



Tennessee Supreme Court  
**DISCRETIONARY APPEALS**  
Grants & Denials List  
November 21, 2016 - November 23, 2016

**GRANTS**

<b>Style/Appeal Number</b>	<b>County/Trial Judge/ Trial Court No.</b>	<b>Intermediate Court</b>	<b>Supreme Court Action</b>
<b><u>Jackson</u></b>			
STATE OF TENNESSEE v. MELVIN BROWN W2014-00162-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1300735	McMullen, Camille R.: Affirmed in Part, Reversed in Part	Granted: Application of State of Tennessee; Order filed 11-22-16 (See Attached Order)
STATE OF TENNESSEE v. CHRISTOPHER WILSON W2015-00699-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1400109	Wedemeyer, Robert W.: Reverse Woodall, Thomas T.: Concur	Granted: Application of State of Tennessee; Order filed 11-22-16 (See Attached Order)
STATE OF TENNESSEE v. ANTOINE PERRIER W2015-01642-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1007294	McMullen, Camille R.: Affirm	Granted: Application of Antoine Perrier/ Order filed 11-22-16 (See Attached Order)

**DENIALS**

<b>Style/Appeal Number</b>	<b>County/Trial Judge/ Trial Court No.</b>	<b>Intermediate Court</b>	<b>Supreme Court Action</b>
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## **Nashville**

MICHAEL M. CASTELLARIN v. JOSEPH PETER  
MEERSMAN, JR. ET AL.  
M2015-02069-SC-R11-CV

Davidson County Circuit Court  
Randy M. Kennedy  
10p1028

Per Curiam: Case Dispositional  
Decision

Dismissed: Application of  
Joseph Peter Meersman, Jr.;  
Order filed 11-22-16

## **Knoxville**

IN RE DAMIA S.  
E2015-01991-SC-R11-PT

Loudon County Juvenile Court  
Henry E Sledge  
2015JV145

Susano Jr., Charles D.: Affirmed as  
Modified

Dismissed: Application of  
J.R.S.; Order filed 11-22-16

## **Jackson**

STATE OF TENNESSEE v. DEMETRIUS J. PIRTLE  
and CORDARIUS R. MAXWELL  
W2014-02222-SC-R11-CD

Madison County Circuit Court  
Donald H. Allen  
14121

Williams, John Everett: Affirm

Denied: Application of  
Cordarius R. Maxwell; Order  
filed 11-22-16

STATE OF TENNESSEE v. AARON REINSBERG  
W2014-02436-SC-R11-CD

Shelby County Criminal Court  
Chris Craft  
1302058

Woodall, Thomas T.: Affirm

Denied: Application of Aaron  
Reinsberg; Order filed 11-22-16

STATE OF TENNESSEE v. DENNIS SPRAWLING  
W2014-02511-SC-R11-CD

Shelby County Criminal Court  
Carolyn W. Blackett  
1401576

Woodall, Thomas T.: Affirm  
Holloway Jr., Robert L.: Concur

Denied: Application of State of Tennessee,  
Opinion of the Court of Criminal Appeals is  
designated "Not For Citation" in accordance  
with Supreme Court Rule 4(E)(1); Order  
filed 11-22-16 (See Attached Order)

STATE OF TENNESSEE v. A.D. SMITH, III  
W2015-00133-SC-R11-CD

Shelby County Criminal Court  
Glenn Ivy Wright  
1301710

Easter, Timothy L.: Reverse  
Williams, John Everett: Dissent

Denied: Application of A.D.  
Smith, III; Order filed 11-22-16

STATE OF TENNESSEE v. SHECKY DOTSON W2015-00746-SC-R11-CD	Shelby County Criminal Court James M. Lammey 1301589	Holloway Jr., Robert L.: Affirm	Denied: Application of Shecky Dotson; Opinion of the Court of Criminal Appeals designated "Not For Citation" accordance with Supreme Court Rule 4(E); Order filed 11-22-16(See Attached Order)
STATE OF TENNESSEE v. ALEXANDER K. CARNEY W2015-01265-SC-R11-CD	Madison County Circuit Court Donald H. Allen 14620	Glenn, Alan E.: Affirm Woodall, Thomas T.: Dissent	Denied: Application of Alexander K. Carney, Opinion of The Court of Criminal Appeals is designated "Not For Citation" in accordance with Supreme Court Rule 4(E); Order filed 11-22-16(See Attached Order)
DEANDRE BLAKE v. STATE OF TENNESSEE W2015-01423-SC-R11-PC	Shelby County Criminal Court John Wheeler Campbell 0806637	Gibson, Brandon O.: Affirm	Denied: Application of DeAndre Blake; Order filed 11-22-16
BRENT RICHARDSON v. STATE OF TENNESSEE W2015-01533-SC-R11-PC	Madison County Circuit Court Kyle Atkins C12168	Wedemeyer, Robert W.: Affirm	Denied: Application of Brent Richardson; Order filed 11-22-16
JOEY GODWIN v. STATE OF TENNESSEE W2015-01535-SC-R11-PC	Gibson County (Humboldt) Circuit Court Clayburn Peebles 9061, 9088	Williams, John Everett: Affirm	Denied: Application of Joey Godwin; Order filed 11-22-16
STATE OF TENNESSEE v. CHRISTOPHER LYNN CLARK W2015-01579-SC-R11-CD	Obion County Circuit Court Jeff Parham CC-14-CR-9	Wedemeyer, Robert W.: Affirm	Denied: Application of Christopher Lynn Clark; Order filed 11-22-16

