



Tennessee Supreme Court
DISCRETIONARY APPEALS
Grants & Denials List
September 15, 2014 - September 19, 2014

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Appellate Judge/Judgment	Nature Of Appeal	Action
<u>Nashville</u>				
STATE OF TENNESSEE v. MECHELLE L. MONTGOMERY M2013-01149-SC-R11-CD	Williamson County Circuit Court James G. Martin, III IICR076574	McMullen, Camille R.: Affirmed Bivins, Jeffrey S.: Dissent	TRAP 11	Granted: Application of State of Tennessee (Corrected Order) Order filed 9-19-14 (See Attached Order)
<u>Knoxville</u>				
BASHAR F. KADDOURA v. CHATTANOOGA- HAMILTON COUNTY HOSPITAL AUTHORITY E2013-02573-SC-R11-CV	Hamilton County Circuit Court Jacqueline Schulten Bolton 13C808	Frierson II, Thomas R., McClarty, John W., Susano Jr., Charles D.: Case Dispositional Decision	TRAP 11	Granted: Application of Bashar F. Kaddoura Order filed 9-19-14 (See Attached Order)

Jackson

STATE OF TENNESSEE v. COURTNEY KNOWLES
W2013-00503-SC-R11-CD

Shelby County Criminal Court
James M. Lammey
0706139

Witt Jr., James Curwood: Affirmed

TRAP 11

Granted:
Application of
Courtney Knowles

Order filed 9-19-14
(See Attached
Order)

MICHELLE RYE, ET AL v. WOMEN'S CARE CENTER
OF MEMPHIS, MPLLC, ET AL
W2013-00804-SC-R11-CV

Shelby County Circuit Court
Gina C. Higgins
CT00092009

Stafford, J. Steven: Affirmed in Part,
Reversed in Part

TRAP 11

Granted:
Application of
Women's Care
Center of Memphis,
MPLLC, d/b/a Ruch
Clinic, a Tennessee
for-profit Limited
Liability Company,
and Diane Long,
M.D.,

Order filed 9-19-14
(See Attached
Order)

DENIALS

Style/Appeal Number

**County/Trial Judge/
Trial Court No.**

Appellate Judge/Judgment

Nature Of Appeal

Action

Discretionary Appeals - SC.pdf

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Nashville

JOSEPH H. JOHNSTON v. DAVIDSON COUNTY ELECTION COMMISSION, ET AL. M2011-02740-SC-R11-CV	Davidson County Chancery Court Carol L. McCoy 111131II	Dinkins, Richard H.: Affirmed	TRAP 11	Denied: Application of Joseph H. Johnston, (Corrected Order) Opinion of the Court of Appeals is designated "Not For Citation" with Supreme Court Rule 4(E)(1) Order filed 9-18-14 (See Attached Order)
STATE OF TENNESSEE v. MANSOUR BIN EL AMIN M2012-01261-SC-R11-CD	Montgomery County Circuit Court Michael R. Jones 41100797	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Monsour Bin El- Amin Denied: Motion to Set Appeal Bond Filed by Appellant Order filed 9-18-14
MARY ANN PEREIRA BROWN v. DWAIN ALLEN BROWN M2012-02084-SC-R11-CV	Montgomery County Chancery Court Laurence M. McMillan, Jr. 995030063	Kirby, Holly M.: Vacated	TRAP 11	Denied: Application of Dwain Allen Brown Order filed 9-18-14

LEANN BARNES v. DAVID ELLETT BARNES M2012-02085-SC-R11-CV	Bedford County Chancery Court J. B. Cox 27833	Highers, Alan E.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of David Ellett Barnes Order filed 9-18-14
STATE OF TENNESSEE v. RONALD W. DAMON M2012-02263-SC-R11-CD	Rutherford County Circuit Court Don R. Ash F65181A	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Ronald W. Damon Order filed 9-18-14
KEITH WHITED v. STATE OF TENNESSEE M2012-02294-SC-R11-PC	Fentress County Circuit Court E. Shayne Sexton 1247	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Keith Whited Order filed 9-19-14
STATE OF TENNESSEE v. SHANTERRICA MADDEN M2012-02473-SC-R11-CD	Rutherford County Circuit Court Don R. Ash 66473	Williams, John Everett: Affirmed McMullen, Camille R.: Concur	TRAP 11	Denied: Application of Shanterrica Madden Order filed 9-18-14

