



Tennessee Supreme Court
DISCRETIONARY APPEALS

Grants & Denials List
June 8, 2015 - June 12, 2015

GRANTS

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

BANCORPSOUTH BANK v. 51 CONCRETE LLC, ET AL. W2013-01753-SC-R11-CV	Shelby County Chancery Court Walter L. Evans CH0910921	Armstrong, Kenny W.: Reversed	TRAP 11	Granted/Remanded to Intermediate Court: Application of BancorpSouth Bank Order filed 6-11-15(See Attached Order)
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DENIALS

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

DIRECT TV, INC., ET AL. v. COMMISSIONER, TN. DEPT OF REVENUE M2013-01673-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 032408IV	McBrayer, W. Neal: Reversed	TRAP 11	Denied: Application of Direct TV, Inc. and EchoStar Satellite LLC, now known as Dish Network Order filed 6-12-15
LEON WILLIAMS v. JANNIE WILLIAMS M2013-01910-SC-R11-CV	Davidson County Circuit Court Philip E. Smith 11D579	Clement Jr., Frank G.: Affirmed McBrayer, W. Neal: Dissent	TRAP 11	Denied: Application of Leon Williams Order filed 6-12-15
BRYAN DEWAYNE CLARK v. JENNIFER INEZ CLARK M2013-02632-SC-R11-CV	Sumner County Chancery Court Tom E. Gray 2011DM178	McBrayer, W. Neal: Vacated	TRAP 11	Denied: Application of Jennifer Inez Clark Order filed 6-12-15
WILLIAM ANGEL, JR. v. STATE OF TENNESSEE M2013-02659-SC-R11-PC	Giles County Circuit Court Robert L. Jones 15702	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of William Angel, Jr. Order filed 6-12-15

STATE OF TENNESSEE v. DERRICK DEWAYNE LYONS
M2014-00178-SC-R11-CD
Davidson County Criminal Court
Mark J. Fishburn
2010C1694
Wedemeyer, Robert W.: Affirmed
TRAP 11
Denied: Application of Derrick Dewayne Lyons
Order filed 6-11-15

IN RE: AMERICAN BONDING COMPANY
M2014-00249-SC-R11-CD
Williamson County Circuit Court
Michael Binkley
0012
Glenn, Alan E.: Affirmed
TRAP 11
Denied: Application of American Bonding Company; Court of Criminal Appeals designated "Not For Citation" accordance with Supreme Court Rule (4)(E), Order filed 6-12-15(See Attached Order)

STATE OF TENNESSEE v. BRIAN ALLEN OSBORNE
M2014-00352-SC-R11-CD
Macon County Criminal Court
David Earl Durham
2011CR185
Holloway Jr., Robert L.: Affirmed
TRAP 11
Denied: Application of Brian Allen Osborne
Order filed 6-12-15

STATE OF TENNESSEE v. MARK A. CRITES M2014-00560-SC-R11-CD	Williamson County Circuit Court Timothy L. Easter IICR025406	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Mark A. Crites Order filed 6-12-15
STATE OF TENNESSEE v. RICHARD THOMAS KELLEY M2014-00740-SC-R11-CD	Montgomery County Circuit Court John H. Gasaway, III 41201018	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Richard Thomas Kelley Order filed 6-11- 2015
MAURICE EDWARD CARTER v. STATE OF TENNESSEE M2014-00750-SC-R11-PC	Smith County Criminal Court David Earl Durham 07CR72	Holloway Jr., Robert L.: Affirmed	TRAP 11	Denied: Application of Maurice Edward Carter Order filed 6-11-15
GARY WAYNE BUSH v. STATE OF TENNESSEE M2014-00759-SC-R11-PC	Rutherford County Circuit Court Mitchell Keith Siskin 68965	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Gary Wayne Bush Order filed 6-11-15

