



Tennessee Supreme Court
DISCRETIONARY APPEALS

Grants & Denials List

June 20, 2016 - June 24, 2016

GRANTS

Style/Appeal Number

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

Appellate Judge/Judgment

Nature Of Appeal

Action

Nashville

GEORGE LARRY CLENDENING v. EAN HOLDINGS,
LLC D/B/A ENTERPRISE RENT-A-CAR
M2016-00800-SC-R9-WC

Davidson County Circuit Court
Thomas W. Brothers
15C1392

TRAP 9

Granted:
Application of
George Larry
Clendening

Order filed 6-24-16
(See Attached
Order)

Knoxville

STATE OF TENNESSEE v. RODNEY STEPHENS
E2014-02514-SC-R11-CD

Campbell County Criminal Court
E. Shayne Sexton
15070

Montgomery Jr., Robert H.: Affirmed
as Modified
Easter, Timothy L.: Dissent

TRAP 11

Granted:
Application of the
State of Tennessee

Order filed 6-23-16
(See Attached
Order)

DONALD FRANKLIN v. BELLSOUTH
TELECOMMUNICATIONS, INC.
E2016-00805-SC-R10-WC

Anderson County Circuit Court
Donald Ray Elledge
B3LA0195

TRAP 10

Granted:
Application of
Bellsouth
Telecommunication
s, Inc.-Texas

Order filed 6-23-16
(See Attached
Order)

Jackson

DEBORAH BRAY v. RADWAN R. KHURI MD
W2015-00397-SC-R11-CV

Shelby County Circuit Court
Donna M. Fields
CT00403911

Gibson, Brandon O.: Affirmed

TRAP 11

Granted:
Application of
Deborah Bray

Order filed 6-23-16
(See Attached
Order)

DENIALS

Style/Appeal Number

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

Appellate Judge/Judgment

Nature Of Appeal

Action

Nashville

State of Tennessee vs. Dontillus Williams & Desmond Shelton Spann and Marvin Long M2010-01491-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2008D3274	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of Marvin Christopher Long Order filed 6-23-16
STATE OF TENNESSEE v. KENNY L. THOMASON M2014-00592-SC-R11-CD	Rutherford County Circuit Court David M. Bragg F68120	Ogle, Norma McGee: Affirmed Witt Jr., James Curwood: Dissent	TRAP 11	Denied: Application of Kenny L. Thomason Order filed 6-23-16
STATE OF TENNESSEE v. JAMES EDWARD CHURCH M2014-01306-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2013A410	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of James Edward Church Order filed 6-23-16
STATE OF TENNESSEE v. TIMOTHY DAMON CARTER M2014-01532-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2012B1221	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Timothy Damon Carter Order filed 6-23-16

<p>AUTO-OWNERS INSURANCE COMPANY v. VANESSA HOLLAND, ET AL. M2014-01630-SC-R11-CV</p>	<p>Franklin County Circuit Court Buddy D. Perry 18059cv</p>	<p>Dinkins, Richard H.: Reversed</p>	<p>TRAP 11</p>	<p>Denied: Application of Vanessa Holland, and Jezekiel V. Order filed 6-23-16</p>
<p>TOURIE BRYANT v. STATE OF TENNESSEE M2014-01705-SC-R11-PC</p>	<p>Davidson County Criminal Court Cheryl A. Blackburn 2012C2554</p>	<p>Williams, John Everett: Affirmed</p>	<p>TRAP 11</p>	<p>Denied: Application of Tourie Bryant Order filed 6-23-16</p>
<p>STATE OF TENNESSEE v. JACOB DALE GORMSEN M2014-01731-SC-R11-CD</p>	<p>Williamson County Circuit Court Timothy L. Easter IICR027808</p>	<p>Williams, John Everett: Affirmed</p>	<p>TRAP 11</p>	<p>Denied: Application of Jacob Dale Gormsen; opinion of CCA is designated "Not for Citation" accordance with Supreme Court Rule 4(E)(1), Order filed 6-23-16 (See Attached Order)</p>

STATE OF TENNESSEE v. MICHAEL C. LUGIAI M2014-01813-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2013B1148	Witt Jr., James Curwood: Affirmed	TRAP 11	Dismissed: Application of Michael Charles Lugiai Order filed 6-23-16
MICHAEL L. WEBSTER v. STATE OF TENNESSEE M2014-02019-SC-R11-PC	Davidson County Criminal Court Mark J. Fishburn 2009D3172	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Dismissed: Application of Michael L. Webster Order filed 6-23-16
MAGDI MIKHEIL, ET AL. v. NASHVILLE GENERAL HOSPITAL AT MEHARRY, ET AL. M2014-02301-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 07C3058	Bennett, Andy D.: Affirmed	TRAP 11	Denied: Application of Magdi Mikheil and Salwa Gerges Order filed 6-23-16
WILLIAM LANCE WALKER v. STATE OF TENNESSEE M2014-02331-SC-R11-PC	Marshall County Circuit Court Robert G. Crigler 14CR41	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of William Lance Walker Order filed 6-23-16

