



Tennessee Supreme Court
DISCRETIONARY APPEALS

Grants & Denials List

May 11, 2015 - May 15, 2015

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Appellate Judge/Judgment	Nature Of Appeal	Action
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Nashville

Stephanie Keller, et al. v. Estate of Edward Stephen McRedmond, et al. M2013-02582-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 063004IV	Gibson, Brandon O.: Reversed	TRAP 11	Granted: Application of Linda McRedmond Orsagh, Anita McRedmond Sheridan, and Estate of Edward Stephen McRedmond, Order filed 5-14-15(See Attached Order)
STATE OF TENNESSEE v. LINZEY DANIELLE SMITH M2013-02818-SC-R11-CD	Williamson County Circuit Court James G. Martin, III IICR077410	Woodall, Thomas T.: Affirmed Ogle, Norma McGee: Dissent	TRAP 11	Granted: Application of Linzey Danielle Smith Order filed 5-14-15(See Attached

Knoxville

STATE OF TENNESSEE v. WILLIAM WHITLOW DAVIS, JR. E2013-02073-SC-R11-CD	Knox County Criminal Court John F. Dugger, Jr. 95235	Witt Jr., James Curwood: Affirmed	TRAP 11	Granted: Application of William Whitlow Davis, Jr.
				Order filed 5-14-15(See Attached Order)
AMERICAN HERITAGE APARTMENTS, INC. v. THE HAMILTON COUNTY WATER AND WASTEWATER TREATMENT AUTHORITY, HAMILTON COUNTY, TENNESSEE E2014-00302-SC-R11-CV	Hamilton County Circuit Court Jacqueline Schulten Bolton 11C1207	Frierson II, Thomas R.: Affirmed in Part, Reversed in Part	TRAP 11	Granted: Application of The Hamilton County Water and Wastewater Treatment Authority, Hamilton County, Tennessee; Order filed 5-13-15 (See Attached Order)

STATE OF TENNESSEE v. ADRIAN R. BROWN E2014-00673-SC-R11-CD	McMinn County Criminal Court Carroll L. Ross 95857, 95858, 95859, 95860	Williams, John Everett: Affirmed	TRAP 11	Granted:Application of Adrian R. Brown Order filed 5-15- 15(See Attached Order)
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STATE OF TENNESSEE v. JAMES D. WOODEN E2014-01069-SC-R11-CD	Bradley County Criminal Court Carroll L. Ross 96297, 97133	Easter, Timothy L.: Affirmed	TRAP 11	Granted:Application of James D. Wooden Order filed 5-15-15 (See Attached Order)
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Jackson

STATE OF TENNESSEE v. RHAKIM MARTIN W2013-02013-SC-R11-CD	Shelby County Criminal Court Chris Craft 1105719	Glenn, Alan E.: Affirmed	TRAP 11	Granted: Application of Rhakim Martin Order filed 5-15- 15(See Attached Order)
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DENIALS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Appellate Judge/Judgment	Nature Of Appeal	Action
<u>Nashville</u>				
STATE OF TENNESSEE v DEVONTA AMAR CUNNINGHAM M2012-02203-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2008B2006	Ogle, Norma McGee: Affirmed	TRAP 11	Denied: Application of Devonta Amar Cunningham Order filed 5-14-15
STATE OF TENNESSEE v. CRAIG PATRICK HEBERT M2012-02299-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2011C2451	Carter Jr., J. Robert: Affirmed	TRAP 11	Denied:Application of Craig Patrick Hebert Order filed 5-15-15
STATE OF TENNESSEE v. BILLY JASON HANCOCK M2012-02307-SC-R11-CD	Putnam County Circuit Court David A. Patterson 110125	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied:Application of Craig Patrick Hebert Order filed 5-14-15

CYNTOIA DENISE BROWN v. STATE OF TENNESSEE M2013-00825-SC-R11-PC	Davidson County Criminal Court J. Randall Wyatt, Jr. 2005A215	Ogle, Norma McGee: Affirmed	TRAP 11	Denied:Application of Cyntoia Denise Brown Order filed 5-15-15
TINA M. DIXON v. STATE OF TENNESSEE M2013-02173-SC-R11-PC	Humphreys County Circuit Court J. S. Steve Daniel CR12583	Ogle, Norma McGee: Affirmed	TRAP 11	Denied: Application of Tina M. Dixon Order filed 5-14-15
EDWARD FARIA v. WILSON & ASSOCIATES, PLLC, ET AL. M2013-02396-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 13556IV	McBrayer, W. Neal: Affirmed	TRAP 11	Denied:Application of Edward Faria Order filed 5-15-15
STATE OF TENNESSEE v. ROGER WAYNE HENRY, JR. M2013-02490-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2012B955	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Roger Wayne Henry, Jr. Order filed 5-14-15

