

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

Tuesday, September 6, 2011

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
NONE				
<u>Knoxville</u>				
NONE				
<u>Jackson</u>				
Vivian Kennard v. Arthur M. Townsend, IV, M.D., et al. W2010-00461-SC-R11-CV	Shelby County Circuit Court Judge Robert L. Childers No. CT-000267-07	Stafford, J., Affirmed and Remanded	Rule 11	Granted solely for purpose of remanding to Court of Appeals - Application of Vivian Kennard (Order filed 8-30-2011; copy attached)

**SUPREME COURT OF TENNESSEE
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Tuesday, September 6, 2011

DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
State of Tennessee v. Geoffrey Alexander M2010-00887-SC-R11-CD	Williamson County Circuit Court Judge Timothy Easter Nos. II-CR061152, II-CR061153, II-CR061154	McMullen, J., Affirmed	Rule 11	Denied - Application of Geoffrey Alexander (Order filed 9-1-2011)
Easter Baugh v. Barbara Thomas, et al. M2010-01054-SC-R11-CV	Coffee County Chancery Court Walter Kurtz, Sr. Judge No. 04-61	Dinkins, J., Affirmed and Remanded	Rule 11	Denied - Application of Larry Moore (Order filed 8-31-2011)
Carl Gordon Brooks v. SP Acquisition Corporation d/b/a Grandview Medical Center M2011-00934-SC-S09-CV	Marion County Circuit Court Judge J. Curtis Smith No. 19223	Per Curiam, Rule 9 Denied	Rule 11	Denied - Application of SP Acquisition Corp., d/b/a Grandview Medical Center (Order filed 8-31-2011)

State of Tennessee v. David Neal Davis M2009-00691-SC-R11-CD	Rutherford County Circuit Court Judge Don Ash No. F-61445	Woodall, J., Affirmed	Rule 11	Denied - Application of David Neal Davis (Order filed 8-31-2011)
In Re: Madison K.P. M2011-01862-SC-R10-JV	Rutherford County Juvenile Court Judge Max D. Fagan No. 36611J		Rule 10	Denied - Application of Father; Denied - Father's Motion for Immediate Stay (Order filed 9-2-2011)
State of Tennessee v. Rodrickus Carlos Jefferson M2009-01279-SC-R11-CD	Davidson County Criminal Court Judge Mark Fishburn No. 2007-B-886	Woodall, J., Affirmed	Rule 11	Denied - Application of Rodrickus Carlos Jefferson (Order filed 8-31-2011)
Cambric Jimenez v. Wen T. Shiao, M.D., et al. M2011-00617-SC-S09-CV	Davidson County Circuit Court Judge Amanda McClendon No. 09C2465	Per Curiam, Rule 9 Denied	Rule 11	Denied - Application of Wen T. Shiao, M.D., et al. (Order filed 8-31-2011)
Brian Eric McGowen v. State of Tennessee M2010-01555-SC-R11-PC	Davidson County Criminal Court Judge Randall Wyatt No. 2002-A-506	Ogle, J., Affirmed	Rule 11	Denied - Application of Brian Eric McGowen (Order filed 8-31-2011)
Metropolitan Development and Housing Agency v. Bobby Green M2008-00268-SC-R11-CV	Davidson County Circuit Court Judge Amanda McClendon No. 07C3758	Per Curiam, Allow Withdrawal of Record; Requiring Payment	Rule 11	Denied - Application of Bobby Green (Order filed 8-31-2011)
Jose E. Molina a/k/a Roberto Perez v. State of Tennessee M2010-00447-SC-R11-PC	Davidson County Criminal Court Judge Cheryl Blackburn No. 2003-B-1303	Welles, J., Affirmed	Rule 11	Denied - Application of Jose E. Molina a/k/a Roberto Perez (Order filed 8-31-2011)

