



Tennessee Supreme Court  
**DISCRETIONARY APPEALS**  
Grants & Denials List  
October 2, 2017 - October 6, 2017

**GRANTS AND 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>			
CHARLES BRADFORD STEWART v. STATE OF TENNESSEE M2015-02449-SC-R11-PC	Montgomery County Circuit Court John H. Gasaway, III 40700425	Woodall, Thomas T.: Reverse	Denied: Application of Charles Bradford Stewart; Order filed 10- 4-17
INDIVIDUAL HEALTHCARE SPECIALISTS, INC. v. BLUECROSS BLUESHIELD OF TENNESSEE, INC. M2015-02524-SC-R11-CV	Davidson County Chancery Court Ellen H. Lyle 111042III	Clement Jr., Frank G.: Affirm in Part	Granted: Application of BlueCross BlueShield of Tennessee, Inc. and Individual Healthcare Specialists, Inc.; Order filed 10-4-17
STATE OF TENNESSEE v. JOSE DIMAS ALVARADO M2016-00378-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 2014-C-2531	Thomas Jr., D. Kelly: Affirm	Denied: Application of Jose Dimas Alvarado; Order filed 10- 4-17

EMMANUEL BIBB HOUSTON v. STATE OF TENNESSEE M2016-00467-SC-R11-PC	Bedford County Circuit Court Forest A. Durard, Jr. 17467PC	Witt Jr., James Curwood: Affirm	Denied: Application of Emmanuel Bibb Houston; Order filed 10-4-17
SANDERS LEE MADEWELL v. STATE OF TENNESSEE M2016-00499-SC-R11-PC	Davidson County Circuit Court J. Randall Wyatt, Jr. 2010-C-2445	Wedemeyer, Robert W.: Affirm	Denied: Application of Sanders Lee Madewell; Order filed 10-4-17
STATE OF TENNESSEE v. DANIEL INMON M2016-00596-SC-R11-CD	Rutherford County Circuit Court Royce Taylor M-73182	McMullen, Camille R.: Affirm	Denied: Application of Daniel Inmon; Order filed 10-4-17
WILLIAM B. GATLIN v. STATE OF TENNESSEE M2016-00824-SC-R11-PC	Marshall County Circuit Court Franklin L. Russell 25-CR-157-PCR	Easter, Timothy L.: Affirm	Denied: Application of William B. Gatlin; Order filed 10-4-17
DANIEL PASCHEDAG v. PATRICIA L. PASCHEDAG M2016-00864-SC-R11-CV	Montgomery County Circuit Court Ross H. Hicks CC-15-CV-682	Gibson, Brandon O.: Affirm	Denied: Application of Daniel Paschedag; Order filed 10-4-17
JEFFREY KING v. STATE OF TENNESSEE M2016-01224-SC-R11-PC	Davidson County Criminal Court Cheryl A. Blackburn 2010-C-2083	Wedemeyer, Robert W.: Affirm	Denied: Application of Jeffrey King; Order filed 10-4-17

JOHN WILLIE STONE v. STATE OF TENNESSEE  
M2016-01269-SC-R11-PC

Bedford County Circuit Court  
Franklin L. Russell  
18042

Witt Jr., James Curwood: Affirm in  
Part

Denied: Application of John Willie  
Stone; Order filed 10-4-17

STATE OF TENNESSEE v. ERROL SHIELDS  
M2016-01342-SC-R11-CD

Williamson County Circuit Court  
Michael Binkley  
I-CR076581

Wedemeyer, Robert W.: Affirm

Denied: Application of Errol L.  
Shields; Order filed 10-4-17

JEFFREY KING v. STATE OF TENNESSEE  
M2016-01646-SC-R11-PC

Rutherford County Circuit Court  
Royce Taylor  
F-63586D, F73101

Wedemeyer, Robert W.: Affirm

Denied: Application of Jeffrey  
Kristopher King; Order filed 10-4-  
17

METROPOLITAN GOVERNMENT OF NASHVILLE  
AND DAVIDSON COUNTY, TENNESSEE v.  
BOARD OF ZONING APPEALS OF NASHVILLE  
AND DAVIDSON COUNTY, TENNESSEE, ET AL.  
M2016-01732-SC-R11-CV

Davidson County Chancery Court  
Carol L. McCoy  
12-910-II

Bennett, Andy D.: Affirm

Denied: Application of CBS  
Outdoore Inc., Felix Z. Wilson, II,  
Revocable Living Trust, and  
Equitable Trust Company; Order  
filed 10-4-17