NICOLE GOESER, ET AL. v. LIVE HOLDINGS CORPORATION, ET AL. M2013-02501-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 10C727	Dinkins, Richard H.: Affirmed	TRAP 11	Denied: Application of Hank Wise Order filed 5-14-15
STATE OF TENNESSEE v. LESTER ARNOLD CLOUSE M2013-02633-SC-R11-CD	White County Criminal Court Allen W. Wallace CR00676, CR00686B	Page, Roger A.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Lester Arnold Clouse Order filed 5-14-15
DONNA RAY v. ANGELA PETRO M2013-02694-SC-R11-CV	Davidson County Circuit Court Carol Soloman 12C4996	Gibson, Brandon O.: Vacated	TRAP 11	Denied: Application of Angela Petro Order filed 5-14-15
STATE OF TENNESSEE v. KALYN MARIE POLOCHAK M2013-02712-SC-R11-CD	Overton County Circuit Court David A. Patterson 2011CR45	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Kalyn Marie Polochak Order filed 5-14-15

STATE OF TENNESSEE v. ANDREW JOSEPH ABORIZK M2013-02835-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2011D2902	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of Andrew Joseph Aborizk Order filed 5-14-15
STATE OF TENNESSEE v. WILLIAM DARELLE SMITH M2014-00059-SC-R11-CD	Davidson County Criminal Court Seth W. Norman 2007C2675	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of William Darelle Smith Order filed 5-14-15
STATE OF TENNESSEE v. WILLIAM EDWARD ARNOLD, JR. M2014-00075-SC-R11-CD	Davidson County Criminal Court Joseph P. Binkley, Jr. 2011B1778	Easter, Timothy L.: Affirmed	TRAP 11	Denied: Application of William Edward Arnold, Jr.; Opinion of Court of Criminal Appeals designated "Not For Citation" accordance w/Supreme Court Rule (4)(E), Order filed 5-15-15(See Attached Order)

STATE OF TENNESSEE v. CHRISTOPHER LEE BLUNKALL M2014-00084-SC-R11-CD	Marshall County Circuit Court Franklin L. Russell 2013CR35	Ogle, Norma McGee: Affirmed	TRAP 11	Denied:Application of Christopher Lee Blunkall Order filed 5-15-15
STATE OF TENNESSEE v. BOBBY DANIEL PETTIE M2014-00113-SC-R11-CD	Bedford County Circuit Court Franklin L. Russell 17678	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Bobby Daniel Pettie Order filed 5-14-15
SUSAN SIRBAUGH v. VANDERBILT UNIVERSITY, ET AL. M2014-00153-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 12C4744	McClarty, John W.: Reversed	TRAP 11	Denied: Application of Susan Sirbaugh Order filed 5-14-15
STATE OF TENNESSEE v. ANGEL GEOVANNA HURTADO M2014-00180-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2010B1624	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Angel Geovanna Hurtado Order filed 5-14-15

STATE OF TENNESSEE v. DON ARTURO HYLER M2014-00221-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2010A601	Woodall, Thomas T.: Affirmed	TRAP 11	Denied:Application of Don Arturo Hyler Order filed 5-14-15
JASON SHAWN CUNNINGHAM v. STATE OF TENNESSEE M2014-00380-SC-R11-PC	Davidson County Criminal Court Seth W. Norman 2011B1308, 2011B1579	Williams, John Everett: Affirmed	TRAP 11	Denied:Application of Jason Shawn Cunningham Order filed 5-15-15
YONI SALES BARAHONA v. STATE OF TENNESSEE M2014-00415-SC-R11-PC	Davidson County Criminal Court William B. Acree 2010A553	McMullen, Camille R.: Affirmed	TRAP 11	Denied:Application of Yoni Sales Barahona Order filed 5-14-15
STATE OF TENNESSEE v. SKYLAR MATTHEW GANT M2014-00500-SC-R11-CD	Bedford County Circuit Court Forest A. Durard, Jr. 17352, 17374	McMullen, Camille R.: Affirmed	TRAP 11	Denied:Application of Skylar Matthew Gant Order filed 5-15-15

COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, ET AL. v. STATE OF TENNESSEE, ET AL. M2014-00527-SC-R11-CV	Tennessee Claims Commission Commissioner, TN. Claims Commission (Middle Division) X20120824	Bennett, Andy D.: Affirmed in Part, Reversed in Part	TRAP 11	Denied:Application of Companion Commercial Insurance Company and Companion Property & Casualty Insurance Group, Order filed 5-14-15
STATE OF TENNESSEE v. LEON BOOKER M2014-00840-SC-R11-CD	Maury County Circuit Court Stella L. Hargrove 21108, 21198	Glenn, Alan E.: Affirmed	TRAP 11	Denied:Application of Leon Booker Order filed 5-14-15
DAVID LEE LEGGS v. STATE OF TENNESSEE M2014-00866-SC-R11-PC	Davidson County Criminal Court Cheryl A. Blackburn 2010D3048	Easter, Timothy L.: Affirmed	TRAP 11	Denied: Application of David Lee Leggs Order filed 5-14-15
STATE OF TENNESSEE v. JEREMY DANIELLE MCWHERTER M2014-00974-SC-R11-CD	Montgomery County Circuit Court John H. Gasaway, III 40900411	Woodall, Thomas T.: Affirmed	TRAP 11	Denied:Application of Jeremy Danielle McWherter Order filed 5-14-15

STATE OF TENNESSEE v. RICHARD BAREFOOT M2014-01028-SC-R11-CD	Sumner County Criminal Court Dee David Gay 3832011	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Richard Barefoot Order filed 5-14-15
NAZARIO ARAGUZ v. STATE OF TENNESSEE M2014-01131-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2009B1141	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Nazario Araguz Order filed 5-14-15
STATE OF TENNESSEE v. KEVIN DEWITT FORD M2014-01401-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2001A600, 601	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of Kevin Dewitt Order filed 5-14-15
STATE OF TENNESSEE v. SAMUEL L. GIDDENS M2014-01505-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 2002B1184	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Samuel L. Giddens Order filed 5-14-15

MARLON O. WALLS v. STATE OF TENNESSEE M2014-01656-SC-R11-PC	Montgomery County Circuit Court Don R. Ash 40025A7	Easter, Timothy L., Holloway Jr., Robert L., Woodall, Thomas T.: Case Dispositional Decision	TRAP 11	Denied: Application of Marlon Orlando Walls Order filed 5-14-15
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JAMES EARL GORDON v. STATE OF TENNESSEE M2014-01945-SC-R11-PC	Williamson County Circuit Court Walter C Kurtz II1195318	Holloway Jr., Robert L., Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision	TRAP 11	Denied:Application of James Earl Gordon Order filed 5-15-15
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Knoxville

STATE OF TENNESSEE v. STANLEY B. HILL E2012-00289-SC-R11-CD	Blount County Circuit Court Michael H. Meares C14909	Glenn, Alan E.: Affirmed	TRAP 11	Denied:Application of Stanley B. Hill Order filed 5-15-15
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STATE OF TENNESSEE v. VANESSA COLEMAN E2013-01208-SC-R11-CD	Knox County Criminal Court Jon Kerry Blackwood 86216D	Woodall, Thomas T.: Affirmed Woodall, Thomas T.: Concur	TRAP 11	Denied: Application of Vanessa Coleman; Opinion of Court of Criminal Appeals designated "Not For Citation" accordance with Supreme Court Rule 4(E)(1), Order
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STATE OF TENNESSEE v. REGINALD DEWAYNE
TUMLIN
E2013-01452-SC-R11-CD

Hamilton County Criminal Court
Rebecca J. Stern
276560

Wedemeyer, Robert W.: Affirmed

TRAP 11

Denied: Application
of Reginald
Dewayne Tumlin;
Opinion of Court of
Criminal Appeals
designated "Not For
Citation"
accordance
w/Supreme Court
Rule (4)(E), Order
filed 5-14-15(See
Attached Order)