STATE OF TENNESSEE v. HANK WISE M2012-02520-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2009C2653	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Hank Wise Order filed 9-19-14
ELI TOM ORR v. TENNESSEE DEPARTMENT OF SAFETY M2012-02711-SC-R11-CV	Davidson County Chancery Court Ellen H. Lyle 12828III	Bennett, Andy D.: Affirmed	TRAP 11	Denied: Application of Eli Tom Orr Order filed 9-19-14
ANTONIUS HARRIS, ET AL. v. TENNESSEE REHABILITATIVE INITIATIVE IN CORRECTION M2013-00501-SC-R11-CV	Davidson County Chancery Court Ellen H. Lyle 12520III	Cottrell, Patricia J.: Affirmed	TRAP 11	Denied: Application of Antonius Harris, Timothy Boyles, Robert Payne, and Randy Mills Order filed 9-19-14
RCK JOINT VENTURE v. GARRISON COVE HOMEOWNERS ASSOCIATION M2013-00630-SC-R11-CV	Rutherford County Chancery Court Robert E. Corlew, III 071586CV	Cottrell, Patricia J.: Reversed Dinkins, Richard H.: Dissent	TRAP 11	Denied: Application of Garrison Cove Homeowners Association; Opinion Court of Appeals designated

"Not For Citation"
accordance with
Supreme Court
Rule 4(E)(1) Order
filed 9-19-14 (See
Attached Order)

JEFF FITZPATRICK, ET AL. v. STATE OF TENNESSEE
DEPARTMENT OF CHILDREN'S SERVICES
M2013-00823-SC-R11-CV

Putnam County Chancery Court
Ronald Thurman
2012202

Highers, Alan E.: Affirmed in Part,
Reversed in Part

TRAP 11

Denied: Application
of Jeff & Melissa
Fitzpatrick, Denied:
Motion to
supplement the
record with post-
judgment facts
pursuant to
Tennessee Rule of
Appellate
Procedure 14(a),
Order filed 9-18-14

JACQUELINE WALL FARTHING v. DICKSON
COUNTY, TENNESSEE, ET AL.
M2013-00941-SC-R11-CV

Dickson County Chancery Court
George C. Sexton
2012CV307

Cottrell, Patricia J.: Reversed

TRAP 11

Denied: Application
of Dickson County,
Tennessee,
(Corrected Order)
OPN Court of
Appeals is
designated "Not for
Citation"with
Supreme Court

IN RE ESTATE OF BETTY D. GENTRY MEEK M2013-01070-SC-R11-CV	Montgomery County Chancery Court Laurence M. McMillan, Jr. MCPB1272	Clement Jr., Frank G.: Reversed	TRAP 11	Denied: Application of John Mitchell and Katherine Young Order filed 9-19-14
STATE OF TENNESSEE v. MITCHELL NATHANIEL SCOTT M2013-01169-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2011B1498	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Mitchell Nathaniel Scott Order filed 9-18-14
PHILIP H. MORSON v. TENNESSEE DEPARTMENT OF MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, ET AL. M2013-01218-SC-R11-CV	Davidson County Circuit Court Don R. Ash 10C892	Bennett, Andy D.: Affirmed	TRAP 11	Denied: Application of Philip H. Morson Order filed 9-18-14

<p>CHARLES DAMIEN DARDEN v. STATE OF TENNESSEE M2013-01328-SC-R11-PC</p>	<p>Robertson County Circuit Court John H. Gasaway, III 74CC1995CR937</p>	<p>Tipton, Joseph M.: Affirmed</p>	<p>TRAP 11</p>	<p>Denied: Application of Charles Damien Darden, (Corrected Order) Court of Criminal Appeals OPN designated "Not For Citation" with Supreme Court R. 4(E)(1), Order filed 9-18-14 (See Attached Order)</p>
<p>THE BANK OF NEW YORK MELLON, ET AL. v. WILLIAM BARRY GOODMAN, ET AL. M2013-01372-SC-R11-CV</p>	<p>Williamson County Chancery Court Timothy L. Easter 40241</p>	<p>Cantrell, Ben H: Affirmed</p>	<p>TRAP 11</p>	<p>Denied: Application of The Bank of New York Mellon, et al Order filed 9-19-14</p>
<p>STATE OF TENNESSEE v. JAMES H. SAINT, JR. M2013-01511-SC-R11-CD</p>	<p>Davidson County Criminal Court Cheryl A. Blackburn 2005C2234</p>	<p>Williams, John Everett: Affirmed</p>	<p>TRAP 11</p>	<p>Denied: Application of James H. Saint, Jr. Order filed 9-18-14</p>