RODNEY AND TAMMY HENDERSON, ET AL v.  
THE VANDERBILT UNIVERSITY  
M2016-01876-SC-R11-CV

Davidson County Circuit Court  
Joseph P. Binkley, Jr.  
14C2903

Stafford, J. Steven: Reverse

Denied: Application of Vanderbilt  
University; Order filed 10-4-17

RATHAL Y. PERKINS v. STATE OF TENNESSEE M2016-02047-SC-R11-HC	Davidson County Criminal Court Steve R. Dozier 5133	Witt Jr., James Curwood: Affirm	Denied: Application of Rathal Perkins; Order filed 10-4-17
DAVID HEARING v. CHERRY LINDAMOOD, WARDEN M2016-02114-SC-R11-HC	Wayne County Circuit Court Robert L. Jones 15894	Ogle, Norma McGee: Affirm	Denied: Application of David Hearing; Order filed 10-4-17
STATE OF TENNESSEE v. ELGAIN RICKY WILSON, AKA RICKY HOOVER M2016-02247-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 84-W-201	Montgomery Jr., Robert H.: Affirm	Denied: Application of Elgain Ricky Wilson; Order filed 10-4-17
ELZA EVANS, III v. STATE OF TENNESSEE M2016-02332-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2009-B-1806	Williams, John Everett: Affirm	Denied: Application of Elza Evans, III; Order filed 10-4-17
MARDOCHE OLIVIER v. MAYOR KIM McMILLAN, ET AL. M2017-01163-SC-R11-CV	Montgomery County Chancery Court Ross H. Hicks MCCHCVMG-17-04	Per Curiam: Case Dispositional Decision	Dismissed: Application of Mardoche Olivier; Order filed 10-4-17
<b><u>Knoxville</u></b>			
STATE OF TENNESSEE v. GEORGE JOSEPH RAUDENBUSH, III E2015-00674-SC-R11-CD	Monroe County Criminal Court Jon Kerry Blackwood 11077	Woodall, Thomas T.: Affirm	Denied: Application of George Joseph Raudenbush, III; Order filed 10-3-17

STATE OF TENNESSEE v. GREGORY T. PHELPS E2016-00918-SC-R11-CD	Knox County Criminal Court G. Scott Green 104306	Montgomery Jr., Robert H.: Affirm	Denied: Application of Gregory T. Phelps; Order filed 10-3-17
STATE OF TENNESSEE v. ADARIUS DEWAYNE GARTH E2016-00931-SC-R11-CD	Hamilton County Criminal Court Thomas C. Greenholtz 292042	Woodall, Thomas T.: Affirm	Denied: Application of Adarius Dewayne Garth; Order filed 10-3-17
KENNETH J. CRADIC v. STATE OF TENNESSEE E2016-01082-SC-R11-ECN	Sullivan County Criminal Court R. Jerry Beck S48157	Thomas Jr., D. Kelly: Affirm	Denied: Application of Kenneth J. Cradic; Order filed 10-4-17
WALNUT RUN HOMEOWNER'S ASSOCIATION, INC. v. JERRY WAYNE WILKERSON E2016-01084-SC-R11-CV	Hamilton County Chancery Court Jeffrey M. Atherton 13-0552	McClarty, John W.: Affirm	Denied: Application of Jerry Wayne Wilkerson; Order filed 10-3-17
STATE EX REL. APPOLOOSA BAY, LLC, ET AL. v. JOHNSON COUNTY, TENNESSEE, ET AL. E2016-01163-SC-R11-CV	Johnson County Chancery Court John C. Rambo 6948, 7146	Susano Jr., Charles D.: Affirm	Denied: Application of Appaloosa Bay, LLC, David Castillo, and Deborah Castillo; Order filed 10-3-17

JESSICA MARCEL BROADNAX v. QUENTIN ELLIOT LAWRENCE E2016-01176-SC-R11-CV	Hamilton County Circuit Court John B Bennett 11D698	Swiney, D. Michael: Affirm	Denied: Application of Jessica Marcel Broadnax; Order filed 10-3-17
KENNETH JACKSON v. STATE OF TENNESSEE E2016-01218-SC-R11-PC	Knox County Criminal Court Steven Wayne Sword 106393	Thomas Jr., D. Kelly: Affirm	Denied: Application of Kenneth L. Jackson; Order filed 10-3-17
STATE OF TENNESSEE v. MICHAEL C. BOLDEN E2016-01266-SC-R11-CD	Morgan County Criminal Court Jeffery Hill Wicks 2013-CR-13	Witt Jr., James Curwood: Affirm	Denied: Application of Michael Bolden; Order filed 10-3-17
PHILLIP JAY SEIFERT v. MARIA COVENY SEIFERT E2016-01340-SC-R11-CV	Knox County Chancery Court Michael W. Moyers 186118-3	Clement Jr., Frank G.: Affirm	Denied: Application of Phillip Jay Seifert; Order filed 10-3-17
EAGLE CDI, INC., ET AL. v. MICHAEL J. ORR, ET AL. E2016-01399-SC-R11-CV	Monroe County Chancery Court J. Michael Sharp 18-704	McClarty, John W.: Affirm	Denied: Application of Michael J. Orr, and Mary E. Orr; Opinion of Court of Appeals is designated "Not For Citation" in accordance with Supreme Court Rule 4(E); Order filed 10-3-17