DIANA L. POWELL, ET AL. v. PENNY D. CLARK M2014-01083-SC-R11-CV	Rutherford County Circuit Court Robert E. Corlew, III 62933	Armstrong, Kenny W.: Affirmed	TRAP 11	Denied: Application of Allstate Insurance Company (Nashville) Order filed 6-12-15
CARL J. WAGNER v. STATE OF TENNESSEE M2014-01086-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2009A305	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Carl J. Wagner Order filed 6-12-15
CHARLES E. MEEKS v. STATE OF TENNESSEE M2014-01170-SC-R11-ECN	Grundy County Circuit Court Thomas W. Graham 2639	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Charles Edward Meeks Order filed 6-10-15
CHRISTINE V. TUCKER v. CYNTHIA M. WESLEY, M.D., ET AL M2015-00282-SC-R11-CV	Rutherford County Circuit Court Howard W. Wilson 66606	Per Curiam: Case Dispositional Decision	TRAP 11	Denied: Application of Cynthia Wesley, HCA Health Services of Tennessee, Inc., d/b/a Stonecrest Medical Center, and

Knoxville

STATE OF TENNESSEE v. MICAH JOHNSON
E2013-02356-SC-R11-CD

Knox County Criminal Court
Mary B. Leibowitz
89210

Thomas Jr., D. Kelly: Affirmed in Part, TRAP 11
Reversed in Part

Denied: Application
of Micah Johnson;
Court of Criminal
Appeals designated
"Not For Citation"
accordance with
Supreme Court
Rule 4(E)(1), Order
filed 6-11-15(See
Attached Order)

IN RE: REBECCA S. M.
E2014-00027-SC-R11-JV

Washington County Chancery
Court
John C. Rambo
41931

Susano Jr., Charles D.: Affirmed TRAP 11

Denied: Application
of Mark Steven
Moore, and Michele
Wagner

Order filed 6-11-15

IN RE EMMALEE O. ET AL. E2014-00261-SC-R11-JV	Knox County 4th Circuit Court Jon Kerry Blackwood 126793	Swiney, D. Michael: Affirmed	TRAP 11	Denied: Application of Alan O. Order filed 6-12-15
MELISSA L. TAYLOR, ET AL. v. JAMES T. GEORGE, II, ET AL. E2014-00608-SC-R11-CV	Knox County Chancery Court John F. Weaver 1754721	Frierson II, Thomas R.: Affirmed	TRAP 11	Dismissed: Application of James T. George, II, et al Order filed 6-11-15
JOY LITTLETON, ET AL. v. TIS INSURANCE SERVICES, INC. E2014-00938-SC-R11-CV	Knox County Circuit Court Deborah C. Stevens C11034211	McClarty, John W.: Reversed	TRAP 11	Denied: Application of TIS Insurance Services, Inc. Order filed 6-10-15
STATE OF TENNESSEE v. ROBERT B. LEDFORD E2014-01010-SC-R11-CD	Hamilton County Criminal Court Don W. Poole 235395, 276337, 291477	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Robert B. Ledford Order filed 6-12-15

STATE OF TENNESSEE v. MAXWELL MONROE HODGE, III E2014-01059-SC-R11-CD	Sullivan County Criminal Court Robert H. Montgomery, Jr. S61208	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Maxwell Monroe Hodge, III Order filed 6-12-15
STATE OF TENNESSEE v. ANTONIO J. BEASLEY, SR. E2014-01845-SC-R11-CD	Hamilton County Criminal Court Barry A. Steelman 175235, 181833, 181959, 221828, 221830, 222998, 224136, 224137, 224140, 224141	Montgomery Jr., Robert H.: Affirmed	TRAP 11	Denied: Application of Antonio J. Beasley, Sr. Order filed 6-11-15
RICHARD K. LOWERY v. RODERICK FRYER, ET AL. E2014-02509-SC-R11-CV	Hamilton County Circuit Court Ward Jeffrey Hollingsworth 12C1312	Frierson II, Thomas R., Susano Jr., Charles D., Swiney, D. Michael: Case Dispositional Decision	TRAP 11	Denied: Application of Richard K. Lowery Order filed 6-10-15
BILLY W. LOCKE v. STATE OF TENNESSEE E2014-02561-SC-R11-CD	Monroe County Criminal Court Sandra Donaghy 06426	Ogle, Norma McGee, Per Curiam, Thomas Jr., D. Kelly, Witt Jr., James Curwood: Case Dispositional Decision	TRAP 11	Denied: Application of Billy W. Locke Order filed 6-11-15