STATE OF TENNESSEE v. RAYMOND A. KLEIN M2014-02340-SC-R11-CD	Montgomery County Circuit Court Michael R. Jones 41400576	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of Raymond A. Klein Order filed 6-23-16
BRETT A. PATTERSON v. STATE OF TENNESSEE M2014-02477-SC-R11-CV	Tennessee Claims Commission Commissioner, TN. Claims Commission (Middle Division) T20130663	Swiney, D. Michael: Vacated	TRAP 11	Denied: Application of Brett Allen Patterson Order filed 6-23-16
TRI-CITIES HOLDINGS, LLC v. TENNESSEE HEALTH SERVICES AND DEVELOPMENT AGENCY M2015-00058-SC-R11-CV	Davidson County Chancery Court Carol L. McCoy 1465011	Dinkins, Richard H.: Affirmed	TRAP 11	Denied: Application of Tri-Cities Holdings, LLC Order filed 6-23-16
STATE OF TENNESSEE v. DONTE DEWAYNE WATSON M2015-00108-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2011B1509	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Donte Dewayne Watson Order filed 6-23-16

STATE OF TENNESSEE v. ANTHONY JOHN SILVA M2015-00121-SC-R11-CD	Williamson County Circuit Court Deanna B. Johnson CR108360	Williams, John Everett: Reversed Thomas Jr., D. Kelly: Dissent	TRAP 11	Denied: Application of Anthony John Silva Order filed 6-23-16
CHARLES EVERETT LOWE-KELLEY v. STATE OF TENNESSEE M2015-00138-SC-R11-PC	Maury County Circuit Court Stella L. Hargrove 17948	Easter, Timothy L.: Affirmed	TRAP 11	Denied: Application of Charles Everett Lowe-Kelley Order filed 6-23-16
STATE OF TENNESSEE v. JOHN BURLEY ALBERTS M2015-00248-SC-R11-CD	Williamson County Circuit Court Michael Binkley ICR033269	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of John Burley Alberts Order filed 6-23-16
FIT2RACE, INC, ET AL. v. JANSON MILES POPE, ET AL. M2015-00387-SC-R11-CV	Davidson County Circuit Court Ross H. Hicks 10C4659	Bennett, Andy D.: Affirmed	TRAP 11	Denied: Application of Fit2Race, Inc., Stefan Laursen, and Paul Lundgren Order filed 6-23-16

IN RE ESTATE OF GLENDA JOYCE PANTER HILLIS M2015-00404-SC-R11-CV	Warren County Chancery Court Larry B. Stanley, Jr. 2775P	Clement Jr., Frank G.: Affirmed	TRAP 11	Denied: Application of John T. Hillis, Gregory Kent Hendrixson, & First National Bank of McMinnville, Tennessee Order filed 6-23-16
STATE OF TENNESSEE v. ANTONIO M. CROCKETT M2015-00566-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2013-D-2862	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Antonio Marquise Crockett Order filed 6-23-16
STATE OF TENNESSEE v. THOMAS A. ISBELL M2015-00587-SC-R11-CD	Maury County Circuit Court Stella L. Hargrove 22225	Easter, Timothy L.: Affirmed Woodall, Thomas T.: Concur	TRAP 11	Denied: Application of Thomas A. Isbell Order filed 6-23-16
STATE OF TENNESSEE v. KEVIN BUTLER M2015-00596-SC-R11-CD	Rutherford County Circuit Court David M. Bragg F70462	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Kevin Maurice Butler

