



Tennessee Supreme Court  
**DISCRETIONARY APPEALS**  
Grants & Denials List  
December 12, 2016 - December 16, 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>Knoxville</u></b>			
STATE OF TENNESSEE v. LAJUAN HARBISON E2015-00700-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 101406	Thomas Jr., D. Kelly: Reverse	Granted: Application of State of Tennessee; Order filed 12-14-16 (See Attached Order)
<b><u>Jackson</u></b>			
STATE OF TENNESSEE v. TABITHA GENTRY aka ABKA RE BAY W2015-01745-SC-R11-CD	Shelby County Criminal Court James M. Lammey 13-02671	Wedemeyer, Robert W.: Affirmed in Part, Reversed in Part	Granted: Application of Tabitha Gentry AKA Abka Re Bay; Order filed 12-14-16 (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>
<b><u>Nashville</u></b>			
RAM TOOL & SUPPLY CO., INC. v. HD SUPPLY CONSTRUCTION SUPPLY, LTD, ET AL. M2013-02264-SC-R11-CV	Davidson County Circuit Court Joseph P. Binkley, Jr. 13C822	Bennett, Andy D.: Reverse	Denied: Application of Tim Pruitt, HD Supply Construction; Order filed 12-14-16

DESMOND SHELTON SPANN v. STATE OF TENNESSEE M2015-00103-SC-R11-PC	Davidson County Criminal Court Monte Watkins 2008D3274	Ogle, Norma McGee: Affirm	Denied: Application of Desmond Shelton Spann; Order filed 12-15-16
STATE OF TENNESSEE v. MARCUS ANTHONY ROBEY M2015-00306-SC-R11-CD	Rutherford County Circuit Court Mitchell Keith Siskin F69191C	Woodall, Thomas T.: Dismiss	Denied: Application of Marcus Anthony Robey; Order filed 12-15-16
JEROME SIDNEY BARRETT v. STATE OF TENNESSEE M2015-01161-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2008B1791	Thomas Jr., D. Kelly: Affirm	Denied: Application of Jerome S. Barrett; Order filed 12-14-16
STATE OF TENNESSEE v. DONALD PEDEN M2015-01252-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2013A134	McMullen, Camille R.: Affirm	Denied: Application of Donald Peden; Order filed 12-14-16
TADD TIMOTHY BROWN v. DAWN VERONICA BROWN M2015-01318-SC-R11-CV	Williamson County Chancery Court Deanna B. Johnson 39251	Swiney, D. Michael: Affirmed in Part, Reversed in Part	Denied: Application of Tadd Timothy Brown; Order filed 12-15-16
PETER WHITE v. ANITA WADHWANI M2015-01447-SC-R11-CV	Davidson County Circuit Court Philip E. Smith 03D2338	Frierson II, Thomas R.: Affirm	Denied: Application of Peter White; Order filed 12-15-16

RANDAL L. ARTHUR v. PAMELA STEWART, ET AL. M2015-01628-SC-R11-CV	Sumner County Circuit Court Joe Thompson 2014CV1204	Bennett, Andy D.: Affirm	Denied: Application of Randal Lee Arthur; Order filed 12-15-16
STATE OF TENNESSEE v. LIZANDRO GUEVARA M2015-01719-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 2009-D-3488	Easter, Timothy L.: Affirm	Denied: Application of Lizandro Antonio Guevara; Order filed 12-15-16
ADEDAMOLA O. ONI v. TENNESSEE DEPARTMENT OF HEALTH, ET AL. M2015-01841-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 12394IV	Bennett, Andy D.: Affirmed in Part, Reversed in Part	Denied: Application of Adedamola O. Oni; Order filed 12-14-16
JONATHAN D. DREWRY v. STATE OF TENNESSEE M2015-01934-SC-R11-PC	Williamson County Circuit Court Michael Binkley CR048004	Wedemeyer, Robert W.: Affirm	Denied: Application of Jonathan David Drewr; Order filed 12-15-16
TENNESSEE COMMERCIAL ROE FISHERMEN'S ASSOCIATION, ET AL. v. TENNESSEE WILDLIFE RESOURCES COMMISSION, ET AL. M2015-01944-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 081252IV	Bennett, Andy D.: Affirm	Denied: Application of Tennessee Commercial Roe Fishermen's Association; Order filed 12-14-16
HARDIN, PARKES, KELLEY & CARTER, PLLC v. WILLIAM RICK HOLT M2015-02010-SC-R11-CV	Maury County Circuit Court Stella L. Hargrove 15367, SI14-CV-1431	Bennett, Andy D.: Affirm	Denied: Application of William rick Holt; Order filed 12-14-16