JEREMY JARVIS v. STATE OF TENNESSEE M2013-01640-SC-R11-PC	Montgomery County Circuit Court Michael R. Jones 40800726	Walker III, Joe H.: Affirmed	TRAP 11	Denied: Application of Jeffery Newton Order filed 9-19-14
STATE OF TENNESSEE v. MARK CRITES M2013-01681-SC-R11-CD	Williamson County Circuit Court James G. Martin, III 11CR025406	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Mark Crites Order filed 9-18-14
ANNIE HARRIS, ET AL. v. METROPOLITAN DEVELOPMENT AND HOUSING AGENCY M2013-01771-SC-R11-CV	Davidson County Circuit Court Thomas W. Brothers 12C273	Clement Jr., Frank G.: Affirmed	TRAP 11	Denied: Application of Annie Harris Order filed 9-19-14
STATE OF TENNESSEE v. WENDELL TODD DUBERRY M2013-02121-SC-R11-CD	Maury County Circuit Court Stella L. Hargrove 21117	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Wendell Todd Duberry Order filed 9-18-14

MARVIN GREEN v. AVRIL CHAPMAN M2013-02715-SC-R11-HC	Wayne County Circuit Court Jim T. Hamilton 15370	Walker III, Joe H.: Affirmed	TRAP 11	Denied: Application of Marvin Green Order filed 9-19-14
JOHN F. PINKARD v. HCA HEALTH SERVICES OF TENNESSEE, INC., ET AL. M2014-00737-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 08C1708	Per Curiam: Case Dispositional Decision	TRAP 11	Denied: Application of HCA Health Services of Tennessee, Inc. Order filed 9-18-14
MARK ARMSTRONG v. STATE OF TENNESSEE M2014-01045-SC-R11-PC	Rutherford County Circuit Court David M. Bragg F58801	Smith, Jerry L., Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision	TRAP 11	Denied: Application of Mark Armstrong Order filed 9-19-14

Knoxville

STATE OF TENNESSEE v. CHARLES EDWARD WAGNER E2012-01144-SC-R11-CD	Knox County Criminal Court Jon Kerry Blackwood 90902	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Charles Edward Wagner Order filed 9-18-14
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JONATHAN W. STEPHENSON v. STATE OF TENNESSEE E2012-01339-SC-R11-PD	Cocke County Circuit Court Ben W. Hooper, II 30366I	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Jonathan W. Stephenson Order filed 9-19-14
STATE OF TENNESSEE v. ROBERT EDWARD FRITTS E2012-02233-SC-R11-CD	Anderson County Circuit Court Donald Ray Elledge A7CR0219	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Robert Edward Fritts Order filed 9-19-14
STATE OF TENNESSEE v. RODNEY EVANS E2013-00180-SC-R11-CD	Claiborne County Criminal Court E. Shayne Sexton 2008CR158	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Rodney Evans Order filed 9-19-14
STATE OF TENNESSEE v. MARQUIS DASHAWN HENDRICKS E2013-00346-SC-R11-CD	Knox County Criminal Court Jon Kerry Blackwood 96532	Smith, Jerry L.: Affirmed Witt Jr., James Curwood: Dissent	TRAP 11	Denied: Application of Marquis Dashawn Hendricks Order filed 9-18-14