Order filed 6-23-16

STEVEN BERNARD SYDNOR v. STATE OF
TENNESSEE
M2015-00651-SC-R11-PC

Davidson County Criminal Court
Mark J. Fishburn
2006-A-563

Easter, Timothy L.: Affirmed

TRAP 11

Denied: Application
of Steven Bernard
Sydnor

Order filed 6-23-16

IN RE: CHRIS HIGHERS BAIL BONDS, et al.
M2015-00801-SC-R11-CD

Rutherford County Circuit Court
David M. Bragg
F65176

Easter, Timothy L.: Affirmed in Part

TRAP 11

Denied: Application
of Chris Highers
Bail Bonds, et al

Order filed 6-23-16

TIMOTHY LAMONT THOMPSON v. STATE OF
TENNESSEE
M2015-00846-SC-R11-PC

Davidson County Criminal Court
Steve R. Dozier
2010C1932

Page, Roger A.: Affirmed

TRAP 11

Denied: Application
of Timothy Lamont
Thompson

Order filed 6-23-16

STATE OF TENNESSEE v. JEFFREY OWEN SMITHSON M2015-00863-SC-R11-CD	Coffee County Circuit Court Vanessa Jackson 38951	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Jeffrey Owen Smithson Order filed 6-23-16
STATE OF TENNESSEE v. JAMES JORDAN LEGGETT M2015-00869-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2012D3341, 2013I499	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of James Jordan Leggett Order filed 6-22-16
STATE OF TENNESSEE v. KEYVIN LANIER GLASS M2015-00895-SC-R11-CD	Coffee County Circuit Court Vanessa Jackson 40018, 40019	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Keyvin Lanier Glass Order filed 6-23-16
STATE OF TENNESSEE v. RONNIE LEE JOHNSON M2015-00974-SC-R11-CD	Putnam County Criminal Court David A. Patterson 070589	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Ronnie Lee Johnson Order filed 6-23-16

MICHAEL WAYNE DAVIS v. STATE OF TENNESSEE M2015-00976-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2008B1939	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Michael Wayne Davis Order filed 6-23-16
SHEMEKA IBRAHIM v. MARK WILLIAMS, ET AL. M2015-01091-SC-R11-CV	Davidson County Circuit Court Thomas W. Brothers 14C311	Dinkins, Richard H.: Affirmed	TRAP 11	Denied: Application of Shemeka Ibrahim Order filed 6-23-16
STATE OF TENNESSEE v. MELODY DANIELLE CORUM M2015-01140-SC-R11-CD	Lawrence County Circuit Court Stella L. Hargrove 30363, 30364, 30365, 30366, 30367, 30453, 30454, 30598, 31677	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Melody Danielle Corum Order filed 6-23-16
EDDIE LEE MURPHY, SR. v. STATE OF TENNESSEE M2015-01258-SC-R11-PC	Sumner County Criminal Court Joe Thompson 111-2015	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Eddie Lee Murphy, Sr. Order filed 6-23-16

ALFRED LEE MAULDIN v. STATE OF TENNESSEE M2015-01319-SC-R11-PC	Maury County Circuit Court Robert L. Jones 7306, 7307, 7308	Holloway Jr., Robert L., Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision	TRAP 11	Denied: Application of Alfred Lee Mauldin Order filed 6-23-16
STATE OF TENNESSEE v. TIMOTHY L. JEFFERSON M2015-01321-SC-R11-CD	Davidson County Circuit Court Amanda Jane McClendon 15C1312	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Timothy L. Jefferson Order filed 6-23-16
STATE OF TENNESSEE v. CHARLES OWENS M2015-01361-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2003-D-2592	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Charles Owens Order filed 6-23-16
BILLY COOK v. DOUG COOK, WARDEN M2015-01886-SC-R11-HC	Sumner County Criminal Court Dee David Gay 886-2013	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Billy Cook Order filed 6-23-16

STATE OF TENNESSEE v. DONQUISE TREMONTE ALEXANDER M2015-02098-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2011-A-317	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Donquise Tremont Alexander Order filed 6-23-16
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TAMARIN LINDENBERG, ET AL. v. JACKSON NATIONAL LIFE INSURANCE COMPANY M2015-02349-SC-R23-CV	U.S. District Court, Western District (West. Div.) Jon P. McCalla 213cv02657JPMcgc		SCt Rule 23	Declined: The court denies certification Order filed 6-23-16 (See Attached Order)
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Knoxville

KYLE KERNAN v. BEVERLY J. KERNAN NABORS, ET AL. E2014-01679-SC-R11-CV	Knox County 4th Circuit Court Bill Swann 79745	McClarty, John W.: Affirmed	TRAP 11	Denied: Application of Kyle Kernan Order filed 6-23-16
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LAMAR TENNESSEE LLC D/B/A LAMAR ADVERTISING OF KNOXVILLE v. CITY OF KNOXVILLE ET AL E2014-02055-SC-R11-CV	Knox County Chancery Court Daryl R. Fansler 1679222	Susano Jr., Charles D.: Affirmed	TRAP 11	Denied: Application of Lamar Tennessee LLC d/b/a Lamar Advertising of
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Knoxville

