



Tennessee Supreme Court
DISCRETIONARY APPEALS
Grants & Denials List
November 30, 2020 - December 4, 2020

DENIALS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Intermediate Court	Supreme Court Action
<u>Nashville</u>			
STATE OF TENNESSEE v. JEFFREY WAYNE HAITHCOTE M2018-01943-SC-R11-CD	Bedford County Circuit Court Forest A. Durard, Jr. 18542	Ogle, Norma McGee: Affirm	Denied: Application of Jeffrey Wayne Haithcote Order filed 12-2-20
TEAL PROPERTIES, INC. ET AL v. C & H COMMERCIAL CONTRACTORS, INC. ET AL. M2018-02086-SC-R11-CV	Coffee County Chancery Court L. Craig Johnson 2011-CV-68	McBrayer, W. Neal: Affirm	Denied: Application of Teal Properties, Inc. and Jerry L. Teal Order filed 12-2-20
STATE OF TENNESSEE v. JOHN M. BANKS M2019-00017-SC-R11-CD	Montgomery County Circuit Court William R. Goodman, III CC17-CR-925	Woodall, Thomas T.: Affirm in Part	Denied: Application of John M. Banks, Jr. Order filed 12-2-20

DERRICK D. CARR v. STATE OF TENNESSEE
M2019-00201-SC-R11-PC

Wilson County Criminal Court
Brody N. Kane
13-CR-651

Easter, Timothy L.: Affirm

Denied: Application of Derrick D. Carr

Order filed 12-2-20

STATE OF TENNESSEE v. CHARLES THOMAS
JOHNSON
M2019-00707-SC-R11-CD

Lincoln County Circuit Court
Forest A. Durard, Jr.
17-CR-44

Montgomery Jr., Robert H.: Affirm

Denied: Application of Charles Thomas Johnson

Order filed 12-2 -20

STATE OF TENNESSEE v. JEREMY WARD
M2019-00852-SC-R11-CD

Davidson County Criminal Court
Mark J. Fishburn
2017-A-492

Williams, John Everett: Affirm

Denied: Application of Jeremy Ward

Order filed 12-2-20

JOSE ALVARADO v. STATE OF TENNESSEE
M2019-01261-SC-R11-PC

Davidson County Criminal Court
Steve R. Dozier
2014-C-2531

McMullen, Camille R.: Affirm

Denied: Application of Jose Alvarado

Order filed 12-2-20

ROBERT WAYNE GARNER v. GRADY PERRY, WARDEN M2019-01349-SC-R11-HC	Giles County Circuit Court Stella L. Hargrove CR-14912	Thomas Jr., D. Kelly: Affirm	Denied: Application of Robert Wayne Garner Order filed 12-2-20
STATE OF TENNESSEE v. JESSE L. DABBS M2019-01732-SC-R11-CD	Davidson County Criminal Court Joseph P. Binkley, Jr. 90-S-827, 90-S-828	Witt Jr., James Curwood: Affirm	Denied: Application of Jesse L. Dabbs Order filed 12-2-20
RONALLEN HARDY v. STATE OF TENNESSEE M2019-02100-SC-R11-ECN	Rutherford County Circuit Court (CRIMINAL) David M. Bragg F-58763-C	Easter, Timothy L.: Affirm	Denied: Application of Ronallen Hardy Order filed 12-2-20
STATE OF TENNESSEE EX REL. JAMES WILSON v. HOWARD GENTRY ET AL. M2019-02201-SC-R11-CV	Davidson County Chancery Court Don R. Ash 19-708-IV	McClarty, John W.: Affirm	Denied: Application of James Wilson Order filed 12-2-20
OSCAR SMITH v. STATE OF TENNESSEE M2020-00485-SC-R11-ECN	Davidson County Criminal Court Angelita Blackshear Dalton 89-F-1773	Woodall, Thomas T.: Affirm in Part	Denied: Application of Oscar Smith, Court of Criminal Appeals designated "Not For Citation" accordance with SCT Rule 4(E)

Order filed 12-3-20 (See Attached Order)

Knoxville

STATE OF TENNESSEE v. TONY LYNN NIX
E2019-00415-SC-R11-CD

Knox County Criminal Court
G. Scott Green
108293

Dyer, J. Ross: Affirm

Denied: Application of Tony Lynn Nix

Order filed 12-3-20

STATE OF TENNESSEE v. JAMES RUBA HILL, JR.
E2019-00556-SC-R11-CD

Knox County Criminal Court
Bobby R. McGee
111327

Ogle, Norma McGee: Affirm

Denied: Application of James Ruba Hill, Jr.

Order filed 12-3-20

STATE OF TENNESSEE v. SPARKLE TRENETTA JONES
E2019-00804-SC-R11-CD

Knox County Criminal Court
G. Scott Green
111619

Ogle, Norma McGee: Affirm

Denied: Application of Sparkle Trenetta Jones

Order filed 12-2-20

DANNY JAY BRANAM, JR. v. STATE OF TENNESSEE
E2019-01149-SC-R11-PC

Knox County Criminal Court
G. Scott Green
108643

Dyer, J. Ross: Affirm

Denied: Application of Danny Jay Branam, Jr.

