



Tennessee Supreme Court  
**DISCRETIONARY APPEALS**  
Grants & Denials List  
January 11, 2021 - January 15, 2021

**GRANTS**

<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>			
STATE OF TENNESSEE v. EDWARD WALSH M2019-00989-SC-R11-CD	Clay County Criminal Court Gary McKenzie 2015-CR-51	Easter, Timothy L.: Affirm	Granted: Application of Edward Walsh  Order filed 1-15-21 (See Attached Order)
STEVEN KAMPMEYER ET AL. v. STATE OF TENNESSEE M2019-01196-SC-R11-CV	Tennessee Claims Commission Commissioner, TN. Claims Commission (Middle Division) T20190265-1	Armstrong, Kenny W.: Affirm	Granted: Application of Steven Kampmeyer and Melissa Kampmeyer  Order filed 1-13-21 (See Attached Order)
AFFORDABLE CONSTRUCTION SERVICES, INC. ET AL. v. AUTO-OWNERS INSURANCE COMPANY ET AL. M2020-01417-SC-R23-CV	U.S. District Court, Western District (East. Div) S. Thomas Anderson 1-20-cv-01016-STA-jay		Accepts Certification: See Attached Order  Order filed 1-13-21

**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>			
STATE OF TENNESSEE v. MICHAEL DOMONIC SALES M2017-01116-SC-R11-CD	Lincoln County Circuit Court Forest A. Durard, Jr. 2016-CR-23	Holloway Jr., Robert L.: Affirm	Denied: Application of Michael Dominic Sales  Order filed 1-13-21
JOSHUA P. HOLT v. STATE OF TENNESSEE M2018-01299-SC-R11-PC	Wilson County Criminal Court Brody N. Kane 15-CR-550	Glenn, Alan E.: Affirm	Denied: Application of Joshua Paul Hilton Holt  Order filed 1-13-21
SINAN GIDER v. LYDIA HUBBELL M2018-01941-SC-R11-JV	Davidson County Juvenile Court Sheila Calloway 2008-5426, PT241040	Bennett, Andy D.: Affirm	Denied: Application of Lydia Hubbell  Order filed 1-14-21
TERRELL K. RALEY ET AL. v. CEES BRINKMAN ET AL. M2018-02022-SC-R11-CV	Davidson County Chancery Court Ellen Hobbs Lyle 16-0196-BC	Clement Jr., Frank G.: Affirm in Part	Denied: Application of Cees Brinkman, Brinkman Holdings, LLC, and 4 Points Hospitality, LLC

Order filed 1-13-21

STEPHANIE KELLER ET AL. v. ESTATE OF  
EDWARD STEPHEN McREDMOND ET AL.  
M2019-00094-SC-R11-CV

Davidson County Chancery Court  
Russell T. Perkins  
06-3004-IV, 07-0603-IV

McBrayer, W. Neal: Affirm

Denied: Application of Louis A.  
McRedmond

Order filed 1-13-21

STATE OF TENNESSEE v. HUMBERTO  
MORALES, MARIO GARCIA FLORES AND  
KEYONA MARTINA NEWELL  
M2019-00435-SC-R11-CD

Williamson County Circuit Court  
Deanna B. Johnson  
II-CR-068090-C, II-CR-068090-D,  
II-CR-068090-E

Williams, John Everett: Affirm

Denied: Application of Humberto  
Morales, and Mario Garcia Flores

Order filed 1-13-21

STATE OF TENNESSEE v. ANDY F. NUNEZ  
M2019-00473-SC-R11-CD

Davidson County Criminal Court  
Steve R. Dozier  
2016-D-1972

Easter, Timothy L.: Affirm  
Woodall, Thomas T.: Concur

Denied: Application of Andy  
Fernando Nunez

Order filed 1-13-21

CHRISTOPHER M. FERRELL v. STATE OF  
TENNESSEE  
M2019-00726-SC-R11-PC

Davidson County Criminal Court  
Steve R. Dozier  
2013-D-3327

Woodall, Thomas T.: Affirm

Denied: Application of  
Christopher Michael Ferrell

Order filed 1-13-21

CHRISTOPHER WILLIAMS v. STATE OF  
TENNESSEE  
M2019-01195-SC-R11-PC

Davidson County Criminal Court  
Angelita Blackshear Dalton  
2014-D-3138

Ogle, Norma McGee: Affirm

Denied: Application of  
Christopher Lee Williams  
  
Order filed 1-13-21

STATE OF TENNESSEE v. TOMMY C. SIMPSON,  
JR.  
M2019-01222-SC-R11-CD

Davidson County Criminal Court  
Cheryl A. Blackburn  
2015-A-444

Holloway Jr., Robert L.: Affirm

Denied: Application of Tommy C.  
Simpson, Jr.  
  
