

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

**Monday, May 21, 2012
 AMENDED CERT LIST**

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Patricia Carlene Mayfield v. Phillip Harold Mayfield M2010-01383-SC-R11-CV	Warren County Circuit Court Judge Larry B. Stanley, Jr. No. 3241	McClarty, J. Reversed in Part; Affirmed in Part; and Remanded	Rule 11	Granted - Application of Patricia Carlene Mayfield (Order filed - 05-16-12 - attached)
State of Tennessee v. Bobby Lee Robinson M2009-02450-SC-R11-CD	Davidson County Criminal Court Judge Monte Watkins No. 2007-B-968	Wedemeyer, J. Affirmed	Rule 11	Granted - Application of Bobby Lee Robinson (Order filed - 5-17-12 - attached)
State of Tennessee v. Sidney S. Stanton III M2010-01868-SC-R11-CD	Warren County Circuit Court Judge Shayne Sexton No. M-12220	Woodall, J. Affirmed	Rule 11	Granted - Application of Sidney S. Stanton III (Order filed - 5-17-12 - attached)

Knoxville

In Re: Estate of Raymond L. Smallman, Deceased E2010-02344-SC-R11-CV	Hamblen County Chancery Court Chancellor Thomas R. Frierson II Nos. 2009P120 and 2009- 440	Franks, P.J. Affirmed	Rule 11	Granted - Application of Linda Caraway (Order filed - 5-16-12 - attached)
State of Tennessee v. Jereme Dannuel Little E2009-01796-SC-R11-CD	Hamilton County Criminal Court Judge Rebecca Stern No. 253374	Witt, J. Affirmed	Rule 11	Granted - Application of Jereme Dannuel Little (Order filed - 5-16-12 - attached)

Jackson

Timmy Dale Britt v. Dyer's Employment Agency, Inc., <u>et al.</u> W2011-00929-SC-WCM-WC	Decatur County Circuit Court Judge C. Creed McGinley No. 09-CV-63	Childress, Sp.J. Vacated	Motion for Review	Granted - Motion by Dyer's Employment Agency, Inc. and United States Fidelity and Guaranty Company (Holder, J., not participating) (Review shall be limited to the record and briefs on file before the Special Workers' Compensation Appeals Panel pursuant to Tenn. Code Ann. Sec. 50-6-225(e)(6)) (Order filed - 5-18-12-attached)
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State of Tennessee v. David Hooper Climer, Jr. W2010-01667-SC-R11-CD	Gibson County Circuit Court Judge Clayburn Peeples No. H 8704	Ogle, J. Modified in Part; Affirmed in Part	Rule 11	Granted - Application of David Hooper Climer, Jr. But only with regard to whether the Tennessee Court of Criminal Appeals erred by affirming the trial court's denial of Mr. Climer's motion to suppress his statements. (Order filed - 5-18-12-attached)
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**SUPREME COURT OF TENNESSEE
SUPREME COURT DISCRETIONARY APPEALS**

Monday, May 21, 2012

AMENDED CERT LIST

DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Lemar Brooks v. State of Tennessee M2010-02451-SC-R11-PC	Montgomery County Circuit Court Judge John H. Gasaway III No. 40877	Thomas, J. Affirmed	Rule 11	Denied - Application of Lemar Brooks (Order filed - 5-16-12)