Order filed 6-23-16

SYLVIA FOLGER v. ROBERT FOLGER
E2014-02069-SC-R11-CV

Cumberland County Chancery
Court
Ronald Thurman
2012CH575

Swiney, D. Michael: Affirmed as
Modified

TRAP 11

Denied: Application
of Robert Folger

Order filed 6-23-16

STATE OF TENNESSEE v. MICHAEL LEBRON
BRANHAM
E2014-02071-SC-R11-CD

Hamilton County Criminal Court
Barry A. Steelman
283593

Thomas Jr., D. Kelly: Affirmed

TRAP 11

Denied: Application
of Michael Branham

Order filed 6-23-16

JEFFREY WHITAKER v. STATE OF TENNESSEE
E2014-02240-SC-R11-PC

Roane County Criminal Court
E. Eugene Eblen
10920

McMullen, Camille R.: Affirmed

TRAP 11

Denied: Application
of Jeffrey Steven
Whitaker

Order filed 6-23-16

JOEL A CONKIN, ET AL v. RAY W METTETAL, JR., ET AL. E2015-00141-SC-R11-CV	Washington County Chancery Court John C. Rambo 41871	Swiney, D. Michael: Affirmed	TRAP 11	Denied: Application of Ray W. Mettetal, Jr., and Ray W. Mettetal, Jr., Inc. Order filed 6-23-16
IN RE ESTATE OF DENNIE LAMAR TRENT E2015-00198-SC-R11-CV	Hawkins County Chancery Court Thomas J. Wright 2013PR142	Swiney, D. Michael: Affirmed	TRAP 11	Denied: Application of Estate of Dennie Lamar Trent Order filed 6-23-16
CODY HOLLAND v. STATE OF TENNESSEE E2015-00265-SC-R11-PC	Rhea County Circuit Court Thomas W. Graham 2012CR17	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Cody Holland Order filed 6-23-16
STATE OF TENNESSEE v. ROBIN DALE ARTHUR E2015-00348-SC-R11-CD	Sullivan County Criminal Court James F. Goodwin S63319	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Robin Dale Arthur Order filed 6-23-16

STATE OF TENNESSEE v. DWIGHT DAVID FOSTER E2015-00409-SC-R11-CD	Hamblen County Criminal Court Alex E. Pearson 14CR177	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Dwight David Foster Order filed 6-23-16
TONY FULTON WELLS v. STATE OF TENNESSEE E2015-00463-SC-R11-PC	Union County Criminal Court E. Shayne Sexton 4252	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Tony Fulton Wells Order filed 6-23-16
STATE OF TENNESSEE v. JOSHUA JOHNSON E2015-00545-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 102466B	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Joshua Johnson Order filed 6-23-16
STATE OF TENNESSEE v. PHILLIP SERPAS E2015-00693-SC-R11-CD	Sullivan County Criminal Court R. Jerry Beck S62455	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Phillip Serpas Order filed 6-23-16

GREG LAYMAN v. AARON ACOR ET AL.
E2015-00750-SC-R11-CV

Sevier County Circuit Court
O. Duane Slone
14CV182IV

Frierson II, Thomas R.: Affirmed

TRAP 11

Denied: Application
of Aaron Acor d/b/a
Vertical Metals and
Omnisource
Corporation

Order filed 6-23-16

NANCY F. BROWN v. NANCY MERCER-DEFRIESE ET
AL
E2015-00755-SC-R11-CV

Hamilton County Circuit Court
Ward Jeffrey Hollingsworth
12C171

Susano Jr., Charles D.: Vacated

TRAP 11

Denied: Application
of Nancy Mercer-
Defriese and
Spencer Defriese

Order filed 6-23-16

STATE OF TENNESSEE v. VALDEZ DOMINGO
WILSON
E2015-01009-SC-R11-CD

Knox County Criminal Court
Steven Wayne Sword
101723

Page, Roger A.: Dismissed

TRAP 11

Denied: Application
of Valdez Domingo
Wilson

Order filed 6-23-16

H & J DITCHING & EXCAVATING, INC. v.
CORNERSTONE COMMUNITY BANK, ET AL.
E2015-01060-SC-R11-CV

Knox County Circuit Court
Jon Kerry Blackwood
256013

Susano Jr., Charles D.: Affirmed

TRAP 11

Denied: Application
of H & J Ditching &
Excavating, Inc.

Order filed 6-23-16

ARMAND E. BOOKER, JR. v. STATE OF TENNESSEE
E2015-01098-SC-R11-PC

Knox County Criminal Court
Steven Wayne Sword
104182

Montgomery Jr., Robert H.: Affirmed TRAP 11

Denied: Application
of Armand E.
Booker, Jr.