Roger Wilkes and Vittoria Wilkes v. Shaw Enterprises, LLC M2010-00105-SC-R11-CV	Maury County Chancery Court Judge Robert Jones No. 03-708	Cottrell, J., Affirmed in Part, Reversed in Part	Rule 11	Denied - Application of Roger Wilkes and Vittoria Wilkes (Order filed 8-31-2011)
Shanda Alene Wright v. State of Tennessee M2010-00613-SC-R11-PC	Marshall County Circuit Court Judge Robert Crigler No. 2009-CR-92	Thomas, J., Affirmed	Rule 11	Denied - Application of Shanda Alene Wright (Order filed 8-31-2011)
<u>Knoxville</u>				
Karah and Ryan Depue, Individually and as parents and next friend of Jackson James Depue v. Charles David Schroeder, M.D., et al. E2010-00504-SC-R11-CV	Knox County Circuit Court Judge Harold Wimberly No. 2-262-09	Franks, J., Reversed	Rule 11	Denied - Application of Karah and Ryan Depue, et al. (Order filed 8-31-2011)
James Dubose v. Jim Worthington, Warden E2010-01328-SC-R11-HC	Morgan County Circuit Court Judge Eugene Eblen No. 9257	Tipton, J., Affirmed	Rule 11	Denied - Application of James Dubose (Order filed 8-31-2011)
State of Tennessee v. David A. Hunter E2010-01351-SC-R11-CD	Hamilton County Criminal Court Judge Don Poole No. 268528	Witt, J., Affirmed	Rule 11	Denied - Application of David A. Hunter (Order filed 8-31-2011)
Ricky Johnson a/k/a Russell Wellington v. State of Tennessee - Howard Carlton, Warden E2010-00622-SC-R11-HC	Johnson County Circuit Court Judge Jean Stanley No. X3209	Welles, J., Affirmed	Rule 11	Denied - Application of Ricky Johnson a/k/a Russell Wellington (Order filed 8-31-2011)

Robert Shrout and Joyce Shrout v. Mark Rodriguez E2010-00862-SC-R11-CV	Claiborne County Circuit Court Judge John McAfee No. 9CV265	Franks, J., Affirmed	Rule 11	Denied - Application of Robert and Joyce Shrout (Order filed 8-31-2011)
<u>Jackson</u>				
James Johnson, Jr. v. State of Tennessee W2010-00380-SC-R11-PC	Shelby County Criminal Court Judge John Fowlkes No. 00-03451	Smith, J., Affirmed	Rule 11	Denied - Application of James Johnson, Jr. (Order filed 8-31-2011)
Vincent Sims v. State of Tennessee W2008-02823-SC-R11-PD	Shelby County Criminal Court Judge Chris Craft No. P-25898	McLin, J., Affirmed	Rule 11	Denied - Application of Vincent Sims (Order filed 8-31-2011)
State of Tennessee v. James Alton Walton W2009-02100-SC-R11-CD	Dyer County Circuit Court Judge Lee Moore No. 08-CR-352	McLin, J., Affirmed	Rule 11	Denied - Application of James Alton Walton (Order filed 8-31-2011)
William Wilson v. State of Tennessee W2010-01846-SC-R11-PC	Shelby County Criminal Court Judge Otis Higgs No. 00-05479-80	Glenn, J., Affirmed	Rule 11	Denied - Application of William Wilson (Order filed 8-31-2011)

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

VIVIAN KENNARD v. ARTHUR M. TOWNSEND, IV., M.D. ET AL.

**Circuit Court for Shelby County
No. CT00026707**

No. W2010-00461-SC-R11-CV - Filed August 30, 2011

ORDER

Upon consideration of the application for permission to appeal of Vivian Kennard and the record before us, the Court is of the opinion that the application should be, and is hereby, granted solely for the purpose of remanding this case to the Court of Appeals for reconsideration in light of Shipley v. Williams, 2011 WL 3505281, No. M2007-01217-SC-R11-CV (Tenn. Aug. 11, 2011).

PER CURIAM