Barry Wayne Dunham v. State of Tennessee M2010-02586-SC-R11-PC	Macon County Criminal Court Judge David D. Durham No. 97-71	Tipton, P.J. Affirmed	Rule 11	Denied - Application of Barry Wayne Dunham (Order filed - 5-16-12)
Chudney Valaryck Goff v. State of Tennessee M2010-01713-SC-R11-PC	Maury County Circuit Court Judge Jim Hamilton No. 18654	Tipton, P.J. Affirmed	Rule 11	Denied - Application of Chudney Valaryck Goff (Order filed - 5-16-12)
John Wesley Green, <u>et al.</u> V. Edna L. Green, <u>et al.</u> M2012-00427-SC-S10-CV	Davidson County Chancery Court Chancellor Carol McCoy No. 052817II	Per Curiam Denied	Rule 10	Denied - Application of James D. R. Roberts, Jr. (Order filed - 5-16-12)
Katie J. Rountree v. Joshua Rountree M2011-01283-SC-R11-CV	Maury County Chancery Court Chancellor Stella L. Hargrove No. 09643	Stafford, J. Affirmed in Part; Reversed in Part; Vacated in Part; and Remanded	Rule 11	Denied - Application of Joshua Rountree (Order filed - 5-16-12)
Jorge A. Rubio v. State of Tennessee M2012-00178-SC-R11-WM	Davidson County Criminal Court Judge Monte Watkins No. 85F1506	Smith, J. Denied	Rule 11	Denied - Application of Jorge A. Rubio (Order filed - 5-16-12)
State of Tennessee v. Fredrick Darnell Alexander M2011-00591-SC-R11-CD	Davidson County Criminal Court Judge J. Randall Wyatt, Jr. No. 2009-A-421	Smith, J. Affirmed	Rule 11	Denied - Application of Fredrick Darnell Alexander (Order filed - 5-21-12)
State of Tennessee v. Christopher Black M2010-02176-SC-R11-CD	Davidson County Criminal Court Judge Monte Watkins No. 2004-A-246	Williams, J. Affirmed	Rule 11	Denied - Application of Christopher M. Black (Order filed - 5-16-12)

State of Tennessee v. Ellis Randall Darnell, Jr. M2010-00975-SC-R11-CD	Marshall County Circuit Court Judge Robert Crigler No. 09CR36	Williams, J. Affirmed	Rule 11	Denied - Application of Ellis Randall Darnell, Jr. (Order filed - 5-21-12)
State of Tennessee v. Henry Thomas Johnson M2010-02452-SC-R11-CD	Montgomery County Circuit Court Judge John H. Gasaway III No. 40700905	Ogle, J. Affirmed	Rule 11	Denied - Application of Henry Thomas Johnson (Order filed - 5-16-12)
State of Tennessee v. Marcus Donnell Jones M2010-02597-SC-R11-CD	Davidson County Criminal Court Judge J. Randall Wyatt, Jr. No. 2009C2856	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Marcus Donnell Jones (Order filed - 5-16-12)
State of Tennessee v. Cristobal Lara M2010-01170-SC-R11-CD	Williamson County Circuit Court Judge Jeff Bivins ICR104473A	Smith, J., Witt, J. Thomas, J. Contempt	Rule 11	Denied - Application of Paul Julius Walwyn (Order filed - 5-16-12)
State of Tennessee v. Deonte Alesio Matthews M2010-00647-SC-R11-CD	Davidson County Criminal Court Judge Steve Dozier No. 2008D3295	Smith, J. Witt, J. Thomas, J. Contempt	Rule 11	Denied - Application of Paul Julius Walwyn (Order filed - 5-16-12)
State of Tennessee v. Ian Z. McClellan M2011-00622-SC-R11-CD	Davidson County Criminal Court Judge Mark J. Fishburn No. 2010-B-1317	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Ian Z. McClellan (Order filed - 5-16-12)
State of Tennessee v. Patsy Lynn McCoy M2011-00006-SC-R11-CD	DeKalb County Circuit Court Judge Leon C. Burns No. 2008CR268 & 2008CR207	McMullen, J. Affirmed	Rule 11	Denied - Application of Patsy Lynn McCoy (Order filed - 5-16-12)

State of Tennessee v. Randy Ray McFarlin a/k/a Mac Ray McFarlane M2010-00853-SC-R11-CD	Rutherford County Criminal Court Judge Don R. Ash No. F-61796	Witt, Jr., J. Affirmed	Rule 11	Denied - Application of Randy Ray McFarlin a/k/a Mac Ray McFarlane (Order filed - 5-21-12)
State of Tennessee v. Lorenzo McLemore III and Melissa Denis Gaines M2010-01189-SC-R11-CD	Davidson County Criminal Court Judge Cheryl Blackburn No. 2009-B-1458	McMullen, J. Affirmed	Rule 11	Denied - Application of Lorenzo McLemore III (Order filed - 5-16-12)
State of Tennessee v. Joseph Dean Moore M2010-02661-SC-R11-CD	Cannon County Circuit Court Judge Don R. Ash No. F0982	Williams, J. Affirmed	Rule 11	Denied - Application of Joseph Dean Moore (Order filed - 5-21-12)
State of Tennessee v. Anthony Whited M2010-00612-SC-R11-CD	Wilson County Criminal Court Judge David Earl Durham No. 070138	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Anthony Whited (Order filed - 5-16-12)
Ray Turner v. State of Tennessee M2011-01746-SC-R11-HC	Davidson County Criminal Court Judge Cheryl Blackburn No. 200D3535	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Ray Turner (Order filed - 5-16-12)
Rebecca Webb v. Mark Thomas Webb M2010-01714-SC-R11-CV	Bedford County Chancery Court Chancellor J. B. Cox No. 26910	Dinkins, J. Dismissed	Rule 11	Denied - Application of Mark Thomas Webb (Order filed - 5-16-12)
Larry D. Williams v. City of Burns, Tennessee M2010-02428-SC-R11-CV	Dickson County Circuit Court Judge Robert E. Burch No. 22CC2208CV70	Bennett, J. Reversed	Rule 11	Denied - Application of City of Burns (Order filed - 5-21-12)