STATE OF TENNESSEE v. KENNETH A. JONES M2015-02045-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2012-A-869	Thomas Jr., D. Kelly: Affirm	Denied: Application of Kenneth A. Jones; Order filed 12-15-16
STATE OF TENNESSEE v. RODNEY LOVE M2015-02074-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 98-C-2232	Thomas Jr., D. Kelly: Affirm	Denied: Application of Rodney Love; Order filed 12-14-16
STATE OF TENNESSEE v. RICHARD BRYANT LONG M2015-02093-SC-R11-CD	Lawrence County Circuit Court Stella L. Hargrove 30905	Wedemeyer, Robert W.: Affirm	Denied: Application of Richard Bryant Long; Order filed 12-15-16
JOE BILLY RUSSELL, JR. v. STATE OF TENNESSEE M2015-02101-SC-R11-PC	Davidson County Criminal Court Mark J. Fishburn 2002-I-1192	Williams, John Everett: Affirm	Denied: Application of Joe Billy Russell, Jr.; Order filed 12-15-16
STATE OF TENNESSEE v. ERIN LEA GENTRY M2015-02183-SC-R11-CD	Lawrence County Circuit Court Stella L. Hargrove 31866	Easter, Timothy L.: Affirm	Denied: Application of Erin Lea Gentry; Order filed 12-15-16
STATE OF TENNESSEE v. TIMOTHY JOHN MCKNIGHT, JR. M2015-02306-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2007-C-2153	Easter, Timothy L.: Affirm	Denied: Application of Timothy John McKnight, Jr.; Order filed 12-14-16

ANTHONY DEWIGHT WASHINGTON v. STATE OF TENNESSEE M2015-02309-SC-R11-PC	Davidson County Criminal Court Cheryl A. Blackburn 2010-C-1906	Holloway Jr., Robert L.: Affirm	Denied: Application of Anthony Dewight Washington; Order filed 12-15-16
STATE OF TENNESSEE v. ROBERT C. CLANTON M2015-02438-SC-R11-CD	Bedford County Circuit Court Forest A. Durard, Jr. 18063	Easter, Timothy L.: Affirm	Denied: Application of Robert Carlyle Clanton; Order filed 12-15-16
STATE OF TENNESSEE v. JERRY BRANDON PHIFER M2016-00227-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2011-B-1782	Dyer, J. Ross: Affirm	Denied: Application of Jerry Brandon Phifer; Order filed 12-15-16
GREENDA HARMER v. TURNEY CENTER DISCIPLINARY BOARD, ET AL. M2016-00506-SC-R11-CV	Hickman County Chancery Court Joseph Woodruff 16CV5672	Clement Jr., Frank G.: Affirm	Denied: Application of Grenda Harmer; Opinion of Court of Appeals is designated "Not For Citation" in accordance with Supreme Court Rule 4(E); Order filed 12-14-16 (See Attached Order)
SHARON KAY MIDDENDORF v. BYRON SCOTT MIDDENDORF M2016-01727-SC-R11-CV	Davidson County Circuit Court Phillip R. Robinson 12D-1891	Per Curiam: Case Dispositional Decision	Denied: Application of Sharon Kay Middendorf; Order filed 12-14-16
<b><u>Knoxville</u></b>			
STATE OF TENNESSEE v. MONICA HAMMERS E2015-00464-SC-R11-CD	Hamilton County Criminal Court Barry A. Steelman 280694	Wedemeyer, Robert W.: Affirm	Denied: Application of Monica Hammers; Order filed 12-14-16

