



Tennessee Supreme Court
DISCRETIONARY APPEALS

Grants & Denials List

June 5, 2017 - June 9, 2017

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Intermediate Court	Supreme Court Action
<u>Jackson</u>			
TOMMY NUNLEY v. STATE OF TENNESSEE W2016-01487-SC-R11-ECN	Shelby County Criminal Court John Wheeler Campbell 96-10669	Witt Jr., James Curwood: Affirm	Granted: Application of Tommy Nunley, Order filed 6-9-17 (See Attached Order)

DENIALS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Intermediate Court	Supreme Court Action
<u>Nashville</u>			
HORACE E. HOLLIS, JR. v. STATE OF TENNESSEE M2013-01509-SC-R11-PC	Dickson County Circuit Court Robert E. Burch 2012-CR-846	McMullen, Camille R.: Affirm	Denied: Application of Horace E. Hollis; Order filed 6-7-17
CORDELL LAMONT BUTLER v. STATE OF TENNESSEE M2015-01708-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2013C2570	Ogle, Norma McGee: Affirm	Denied: Application of Cordell Lamont Butler; Order filed 6-7-17

DEANGELO MONTEZE MOODY v. STATE OF
TENNESSEE
M2015-02424-SC-R11-PC

Davidson County Criminal Court
Mark J. Fishburn
2009-D-3252

Glenn, Alan E.: Reverse

Denied: Application of Deangelo
Monteze Moody; Order filed 6-9-
17

STATE OF TENNESSEE v. JUAN DIEGO VARGAS
M2015-02458-SC-R11-CD

Davidson County Criminal Court
Cheryl A. Blackburn
2010-B-1410

Easter, Timothy L.: Affirm

Denied: Application of Juan
Diego Vargas; Order filed 6-7-17

RHONDA SUE WATKINS v. KENNETH DANNY
WATKINS
M2016-00165-SC-R11-CV

Williamson County Circuit Court
Michael Binkley
09101

Stafford, J. Steven: Dismiss

Denied: Application of Rhonda
Sue Watkins, Order filed 6-8-17

STATE OF TENNESSEE v. ALLAN WAYNE
BRADBERRY
M2016-00501-SC-R11-CD

Humphreys County Circuit Court
Suzanne Lockert-Mash
12855, 12912

Dyer, J. Ross: Affirm

Denied: Application of Allen
Wayne Bradberry; Opinion of
Court of Criminal Appeals
designated "Not For Citation" in
accordance with Supreme Court
Rule 4(E), Order filed 6-8-17

ESTATE OF CHARLES ALLEN LANE ET AL. v. AMANDA DAVENPORT COURTEAUX M2016-00609-SC-R11-CV	Rutherford County Chancery Court Howard W. Wilson 14CV-27	Bennett, Andy D.: Reverse	Denied: Application of Estate of Charles Allen Lane and William L.; Order filed 6-8-17
HENRY THOMAS JOHNSON v. STATE OF TENNESSEE M2016-00820-SC-R11-PC	Montgomery County Circuit Court Jill Bartee Ayers 40700905	Wedemeyer, Robert W.: Affirm	Denied: Application of Henry Thomas Johnson; Order filed 6-7-17
MONTEZ ADAMS v. CHERRY LINDAMOOD, WARDEN M2016-01073-SC-R11-HC	Wayne County Circuit Court Robert L. Jones 15849	Woodall, Thomas T.: Affirm	Denied: Application of Montez Adams; Order filed 6-7-17
HENRY FLETCHER v. CFRA, LLC M2016-01202-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 14C1630	Swiney, D. Michael: Affirm	Denied: Application of Henry Fletcher; Order filed 6-8-17
JAMES WILLIAM TAYLOR v. TENNESSEE DEPARTMENT OF CORRECTION, ET AL. M2016-01350-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 16-0046-IV	Clement Jr., Frank G.: Affirm	Denied: Application of James William Taylor, Order filed 6-9-17