Ronkeivius Williamson v. State of Tennessee M2011-00951-SC-R11-PC	Davidson County Criminal Court Judge J. Randall Wyatt, Jr. No. 2007-D-2763	Bivins, J. Affirmed	Rule 11	Denied - Application of Ronkeivius Williamson (Order filed - 5-16-12)
<u>Knoxville</u>				
Jennifer Pitts Bradford v. David Wilson Pitts E2011-01025-SC-R11-CV	Cumberland County Chancery Court Chancellor Ronald Thurman No. 8973803	McClarty, J. Affirmed in part; Reversed in part	Rule 11	Denied - Application of Jennifer Bradford (Order filed - 5-21-12)
Cameron General Contractors, Inc. v. Kingston Pike, LLC E2010-02291-SC-R11-CV	Knox County Chancery Court Chancellor Michael W. Moyers No. 175471-3	Swiney, J. Reversed	Rule 11	Denied - Application of Cameron General Contractors, Inc. (Order filed - 5-16-12)
William L. A. Church v. State of Tennessee E2011-01650-SC-R11-CO	Hamilton County Criminal Court Judge Rebecca Stern No. 280804	Ogle, J. Affirmed	Rule 11	Denied - Application of William L. A. Church (Order filed - 5-16-12)
Lawrence F. Goodine v. City of Chattanooga E2010-01240-SC-R11-CV	Hamilton County Chancery Court Chancellor Frank Brown No. 080853	Swiney, J. Affirmed	Rule 11	Denied - Application of Lawrence F. Goodine (Order filed - 5-16-12)
Charles Edward Graham v. State of Tennessee E2010-02379-SC-R11-PC	Knox County Criminal Court Judge Richard R. Baumgartner No. 91258	Smith, J. Affirmed	Rule 11	Denied - Application of Charles Edward Graham (Order filed - 5-21-12)

Trina Dawn Holdway Johnson v. State of Tennessee E2011-00348-SC-R11-PC	Sullivan County Circuit Court Judge R. Jerry Beck No. C58522	Witt, J. Affirmed	Rule 11	Denied - Application of Trina Dawn Holdway Johnson (Order filed - 5-16-12)
Knox County, Tennessee, <u>et rel.</u> , Bradley J. Mayes v. Natural Resources Recovery of Tennessee, LLC, <u>et al.</u> E2012-00106-SC-S09-CV	Knox County Chancery Court Chancellor John Weaver No. 1703691	Franks, P.J. Susano, J. Swiney, J. Denied	Rule 11	Denied - Application of J. Randal Greaves and Knox-Ag, Inc. (Order filed - 5-21-12)
State of Tennessee v. Paul Fred Chappel E2010-02462-SC-R11-CD	Scott County Circuit Court Judge Shayne Sexton No. 9086	Woodall, J. Affirmed	Rule 11	Denied - Application of Paul Fred Chappell (Order filed - 5-16-12)
State of Tennessee v. Glyn Dale E2010-01824-SC-R11-CD	Knox County Criminal Court Judge Bobby Ray McGee No. 83055	Ogle, J. Affirmed	Rule 11	Denied - Application of Glyn Dale (Order filed - 5-16-12)
State of Tennessee v. Tammy Bernice Davenport E2011-00350-SC-R11-CD	Blount County Circuit Court Judge David R. Duggan No. C16947	Williams, J. Affirmed	Rule 11	Denied - Application of Tammy Bernice Davenport (Order filed - 5-21-12)
State of Tennessee v. Claudia Orietta Draime E2011-01409-SC-R11-CD	Blount County Circuit Court Judge David Reed Duggan No. E18432	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Claudia Orietta Draime (Order filed - 5-16-12)
State of Tennessee v. Doyle Everette Haney E2010-02149-SC-R11-CD	Cocke County Circuit Court Judge Ben W. Hooper II No. 0215	Witt, J. Affirmed	Rule 11	Denied - Application of Doyle Everette Haney (Order filed - 5-16-12)