MASTON G. LYONS, III, ET AL v. FIELDING H.
ATCHLEY, JR.
E2013-02342-SC-R11-CV

Hamilton County Circuit Court
Lawrence Howard Puckett
09C1561

Swiney, D. Michael: Affirmed

TRAP 11

Denied: Application
of Maston G. Lyons,
III

Order filed 5-14-15

ELM CHILDREN'S EDUCATIONAL TRUST v. WELLS FARGO BANK, N.A. E2013-02482-SC-R11-CV	Knox County Circuit Court Harold Wimberly, Jr. 25211	Swiney, D. Michael: Dismissed	TRAP 11	Denied: Application of Elm Children's Educational Trust Order filed 5-14-15
STATE OF TENNESSEE v. TERRENCE LAMONT MCDONALD E2013-02524-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 99367	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Terrence Lamont McDonald Order filed 5-14-15
STATE OF TENNESSEE v. RANDY CARL HASS E2013-02679-SC-R11-CD	Sullivan County Circuit Court Robert H. Montgomery, Jr. S60081	Jones, Robert L.: Affirmed	TRAP 11	Denied:Application of Randy Carl Hass, Opinion of Court of Criminal Appeals designated "Not For Citation accordance with Supreme Court Rule(4)(E), Order filed 5-15-15(See Attached Order)

CITY OF ATHENS BOARD OF EDUCATION, ET AL v. MCMINN COUNTY, TN, ET AL E2013-02758-SC-R11-CV	McMinn County Circuit Court Lawrence Howard Puckett 2011CV331	Susano Jr., Charles D.: Affirmed	TRAP 11	Denied: Application of City of Athens Board of Education, and Etowah City Board of Education Order filed 5-14-15
DAVID DEWAYNE SMITH v. STATE OF TENNESSEE E2013-02833-SC-R11-PC	Cumberland County Circuit Court Leon C. Burns, Jr. 8358B	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of David Dewayne Smith Order filed 5-15-15
STATE OF TENNESSEE v. JOHNNY FRANK ROYSTON E2014-00018-SC-R11-CD	Sullivan County Circuit Court Robert H. Montgomery, Jr. S58497	Williams, John Everett: Affirmed McMullen, Camille R.: Concur	TRAP 11	Denied: Application of Johnny Frank Royston, Sr.; Opinion Court of Criminal Appeals designated "Not For Citation" according w/Supreme Court Rule (4)(E) Order filed 5-14-15(See Attached Order)

STATE OF TENNESSEE v. JUSTIN ANDREW JONES
E2014-00036-SC-R11-CD

Sevier County Circuit Court
Rex H. Ogle
11AP001III

Page, Roger A.: Dismissed

TRAP 11

Denied: Application of Justin Andrew Jones; Opinion of Court of Criminal Appeals designated "Not For Citation" accordance with Supreme Court Rule (4)(E), Order filed 5-15-15(See Attached Order)

STATE OF TENNESSEE v. THEARON ANTONIO
GRAMBLING
E2014-00248-SC-R11-CD

Blount County Circuit Court
Tammy M. Harrington
C21571

Ogle, Norma McGee: Affirmed

TRAP 11

Denied: Application of Thearon Antonio Gramgling

Order filed 5-14-15

STATE OF TENNESSEE v. DESHAWN MAHON
MANCILL
E2014-00278-SC-R11-CD

Knox County Criminal Court
Steven Wayne Sword
99058C

Ogle, Norma McGee: Affirmed

TRAP 11

Denied: Application of DeShawn Mahon Mancill

Order filed 5-14-15

DAVID W HAMILTON, ET AL v. ABERCROMBIE RADIOLOGICAL CONSULTANTS, INC., ET AL E2014-00433-SC-R11-CV	Knox County Circuit Court Dale C. Workman 144311	Armstrong, Kenny W.: Reversed	TRAP 11	Denied:Application of Abercrombie Radiological Consultants, Inc. and Donna K. Culhane Order filed 5-15-15
STATE OF TENNESSEE v. GROVER D. COWART E2014-00700-SC-R11-CD	Knox County Criminal Court Mary B. Leibowitz 49900, 50934	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Grover D. Cowart Order filed 5-14-15
STATE OF TENNESSEE v. JARON HARRIS E2014-00822-SC-R11-CD	Knox County Criminal Court Bobby R. McGee 98218B	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Jaron Harris Order filed 5-14-15
STATE OF TENNESSEE v. JOSEPH SANFORD MCNAIR, JR. E2014-00916-SC-R11-CD	Knox County Criminal Court Bobby R. McGee 94084	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied:Application of Joseph Sanford McNair, Jr. Order filed 5-15-15