TIMOTHY ALLEN JOHNSON v. STATE OF
TENNESSEE
M2016-01462-SC-R11-PC

Davidson County Criminal Court
Cheryl A. Blackburn
2012-B-1770

Witt Jr., James Curwood: Affirm

Denied: Application of Timothy
Allen Johnson; Order filed 6-7-17

GEORGE CAMPBELL, JR. v. TENNESSEE
BUREAU OF INVESTIGATION
M2016-01683-SC-R11-CV

Wayne County Chancery Court
Stella L. Hargrove
2015-CV-5580

Armstrong, Kenny W.: Affirm

Denied: Application of George
Campbell, Jr., Order filed 6-8-17

DOUGLASS BOLDEN II v. LOWES HOME
CENTER, LLC
M2017-00888-SC-R10-WC

Workers' Compensation Appeals Board
David F. Hensley
2016051033

Denied: Application of Douglass
Bolden, II, Order filed 6-9-17

Knoxville

BOBBY MURRAY ET AL v. DENNIS MIRACLE ET
AL
E2015-00766-SC-R11-CV

Roane County Chancery Court
Frank V. Williams, III
16543

Dinkins, Richard H.: Affirm

Denied: Application of Bobby
Murray and Loretta Murray,
Order filed 6-8-17

STATE OF TENNESSEE v. BILLY HILL
E2015-00811-SC-R11-CD

Knox County Criminal Court
Steven Wayne Sword
99334

Montgomery Jr., Robert H.: Affirm

Denied: Application of Billy Hill,
Order filed 6-7-17

RYAN HOWARD v. STATE OF TENNESSEE E2015-02186-SC-R11-PC	Washington County Criminal Court Stacy L. Street 39410	Woodall, Thomas T.: Affirm	Denied: Application of Ryan Howard, Order filed 6-7-17
CIVIS BANK v. THE WILLOWS AT TWIN COVE MARINA CONDOMINIUM AND HOME OWNERS ASSOCIATION, INC. E2016-00140-SC-R11-CV	Campbell County Chancery Court Elizabeth C. Asbury 7CH1-2015-CV-15	Susano Jr., Charles D.: Affirm	Denied: Application of Civic Bank, Order filed 6-7-17
CHARLES EDGAR LEDFORD v. STATE OF TENNESSEE E2016-00208-SC-R11-PC	Monroe County Criminal Court Sandra Donaghy 14332	Easter, Timothy L.: Affirm	Denied: Application of Charles Edgar Ledford, Order filed 6-7-17
STATE OF TENNESSEE v. FRED BIRCHFIELD E2016-00493-SC-R11-CD	Morgan County Criminal Court E. Eugene Eblen 2010-CR-80	Montgomery Jr., Robert H.: Affirm	Denied: Application of Fred Birchfield, Order filed 6-7-17
STATE OF TENNESSEE v. SCOTT W GRAMMER E2016-00497-SC-R11-CD	Hamilton County Criminal Court Don W. Poole 247368	Woodall, Thomas T.: Affirm	Denied: Application of Scott W. Grammer, Order filed 6-9-17
KATHALEEN MORIARTY KING v. HAL DAVID KING E2016-01451-SC-R11-CV	Knox County Chancery Court Clarence E. Pridemore, Jr. 126512-2	Frierson II, Thomas R.: Vacate	Denied: Application of Hal David King, Opinion of the Court of Appeals designated "Not For

STATE OF TENNESSEE v. NORMAN EUGENE
CLARK ET AL.
E2016-01629-SC-R11-CV

Knox County Criminal Court
Steven Wayne Sword
103548

Swiney, D. Michael: Affirm

Citation" accordance with
Supreme Court Rule 4(E); Order
filed 6-7-17

Denied: Application of State of
Tennessee, Opinion of The Court
of Appeals designated "Not For
Citation" accordance with
Supreme Court Rule 4(E); Order
filed 6-7-17

BRUNSWICK L. ROBINSON v. STATE OF
TENNESSEE
E2016-02429-SC-R11-HC

Johnson County Criminal Court
Stacy L. Street
CC-16-CR-144

Dyer, J. Ross: Affirm

Denied: Application of Brunswick
L. Robinson, Order filed 6-7-17

STATE OF TENNESSEE v. FLOYD RODNEY
BURNS
E2017-00074-SC-R11-CD

Hamilton County Criminal Court
Thomas C. Greenholtz
298396

Montgomery Jr., Robert H., Per
Curiam, Thomas Jr., D. Kelly, Witt Jr.,
James Curwood: Case Dispositional
Decision

