

SUPREME COURT OF TENNESSEE  
 SUPREME COURT DISCRETIONARY APPEALS  
**Tuesday, September 7, 2004**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
Austin Anthony Adams v. Janet Faye Adams (Kirby) M2004-00935-SC-S09-CV	Rutherford Chancery Don R. Ash 97DR-1626	Per Curiam Denied	Rule 11	<b>Denied</b> - Application of Janet Faye Adams.
AT & T Corp. v. Ruth Johnson, Commissioner of Revenue, State of Tennessee M2003-00148-SC-R11-CV	Davidson Chancery Irvin H. Kilcrease, Jr. 99-206-I	Cain, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of AT&T Corp.
Murfreesboro Medical Clinic, P.A. v. David Udom M2003-00313-SC-S09-CV	Rutherford Chancery Robert E. Corlew, III 02-5739CV	Farmer, J. Reversed in Part; Affirmed in Part & Remanded	Rule 11	<b>Granted</b> - Application of David Udom. * Drowota, C.J. - not participating.
Tonja Korosec Rook, et al v. Jere Scott Bradshaw M2004-01119-SC-S09-CV	Davidson Circuit Hamilton V. Gayden, Jr. 00C-2040	Per Curiam Rule 9 Denied	Rule 9	<b>Denied</b> - Application of Jere Scott Bradshaw.
Alexander C. Wells v. State of Tennessee M2003-00591-SC-R11-CV	Davidson Chancery Carol L. McCoy 95-2144-II	Koch, P.J., M.S.	Rule 11	<b>Denied</b> - Application of Alexander C. Wells.
James L. West, et al v. Frank Luna M2002-02734-SC-R11-CV	Lincoln Chancery Franklin L. Russell 8380	Cain, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Frank Luna.

Charles Ray Allen v. State of Tennessee M2002-03144-SC-R11-PC	Davidson Criminal J. Randall Wyatt, Jr. 98-C-1969	Welles, J. Affirmed	Rule 11	<b>Denied</b> - Application of Charles Ray Allen.
Larry Stephen Brumit v. State of Tennessee M2003-00488-SC-R11-PC	Rutherford Circuit Don R. Ash F-51873	Wade, J. Affirmed	Rule 11	<b>Denied</b> - Application of Larry Stephen Brumit.
James Gordon Freeman v. State of Tennessee M2003-00899-SC-R11-PC	Davidson Criminal Seth Norman 97-B-788	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Gordon Freeman.
Kenneth Herring v. State of Tennessee M2003-01731-SC-R11-PC	Wayne Circuit Stella Hargrove 12850	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of Kenneth Herring.
Curley Lee Howse v. State of Tennessee M2003-01134-SC-R11-PC	Davidson Criminal Seth Norman C-3247	Smith, J. Dismissed	Rule 11	<b>Denied</b> - Application of Curley Lee Howse.
Timothy L. Jefferson v. State of Tennessee M2002-02393-SC-R11-PC	Davidson Criminal Cheryl Blackburn 2000-D-1954	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of Timothy L. Jefferson.
Joe Davis Martin v. State of Tennessee M2003-00534-SC-R11-PC	Davidson Criminal J. Randall Wyatt, Jr. 96-A-155	Riley, J. Affirmed	Rule 11	<b>Denied</b> - Application of Joe Davis Martin.
State of Tennessee v. Troy D. Billingsley M2003-01410-SC-R11-CD	Moore Circuit Charles Lee 926 & 933	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Troy D. Billingsley.
State of Tennessee v. Russell K. Bowman M2003-00257-SC-R11-CD	Putnam Circuit John J. Maddux 02-0545	Wade, J. Affirmed	Rule 11	<b>Denied</b> - Application of Russell K. Bowman.
State of Tennessee v. James Henry Brown M2002-02592-SC-R11-CD	Davidson Criminal Steve Dozier 2001-B-1193	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Henry Brown.