CATHY C. PHIPPS v. WILLIAM PHIPPS E2014-00922-SC-R11-CV	Claiborne County Chancery Court Robert M. Estep 17660	McClarty, John W.: Affirmed	TRAP 11	Denied: Application of William Phipps Order filed 5-15-15
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STATE OF TENNESSEE v. JOSHUA EDWARD KILGORE E2014-01208-SC-R11-CD	Hamilton County Criminal Court Barry A. Steelman 290412	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Joshua Edward Kilgore Order filed 5-15-15
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STATE OF TENNESSEE v. DAWN MARIE PHILLIPS E2014-02410-SC-R11-CD	Sevier County Circuit Court Rex H. Ogle 18447	Montgomery Jr., Robert H., Thomas Jr., D. Kelly, Witt Jr., James Curwood: Case Dispositional Decision	TRAP 11	Denied: Application of Dawn Marie Phillips Order filed 5-14-15
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Jackson

STATE OF TENNESSEE v. KATIUS J. WILLIAMS W2013-02542-SC-R11-CD	Dyer County Circuit Court R. Lee Moore, Jr. 09CR398	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Katius Juan Williams Order filed 5-15-15
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WILLIE PRICE v. STATE OF TENNESSEE W2014-00186-SC-R11-PC	Shelby County Criminal Court Glenn Ivy Wright 0508423, 0508424	Woodall, Thomas T.: Affirmed	TRAP 11	Denied:Application of Willie Price Order filed 5-15-15
JEFFERY YATES v. STATE OF TENNESSEE W2014-00325-SC-R11-CO	Shelby County Criminal Court J. Robert Carter, Jr. 0200754	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied:Application of Jeffery Yates Order filed 5-15-15
MELVIN BARNES v. ARROW TRANSPORTATION, ET AL. W2014-00646-SC-R11-CV	Shelby County Circuit Court John R. McCarroll, Jr. CT00008009	Goldin, Arnold B.: Affirmed	TRAP 11	Denied:Application of Larry Saulsberry and Arrow Transportation Order filed 5-15-15
STATE OF TENNESSEE v. BOAZ PLEASANT-BEY W2014-01807-SC-R11-CD	Shelby County Criminal Court 0700471	Glenn, Alan E., McMullen, Camille R., Williams, John Everett: Case Dispositional Decision	TRAP 11	Denied:Application of Boaz Pleasant- Bey Order filed 5-15-15

IN RE ESTATE OF ELOISE J. STOREY
W2015-00444-SC-R10-CV

Shelby County Probate Court
Kathleen N. Gomes
D0552

Per Curiam: Case Dispositional
Decision

TRAP 10 (from
Interm. Court)

Denied:Application
of Peggy Sherrill
Huber

Order filed 5-15-15

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: ESTATE OF EDWARD STEPHEN McREDMOND

**Chancery Court for Davidson County
No. 063004IV**

No. M2013-02582-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Linda McRedmond Orsagh, Anita McRedmond Sheridan, and Estate of Edward Stephen McRedmond 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. LINZEY DANIELLE SMITH

**Circuit Court for Williamson County
No. IICR077410**

No. M2013-02818-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Linzey Danielle Smith, and the record before us, the application is granted.

Upon completion of briefing, the Clerk is directed to place this matter on the docket for oral argument with the case of State of Tennessee v. William Whitlow Davis, Jr., No. E2013-02073-SC-R11-CD, Criminal Court for Knox County. Although the cases share some similar issues, they shall not be considered consolidated pursuant to Rule 16(b) of the Tennessee Rules of Appellate Procedure. Instead, separate oral arguments shall be permitted pursuant to Rule 35(c) of the Tennessee Rules of Appellate Procedure.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. WILLIAM WHITLOW DAVIS, JR.

**Criminal Court for Knox County
No. 95235**

No. E2013-02073-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of William Whitlow Davis, Jr., and the record before us, the application is granted.