STATE OF TENNESSEE v. BRIAN ROBERSON E2013-00376-SC-R11-CD	Johnson County Circuit Court Robert E. Cupp 5065	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Brian Roberson Order filed 9-18-14
STATE OF TENNESSEE v. DANNY WAYNE CARPENTER E2013-00747-SC-R11-CD	Hamblen County Circuit Court John F. Dugger, Jr. 12CR023	Ogle, Norma McGee: Affirmed	TRAP 11	Denied: Application of Danny Wayne Carpenter Order filed 9-19-14
DEBORAH R. SMITH v. JOHN P. STANLEY, ET AL E2013-00886-SC-R11-CV	Sevier County Circuit Court Rex H. Ogle 20110066III	Swiney, D. Michael: Affirmed	TRAP 11	Dismissed: Application of Deborah R. Smith Order filed 9-18-14
STATE OF TENNESSEE v. WILLIAM COLE COMER E2013-00906-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 91490	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of William Cole Comer Order filed 9-19-14

IN RE NATHANIEL C.T., ET AL. E2013-01001-SC-R11-CV	Washington County Chancery Court G. Richard Johnson 8948	Swiney, David Michael: Affirmed Susano Jr., Charles D.: Concur	TRAP 11	Denied: Application of Ashlie Thomason and Jason Nathaniel Thomason Order filed 9-18-14
STANLEY WALKER v. BRADLEY COUNTY GOVERNMENT, ET AL E2013-01053-SC-R11-CV	Bradley County Circuit Court J. Michael Sharp V11580	Swiney, D. Michael: Affirmed	TRAP 11	Denied: Application of Stanley Walker Order filed 9-19-14
LINDA F. COFFEY ET AL. v. TYLER N. HOFFMAN ET AL. E2013-01109-SC-R11-CV	Hawkins County Circuit Court Kindall T. Lawson 09CV0276	Susano Jr., Charles D.: Vacated	TRAP 11	Denied: Application of Linda F. Coffey & C. Wayne Coffey, Court of Appeals OPN designated "Not For Citation" with Supreme Court Rule 4(E)(1), Order filed 9-19-14 (See Attached Order)

STATE OF TENNESSEE v. MICKEY WILLIAMS E2013-01110-SC-R11-CD	Grainger County Circuit Court O. Duane Slone 3689IV, 7994IV	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Mickey Lee Williams Order filed 9-19-14
KATHY AUSTIN, ET AL v. JACOB WILDS, JR., ET AL E2013-01310-SC-R11-CV	Greene County Chancery Court Jon Kerry Blackwood 20100174	Swiney, D. Michael: Affirmed	TRAP 11	Denied: Application of Kathy Austin, et al Order filed 9-19-14
JAMES FREDERICK HEGEL v. STATE OF TENNESSEE E2013-01630-SC-R11-PC	Sullivan County Circuit Court R. Jerry Beck C61217	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of James Frederick Hegel Order filed 9-19-14
WILLIAM ARTHUR SHELTON v. DAVID SEXTON, WARDEN E2013-01687-SC-R11-HC	Morgan County Circuit Court E. Eugene Eblen 2013CR49	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of William Arthur Shelton Order filed 9-19-14

JASON OSMOND HINES v. STATE OF TENNESSEE E2013-01870-SC-R11-PC	Hamilton County Criminal Court Don W. Poole 284772	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Jason Osmond Hines Order filed 9-18-14
JESSE BENTLEY v. WELLMONT HEALTH SYSTEM, ET AL E2013-01956-SC-R11-CV	Sullivan County (Bristol) Law Court John S. McLellan, III C14484M	McClarty, John W.: Affirmed	TRAP 11	Denied: Application of Jesse Bentley Order filed 9-18-14
STATE OF TENNESSEE v. RICKY N. FORSTER E2013-01963-SC-R11-CD	Blount County Circuit Court Tammy M. Harrington C20641, C20642	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Ricky N. Forster Order filed 9-18-14
EDDIE R. GATES v. ANDREW S. PERRY, ET AL. E2013-01992-SC-R11-CV	Bradley County Circuit Court J. Michael Sharp V11571	Swiney, David Michael: Reversed	TRAP 11	Denied: Application of Eddie R. Gates, March 26, 2014 Court of Appeals OPN designated "Not For Citation" with Supreme Court Rule 4(E)(1). Order