STATE OF TENNESSEE v. MARTIN E. HUGHES E2016-01415-SC-R11-PC	Hamblen County Criminal Court Alex E. Pearson 15CR284	Williams, John Everett: Affirm	Denied: Application of Martin E. Hughes; Order filed 10-3-17
RUDOLPH BROOKS v. STATE OF TENNESSEE E2016-01455-SC-R11-PC	Blount County Circuit Court David Reed Duggan C20248	Per Curiam: Case Dispositional Decision	Denied: Application of Rudolph Brooks; Order filed 10-3-17
CITY OF CHATTANOOGA, ET AL. v. TAX YEAR 2011 CITY DELINQUENT REAL ESTATE TAXPAYERS E2016-01853-SC-R11-CV	Hamilton County Chancery Court Pamela A Fleenor 11222, 4759	Goldin, Arnold B.: Affirm	Denied: Application of Thomas G. Hyde; Order filed 10-3-17
STATE OF TENNESSEE v. JAMES MELLON E2016-02040-SC-R11-PC	Knox County Criminal Court Bobby R. McGee 89777	Thomas Jr., D. Kelly: Affirm	Denied: Application of James Allen Melton; Order filed 10-3-17
SHAWN BOUGH v. STATE OF TENNESSEE E2017-00015-SC-R11-ECN	Knox County Criminal Court Steven Wayne Sword 107533	Montgomery Jr., Robert H.: Affirm	Denied: Application of Shawn Bough; Order filed 10-3-17
STATE OF TENNESSEE v. GABRIEL BANDY E2017-00284-SC-R11-CD	McMinn County Criminal Court Andrew M. Freiberg 10-CR-591, 11-CR-002	Montgomery Jr., Robert H.: Affirm	Denied: Application of Gabriel Bandy; Order filed 10-3-17