Jackson

STATE OF TENNESSEE v. LARRY FUTRELL and
TERRELL L. SMITH
W2013-01192-SC-R11-CD

Shelby County Criminal Court
Chris Craft
1006283

Holloway Jr., Robert L.: Affirmed

TRAP 11

Denied: Application
of Larry Futrell and
Terrell L. Smith

Order filed 6-11-15

DIETRICH HILL, ET AL. v. CITY OF MEMPHIS, ET AL.
W2013-02307-SC-R11-CV

Shelby County Chancery Court
Kenny W. Armstrong
CH120184

Bennett, Andy D.: Affirmed

TRAP 11

Denied: Application
of Dietrich Hill,
Tokens Gifts, Inc. of
Tennessee, and
Tokens Gifts, Inc. of
Oregon

Order filed 6-11-15

JEREMY GARRETT v. STATE OF TENNESSEE
W2013-02558-SC-R11-PC

Shelby County Criminal Court
Chris Craft
0407755

Woodall, Thomas T.: Affirmed

TRAP 11

Denied: Application
of Jeremy Garrett

Order filed 6-11-15

DON SANDERS v. STATE OF TENNESSEE
W2013-02781-SC-R11-PC

Shelby County Criminal Court
James M. Lammey
0308239

Ogle, Norma McGee: Affirmed

TRAP 11

Denied: Application
of Don Sanders

Order filed 6-11-15

MYRTLE ROBINSON, ET AL. v. KENNETH A. OKPOR, MD, ET AL. W2014-00030-SC-R11-CV	Shelby County Circuit Court Gina C. Higgins CT00312513	Stafford, J. Steven: Affirmed	TRAP 11	Denied: Application of Myrthle Robinson Order filed 6-11-15
STATE OF TENNESSEE v. RICO VALES W2014-00048-SC-R11-CD	Shelby County Criminal Court Carolyn W. Blackett 1201881	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Rico Vales Order filed 6-11-15
STATE OF TENNESSEE v. RANDY POOLE aka BOBBY NEAL W2014-00123-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1301570	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Randy Poole Order filed 6-11-15
WILLIAM NEWSON v. STATE OF TENNESSEE W2014-00867-SC-R11-PC	Madison County Circuit Court Roy B. Morgan, Jr. C13358	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of William Newson Order filed 6-11-15

CADENCE BANK, NA v. THE ALPHA TRUST, ET AL. W2014-01151-SC-R11-CV	Shelby County Chancery Court Kenny W. Armstrong CH1206543	Gibson, Brandon O.: Affirmed Stafford, J. Steven: Dissent in Part	TRAP 11	Denied: Application of Alpha Trust, M.S.U. Family Trust, D.S.U Family Trust, Shirley A. Uthe, Marvin V. Uthe, Sandra L. Uthe, & David B. Uthe; Order filed 6-11-15
CURTIS JOHNSON v. STATE OF TENNESSEE W2014-01779-SC-R11-CO	Shelby County Criminal Court Chris Craft 8900871	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Curtis Johnson Order filed 6-11-15
LIA BONDS v. STATE OF TENNESSEE W2015-00567-SC-R10-PC	Shelby County Criminal Court W. Mark Ward 0500926	Glenn, Alan E., McMullen, Camille R., Page, Roger A.: Case Dispositional Decision	TRAP 10 (from Interm. Court)	Denied: Application of Lia Bonds Order filed 6-11-15

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

BANCORPSOUTH BANK v. 51 CONCRETE LLC, ET AL.

**Chancery Court for Shelby County
No. CH0910921**

No. W2013-01753-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of BancorpSouth Bank and the record before us, the application is granted and summarily remanded to the Court of Appeals solely for the purpose of full consideration of BancorpSouth Bank's prejudgment-interest issue.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE AMERICAN BONDING COMPANY

**Circuit Court for Williamson County
No. 0012**

No. M2014-00249-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of American Bonding Company 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 KNOXVILLE

STATE OF TENNESSEE v. MICAH JOHNSON

**Criminal Court for Knox County
No. 89210**

No. E2013-02356-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of Micah Johnson 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