Order filed 6-23-16

ROGER JOSEPH v. STATE OF TENNESSEE
E2015-01324-SC-R11-PC

Bradley County Criminal Court
Sandra Donaghy
15CR227

Williams, John Everett: Affirmed TRAP 11

Denied: Application
of Roger Joseph

Order filed 6-23-16

JOSE A. RIVAS v. GERALD MCALLISTER, WARDEN
E2015-01506-SC-R11-HC

Johnson County Criminal Court
Stacy L. Street
CC2015CR82

Williams, John Everett: Affirmed TRAP 11

Denied: Application
of Jose A. Rivas

Order filed 6-23-16

STATE OF TENNESSEE v. BOBBY LYNCH
E2015-01512-SC-R11-CD

Knox County Criminal Court
Steven Wayne Sword
102427

Montgomery Jr., Robert H.: Affirmed TRAP 11

Denied: Application
of Bobby Lynch

Order filed 6-23-16

DARRICK EDWARDS v. STATE OF TENNESSEE E2015-01680-SC-R11-PC	Hamilton County Criminal Court Don W. Poole 222981	Ogle, Norma McGee, Thomas Jr., D. Kelly, Witt Jr., James Curwood: Case Dispositional Decision	TRAP 11	Denied: Application of Darrick Edwards Order filed 6-23-16
ERNEST LEE JENNINGS v. GERALD MCALLISTER, WARDEN E2015-01805-SC-R11-HC	Johnson County Criminal Court Lisa Rice CC15CR94	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Ernest Lee Jennings, III Order filed 6-24-16
STATE OF TENNESSEE v. THOMAS NEAL MCCLEAN E2015-01957-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 103942	Montgomery Jr., Robert H.: Dismissed	TRAP 11	Denied: Application of Thomas Neil McCLean Order filed 6-23-16
BRUCE SHEETS, ET AL. v. ALPHA LAMAR DAVIS, ET AL. E2016-00267-SC-R10-CV	Hamilton County Circuit Court L. Marie Williams 13C450	Frierson II, Thomas R., Susano Jr., Charles D., Swiney, D. Michael: Case Dispositional Decision	TRAP 10 (from Interm. Court)	Denied: Application of Lynn Davis Order filed 6-23-16

Jackson

State of Tennessee vs Issac Scott
W2005-02902-SC-R11-CD

Shelby County Criminal Court
Paula L. Skahan
0304821

Wedemeyer, Robert W.: Affirmed

TRAP 11

Denied: Application
of Issac Scott

Order filed 6-23-16

STATE OF TENNESSEE v. ANTWON THOMAS
W2014-00788-SC-R11-CD

Shelby County Criminal Court
J. Robert Carter, Jr.
1302483

Ogle, Norma McGee: Affirmed

TRAP 11

Denied: Application
of Antwon Thomas

Order filed 6-24-16

STATE OF TENNESSEE v. JOSEPH JORDAN
W2014-01568-SC-R11-CD

Shelby County Criminal Court
James C. Beasley, Jr.
1104665

Williams, John Everett: Affirmed

TRAP 11

Denied: Application
of Joseph Jordan,
Opinion of CCA
designated "Not For
Citation" with
Supreme Court
Rule 4(E), Order
filed 6-23-16 (See
Attached Order)

STATE OF TENNESSEE v. JAMES HAWKINS W2014-01987-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 1200523, 1200526	Easter, Timothy L.: Affirmed	TRAP 11	Denied: Application of James Hawkins Order filed 6-23-16
STATE OF TENNESSEE v. JOHN N. MOFFITT W2014-02388-SC-R11-CD	Henderson County Circuit Court Roy B. Morgan, Jr. 131231	Woodall, Thomas T.: Affirmed in Part, Modified in Part	TRAP 11	Denied: Application of John N. Moffitt Order filed 6-24-16
STATE OF TENNESSEE v. KEITH TRAMMELL W2014-02433-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1303215, 1303989	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Keith Trammell Order filed 6-24-16
STATE OF TENNESSEE v. ROBERT SPENCER W2014-02454-SC-R11-CD	Shelby County Criminal Court Glenn Ivy Wright 1103349	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Robert Spencer Order filed 6-24-16