STATE OF TENNESSEE v. LANCE ELLIOTT FALCON E2015-00935-SC-R11-CD	Knox County Criminal Court G. Scott Green 96800	Witt Jr., James Curwood: Affirm Holloway Jr., Robert L.: Concur	Denied: Application of Lance Elliott Falcon; Order filed 12-14-16
JEREME DANNUAL LITTLE v. STATE OF TENNESSEE E2015-01190-SC-R11-PC	Hamilton County Criminal Court Rebecca J. Stern 291007	Thomas Jr., D. Kelly: Reverse	Denied: Application of Jereme Dannual Little; Order filed 12-15-16
CARLA SUZANNE JACKSON v. CITY OF CLEVELAND, TENNESSEE E2015-01279-SC-R11-CV	Bradley County Circuit Court Lawrence Howard Puckett V14586	Clement Jr., Frank G.: Affirm	Denied: Application of Carla Suzanne Jackson; Order filed 12-15-16
BEACON4, LLC v. I & L INVESTMENTS, LLC E2015-01298-SC-R11-CV	Sullivan County (Blountville) Chancery Court E. G. Moody C0017671	Frierson II, Thomas R.: Affirmed as Modified	Denied: Application of I & L Investments, LLC; Order filed 12-15-16
STATE OF TENNESSEE v. ROBERT ANDREW HAWKINS E2015-01542-SC-R11-CD	Claiborne County Criminal Court E. Shayne Sexton 2013CR1631	McMullen, Camille R.: Affirmed as Modified	Denied: Application of Robert Andrew Hawkins; Order filed 12-14-16
AMANDA PETERS-ASBURY, ET AL v. KNOXVILLE AREA TRANSIT, INC. E2015-01816-SC-R11-CV	Knox County Circuit Court William T Ailor 25612	Goldin, Arnold B.: Reverse	Denied: Application of Amanda Peters-Asbury and William Bradley Asbury; Order filed 12-14-16

JORGE A ALFONSO, ET AL. v. LINDA V. BAILEY, EXECUTRIX AND PERSONAL REPRESENTATIVE OF THE ESTATE OF ROBERT M. BAILEY, ET AL. E2015-02100-SC-R11-CV	Sevier County Chancery Court Telford E. Forgety, Jr. 14-2-065	Swiney, D. Michael: Affirm	Denied: Application of Jorge A. Alfonso and Madelyn Alfonso; Order filed 12-14-16
STATE OF TENNESSEE v. BRANNON HARRISON SHOCKLEY E2016-00261-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 105172	Montgomery Jr., Robert H.: Affirmed as Modified	Denied: Application of Brannon Shockley; Order filed 12-15-16
RUSSELL BROWN v. STATE OF TENNESSEE E2016-00437-SC-R11-PC	Bradley County Criminal Court Andrew M. Freiberg 15-CR-265	Glenn, Alan E.: Affirm	Denied: Application of Russell Patrick Brown; Order filed 12-15-16
ZADYN WALLING, ET AL v. UNIVERSITY HEALTH SYSTEMS, INC., ET AL E2016-01556-SC-R11-CV	Knox County Circuit Court William T Ailor 2-709-14	Per Curiam: Case Dispositional Decision	Denied: Application of Zadyn Walling, a minor, by and through his mother, Kristin Dawn Walling and Kristin Dawn Walling, individually; Order filed 12-15-16
<b><u>Jackson</u></b>			
State of Tennessee v. Johnny B. Temple W2007-01657-SC-R11-CD	Lauderdale County Circuit Court Joe H. Walker, III 8009B	Dyer, J. Ross, Glenn, Alan E., Williams, John Everett: Case Dispositional Decision	Dismissed: Application of Johnny B. Temple; Order filed 12-15-16
STATE OF TENNESSEE v. RICHARD ALAN HATCHEL W2014-00486-SC-R11-CD	Tipton County Circuit Court Joe H. Walker, III 7694	Woodall, Thomas T.: Affirmed in Part, Reversed in Part, Dismissed	Denied: Application of Richard Alan Hatchel; Order filed 12-15-16

STATE OF TENNESSEE v. MICHAEL HOLMES W2014-02437-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1202915	Woodall, Thomas T.: Affirm	Denied: Application of Richard Alan Hatchel; Order filed 12-15-16
STATE OF TENNESSEE v. CHARLES BEATY W2015-00223-SC-R11-CD	Shelby County Criminal Court Glenn Ivy Wright 1402907	Williams, John Everett: Affirmed in Part, Reversed in Part	Denied: Application of Charles Beaty; Order filed 12-15-16
STATE OF TENNESSEE v. KEITH WARD W2015-00931-SC-R11-CD	Shelby County Criminal Court Paula L. Skahan 1300277	Glenn, Alan E.: Affirm	Denied: Application of Keith Ward; Order filed 12-15-16
ROSALYN SMALL v. MEMPHIS-SHELBY COUNTY AIRPORT AUTHORITY W2015-01090-SC-R11-CV	Shelby County Chancery Court Walter L. Evans CH1407621	Armstrong, Kenny W.: Affirm	Denied: Application of Memphis-Shelby County Airport Authority; Opinion of the Court of Appeals is designated "Not For Citation" in accordance with Supreme Court Rule 4(E); Order filed 12-15-16(See Attached Order)
IN RE ENVY J., ET AL. W2015-01197-SC-R11-PT	Shelby County Circuit Court Robert L. Childers CT00370414	McBrayer, W. Neal: Affirm	Denied: Application of Teshia J.; Order filed 12-16-16
STATE OF TENNESSEE v. JAVONTE THOMAS W2015-01473-SC-R11-CD	Shelby County Criminal Court J. Robert Carter, Jr. 14-03018	Glenn, Alan E.: Affirm	Denied: Application of Javonte Thomas; Order filed 12-15-16