State of Tennessee v. Lester Arnold Clouse M2002-01880-SC-R11-CD	Putnam Criminal Lillie Ann Sells 99-0260, 01-0360	Woodall, J. Affirmed	Rule 11	<b>Denied</b> - Application of Lester Arnold Clouse.
State of Tennessee v. Charles Eldridge M2003-01771-SC-R11-CD	Putnam Criminal Lillie Ann Sells 02-0322	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of Charles Eldridge.
State of Tennessee v. David Kyle Gilley M2003-00499-SC-R11-CD	Rutherford Circuit Don R. Ash F-52137	Woodall, J. Affirmed in Part, Reversed in Part	Rule 11	<b>Granted</b> - Application of David Kyle Gilley.
State of Tennessee v. Robert Dennis Heisinger M2002-01217-SC-R11-CD	Montgomery Circuit John H. Peay 35738	Smith, J. Affirmed	Rule 11	<b>Denied</b> - Application of Robert Dennis Heisinger.
State of Tennessee v. James Anthony Hill M2003-00516-SC-R11-CD	Marshall Circuit Charles Lee 15188	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Anthony Hill.
State of Tennessee v. David Curtis Lynn M2002-02706-SC-R11-CD	Dickson Circuit Robert E. Burch 4775	Smith, J. Affirmed	Rule 11	<b>Denied</b> - Application of David Curtis Lynn.
State of Tennessee v. Louise Dawson Marlow M2003-00082-SC-R11-CD	Coffee Circuit L. Craig Johnson 31,478	Williams, J. Remanded	Rule 11	<b>Denied</b> - Application of Louise Dawson Marlow.
State of Tennessee v. William D. Pendergrass M2003-01769-SC-R11-CD	Hickman Circuit Russ Heldman 02-5096CR-II	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of William D. Pendergrass.
Ella Barbee, et al v. Wal-Mart Stores, Inc., et al W2003-00017-SC-R11-CV	Lauderdale Circuit Joseph H. Walker, III 5470	Farmer, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Ella Barbee and Janice Lee.

Ted Fox, Director of Public Works, a Division of Shelby County Government, and Shelby County Government v. Thomas H. Miles and Shelby County Civil Service Merit Board W2002-01860-SC-R11-CV	Shelby Chancery Walter L. Evans CT-005408-00	Kirby, J. Reversed	Rule 11	<b>Granted</b> - Application of Thomas H. Miles.
James Roy Smith, Jr. v. Mary Elizabeth Smith, et al W2002-02534-SC-R11-CV	Shelby Chancery D. J. Alissandratos D-27205-3	Kirby, J. Reversed and Remanded	Rule 11	<b>Denied</b> - Application of Theresa B. Deboo and James Roy Smith, Jr.
Linda Ward, individually and as Natural Child and Surviving Next of Kin of Nellie M. Curlin, Deceased v. AMI SUB (SFH), Inc., et al W2003-00965-SC-R11-CV	Shelby Circuit Rita Stotts CT-001862-00-4	Farmer, J. Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Linda Ward.
Gabriel Antonio Clark v. State of Tennessee W2003-01017-SC-R11-PC	Madison Circuit Roy B. Morgan C-03-22	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Gabriel Antonio Clark.
James Howard Davis v. State of Tennessee W2003-01403-SC-R11-PC	Benton Circuit C. Creed McGinley CR998-PC-1	Hayes, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Howard Davis.
John Parker Roe v. State of Tennessee W2003-02949-COA-R11-PC	Shelby Criminal Joseph B. Dailey P-22397	Glenn, J. Denial of Motion to Reopen Post-Conviction Petition	Rule 11	<b>Denied</b> - Application of John Parker Roe.
State of Tennessee v. Elizabeth Allison W2003-02007-SC-R11-CD	Gibson Circuit L.T. Lafferty 14872-2	Woodall, J. Reversed, Petition Dismissed, and Remanded	Rule 11	<b>Denied</b> - Application of Elizabeth Allison.

State of Tennessee v. Gene Booker W2002-02327-SC-R11-CD	Shelby Criminal Chris Craft 00-13829, 30, 31	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Gene Booker.
State of Tennessee v. James Stacy Carroll W2003-01182-SC-R11-CD	Carroll Circuit C. Creed McGinley 02CR1872	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of James Stacy Carroll.
State of Tennessee v. Kenneth Richard W2003-00928-SC-R11-CD	Tipton Circuit Joseph H. Walker, III 4489	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Kenneth Richard.
State of Tennessee v. Amy Denise Sutton W2003-01183-SC-R11-CD	Carroll Circuit Julian P. Guinn 02CR-1984	Riley, J. Affirmed; Remanded for Entry of Corrected Judgment	Rule 11	<b>Granted</b> - Application of Amy Denise Sutton.
Thomas Poston Studdard v. State of Tennessee W2003-01210-SC-R11-PC	Dyer Circuit Lee Moore C02-61	Glenn, J.	Rule 11	<b>Granted</b> - Application of the State of Tennessee.
Peter W. Carter v. Lynn Tillery Carter E2004-01867-SC-S10-CV	Knox Circuit Bill Swann 79185	Franks, J. Swiney, J. Lee, J. Rule 10 Denied	Rule 10	<b>Denied</b> - Application of Peter Carter.
Gary Andrew Caughman v. Jason Ward Construction Company and Thomas Ron Wood Construction Company E2004-01230-SC-R9-CV	Bradley Circuit Lawrence Puckett V-03-250		Rule 9	<b>Denied</b> - Application of Thomas Ron Wood Construction Company.