**Jackson**

STATE OF TENNESSEE v. ALEX GOODWIN and  
JOEY LEE aka JOEY CURRIE  
W2015-00813-SC-R11-CD

Shelby County Criminal Court  
W. Mark Ward  
1102877

McMullen, Camille R.: Affirm

Denied: Application of Alex  
Goodwin; Order filed 10-6-17

STATE OF TENNESSEE v. JEROME ANTONIO  
MCELRATH  
W2015-01794-SC-R11-CD

Obion County Circuit Court  
Jeff Parham  
CC15CR71

Dyer, J. Ross: Affirm

Granted: Application of State of  
Tennessee; Order filed 10-5-17

KATRINA PARRISH v. MICHAEL GRIGGS  
W2015-02504-SC-R11-JV

Hardin County Juvenile Court  
James Y. Ross  
2014-JV-1385

McBrayer, W. Neal: Affirm in Part

Denied: Application of Michael  
Griggs; Order filed 10-5-17

STATE OF TENNESSEE v. DEWAYNE JONES  
W2016-00074-SC-R11-CD

Shelby County Criminal Court  
J. Robert Carter, Jr.  
13-02928

Glenn, Alan E.: Affirm

Denied: Application of Dewayne  
Jones; Order filed 10-6-17

STATE OF TENNESSEE v. CHRISTOPHER  
JOHNSON  
W2016-00346-SC-R11-CD

Hardin County Circuit Court  
Charles C. McGinley  
9841

McMullen, Camille R.: Affirm

Denied: Application of  
Christopher Johnson; Order filed  
10-4-17

STATE OF TENNESSEE v. BRANDON D.  
WASHINGTON  
W2016-00413-SC-R11-CD

Shelby County Criminal Court  
J. Robert Carter, Jr.  
10-04054, 10-05254

Dyer, J. Ross: Affirm

Denied: Application of Brandon  
Washington; Order filed 10-4-17



STATE OF TENNESSEE v. JAMIE JONES W2016-00491-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 13-04061	Witt Jr., James Curwood: Affirm	Denied: Application of Jamie Jones; Order filed 10-6-17
STATE OF TENNESSEE v. DEANGELO TAYLOR W2016-00718-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 11-03335	Witt Jr., James Curwood: Affirm	Denied: Application of Deangelo Taylor; Order filed 10-6-17
DAVID LAMAR HAYES v. GLEN TURNER, WARDEN, ET AL. W2016-01166-SC-R11-CV	Hardeman County Chancery Court William C. Cole 15563	Goldin, Arnold B.: Affirm	Denied: Application of David Lamar Hayes; Order filed 10-6-17
STATE OF TENNESSEE v. JUSTICE BALL W2016-01358-SC-R11-CD	Shelby County Criminal Court Glenn Ivy Wright 14-06091	Dyer, J. Ross: Affirm	Denied: Application of Justice Ball; Order filed 10-5-17
JACKSON MARTIN v. STATE OF TENNESSEE W2016-01388-SC-R11-PC	Shelby County Criminal Court James M. Lammey 10-07889	Dyer, J. Ross: Dismiss	Denied: Application of Jackson Martin; Order filed 10-6-17
STATE OF TENNESSEE v. LARRY DONNELL GOLDEN, JR. W2016-01512-SC-R11-CD	Carroll County Circuit Court Donald E. Parish 14CR49	Glenn, Alan E.: Affirm	Denied: Application of Larry Donnell; Order filed 10-4-17

JORGE A. RUBIO v. CORRECTIONS CORPORATION OF AMERICA W2016-01610-SC-R11-CV	Hardeman County Circuit Court J. Weber McCraw 2016-CV-16	Per Curiam: Case Dispositional Decision	Denied: Application of Jorge A. Rubio; Order filed 10-6-17
CALVIN ELLISON v. STATE OF TENNESSEE W2016-01784-SC-R11-PC	Madison County Circuit Court Roy B. Morgan, Jr. C-16-157	Witt Jr., James Curwood: Affirm	Denied: Application of Calvin Ellison; Order filed 10-6-17
ROBERT WEBB v. STATE OF TENNESSEE W2016-01820-SC-R11-PC	Shelby County Criminal Court James C. Beasley, Jr. 03-07591	Glenn, Alan E.: Affirm	Denied: Application of Robert Webb; Order filed 10-6-17
JOSHLIN RENEE WOODRUFF BY AND THROUGH DOROTHY COCKRELL, ET AL. v. ARMIE WALKER MD, ET AL. W2016-01895-SC-R11-CV	Madison County Circuit Court Kyle Atkins C-13-237, C-15-277	Goldin, Arnold B.: Affirm in Part	Denied: Application of Dorothy Cockrell; Order filed 10-6-17
DEREK CUNNINGHAM v. STATE OF TENNESSEE W2016-01974-SC-R11-PC	Shelby County Criminal Court W. Mark Ward 14-01981	Williams, John Everett: Affirm	Denied: Application of Derek Cunningham; Order filed 10-5-17
EDWARD HOOD, JR. v. STATE OF TENNESSEE W2016-01998-SC-R11-PC	Henderson County Circuit Court Kyle Atkins 08059-3	Dyer, J. Ross: Affirm	Denied: Application of Edward L. Hood; Order filed 10-4-17

TERESA KOCHER, ET AL. v. LAUA BEARDEN, ET AL.  
W2016-02088-SC-R11-CV

Shelby County Circuit Court  
Rhynette N. Hurd  
CT-003028-15

Gibson, Brandon O.: Reverse in Part

Denied: Application of Laua Bearden and Sheryl Bearden; Order filed 10-6-17

CHRISTOPHER A. WILLIAMS v. STATE OF TENNESSEE  
W2017-00137-SC-R11-ECN

Shelby County Criminal Court  
Paula L. Skahan  
96-07434

Wedemeyer, Robert W.: Affirm

Denied: Application of Christopher A. Williams; Order filed 10-6-17

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

<b>FILED</b> 10/04/2017 Clerk of the Appellate Courts
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**INDIVIDUAL HEALTHCARE SPECIALISTS, INC. v. BLUECROSS  
BLUESHIELD OF TENNESSEE, INC.**

**Chancery Court for Davidson County  
No. 111042III**

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**No. M2015-02524-SC-R11-CV**

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**ORDER**

Upon consideration of the applications for permission to appeal of BlueCross BlueShield of Tennessee, Inc. and Individual Healthcare Specialists, Inc. and the record before us, the applications are granted.

For purposes of the filing of briefs, *see* Tenn. R. App. P. 29, and for the order of oral argument, *see* Tenn. R. App. P. 35(e), BlueCross BlueShield of Tennessee, Inc. is deemed to be the appellant. Individual Healthcare Specialists, Inc. is deemed to be the appellee. Individual Healthcare Specialists, Inc., however, may file a reply brief pursuant to Tenn. R. App. P. 27(c) (permitting an appellee who is seeking relief from the judgment to file a brief in reply to the response of the appellant to the issues presented by appellee's request for relief).

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

**FILED**

10/05/2017

Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. JEROME ANTONIO MCELRATH**

**Circuit Court for Obion County  
No. CC15CR71**

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**No. W2015-01794-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 granted.

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

PER CURIAM