton, J. Ogle, J. Thomas, J. Rule 9 Denied	Rule 9	<b>Denied</b> - Application of Reggie Stokes
State of Tennessee v. Gregory Whisnant E2006-01107-SC-R11-CD	McMinn County Circuit Judge Carroll Ross No. 04-274	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Gregory L. Whisnant
State of Tennessee v. Bruce Lee Woods E2006-02367-SC-R11-CD	Hamilton County Criminal Judge Rebecca Stern No. 253576	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Bruce Lee Woods
<b><u>Jackson</u></b>				
Stanley F. Blackwood v. State of Tennessee W2005-01548-SC-R11-PC	Madison County Circuit Judge Frank Murchison No. C-02-132	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of Stanley F. Blackwood
City of Memphis v. Civil Service Commission, et al. W2006-01561-SC-R11-CV	Shelby County Chancery Judge D.J. Alissandratos No. CH-06-0225-03	Farmer, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of the City of Memphis
Jamie Lou Haneline v. State of Tennessee W2006-01116-SC-R11-PC	Decatur County Circuit Judge C. Creed McGinley No. 01CR013	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Jamie Lou Haneline
Michael J. Hart v. State of Tennessee W2006-00783-SC-R11-PC	Madison County Circuit Judge Roy Morgan No. C-06-57	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of Michael J. Hart

Michael Hooper v. Steve Dotson, Warden W2006-01290-SC-R11-HC	Hardeman County Circuit Judge Joseph Walker No. 05-02-0148	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of Michael Hooper
Joe Anthony Ivy v. State of Tennessee W2005-01538-SC-R11-PC	Shelby County Criminal Judge John P. Colton, Jr. No. P-22524	Williams, J. Affirmed Pursuant to Rule 20	Rule 11	<b>Denied</b> - Application of Joe Anthony Ivy
Sharon Kay Jackson v. Randall D. Jackson W2006-00182-SC-R11-CV	Shelby County Circuit Judge John R. McCarroll, Jr. No. CT-002855-03	Kirby, J. Affirmed in part; Modified in part; and Remanded	Rule 11	<b>Denied</b> - Application of Randall D. Jackson
Torrence Johnson v. State of Tennessee W2006-01344-SC-R11-HC	Hardeman County Circuit Judge Joe H. Walker No. 06-02-0127	McLin, J. Affirmed Pursuant to Rule 20	Rule 11	<b>Denied</b> - Application of Torrence Johnson
Moody Realty Company, Inc. v. Ronald L. Huestis, et al. W2006-00905-SC-R11-CV	Weakley County Chancery Judge William B. Acree No. 18,992	Farmer, J. Affirmed in Part; Reversed in Part; Vacated in Part; and Remanded	Rule 11	<b>Denied</b> - Application of Ronald L. Huestis and Lisa M. Huestis
Jerome Sawyer v. State of Tennessee W2005-01813-SC-R11-PC	Shelby County Criminal Judge James C. Beasley, Jr. No. P-27587	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of Jerome Sawyer
State of Tennessee v. Linda Kay Batts W2006-00419-SC-R11-CD	Weakley County Circuit Judge Williams B. Acree No. CR44-2005	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of Linda Kay Batts
State of Tennessee v. Tony Bell W2006-01515-SC-R11-CD	Shelby County Criminal Judge Chris Craft No. 05-08649	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Tony Bell

State of Tennessee v. Lisa Marie Butler W2005-01964-SC-R11-CD	Shelby County Criminal Judge Chris Craft No. 04-00222	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Lisa Marie Butler
State of Tennessee v. Barton Lane Fowler W2006-01262-SC-R11-CD	Dyer County Circuit Judge Lee Moore No. C04-520	Thomas, J. Affirmed	Rule 11	<b>Denied</b> - Application of Barton Lane Fowler
State of Tennessee v. Marvin Hugghis W2006-01149-SC-R11-CO	Shelby County Criminal Judge Chris Craft No. 94-02837-47	Hayes, J. Affirmed Pursuant to Rule 20	Rule 11	<b>Denied</b> - Application of Marvin Hugghis
State of Tennessee v. Dennis Jarrett W2005-02157-SC-R11-CD	Madison County Circuit Judge Donald H. Allen No. 04-100	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of Dennis Jarrett
State of Tennessee v. David Jimenez W2006-00731-SC-R11-CD	Madison County Circuit Judge Roger A. Page Nos. 95-459, 96-197, 98-814	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of David Jimenez
State of Tennessee v. Phillip Eugene Johnson W2006-00503-SC-R11-CD	Tipton County Circuit Judge Joseph H. Walker No. 5133	McLin, J. Affirmed	Rule 11	<b>Denied</b> - Application of Phillip Eugene Johnson
Eric D. Wallace v. Stephen Dotson W2006-00908-SC-R11-HC	Hardeman County Circuit Judge Joseph H. Walker, III No. 06-02-0126	McLin, J. Affirmed	Rule 11	<b>Denied</b> - Application of Eric Dewayne Wallace
Carl Anthony Watson v. State of Tennessee W2005-02324-SC-R11-SC	Shelby County Criminal Judge Joseph B. Dailey No. 99-00179	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Carl Anthony Watson
Calvin Wilhite v. Glen Turner, Warden W2006-01331-SC-R11-HC	Hardeman County Circuit Judge Joseph Walker No. 06-02-0155	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of Calvin Wilhite

Joseph W. Wilson v. State of Tennessee W2006-00685-SC-R11-PC	Madison County Circuit Judge Roger Page No. C-04-249	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Joseph W. Wilson
Linda Riggan Wood, et al v. Terry Riggan Lowery W2006-00901-SC-R11-CV	Shelby County Chancery Judge Walter Evans Nos. CH-03-1197-1 and CH-04-0254-3	Crawford, J. Affirmed	Rule 11	<b>Denied</b> - Application of Terry Riggan Lowery
Jeffrey Yates v. State of Tennessee W2006-00969-SC-R11-HC	Hardeman County Circuit Judge Joseph H. Walker, III No. 06-02-0137	McGee, J. Affirmed	Rule 11	<b>Denied</b> - Application of Jeffery Yates