Upon completion of briefing, the Clerk is directed to place this matter on the docket for oral argument with the case of State of Tennessee v. Linzey Danielle Smith, No. M2013-02818-SC-R11-CD, Circuit Court for Williamson County. Although the cases share some similar issues, they shall not be considered consolidated pursuant to Rule 16(b) of the Tennessee Rules of Appellate Procedure. Instead, separate oral arguments shall be permitted pursuant to Rule 35(c) of the Tennessee Rules of Appellate Procedure.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

**AMERICAN HERITAGE APARTMENTS, INC. v. THE HAMILTON
COUNTY WATER AND WASTEWATER TREATMENT AUTHORITY,
HAMILTON COUNTY, TENNESSEE**

**Circuit Court for Hamilton County
No. 11C1207**

No. E2014-00302-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of The Hamilton County Water and Wastewater Treatment Authority, Hamilton County, 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

STATE OF TENNESSEE v. ADRIAN R. BROWN

**Criminal Court for McMinn County
No. 95857, 95858, 95859, 95860**

No. E2014-00673-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Adrian R. Brown and the record before us, the application is granted. Because Mr. Brown is indigent, the Court hereby appoints as counsel of record Mark Fulks of the law firm of Baker Donelson, 100 Med Tech Parkway, Suite 200, Johnson City, Tennessee 37604.

This cause shall be set for oral argument on the Court's September 9-11, 2015 docket in Knoxville, Tennessee, with the case of State of Tennessee v. James D. Wooden, No. E2014-01069-SC-R11-CD, Criminal Court for Bradley County. Although the cases share some similar issues, they shall not be considered consolidated pursuant to Rule 16(b) of the Tennessee Rules of Appellate Procedure. Instead, separate oral arguments shall be permitted pursuant to Rule 35(c) of the Tennessee Rules of Appellate Procedure.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. JAMES D. WOODEN

**Criminal Court for Bradley County
No. 96297, 97133**

No. E2014-01069-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of James D. Wooden and the record before us, the application is granted. Because Mr. Wooden is indigent, the Court hereby appoints as counsel of record James Stovall of the law firm of Ritchie, Dillard, Davies & Johnson, P.C., 606 W. Main Street, Suite 300, Knoxville, Tennessee 37902.

This cause shall be set for oral argument on the Court's September 9-11, 2015 docket in Knoxville, Tennessee, with the case of State of Tennessee v. Adrian R. Brown, No. E2014-00673-SC-R11-CD, Criminal Court for McMinn County. Although the cases share some similar issues, they shall not be considered consolidated pursuant to Rule 16(b) of the Tennessee Rules of Appellate Procedure. Instead, separate oral arguments shall be permitted pursuant to Rule 35(c) of the Tennessee Rules of Appellate Procedure.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

STATE OF TENNESSEE v. RHAKIM MARTIN

**Criminal Court for Shelby County
No. 1105719**

No. W2013-02013-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Rhakim Martin and the record before us, the application is granted. Among the issues raised in the application for permission to appeal, the Court is particularly interested in briefing and oral argument on the following two issues: (1) whether the trial court's failure to instruct the jury on possession of a firearm during the commission of a dangerous felony as a lesser included offense of employment of a firearm during the commission of a dangerous felony constitutes plain error; and (2) whether the failure to name the predicate felony of the firearm offense voids Count Two of the indictment.

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. WILLIAM EDWARD ARNOLD, JR.

**Criminal Court for Davidson County
No. 2011B1778**

No. M2014-00075-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of William Edward Arnold, Jr. 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, section E.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY
ET AL. v. STATE OF TENNESSEE ET AL.**

**Tennessee Claims Commission
No. X20120824**

No. M2014-00527-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Companion Commercial Insurance Company and Companion Property & Casualty Insurance Group and the record before us, the application is denied.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. VANESSA COLEMAN

**Criminal Court for Knox County
No. 86216D**

No. E2013-01208-SC-R11-CD

ORDER

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

The majority opinion of the Court of Criminal Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4(E)(1), with regard to the issue raised in the concurring opinion of this case.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. REGINALD DEWAYNE TUMLIN

**Criminal Court for Hamilton County
No. 276560**

No. E2013-01452-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Reginald Dewayne Tumlin 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 KNOXVILLE

STATE OF TENNESSEE v. RANDY CARL HASS

**Circuit Court for Sullivan County
No. S60081**

No. E2013-02679-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Randy Carl Hass 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 KNOXVILLE

STATE OF TENNESSEE v. JOHNNY FRANK ROYSTON

**Circuit Court for Sullivan County
No. S58497**

No. E2014-00018-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Johnny Frank Royston, Sr. and the record before us, the application is denied. In addition, because Mr. Royston is represented by counsel, his separate application for permission to appeal, filed *pro se*, is dismissed.

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 KNOXVILLE

STATE OF TENNESSEE v. JUSTIN ANDREW JONES

**Circuit Court for Sevier County
No. 11AP001III**

No. E2014-00036-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Justin Andrew Jones 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, section E.

PER CURIAM