Denied: Application of Floyd
Rodney Burns, Order filed 6-7-17

Jackson

RONNIE HUGHES v. STATE OF TENNESSEE
W2015-02131-SC-R11-PC

Shelby County Criminal Court
Chris Craft
13-02386

McMullen, Camille R.: Affirm

Denied: Application of Ronnie
Hughes, Order filed 6-7-17

JERMAINE BURDETTE v. STATE OF TENNESSEE W2015-02400-SC-R11-PC	Shelby County Criminal Court James M. Lammey 09-04800	Wedemeyer, Robert W.: Affirm	Denied: Application of Jermaine Burdette, Order filed 6-8-17
WILLIE GATEWOOD v. STATE OF TENNESSEE W2015-02480-SC-R11-PC	Shelby County Criminal Court Chris Craft 10-05288	Easter, Timothy L.: Affirm	Denied: Application of Willie Gatewood, Order filed 6-7-17
STATE OF TENNESSEE v. DAVID BANKS W2016-00173-SC-R11-CD	Shelby County Criminal Court Paula L. Skahan 13-02626	Williams, John Everett: Affirm	Denied: Application of David Banks, Order filed 6-9-17
CEDRIC MIMS v. STATE OF TENNESSEE W2016-00418-SC-R11-PC	Shelby County Criminal Court Paula L. Skahan 12-02286	Williams, John Everett: Affirm	Denied: Application of Cedric Mims, Order filed 6-9-17
GERALD RUSH, ET AL. v. JACKSON SURGICAL ASSOCIATES PA, ET AL. W2016-01289-SC-R11-CV	Madison County Circuit Court Kyle Atkins C-15-319	Armstrong, Kenny W.: Affirm	Denied: Application of Gerald Rush and Betty Rush, Order filed 6-8-17
ALFONZO CHALMERS v. STATE OF TENNESSEE W2016-01500-SC-R11-ECN	Shelby County Criminal Court Chris Craft 98-09236	Williams, John Everett: Affirm	Denied: Application of Alfonzo Chalmers, Order filed 6-8-17

STATE OF TENNESSEE v. DARNELL KEITH
ROBERTS
W2016-01542-SC-R11-CD

Weakley County Circuit Court
Jeff Parham
2016-CR-18

Dyer, J. Ross: Affirm

Denied: Application of Darnell
Keith Roberts, Order filed 6-7-17

STATE OF TENNESSEE v. CHARLES MACKLIN
W2016-01711-SC-R11-CD

Shelby County Criminal Court
James C. Beasley, Jr.
08-00832, 08-06106

Glenn, Alan E.: Affirm

Denied: Application of Charles
Macklin, Order filed 6-8-17

TYRONE CHALMERS v. STATE OF TENNESSEE
W2016-02413-SC-R11-PD

Shelby County Criminal Court
Chris Craft
C01-50

Per Curiam: Case Dispositional
Decision

Denied: Application of Tyrone
Chalmers, Order filed 6-9-17

STATE OF TENNESSEE v. VERNON SMITH
W2016-02543-SC-R11-CD

Shelby County Criminal Court
Carolyn W. Blackett
14-06534

Per Curiam: Case Dispositional
Decision

Denied: Application of Vernon
Smith, Order filed 6-9-17

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

TOMMY NUNLEY v. STATE OF TENNESSEE

**Criminal Court for Shelby County
No. 96-10669**

No. W2016-01487-SC-R11-ECN

ORDER

Upon consideration of the application for permission to appeal of Tommy Nunley and the record before us, the application is granted as limited to Issues II-IV, which can be restated as whether Mr. Nunley is entitled to coram nobis relief on the ground that the State withheld exculpatory evidence.

In addition to Issues II-IV raised in the application, the parties are directed to address whether the Court of Criminal Appeals should have affirmed the trial court's summary dismissal of the coram nobis petition as time-barred.

Because Mr. Nunley is currently not represented by counsel, the Court hereby appoints Lance Chism, 44 N. 2nd Street, Suite 300, Memphis, Tennessee 38103, to represent Mr. Nunley before this Court.

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

PER CURIAM