

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

Monday, December 15, 2008

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Alice J. Banks v. The Elks Club Pride of TN 1102; Pride of TN Lodge of Elks No. 1102, Improved Benevolent & Elks Lodge 1102 Pride of TN AND Alice June Banks v. Robert H. Boyce, M.D. and Premier Orthopaedics & Sports Medicine M2008-01894-SC-S09-CV	Davidson County Circuit Court Judge Thomas Brothers Nos. 07C-839 and 07C-1353	Per Curiam, Rule 9 Denied	Rule 9	Granted - Application of The Elks Club Pride of TN 1102, et al AND Granted - Application of Robert H. Boyce, M.D., et al (Order attached hereto)
David Goff, et al v. Elmo Greer & Sons Construction Co., Inc. M2006-02660-SC-R11-CV	White County Circuit Court Judge John A. Turnbull No. CC-320	Highers, J., Reversed and Remanded in Part and Affirmed in Part	Rule 11	Granted - Application of David Goff and wife, Joyce Goff, and Agness Goff (Order attached hereto)

State of Tennessee v. Cedrick Ruron Saine M2007-01277-SC-R11-CD	Davidson County Criminal Court Judge Monte Watkins No. 2006-B-1714	Welles, J., Affirmed in Part; Reversed in Part; Remanded	Rule 11	Granted - Applications of Cedrick Ruron Saine and the State of Tennessee (Order attached hereto)
<u>Knoxville</u>				
NONE				
<u>Jackson</u>				
State of Tennessee v. Charlotte Yvonne Turner W2007-01590-SC-R11-CD	Obion County Circuit Court Judge William B. Acree, Jr. No. C07-192	Hayes, J., Affirmed	Rule 11	Granted - Application of Charlotte Yvonne Turner (Order attached hereto)

**SUPREME COURT OF TENNESSEE
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DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Thomas E. Brady v. Kimberley Gugler M2008-01687-SC-R11-CV	Warren County Circuit Court Judge Larry B. Stanley, Jr. Nos. 1413/1447	Per Curiam, Dismissed and Remanded	Rule 11	Dismissed - Application of Thomas E. Brady; Denied as Moot - Motions of Thomas E. Brady (Order filed 12-09-2008)
Matthew R. Hakoda v. State of Tennessee M2007-00973-SC-R11-PC	Davidson County Criminal Court Judge Steve Dozier No. 2004-C-2098	Ogle, J., Affirmed	Rule 11	Denied - Application of Matthew R. Hakoda
Marvin Lee Holt v. State of Tennessee M2008-00874-SC-R11-PC	Davidson County Criminal Court Judge Cheryl Blackburn No. 2005-C-2253	Smith, J., Denial of Motion to Dismiss Counsel	Rule 11	Dismissed without prejudice as prematurely filed - Application of Marvin Lee Holt (Order filed 12-12-2008)
Marco Pena Medina v. State of Tennessee M2007-02543-SC-R11-PC	Davidson County Criminal Court Judge Steve R. Dozier No. 2006-A-883	Thomas, J., Affirmed	Rule 11	Denied - Application of Marco Pena Medina

Deon Devall Owensby v. Vanessa Davis M2007-01262-SC-R11-JV	Davidson County Juvenile Court Judge Max D. Fagan No. 000-662	Clement, J., Affirmed	Rule 11	Denied - Application of Deon Devall Owensby
Joe Allen Pennington v. Sonya Rene Pennington M2007-00181-SC-R11-CV	Davidson County Circuit Court Judge Carol Soloman No. 04D-192	Bennett, J., Reversed	Rule 11	Denied - Application of Joe Allen Pennington
Jason D. Pillow v. State of Tennessee M2007-00490-SC-R11-PC	Maury County Circuit Court Judge Robert Jones No. 11759	Witt, J., Affirmed	Rule 11	Denied - Application of Jason D. Pillow
State of Tennessee v. Tony Lynn Allen M2007-00826-SC-R11-CD	Putnam County Criminal Court Judge Leon C. Burns, Jr. No. 06-0028	Tipton, J., Affirmed	Rule 11	Denied - Application of Tony Lynn Allen
State of Tennessee v. Nick Defilippis M2007-01647-SC-R11-CD	Williamson County Criminal Court Judge Timothy L. Easter No. II-CR04214	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Nick Defilippis
<u>Knoxville</u>				
Donnie Foulks v. State of Tennessee E2007-00844-SC-R11-PC	Greene County Criminal Court Judge John Dugger No. 01CR223	Witt, J., Denied Rule 11	Rule 11	Denied - Application of Donnie Foulks
William C. Holcomb and Holcomb Company v. Edgar Cagle, Jr. E2007-01892-SC-R11-CV	Hamilton County Chancery Court Chancellor Howell Peoples No. 06-0923	Franks, J., Affirmed	Rule 11	Denied - Application of Edgar Cagle, Jr. (Corrected Order filed 12-08-2008) (Lee, J., not participating)