State of Tennessee v. Antwan Deemeek Hudson E2010-02005-SC-R11-CD	Sullivan County Circuit Court Judge Robert H. Montgomery, Jr. No. S57195	Smith, J. Affirmed	Rule 11	Denied - Application of Antwan Deemeek Hudson (Order filed - 5-16-12)
State of Tennessee v. Terry Maples E2011-01441-SC-R11-CD	Blount County Circuit Court Judge Tammy M. Harrington Nos. C16337, C18117	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Terry Maples (Order filed - 5-16-12)
State of Tennessee v. Marcel Jermaine Marbury E2011-01035-SC-R11- CD	Roane County Circuit Court Judge Rebecca Stern No. 257771	Thomas, J. Affirmed	Rule 11	Denied - Application of Marcel Jermaine Marbury (Order filed - 5-16-12)
State of Tennessee v. Dennis Lee Rose E2010-00734-SC-R11-CD	Sullivan County Criminal Court Judge R. Jerry Beck No. S54,464	Ogle, J. Affirmed	Rule 11	Denied - Application of Dennis Lee Rose (Opinion of the Court of Criminal Appeals is designated “Not for Citation” in accordance with Tenn. Sup. Ct. 4(E)) (Order filed - 5-21-12)
State of Tennessee v. Joel Scott Stephens E2011-01774-SC-R11-CD	Hamblen County Circuit Court Judge John T. Dugger, Jr. No. 10CR445	Ogle, J. Affirmed	Rule 11	Denied - Application of Joel Scott Stephens (Order filed - 5-16-12)
State of Tennessee v. Timothy Clayton Thompson E2002-01710-SC-DAS-CD	Knox County Criminal Court Judge Mary Beth Leibowitz No. 70668	Woodall, J. Affirmed	Rule 11	Denied - Application of Timothy Clayton Thompson (Order filed - 5-16-12)
State of Tennessee v. James Tilson E2011-00820-SC-R11-CD	Knox County Criminal Court Judge Bobby Ray McGee No. 91342	Witt, J. Affirmed	Rule 11	Denied - Application of James Tilson (Order filed - 5-16-12)

Jackson

Grand Valley Lakes Property Owners Association, Inc. V. Dennis Burrow W2011-00573-SC-R11-CV	Hardeman County Circuit Court Judge J. Weber McCraw No. 06020202	Stafford, J. Vacated	Rule 11	Denied - Application of Dennis Burrow (Order filed - 5-18-12)
David Hammond v. State of Tennessee W2010-01716-SC-R11-PC	Madison County Circuit Court Judge Donald Allen No. C-09-106	Ogle, J. Affirmed	Rule 11	Denied - Application of David Hammond (Order filed - 5-16-12)
Artis Reese v. State of Tennessee W2011-00609-SC-R11-PC	Shelby County Criminal Court Judge James C. Beasley, Jr. No. 03-07242	Bivins, J. Affirmed	Rule 11	Denied - Application of Artis Reese (Order filed - 5-16-12)
Jerry Sides v. Robert E. Cooper, et al. W2011-00813-SC-R11-CV	Shelby County Circuit Court Judge Gina C. Higgins No. CT-004700-07	Farmer, J. Affirmed and Remanded	Rule 11	Denied - Application of Jerry Sides (Order filed - 5-16-12)
State of Tennessee v. Lester Paul Doyle W2011-00926-SC-R11-CD	Hardin County Circuit Court Judge C. Creed McGinley Nos. 9201, 9354	Glenn, J. Affirmed and Remanded	Rule 11	Denied - Application of Lester Paul Doyle (Order filed - 5-16-12)
State of Tennessee v. Sheddric Harris W2010-02512-SC-R11-CD	Shelby County Criminal Court Judge Chris Craft No. 09-00594	Witt, J. Affirmed	Rule 11	Denied - Application of Sheddric Harris (Order of - 5-16-12)
State of Tennessee v. Jackie J. Porter W2011-00927-SC-R11-CD	Hardin County Circuit Court Judge C. Creed McGinley No. 8341	Ogle, J. Affirmed	Rule 11	Denied - Application of Jackie J. Porter (Order filed - 5-18-12)