STATE OF TENNESSEE v. JAMES MOORE W2015-01483-SC-R11-CD	Shelby County Criminal Court James C. Beasley, Jr. 1400576	Dyer, J. Ross: Affirmed in Part, Reversed in Part	Denied: Application of James Moore; Order filed 12-15-16
STATE OF TENNESSEE v. MICHAEL FRAZIER W2015-01537-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 1302026	Glenn, Alan E.: Affirm	Denied: Application of Michael Frazier; Order filed 12-15-16
JAMES W. CLARK, JR. v. STATE OF TENNESSEE W2015-01828-SC-R11-PC	Shelby County Criminal Court James M. Lammey 9107308, 9107309, 9107310, 9107311, 9107312, 9107313, 9107314	Glenn, Alan E.: Affirm	Denied: Application of James W. Clark, Jr.; Order filed 12-16-16
MARK A. SHERPERT, ET AL. v. KIM WRIGHT COX, PERSONAL REPRESENTATIVE AD LITEM FOR THE ESTATE OF ROBERT DAVIS W2015-02161-SC-R11-CV	Shelby County Circuit Court Donna M. Fields CT00461208	Gibson, Brandon O.: Affirm	Denied: Application of Mark A. Shempert and Deborah A. Shempert; Order filed 12-15-16
STATE OF TENNESSEE v. ANTWION DOWDY W2015-02342-SC-R11-CD	Shelby County Criminal Court John Wheeler Campbell 15-00706	Montgomery Jr., Robert H.: Affirm	Denied: Application of Antwion Dowdy; Order filed 12-15-16
CORY O'BRIEN JOHNSON v. STATE OF TENNESSEE W2016-00087-SC-R11-HC	Lake County Circuit Court R. Lee Moore, Jr. 13-CR-10153	Glenn, Alan E.: Affirm	Denied: Application of Cory O'Brien Johnson; Order filed 12-15-16

IN RE DEVIN B.  
W2016-00121-SC-R11-JV

Shelby County Juvenile Court  
Dan H. Michael  
X4036

Gibson, Brandon O.: Affirm

Denied: Application of Tracey  
Steven Brown; Order filed 12-15-16

DERRICK SORRELL v. STATE OF TENNESSEE  
W2016-01561-SC-R11-PC

Shelby County Criminal Court  
W. Mark Ward  
03-01195

Glenn, Alan E., McMullen, Camille  
R., Williams, John Everett: Case  
Dispositional Decision

Denied: Application of Derrick  
Sorrell; Order filed 12-15-16

STATE OF TENNESSEE v. STANLEY OWENS  
W2016-01951-SC-R10-CD

Shelby County Criminal Court  
Carolyn W. Blackett  
15-03349

Dyer, J. Ross, Glenn, Alan E.,  
McMullen, Camille R.: Case  
Dispositional Decision

Denied: Application of Stanley  
Owens; Order filed 12-15-16

IN THE SUPREME COURT OF TENNESSEE  
AT KNOXVILLE

**STATE OF TENNESSEE v. LAJUAN HARBISON**

**Criminal Court for Knox County  
No. 101406**

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**No. E2015-00700-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of 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 JACKSON

**STATE OF TENNESSEE v. TABITHA GENTRY AKA ABKA RE BAY**

**Criminal Court for Shelby County  
No. 13-02671**

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**No. W2015-01745-SC-R11-CD**

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**ORDER**

Upon consideration of the application for permission to appeal of Tabitha Gentry 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

**GREDA HARMER v. TURNEY CENTER DISCIPLINARY BOARD ET AL.**

**Chancery Court for Hickman County  
No. 16CV5672**

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**No. M2016-00506-SC-R11-CV**

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**ORDER**

Upon consideration of the application for permission to appeal of Grenda Harmer 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

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**ROSALYN SMALL v. MEMPHIS-SHELBY COUNTY AIRPORT  
AUTHORITY**

**Chancery Court for Shelby County  
No. CH1407621**

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**No. W2015-01090-SC-R11-CV**

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**ORDER**

Upon consideration of the application for permission to appeal of Memphis-Shelby County Airport Authority 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