Greg Massey, et al v. R. W. Graf Inc., et al E2007-02474-SC-R11-CV	Knox County Chancery Court Judge Michael Moyers No. 158129-I	Franks, J., Affirmed and Remanded	Rule 11	Denied - Application of Greg Massey, et al (Lee, J., not participating)
Robert L. Moore v. Jack Morgan, Warden E2007-01342-SC-R11-HC	Morgan County Circuit Court Judge Eugene Eblen No. 9193	Ogle, J., Affirmed (Rule 20)	Rule 11	Denied - Application of Robert L. Moore
Charles V. Mosley v. James Morrow E2008-00053-SC-R11-HC	Bledsoe County Criminal Court Judge J. Curtis Smith No. 60-2007	Ogle, J., Affirmed	Rule 11	Denied - Application of Charles V. Mosley Denied - Motion of Charles V. Mosley to Proceed in Forma Pauperis
Tanya Gay Pippin (Yearsley) v. David C. Pippin, Jr. E2007-01961-SC-R11-CV	Hamilton County Circuit Court Judge Jacqueline Schulten No. 05D952	Swiney, J., Affirmed	Rule 11	Denied - Application of David C. Pippin, Jr.
<u>Jackson</u>				
Ronnie Bradfield v. State of Tennessee W2008-01287-SC-R11-PC	Shelby County Criminal Court Judge James C. Beasley, Jr. No. P-23046	William, J., Glenn, J., McMullen, J., Rule 28 Denied	Rule 11	Denied - Application of Ronnie Bradfield
Mike Parsons v. Jeff Huffman, et al W2007-00327-SC-R11-CV	Tipton County Chancery Court Judge Joseph H. Walker No. 24402	Highers, J., Affirmed	Rule 11	Denied - Application of Mike Parsons; Granted - Motion of Mike Parson to Proceed in Forma Pauperis.

State of Tennessee v. Billy Clay Browning W2007-00784-SC-R11-CD	Henry County Circuit Court Judge Donald E. Parish No. 13359	Hayes, Sr. J., Affirmed	Rule 11	Denied - Application of Billy Clay Browning
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IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**ALICE J. BANKS v. THE ELKS CLUB PRIDE OF TN 1102; PRIDE OF TN LODGE OF ELKS NO. 1102,
IMPROVED BENEVOLENT & ELKS LODGE 1102 PRIDE OF TN**

AND

**ALICE JUNE BANKS v. ROBERT H. BOYCE, M.D. & PREMIER ORTHOPAEDICS & SPORTS
MEDICINE**

**Circuit Court for Davidson County
No. 07C-839 and 07C-1353**

No. M2008-01894-SC-S09-CV

ORDER

Upon consideration of the Rule 9 applications for interlocutory appeal of the The Elks Club Pride of TN 1102 et al and Robert H. Boyce, M.D. et al, and the record before us, the applications are 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

**DAVID GOFF, ET AL. v. ELMO GREER & SONS
CONSTRUCTION CO., INC.**

**Circuit Court for White County
No. CC-320**

No. M2006-02660-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of David Goff and wife, Joyce Goff, and Agnes Goff, 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

STATE OF TENNESSEE v. CEDRICK RURON SAINÉ

**Criminal Court for Davidson County
No. 2006-B-1714**

No. M2007-01277-SC-R11-CD

ORDER

Upon consideration of the applications for permission to appeal of Cedrick Ruron Saine and the State of Tennessee, and the record before us, the applications are 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

STATE OF TENNESSEE v. CHARLOTTE YVONNE TURNER

No. W2007-01590-SC-R11-CD

ORDER

Upon consideration of the 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