STATE OF TENNESSEE v. DONTAVIOUS HENDRIX W2015-01671-SC-R11-CD	Madison County Circuit Court Donald H. Allen 1595	McMullen, Camille R.: Affirm	Denied: Application of Dontavious Hendrix; Order filed 11-22-16
STATE OF TENNESSEE v. JIMMY WILSON W2015-01786-SC-R11-CD	Shelby County Criminal Court Chris Craft 13-05154	Dyer, J. Ross: Affirm	Denied: Application of Jimmy Wilson; Order filed 11-22-16
STATE OF TENNESSEE v. BRIAN LEE WEBB W2015-01809-SC-R11-CD	Benton County Circuit Court Charles C. McGinley 15CR39	McMullen, Camille R.: Affirm	Denied: Application of Brian Lee Webb; Order filed 11-22-16
STATE OF TENNESSEE v. JERRIE COLEMAN W2015-01925-SC-R11-CD	Carroll County Circuit Court Donald E. Parish 13CR56	Montgomery Jr., Robert H.: Affirm	Denied: Application of Jerrie Coleman; Order filed 11-22-16
TIMOTHY JERMAINE COX v. STATE OF TENNESSEE W2015-02329-SC-R11-PC	Gibson County (Humboldt) Circuit Court Clayburn Peebles 9409	Wedemeyer, Robert W.: Affirm	Denied: Application of Timothy Jermaine Cox; Order filed 11-22-16
IN RE MAKENZIE P., ET AL. W2016-00400-SC-R11-PT	Shelby County Chancery Court James R. Newsom CH-14-1307-3	McBrayer, W. Neal: Affirm	Denied: Application of Jennifer A., Order filed 11-22-16

ANDRE DOTSON v. STATE OF TENNESSEE  
W2016-01122-SC-R11-CO

Shelby County Criminal Court  
J. Robert Carter, Jr.  
04-00868, 04-00869, 04-00870,  
04-00871

Denied: Application of Andre L.  
Dotson; Order filed 11-22-16

RUBY BURNETT v. CLEO, INC.  
W2016-01795-SC-R10-WC

Shelby County Chancery Court  
Walter L. Evans  
CH-14-1438-1

Denied: Application of Cleo, Inc. and  
CSS Industries, Inc.; Order filed  
11-21-16

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**STATE OF TENNESSEE v. MELVIN BROWN**

**Criminal Court for Shelby County  
No. 1300735**

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**No. W2014-00162-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of the State of Tennessee and the entire record in this cause, the Court is of the opinion that the application should be, and is hereby, granted for the purpose of remanding the case to the Court of Criminal Appeals for reconsideration in light of this Court's opinion in State of Tennessee v. Corrin Kathleen Reynolds, which opinion was released at Knoxville on November 3, 2016.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**STATE OF TENNESSEE v. CHRISTOPHER WILSON**

**Criminal Court for Shelby County  
No. 1400109**

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**No. W2015-00699-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of the State of Tennessee and the entire record in this cause, the Court is of the opinion that the application should be, and is hereby, granted for the purpose of remanding the case to the Court of Criminal Appeals for reconsideration in light of this Court's opinion in State of Tennessee v. Corrin Kathleen Reynolds, which opinion was released at Knoxville on November 3, 2016.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**STATE OF TENNESSEE v. ANTOINE PERRIER**

**Criminal Court for Shelby County  
No. 1007294**

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**No. W2015-01642-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of Antoine Perrier and the record before us, the application is granted.

In the briefs and at oral argument, the Court is particularly interested in the following issues:

1. Should the trial court make a determination of whether the defendant was engaged in unlawful activity before charging the jury on self-defense or is the question of whether a defendant was engaged in unlawful activity a determination to be made by the jury?
2. What is the proper interpretation of the phrase “not engaged in unlawful activity” in Tennessee Code Annotated section 39-11-611(b)?

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. DENNIS SPRAWLING**

**Criminal Court for Shelby County  
No. 1401576**

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**No. W2014-02511-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of the State of Tennessee, 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)(1).

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**STATE OF TENNESSEE v. SHECKY DOTSON**

**Criminal Court for Shelby County  
No. 1301589**

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**No. W2015-00746-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of Shecky Dotson 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

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**STATE OF TENNESSEE v. ALEXANDER K. CARNEY**

**Circuit Court for Madison County  
No. 14620**

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**No. W2015-01265-SC-R11-CD**

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**ORDER**

The Tenn. R. App. P. 11 application for permission to appeal of Alexander K. Carney is untimely. His motion to waive the time limit in the interest of justice is granted. *See* Tenn. R. App. P. 11(b). Upon consideration of the application 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. The majority of the Court of Criminal Appeals incorrectly concluded that the certified question of law under Tenn. R. Crim. P. 37(b)(2)(A)(iv) was not dispositive and that the appeal should be dismissed. This Court agrees with the dissenting opinion that the Court of Criminal Appeals should have addressed the suppression issue on the merits, concluded that Mr. Carney was not entitled to relief, and affirmed the convictions.

PER CURIAM