LEROY WILLIAMS v. STATE OF TENNESSEE
E2013-02025-SC-R11-HC

Knox County Criminal Court
Steven Wayne Sword
100372

Page, Roger A.: Affirmed

TRAP 11

Denied: Application
of Leroy Williams

Order filed 9-18-14

CHRISTOPHER HAYDEN MARTIN v. STATE OF
TENNESSEE
E2013-02343-SC-R11-PC

Hamilton County Criminal Court
Don W. Poole
288825

Page, Roger A.: Affirmed

TRAP 11

Denied: Application
of Christopher
Hayden Martin

Order filed 9-19-14

SITWORX, LLC v. J & M INC., ET AL.
E2014-00296-SC-R11-CV

Roane County Chancery Court
Frank V. Williams, III
16060

TRAP 11

Denied: Application
of Siteworx, LLC

Order filed 9-19-14

Jackson

Clifton A. Lake, et al. v. The Memphis Landsmen, LLC, et al. W2011-00660-SC-R11-CV	Shelby County Circuit Court John R. McCarroll, Jr. CT00609400	Farmer, David R.: Affirmed	TRAP 11	Denied: Application of Clifton A. Lake and Charleen J. Lake Order filed 9-18-14
AKIL JAHİ AKA PRESTON CARTER v. STATE OF TENNESSEE W2011-02669-SC-R11-PD	Shelby County Criminal Court James C. Beasley, Jr. 61, 9309760, P28413	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Akil Jahi aka Preston Carter Granted: Motion to supplement application for permission to appeal filed by Petitioner Order filed 9-18-14
STATE OF TENNESSEE V. MARQUEST MAYS W2012-00607-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 0900763	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Marquest Mays Order filed 9-18-14

DAMON A. TATUM V. MERCEDEAS A. TATUM W2012-01254-SC-R11-CV	Shelby County Circuit Court Jerry Stokes CT00217508	Per Curiam: Case Dispositional Decision	TRAP 11	Denied: Application of Mercedes A. Tatum Granted: Motion for leave to withdraw filed by Bryan Huffman Order filed 9-18-14
STATE OF TENNESSEE v. ALVIN BREWER & PATRICK BOYLAND W2012-02281-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1102360	Williams, John Everett: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Patrick Boyland Order filed 9-18-14
STATE OF TENNESSEE v. ALVIN BREWER AND PATRICK BOYLAND W2012-02282-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1102361	Williams, John Everett: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Alvin Brewer and Patrick Boyland Order filed 9-18-14
STATE OF TENNESSEE v. JAMES PRINDLE W2012-02285-SC-R11-CD	Shelby County Criminal Court J. Robert Carter, Jr. 1102180	Bivins, Jeffrey S.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of James Prindle Order filed 9-18-14

STATE OF TENNESSEE v. ARMARD REEVES W2012-02656-SC-R11-CD	Shelby County Criminal Court James M. Lammey 106739	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Armard Reeves Order filed 9-19-14
STATE OF TENNESSEE v. BRANDON CHURCHMAN W2013-00175-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1103841	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Brandon Churchman Order filed 9-18-14
TONIE V. PETERSON v. GLENN E. LEPARD ET AL. W2013-00367-SC-R11-CV	Shelby County Circuit Court Robert L. Childers CT002421	Stafford, J. Steven: Affirmed Highers, Alan E.: Concur	TRAP 11	Denied: Application of Tonie V. Peterson Order filed 9-18-14
BRADFORD E. HOLLIDAY, ET AL v. HOMER C. PATTON, ET AL W2013-00545-SC-R11-CV	Shelby County Chancery Court Kenny W. Armstrong CH111246	Swiney, David Michael: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Bradford E. Holliday, Michael A. Holliday, & Clayton E. Holliday, COA OPN designated "Not For Citation" with Supreme Court