State of Tennessee v. Jimmie Royston W2010-02161-SC-R11-CD	Shelby County Criminal Court Judge Lee V. Coffee No. 10-00458	McMullen, J. Affirmed	Rule 11	Denied - Application of Jimmie Royston (Order filed - 5-18-12)
Arthur Lee Taylor v. State of Tennessee W2011-00027-SC-R11-PC	Madison County Circuit Court Judge Donald H. Allen	Bivins, J. Affirmed	Rule 11	Denied - Application of Arthur Lee Taylor (Order filed - 5-16-12)
Eric Thomas v. State of Tennessee W2011-01157-SC-R11-HC	Shelby County Criminal Court Judge Chris Craft Nos. 97-08124, 97-08125 & 97-08127	Tipton, P.J. Affirmed	Rule 11	Denied - Application of Eric Thomas (Order filed - 5-16-12)
Aisha Wiggins v. Stgate of Tennessee W2011-00670-SC-R11-PC	Dyer County Circuit Court Judge Lee Moore No. 07-CR-541	Williams, J. Affirmed (Rule 20)	Rule 11	Denied - Application of Aisha Wiggins (Motion to proceed inform a pauperis filed by Aisha Wiggins is granted. Motion for appointment of counsel filed by Aisha Wiggins is denied as moot). (Order filed - 5-16-12)
Criss Williams v. State of Tennessee W2010-02273-SC-R11-PC	Shelby County Criminal Court Judge Mark Ward No. P-26538	Smith, J. Affirmed	Rule 11	Denied - Application of Criss Williams (Order filed - 5-16-12)

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

PATRICIA CARLENE MAYFIELD v. PHILLIP HAROLD MAYFIELD

**Circuit Court for Warren County
No. 3241**

No. M2010-01383-SC-R11-CV - Filed: May 16, 2012

ORDER

Upon consideration of the application for permission to appeal of Patricia Carlene Mayfield 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. BOBBY LEE ROBINSON

**Criminal Court for Davidson County
No. 2007-B-968**

No. M2009-02450-SC-R11-CD - Filed: May 17, 2012

ORDER

Upon consideration of the application for permission to appeal of Bobby Lee Robinson, 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. SIDNEY S. STANTON, III

**Circuit Court for Warren County
No. M-12220**

No. M2010-01868-SC-R11-CD - Filed: May 17, 2012

ORDER

Upon consideration of the application for permission to appeal of Sidney S. Stanton, III, 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

IN RE: ESTATE OF RAYMOND L. SMALLMAN, DECEASED

**Chancery Court for Hamblen County
No. 2009P120 and 2009-440**

No. E2010-02344-SC-R11-CV - Filed: May 16, 2012

ORDER

Upon consideration of Linda Caraway's application for permission to appeal 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. JEREME DANNUEL LITTLE

**Criminal Court for Hamilton County
No. 253374**

No. E2009-01796-SC-R11-CD - Filed: May 16, 2012

ORDER

Upon consideration of the application for permission to appeal of Jereme Dannuel Little, 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

TIMMY DALE BRITT v. DYER'S EMPLOYMENT AGENCY, INC. ET AL.

**Circuit Court for Decatur County
No. 09-CV-63**

No. W2011-00929-SC-WCM-WC - Filed May 18, 2012

ORDER

The motion for review filed by Dyer's Employment Agency, Inc. and United States Fidelity and Guaranty Company, pursuant to Tenn. Code Ann. § 50-6-225(e)(5)(A)(ii), has been considered by the Court and is granted.

Review shall be limited to the record and briefs on file before the Special Workers' Compensation Appeals Panel pursuant to Tenn. Code Ann. § 50-6-225(e)(6).

PER CURIAM

JANICE M. HOLDER, J., not participating.

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

STATE OF TENNESSEE v. DAVID HOOPER CLIMER, JR.

**Circuit Court for Gibson County
No. H 8704**

No. W2010-01667-SC-R11-CD - May 18, 2012

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed on behalf of David Hooper Climer, Jr., and the record before us, the application is granted but only with regard to whether the Tennessee Court of Criminal Appeals erred by affirming the trial court's denial of Mr. Climer's motion to suppress his statements.

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

PER CURIAM