WILLIAM GOETZ v. DONEL AUTIN, ET AL. W2015-00063-SC-R11-CV	Shelby County Circuit Court James F. Russell CT00221812	Goldin, Arnold B.: Affirmed	TRAP 11	Denied: Application of William Goetz Order filed 6-24-16
DARRELL KENNEDY v. STATE OF TENNESSEE W2015-00148-SC-R11-PC	Shelby County Criminal Court Carolyn W. Blackett 9608876	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Darrell Kennedy Order filed 6-23-16
STATE OF TENNESSEE v. JOSEPH THOMAS W2015-00157-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1101736	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Joseph Thomas Order filed 6-23-16
STATE OF TENNESSEE v. TRAVIS SEIBER W2015-00221-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 13-00594	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Travis Seiber Order filed 6-23-16

JURICO READUS v. STATE OF TENNESSEE W2015-00338-SC-R11-PC	Shelby County Criminal Court Carolyn W. Blackett 0606183	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Jurico Readus Order filed 6-24-16
DR. ROBIN M. STEVENSON v. AMERICAN CASUALTY COMPANY OF READING PENNSYLVANIA W2015-00425-SC-R11-CV	Shelby County Circuit Court Robert L. Childers CT00184914	Gibson, Brandon O.: Affirmed	TRAP 11	Denied: Application of Dr. Robin M. Stevenson Order filed 6-23-16
KENTAVIS JONES v. STATE OF TENNESSEE W2015-00459-SC-R11-PC	Madison County Circuit Court Donald H. Allen C14251	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Kentavis Jones Order filed 6-24-16
MARCHELLE RENEE BUMAN, EXECUTOR OF THE ESTATE OF KENNETH JENKINS v. ALYCIA D. GIBSON, PA, ET AL. W2015-00511-SC-R11-CV	Henry County Circuit Court Charles C. McGinley 3429	Stafford, J. Steven: Affirmed	TRAP 11	Denied: Application of Marchelle Renee Buman Order filed 6-23-16

STATE OF TENNESSEE v. JAMES HOLMES W2015-00537-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 13-01976	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of James Holmes Order filed 6-23-16
ALICIA WILLIAMS v. STATE OF TENNESSEE W2015-00539-SC-R11-HC	Shelby County Criminal Court James C. Beasley, Jr. P40870	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Alicia Williams Order filed 6-24-16
STATE OF TENNESSEE v. EDDIE MINTER W2015-00540-SC-R11-CD	Shelby County Criminal Court John Wheeler Campbell 1401289	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Eddie Minter Order filed 6-24-16
CITY OF JACKSON v. BARRY WALKER W2015-00621-SC-R11-CV	Madison County Circuit Court Roy B. Morgan, Jr. C-14291	Gibson, Brandon O.: Affirmed	TRAP 11	Denied: Application of Barry Walker Order filed 6-23-16

HOMER MCCAIG, ET AL. v. ROY L. WHITMORE W2015-00646-SC-R11-CV	Carroll County Circuit Court Donald E. Parish 13CV38	Armstrong, Kenny W.: Affirmed	TRAP 11	Denied: Application of Homer McCaig, and Kelly McCaig Order filed 6-24-16
CURTISS CARLOS TALLEY v. STATE OF TENNESSEE W2015-00658-SC-R11-ECN	Shelby County Criminal Court Carolyn W. Blackett 0200010	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Curtiss C. Talley Order filed 6-24-16
STATE OF TENNESSEE v. CHUNCY LESOLUE HOLLIS W2015-00718-SC-R11-CD	Gibson County (Humboldt) Circuit Court Clayburn Peebles 8551A	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Chuncy Lesolue Hollis Order filed 6-24-16
CHARLES JOINER v. STATE OF TENNESSEE W2015-00810-SC-R11-PC	Shelby County Criminal Court Lee V. Coffee 1100368	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Charles Joiner Order filed 6-24-16

JAY EARL HAYNES v. STATE OF TENNESSEE W2015-00919-SC-R11-PC	Dyer County Circuit Court R. Lee Moore, Jr. 09CR288	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Jay Earl Haynes Order filed 6-24-16
STATE OF TENNESSEE v. ANTHONY BOBO W2015-00930-SC-R11-CD	Shelby County Criminal Court Glenn Ivy Wright 1501726	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Anthony Bobo Order filed 6-24-16
BOBBY J. CROOM v. STATE OF TENNESSEE W2015-01000-SC-R11-PC	Madison County Circuit Court Roy B. Morgan, Jr. C1558	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Bobby Joe Croom Order filed 6-24-16
STATE OF TENNESSEE v. JEFFERY YATES W2015-01075-SC-R11-CD	Shelby County Criminal Court James M. Lammey 9102560, 9109113, 9109567, 9109568, 9109569, 9109570, 9304542	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Jeffery Yates Order filed 6-24-16