STATE OF TENNESSEE v. ANTHONY HENVEY aka
ANTHONY HERVEY
W2013-00654-SC-R11-CD

Shelby County Criminal Court
W. Mark Ward
1105726

Ogle, Norma McGee: Affirmed

TRAP 11

Denied: Application
of Anthony Henvey

Order filed 9-18-14

STEVEN MALONE v. STATE OF TENNESSEE
W2013-00683-SC-R11-PC

Shelby County Criminal Court
Paula L. Skahan
0705771

Glenn, Alan E.: Affirmed

TRAP 11

Denied: Application
of Steven Malone

Order filed 9-18-14

STATE OF TENNESSEE v. SUSAN MICHELLE
BARNETT
W2013-00697-SC-R11-CD

Gibson County (Trenton) Circuit
Court
Clayburn Peebles
17702

Wedemeyer, Robert W.: Affirmed

TRAP 11

Denied: Application
of Susan Michelle
Barnett

Order filed 9-18-14

STATE OF TENNESSEE vs. MELVIN POWELL W2013-00844-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1106327	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Melvin Powell Order filed 9-19-14
FLOYD LEE PERRY v. STATE OF TENNESSEE W2013-00901-SC-R11-PC	Obion County Circuit Court William B. Acree 2130	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Floyd Lee Perry Order filed 9-18-14
STATE OF TENNESSEE v. TRAY DONTACC CHANEY W2013-00914-SC-R11-CD	Madison County Circuit Court Nathan B. Pride 12117, 13196	Glenn, Alan E.: Reversed	TRAP 11	Denied: Application of Tray Dontace Chaney Order filed 9-18-14
STATE OF TENNESSEE v. TERENCE DEWAYNE BORUM, aka "MEASLE" W2013-01035-SC-R11-CD	Tipton County Circuit Court Joe H. Walker, III 7440	Glenn, Alan E.: Reversed	TRAP 11	Denied: Application of Terence Dewayne Borum Order filed 9-18-14

BRIAN HERVERY v. STATE OF TENNESSEE W2013-01189-SC-R11-PC	Shelby County Criminal Court James C. Beasley, Jr. 0807627	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Brian Hervey, OPN of the Court of Criminal Appeals designated "Not For Citation" with Supreme Court Rule 4, § E., Order filed 9-18-14 (See Attached Order)
JOHN PAYNE AS NEXT OF KIN ON BEHALF OF THE LEGAL MINOR HEIRS OF MARCUS K. PAYNE v. TIPTON COUNTY, TENNESSEE W2013-01421-SC-R11-CV	Tipton County Circuit Court Joe H. Walker, III 6191	Stafford, J. Steven: Reversed	TRAP 11	Denied: Application of Tipton County, Tennessee Order filed 9-18-14
CAMERON WINSELLE v. STATE OF TENNESSEE W2013-01491-SC-R11-PC	Shelby County Criminal Court James M. Lammey 0405193	Thomas Jr., D. Kelly: Dismissed	TRAP 11	Denied: Application of Cameron Winselle Order filed 9-18-14

STATE OF TENNESSEE v. LARRY BALTIMORE W2013-01599-SC-R11-CD	Dyer County Circuit Court R. Lee Moore, Jr. 2012CV103	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Larry Baltimore Order filed 9-19-14
STATE OF TENNESSEE v. JOEY GODWIN W2013-01602-SC-R11-CD	Gibson County (Humboldt) Circuit Court Clayburn Peebles 9061, 9088	Page, Roger A.: Affirmed Thomas Jr., D. Kelly: Concur in Part/Dissent in Part	TRAP 11	Denied: Application of Joey Godwin Order filed 9-18-14
RONALD BOYKIN v. STATE OF TENNESSEE W2013-01699-SC-R11-HC	Lauderdale County Circuit Court Joe H. Walker, III 6680	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Ronald Boykin Order filed 9-18-14
DAMON TATUM v. MERCEDEAS TATUM W2013-02112-SC-R11-CV	Shelby County Circuit Court Jerry Stokes CT00217508		TRAP 11	Denied: Application of Mercedes Tatum Order filed 9-19-14