Order filed 1-14-21

STATE OF TENNESSEE v. L. CLAY SHULER, II  
M2019-01231-SC-R11-CD

Davidson County Criminal Court  
Angelita Blackshear Dalton  
2017-C-2126

Woodall, Thomas T.: Affirm

Denied: Application of L. Clay  
Shuler, II  
  
Order filed 1-13-21

STATE OF TENNESSEE v. WILLIE NATHAN  
JONES  
M2019-01273-SC-R11-CD

Putnam County Criminal Court  
Gary McKenzie  
2015-CR-1073

Holloway Jr., Robert L.: Affirm

Denied: Application of Willie  
Nathan Jones  
  
Order filed 1-13-21

MARVIN DUANE JULIAN v. DEBRA ANN JULIAN M2019-01573-SC-R11-CV	Warren County Circuit Court L. Craig Johnson 2015-CV-328	Armstrong, Kenny W.: Affirm	Denied: Application of Marvin Duane Julian  Order filed 1-14-21
KATHY ALEXANDER v. STATE OF TENNESSEE M2019-01637-SC-R11-PC	Davidson County Criminal Court Angelita Blackshear Dalton 2015-A-793	Ogle, Norma McGee: Affirm	Denied: Application of Kathy Alexander  Order filed 1-13-21
JOHN ANTHONY GENTRY v. FORMER SPEAKER OF THE HOUSE GLEN CASADA ET AL. M2019-02230-SC-R11-CV	Davidson County Chancery Court Patricia Head Moskal 19-644-I	Bennett, Andy D.: Affirm	Denied: Application of John Anthony Gentry  Order filed 1-13-21
VOLODYMYR HELYUKH ET AL. v. BUDDY HEAD LIVESTOCK & TRUCKING, INC. M2019-02301-SC-R11-CV	Wilson County Circuit Court John D. Wootten, Jr. 2017-CV-695	Clement Jr., Frank G.: Affirm	Denied: Application of Buddy Head Livestock & Trucking, Inc.  Order filed 1-14-21
MATTHEW R. HAKODA v. MIKE PARRIS M2020-00295-SC-R11-HC	Davidson County Criminal Court Steve R. Dozier 2004-B-1212	Holloway Jr., Robert L., Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision	Denied: Application of Matthew R. Hakoda  Order filed 1-13-21

DENNIS W. BENJAMIN ET AL. v. SAINT  
THOMAS MIDTOWN HOSPITAL, AKA BAPTIST  
HOSPITAL ET AL.  
M2020-01437-SC-R10-CV

Davidson County Circuit Court  
Joseph P. Binkley, Jr.  
15C4476

Per Curiam: Case Dispositional  
Decision

Denied: Application of the  
plaintiffs

Order filed 1-14-21

**Knoxville**

STATE OF TENNESSEE v. DOYLE WAYNE  
MASON, JR.  
E2019-00174-SC-R11-CD

Knox County Criminal Court  
Steven Wayne Sword  
109267

Thomas Jr., D. Kelly: Affirm

Denied: Application of Doyle  
Wayne Mason, Jr.

Order filed 1-14-21

STATE OF TENNESSEE v. JENNIFER LANGLEY  
AND JAMES BROCE  
E2019-00723-SC-R11-CD

Sullivan County Criminal Court  
William K. Rogers  
S67520

Dyer, J. Ross: Reverse

Denied: Application of Jennifer  
Langley

Order filed 1-14-21

STATE OF TENNESSEE v. NATHAN LAMAR  
SWANSON, JR.  
E2019-00830-SC-R11-CD

Knox County Criminal Court  
G. Scott Green  
112774, 112775, 112880

Thomas Jr., D. Kelly: Affirm

Denied: Application of Nathan  
Lamar Swanson, Jr.

Order filed 1-14-21

ZIBERIA MARICO CARERO v. STATE OF TENNESSEE E2019-01123-SC-R11-PC	Knox County Criminal Court Steven Wayne Sword 109192	Williams, John Everett: Affirm	Denied: Application of Ziberia Marico Carero  Order filed 1-13-21
SHASTA JACKSON v. STATE OF TENNESSEE E2019-01148-SC-R11-PC	Knox County Criminal Court G. Scott Green 109248PC	Thomas Jr., D. Kelly: Affirm	Denied: Application of Shasta Jackson  Order filed 1-14-21
JUDITH GALILEA ABNER v. STEVEN DALE ABNER E2019-01177-SC-R11-CV	Anderson County Chancery Court M. Nichole Cantrell 17CH9034	Swiney, D. Michael: Affirm in Part	Denied: Application of Judith Galilea Abner  Order filed 1-13-21
STATE OF TENNESSEE v. DONALD GARDNER E2019-01283-SC-R11-CD	Cocke County Circuit Court James L. Gass 7653	Witt Jr., James Curwood: Affirm	Denied: Application of Donald Gardner  Order filed 1-14-21
DAN E. DURELL v. STATE OF TENNESSEE E2019-01393-SC-R11-HC	Knox County Criminal Court Steven Wayne Sword 115460	Dyer, J. Ross: Dismiss	Denied: Application of Dan E. Durell  Order filed 1-14-21