Basil Marceaux v. The Citizen David Norton E2003-02199-SC-R11-CV	Hamilton Chancery W. Frank Brown, III 03-0368	Swiney, J. Affirmed	Rule 11	<b>Denied</b> - Application of Basil Marceaux. (Barker, J. - not participating)
Mickie R. McBee v. J. Lynn Nance E2003-00136-SC-R11-CV	Anderson Chancery William Everett Lantrip 01CH1788	Swiney, J. Affirmed	Rule 11	<b>Denied</b> - Application of Mickie R. McBee.
Diane Toy, individually and as Administratrix of Carl E. Toy v. Johnson & Johnson Corporation, et al E2004-00989-SC-S09-CV	Sevier Circuit O. Duane Slone 2000-509-IV	Franks, J. Susano, J. Rule 9 Denied	Rule 9	<b>Denied</b> - Application of Rodney G. Carter, M.D. & Application of Johnson & Johnson and Janssen Pharmaceutica, Inc.
William Berrios v. State of Tennessee E2003-01791-SC-R11-PC	Knox Criminal Richard Baumgartner 72749	Riley, J. Affirmed	Rule 11	<b>Denied</b> - Application of William Berrios.
Craig Stephen Bourne v. State of Tennessee E2003-00462-SC-R11-PC	Sullivan Circuit R. Jerry Beck C46,232	Tipton, J. Affirmed	Rule 11	<b>Denied</b> - Application of Craig Stephen Bourne.
Jason Blake Bryant v. State of Tennessee E2002-00907-SC-R11-PC	Greene Circuit James Beckner 01-CR-161	Smith, J. Affirmed	Rule 11	<b>Denied</b> - Application of Jason Blake Bryant.
Bernard Kane Johnson v. State of Tennessee E2003-02140-SC-R11-PC	Knox Criminal Ray Jenkins 74522	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of Bernard Kane Johnson.
Orlando Malone v. State of Tennessee E2003-02095-SC-R11-PC	Bradley Circuit Carroll Ross M-01-194	Wade, J. Affirmed	Rule 11	<b>Denied</b> - Application of Orlando Malone.
Thomas E. Reddick v. State of Tennessee E2003-00578-SC-R11-PC	Knox Criminal Mary Beth Leibowitz 75738	Ogle, J. Dismissed	Rule 11	<b>Denied</b> - Application of Thomas E. Reddick.
State of Tennessee v. Alfred Eugene Bradley E2002-02840-SC-R11-CD	Hamilton Criminal Rebecca J. Stern 233962, 234979, 234375	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of Alfred Eugene Bradley.

State of Tennessee v. Michael W. Gibson E2003-01381-SC-R11-CD	Anderson Circuit James B. Scott, Jr. A2CR0108	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of Michael W. Gibson. **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. Michael Lenard Hall E2002-01834-sC-R11-CD	Knox Criminal 67234		Rule 11	<b>Denied</b> - Application of Michael Lenard Hall.
State of Tennessee v. Dempsey Harold, Jr. E2003-00358-sC-R11-CD	Hawkins Circuit James E. Beckner CR14	Wade, J. Affirmed	Rule 11	<b>Denied</b> - Application of Dempsey Harold, Jr.
State of Tennessee v. Cherie Mae Phillips E2003-01897-SC-R11-CD	Knox Criminal Richard Baumgartner 75036	Ogle, J. Affirmed	Rule 11	<b>Denied</b> - Application of Cherie Mae Phillips.
State of Tennessee v. Thomas Len Proffitt E2002-02396-SC-R11-CD	Knox Circuit Richard R. Baumgartner 74750	Williams, J. Affirmed	Rule 11	<b>Denied</b> - Application of Thomas Len Proffitt.
State of Tennessee v. Anthony Lamont Singleton E2003-01747-SC-R11-CD	Sullivan Circuit Phyllis Miller S45,328 & S47,632	Tipton, J. Affirmed	Rule 11	<b>Denied</b> - Application of Anthony Lamont Singleton.
Larry D. Upshaw v. State of Tennessee E2003-02071-SC-R11-PC	Knox Criminal Ray Jenkins 74710	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Petition of Larry D. Upshaw to Rehear the Court's June 14, 2004 Order.