CHARLES GRAHAM, A/K/A CHARLES STEVENSON v. MICHAEL DONAHUE, WARDEN W2013-02300-SC-R11-HC	Hardeman County Circuit Court Joe H. Walker, III CC2013CR145	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Charles Graham a/k/a Charles Stevenson Order filed 9-19-14
MICHAEL SMITH v. KIMBERLY CHRESTMAN W2013-02478-SC-R11-CV	Shelby County Circuit Court Jerry Stokes CT00404111	Highers, Alan E.: Affirmed	TRAP 11	Denied: Application of Michael W. Smith Order filed 9-17-14
CHICAGO TITLE INSURANCE COMPANY v. MOSS BENTON & WALLIS PLLC, ET AL. W2014-00149-SC-R11-CV	Madison County Chancery Court William C. Cole 70089	Per Curiam: Case Dispositional Decision	TRAP 11	Denied: Application of Moss Benton & Wallis PLLC, Edwin E. Wallis, Jr. Order filed 9-18-14
BOBBY JACKSON v. STATE OF TENNESSEE W2014-00411-SC-R11-PC	Shelby County Criminal Court J. Robert Carter, Jr. 0800127	McMullen, Camille R., Page, Roger A., Williams, John Everett: Case Dispositional Decision	TRAP 11	Denied: Application of Bobby Jackson Order filed 9-18-14

TAVARSKI CHILDRESS v. STATE OF TENNESSEE
W2014-00427-SC-R11-PC

Shelby County Criminal Court
Chris Craft
P28677

McMullen, Camille R., Page, Roger A., TRAP 11
Williams, John Everett: Case
Dispositional Decision

Denied: Application
of Tavorski
Childress

Order filed 9-18-14

DIANNE AUSTIN v. MEMPHIS CITY EMPLOYEES
CREDIT UNION, ET AL.
W2014-01493-SC-R10-CV

Shelby County Chancery Court
Walter L. Evans
CH1405831

Per Curiam: Case Dispositional
Decision

TRAP 10 (from
Interm. Court)

Denied: Application
of Memphis City
Employees Credit
Union, Et Al, The
applicants' request
for a stay of
enforcement is
moot.

Order filed 9-19-14

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STATE OF TENNESSEE v. MECHELLE L. MONTGOMERY

**Circuit Court for Williamson County
No. IICR076574**

No. M2013-01149-SC-R11-CD

CORRECTED ORDER

Upon consideration of the application for permission to appeal of the State of Tennessee 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

**BASHAR F. KADDOURA v. CHATTANOOGA-HAMILTON COUNTY
HOSPITAL AUTHORITY**

**Circuit Court for Hamilton County
No. 13C808**

No. E2013-02753-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by Bashar F. Kaddoura, and the record before us, the application is granted and the case is remanded to the Court of Appeals for further proceedings consistent with this order.

The Court of Appeals denied Mr. Kaddoura's motion seeking leave to file the principle brief late, granted the motion to dismiss filed by the Chattanooga-Hamilton County Hospital Authority, and dismissed this appeal on the ground that Mr. Kaddoura's brief failed to comply with Tenn. R. App. P. 27(a)(7) and Tenn. Ct. App. R. 6(b). The Court finds that any deficiency in Mr. Kaddoura's brief was minor and inconsequential and that, in accordance with Tenn. R. App. P. 1 and 2, this appeal should be addressed on its merits. For this reason, the Court grants Mr. Kaddoura's application for permission to appeal and summarily remands the case to the Court of Appeals for that court's consideration of the merits of the appeal.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

STATE OF TENNESSEE v. COURTNEY KNOWLES

**Criminal Court for Shelby County
No. 07-06139**

No. W2013-00503-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Courtney Knowles, and the record before us, the application is granted. Because the appellant was represented by counsel, his pro se filing that accompanied the application was not considered by the Court.

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

**MICHELLE RYE ET AL. v. WOMEN'S CARE CENTER OF MEMPHIS,
MPLLC ET AL.**

**Circuit Court for Shelby County
No. CT00092009**

No. W2013-00804-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by Women's Care Center of Memphis, MPLLC, d/b/a Ruch Clinic, a Tennessee for-profit Limited Liability Company, and Diane Long, M.D., and the record before us, the application is granted.

In addition to the other issues raised in the application for permission to appeal, the Court is particularly interested in briefing and argument of the question of whether the Court should re-consider the summary judgment standard previously articulated by the Court in Hannan v. Alltel Publishing Co., 270 S.W.3d 1 (Tenn. 2008).