STATE OF TENNESSEE v. ROY CHERRY W2015-01084-SC-R11-CD	Shelby County Criminal Court Paula L. Skahan 1007060, 1007809	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Roy Cherry Order filed 6-23-16
AURORA LOAN SERVICES LLC, ET AL. v. LINDA S. ELAM, ET AL. W2015-01097-SC-R11-CV	Fayette County Chancery Court Martha Brasfield 15895	Armstrong, Kenny W.: Dismissed	TRAP 11	Denied: Application of Fred Elam Order filed 6-24-16
STATE OF TENNESSEE v. BRUCE LEE ROBINSON W2015-01183-SC-R11-CD	Lauderdale County Circuit Court Joe H. Walker, III 6484	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Bruce Lee Robinson Order filed 6-24-16
ROSCOE GRAHAM v. STATE OF TENNESSEE W2015-01482-SC-R11-PC	Shelby County Criminal Court Chris Craft 1105371	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Roscoe Graham Order filed 6-24-16

REGGIE CARNELL JAMES v. STATE OF TENNESSEE W2015-01640-SC-R11-PC	Madison County Circuit Court Donald H. Allen C10126	Glenn, Alan E.: Dismissed	TRAP 11	Denied: Application of Reggie Carnell James Order filed 6-24-16
FELISHA ROBINSON v. UNIVERSITY OF TENNESSEE HEALTH SCIENCE CENTER W2015-01695-SC-R11-CV	Shelby County Chancery Court Jim Kyle CH1502672	Armstrong, Kenny W.: Reversed	TRAP 11	Denied: Application of Felisha Robinson, Opinion of COA designated "Not For Citation " with Supreme Court Rule 4(E) Order filed 6-24-16 (See Attached Order)
STATE OF TENNESSEE v. KENDALL JOY W2015-01765-SC-R11-CD	Shelby County Criminal Court J. Robert Carter, Jr. 1300805	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Kendall Joy Order filed 6-24-16

STATE OF TENNESSEE v. EDDIE WILLIAMS, JR.
W2015-02065-SC-R11-CD

Shelby County Criminal Court
Chris Craft
87-05185

Holloway Jr., Robert L.: Affirmed

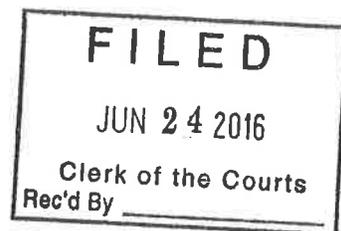
TRAP 11

Denied: Application
of Eddie Williams, Jr.
Order filed 6-24-16

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**GEORGE LARRY CLENDENING v. EAN HOLDINGS, LLC D/B/A
ENTERPRISE RENT-A-CAR**

**Circuit Court for Davidson County
No. 15C1392**



No. M2016-00800-SC-R9-WC

ORDER

Upon consideration of the Rule 9 application for interlocutory appeal of George Larry Clendening, 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.

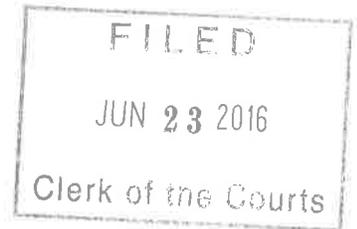
PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. RODNEY STEPHENS

**Criminal Court for Campbell County
No. 15070**

No. E2014-02514-SC-R11-CD



ORDER

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

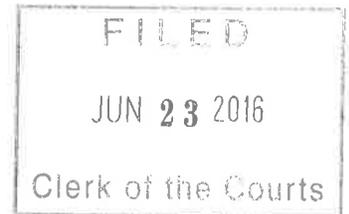
The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

DONALD FRANKLIN v. BELLSOUTH TELECOMMUNICATIONS, INC.

**Circuit Court for Anderson County
No. B3LA0195**



No. E2016-00805-SC-R10-WC

ORDER

Upon consideration of the Rule 10 application for extraordinary appeal of Bellsouth Telecommunications, Inc.-Texas and the record before us, the application is granted. The trial court clerk is directed to file the record on appeal in accordance with Tennessee Rules of Appellate Procedure.

Pursuant to Tennessee Supreme Court Rule 51, section 4, the Clerk is directed to place this matter on the docket of the Special Workers' Compensation Appeals Panel for oral argument upon the completion of briefing.

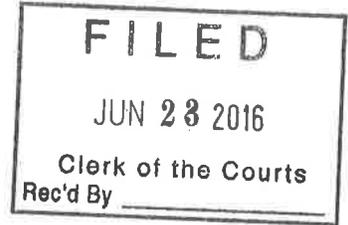
PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

DEBORAH BRAY v. RADWAN R. KHURI, M.D.