Order filed 12-3-20

STATE OF TENNESSEE v. DARIUS PATTERSON E2019-01173-SC-R11-CD	Knox County Criminal Court Bobby R. McGee 113005, 113995	Witt Jr., James Curwood: Affirm	Denied: Application of Darius Patterson Order filed 12-3-20
STATE OF TENNESSEE v. DANIELLE LYNETTE WRIGHT E2019-01290-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 108613	Easter, Timothy L.: Affirm	Denied: Application of Danielle Lynette Wright Order filed 12-2-20
STATE OF TENNESSEE v. CURTIS LANE E2019-01401-SC-R11-CD	Knox County Criminal Court G. Scott Green 112569	Witt Jr., James Curwood: Affirm	Denied: Application of Curtis Manual Lane Order filed 12-3-20
TINA ROGERS ET AL. v. ADVENTURE HOUSE LLC ET AL. E2019-01422-SC-R11-CV	Hamilton County Circuit Court John B Bennett 18C921	Frierson II, Thomas R.: Affirm	Denied: Application of M.E. Pearson, Timothy Hargiss, Et Al. Order filed 12-3-20

MICHAEL SURBER v. MOUNTAIN STATES HEALTH ALLIANCE E2019-01494-SC-R11-CV	Washington County Circuit Court James E. Lauderback 33593	McClarty, John W.: Affirm Swiney, D. Michael: Concur	Denied: Application of Michael Surber Order filed 12-3-20
STATE OF TENNESSEE v. CARLTON SMITH E2019-01532-SC-R11-CD	Knox County Criminal Court Bobby R. McGee 110984	Dyer, J. Ross: Affirm	Denied: Application of Carlton Smith Order filed 12-3-20
STATE OF TENNESSEE v. SHANNON DANIELS E2019-01602-SC-R11-CD	Campbell County Criminal Court E. Shayne Sexton 14880	Ogle, Norma McGee: Affirm	Denied: Application of Shannon Daniels Order filed 12-3-20
KANE STACKHOUSE v. STATE OF TENNESSEE E2019-01651-SC-R11-PC	Knox County Criminal Court G. Scott Green 98164	Witt Jr., James Curwood: Affirm	Denied: Application of Kane David Stackhouse Order filed 12-2-20
<u>Jackson</u>			
STATE OF TENNESSEE v. EDDIE SMITH W2018-01509-SC-R11-CD	Shelby County Criminal Court James M. Lammey 16-01067	Woodall, Thomas T.: Affirm	Denied: Application of Eddie Smith Order filed 12-3-20

STATE OF TENNESSEE v. MARQUICEON FIELDS W2018-02014-SC-R11-CD	Shelby County Criminal Court John Wheeler Campbell 16-06290	Woodall, Thomas T.: Affirm in Part	Denied: Application of Marquiceon Fields Order filed 12-3-20
STATE OF TENNESSEE v. GARY CAMPBELL W2019-00626-SC-R11-CD	Shelby County Criminal Court Jennifer Johnson Mitchell 17-03945	McMullen, Camille R.: Reverse	Denied: Application of Gary Campbell Order filed 12-3-20
STATE OF TENNESSEE v. JAMIE THOMAS W2019-00787-SC-R11-CD	Shelby County Criminal Court Glenn Ivy Wright 06-09288	Woodall, Thomas T.: Affirm	Denied: Application of Jamie Thomas Order filed 12-3-20
STATE OF TENNESSEE v. PAMELA MOSES W2019-01219-SC-R11-CD	Shelby County Criminal Court William B. Acree 14-05903, 14-06502, 15-00884	Glenn, Alan E.: Affirm	Denied: Application of Pamela Moses Order filed 12-4-20

MICHAEL HALLIBURTON v. STATE OF TENNESSEE W2019-01458-SC-R11-PC	Shelby County Criminal Court J. Robert Carter, Jr. 14-04181	Glenn, Alan E.: Affirm	Denied: Application of Michael Cory Halliburton Order filed 12-3-20
AMELIA JOHNSON ET AL. v. MILLINGTON MUNICIPAL SCHOOLS W2019-01547-SC-R11-CV	Shelby County Circuit Court Jerry Stokes CT-003896-15	Armstrong, Kenny W.: Affirm	Denied: Application of Amelia Johnson, Et Al. Order filed 12-4-20
STATE OF TENNESSEE v. RUBEN WALTON W2019-01762-SC-R11-CD	Shelby County Criminal Court James M. Lammey 18-00920	Dyer, J. Ross: Affirm	Denied: Application of Ruben Walton Order filed 12-4-20
STATE OF TENNESSEE v. GARY THOMAS RUSSELL W2019-01874-SC-R11-CD	Madison County Circuit Court Donald H. Allen 19-409	Wedemeyer, Robert W.: Affirm	Denied: Application of Gary Thomas Russell Order filed 12-3-20
CORBYN DAVIS v. STATE OF TENNESSEE W2019-01886-SC-R11-PC	Madison County Circuit Court Donald H. Allen C-19-48	Williams, John Everett: Affirm	Denied: Application of Corbyn Davis Order filed 12-4-20

INFOSTRUCTURE INC. D/B/A 1 TENNESSEE
BROADBAND v. GIBSON ELECTRIC
MEMBERSHIP CORPORATION ET AL.
W2020-01017-SC-R11-CV

Gibson County (Humboldt) Chancery
Court
Don R. Ash
H6179

Per Curiam: Case Dispositional
Decision

Denied: Application of
Tennessee Electric Cooperative
Association

Order filed 12-4-20

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

12/03/2020

Clerk of the
Appellate Courts

OSCAR SMITH v. STATE OF TENNESSEE

**Criminal Court for Davidson County
No. 89-F-1773**

No. M2020-00485-SC-R11-ECN

ORDER

Upon consideration of the application for permission to appeal of Oscar Smith 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 due to the intermediate court’s characterization of the juror declarations in obiter dictum contained in its conclusion.

PER CURIAM