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

**JOSEPH H. JOHNSTON v. DAVIDSON COUNTY ELECTION
COMMISSION AND ATTORNEY GENERAL ROBERT COOPER**

**Chancery Court for Davidson County
No. 11-1131-II**

No. M2011-02740-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Joseph H. Johnston, the application is denied.

The opinion of the Court of Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4(E)(1).

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**RCK JOINT VENTURE v. GARRISON COVE HOMEOWNERS
ASSOCIATION**

**Chancery Court for Rutherford County
No. 071586CV**

No. M2013-00630-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by defendant, Garrison Cove Homeowners Association, and the record before us, the application is denied. The April 22, 2014 opinion of the Court of Appeals is designated “Not for Citation” in accordance with Supreme Court Rule 4(E)(1). While the Court agrees with the result reached by the majority of the Court of Appeals and does not disagree with the majority’s analysis under the facts of this case, the Court does not endorse application of that analysis beyond these facts.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**JACQUELINE WALL FARTHING, DICKSON COUNTY REGISTER OF
DEEDS v. DICKSON COUNTY, TENNESSEE, BY AND THROUGH BOB
RIAL, MAYOR FOR DICKSON COUNTY**

**Chancery Court for Dickson County
No. 2012CV307**

No. M2013-00941-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Dickson County, Tennessee, the application is denied.

The opinion of the Court of Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4(E)(1).

This matter is remanded to the trial court to determine the amount of attorneys’ fees and costs incurred by Ms. Farthing at trial and on appeal in accordance with Section IV of the Court of Appeals’ opinion.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

CHARLES DAMIEN DARDEN v. STATE OF TENNESSEE

**Circuit Court for Robertson County
No. 74CC-1995-CR937**

No. M2013-01328-SC-R11-PC

ORDER

Upon consideration of the application for permission to appeal of Charles Damien Darden, the application is denied.

The opinion of the Court of Criminal Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4(E)(1).

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

LINDA F. COFFEY, ET AL. v. TYLER N. HOFFMAN, ET AL.

**Circuit Court for Hawkins County
No. 09CV-0276**

No. E2013-01109-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by plaintiffs, Linda F. Coffey and C. Wayne Coffey, and the record before us, the application is denied. The March 28, 2014 opinion of the Court of Appeals is designated “Not for Citation” in accordance with Supreme Court Rule 4(E)(1). While the Court agrees with the result reached by the Court of Appeals, the Court does not agree with the Court of Appeals’ analysis regarding the application of Rule 7.04 of the Local Rules of the Third Judicial Circuit.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

EDDIE R. GATES v. ANDREW S. PERRY, ET AL.

**Circuit Court for Bradley County
No. V11571**

No. E2013-01992-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by plaintiff, Eddie R. Gates, and the record before us, the application is denied. The March 26, 2014 opinion of the Court of Appeals is designated “Not for Citation” in accordance with Supreme Court Rule 4(E)(1). While the Court agrees with the result reached by the Court of Appeals and with its analysis, the Court notes that the Court of Appeals cited and relied upon a version of Tennessee Code Annotated, section 16-15-902(b) which was not yet in effect at the time the civil warrant at issue in this case was filed.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

BRADFORD E. HOLLIDAY ET AL. v. HOMER C. PATTON, ET AL.

**Chancery Court for Shelby County
No. CH-11-1246-3**

No. W2013-00545-SC-R11-CV

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by plaintiffs, Bradford E. Holliday, Michael A. Holliday, and Clayton E. Holliday, and the record before us, the application is denied. The March 31, 2014 opinion of the Court of Appeals is designated “Not for Citation” in accordance with Supreme Court Rule 4(E)(1).

While the Court agrees with the result reached by the Court of Appeals, the Court does not endorse the Court of Appeals’ analysis or its reliance on *Shelby Elec. Co., Inc. v. Forbes*, 205 S.W.3d 448 (Tenn. Ct. App. 2005), *perm. app. denied* (Tenn. Sept. 5, 2006).

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

BRIAN HERVERY v. STATE OF TENNESSEE

Criminal Court for Shelby County
No. 0807627

No. W2013-01189-SC-R11-PC

ORDER

Upon consideration of the application for permission to appeal of Brian Hervery and the record before us, the application is denied.

The opinion of the Court of Criminal Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4, § E.

PER CURIAM