Circuit Court for Shelby County
No. CT-004039-11

No. W2015-00397-SC-R11-CV



ORDER

Upon consideration of the application for permission to appeal of Deborah Bray 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.

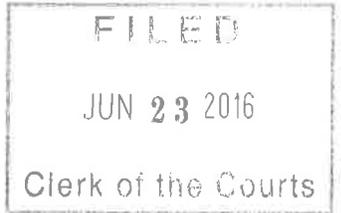
PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STATE OF TENNESSEE v. JACOB DALE GORMSEN

**Circuit Court for Williamson County
No. IICR027808**

No. M2014-01731-SC-R11-CD



ORDER

Upon consideration of the application for permission to appeal of Jacob Dale Gormsen 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).

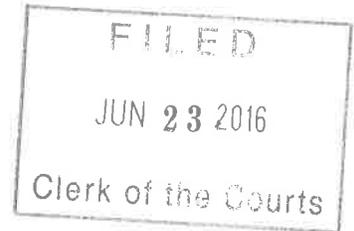
PER CURIAM

**IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE**

**TAMARIN LINDENBERG, ET AL. v. JACKSON NATIONAL LIFE
INSURANCE COMPANY**

**Rule 23 Certified Question of Law
from the United States District Court
for the Western District of Tennessee**

No. 213cv02657JPMcgc



No. M2015-02349-SC-R23-CV

ORDER

Pursuant to Tennessee Supreme Court Rule 23, a certification order was filed in this Court on December 8, 2015, by the United States District Court for the Western District of Tennessee. Briefs have now been filed pursuant to Section 7, and, upon consideration of the certification order and the briefs filed by the parties and by the amici curiae, this Court declines to answer the following certified questions:

1. Do the punitive damages caps in civil cases imposed by Tennessee Code Annotated Section 29-39-104 violate a plaintiff's right to a trial by jury, as guaranteed in Article I, section 6 of the Tennessee Constitution?
2. Do the punitive damages caps in civil cases imposed by Tennessee Code Annotated Section 29-39-104 represent an impermissible encroachment by the legislature on the powers vested exclusively in the judiciary, thereby violating the separation of powers provisions of the Tennessee Constitution?

Upon thorough review, it appears to this Court that although the certified questions raise issues of first impression not previously addressed by the appellate courts of Tennessee, the context of this case renders it an unsuitable venue within which to provide answers. This case involves a jury's finding of a bad faith refusal to pay pursuant to the terms of a policy of life insurance. The jury determined that the plaintiff was entitled to both the statutory bad faith penalty pursuant to Tennessee Code Annotated section 56-7-105, and punitive damages

pursuant to the common law. The issue of the availability of the common law remedy of punitive damages in addition to the statutory remedy of the bad faith penalty is one which has not before been addressed by this Court, was not certified to this Court by the federal trial court in this case, and is not presently before this Court in this case. It appears to this Court that it would be imprudent for it to answer the certified questions concerning the constitutionality of the statutory caps on punitive damages in this case in which the question of the availability of those damages in the first instance has not been and cannot be answered by this Court.

For these reasons, the Court denies the certification.¹

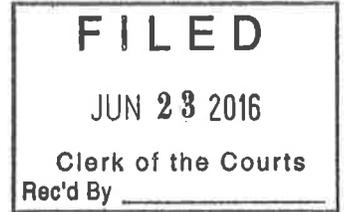
PER CURIAM

¹ Nothing in the Court's Order is intended to suggest any predisposition by the Court with respect to the United States Court of Appeals for the Sixth Circuit's possible certification to this Court of both the question of the availability of the remedy of common law punitive damages in addition to the remedy of the statutory bad faith penalty and the question of the constitutionality of the statutory caps on punitive damages, in the event of an appeal from the final judgment in this case.

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

STATE OF TENNESSEE v. JOSEPH JORDAN

Criminal Court for Shelby County
No. 1104665



No. W2014-01568-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Joseph Jordan 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.

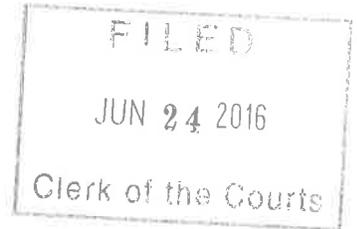
PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

FELISHA ROBINSON v. UNIVERSITY OF TENNESSEE HEALTH
SCIENCE CENTER

Chancery Court for Shelby County
No. CH1502672

No. W2015-01695-SC-R11-CV



ORDER

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

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

PER CURIAM