STEPHEN BOESCH v. JAY R. HOLEMAN ET AL.  
E2019-02288-SC-R11-CV

Sevier County Chancery Court  
Telford E. Forgety, Jr.  
16-5-164

Swiney, D. Michael: Affirm in Part

Denied: Application of Stephen Boesch

Order filed 1-14-21

IN RE MEGHAN M. R.  
E2020-00023-SC-R11-PT

Campbell County Juvenile Court  
Amanda Sammons  
2019JC6

Bennett, Andy D.: Affirm

Denied: Application of Priscilla R.

Order filed 1-14-21

IN RE JUDE M.  
E2020-00463-SC-R11-PT

Greene County Chancery Court  
Douglas T. Jenkins  
2018CV365

Frierson II, Thomas R.: Affirm in Part

Denied: Application of the mother, Sarah M.

Order filed 1-12-21

**Jackson**

IN RE CONSERVATORSHIP OF ANNETTE H. CROSS  
W2018-01179-SC-R11-CV

Shelby County Probate Court  
Karen D. Webster  
C-2645

McGee, Carma Dennis: Affirm

Denied: Application of Estate Of Barbara Pinson

Order filed 1-15-21

STATE OF TENNESSEE v. ZACHARY THOMPSON  
W2019-00023-SC-R11-CD

Shelby County Criminal Court  
Paula L. Skahan  
17-01165

Woodall, Thomas T.: Affirm

Denied: Application of Zachary Thompson

Order filed 1-15-21



FELIX HALL v. STATE OF TENNESSEE  
W2019-00242-SC-R11-PC

Shelby County Criminal Court  
Jennifer Johnson Mitchell  
12-05589

McMullen, Camille R.: Affirm

Denied: Application of Felix Hall  
Order filed 1-15-21

DWIGHT MICHAEL ALSTON v. STATE OF  
TENNESSEE  
W2019-00930-SC-R11-PC

Tipton County Circuit Court  
Joe H. Walker, III  
8245

Williams, John Everett: Affirm

Denied: Application of Dwight  
Michael Alston  
Order filed 1-14-21

PATRICK BUMPUS v. STATE OF TENNESSEE  
W2019-01082-SC-R11-PC

Dyer County Circuit Court  
R. Lee Moore, Jr.  
17-CR-243, 18-CR-06, 18-CR-07

Glenn, Alan E.: Affirm

Denied: Application of Patrick  
Bumpus  
Order filed 1-14-21

STATE OF TENNESSEE v. CHARLES EVANS  
W2019-01571-SC-R11-CD

Shelby County Criminal Court  
W. Mark Ward  
16-06090

Thomas Jr., D. Kelly: Affirm

Denied: Application of Charles  
Evans  
Order filed 1-14-21

SHAWN GIBSON DELOSH v. STATE OF  
TENNESSEE  
W2019-01760-SC-R11-PC

Dyer County Circuit Court  
R. Lee Moore, Jr.  
16-CR-324

Dyer, J. Ross: Affirm

Denied: Application of Shawn  
Gibson Delosh  
Order filed 1-14-21

STATE OF TENNESSEE v. STEVEN KING  
W2019-01796-SC-R11-CD

Shelby County Criminal Court  
Carolyn W. Blackett  
93-00575, 93-00576, 93-00577

Montgomery Jr., Robert H.: Affirm

Denied: Application of Steven King

Order filed 1-14-21

RICHARD ALAN ELLIS v. DONICA ANN WOODS  
ELLIS  
W2019-01869-SC-R11-CV

Shelby County Circuit Court  
James F. Russell  
CT-000806-15

Armstrong, Kenny W.: Modify in Part

Denied: Application of Donica Ann Woods Ellis

Order filed 1-14-21

DAVID VON BROWN v. STATE OF TENNESSEE  
W2019-02181-SC-R11-PC

Madison County Circuit Court  
Roy B. Morgan, Jr.  
C-19-176

Montgomery Jr., Robert H.: Affirm

Denied: Application of David Von Brown

Order filed 1-14-21

JERRY P. HALEY v. STATE OF TENNESSEE  
W2020-00347-SC-R11-PC

Lauderdale County Circuit Court  
Joe H. Walker, III  
8498

Per Curiam: Case Dispositional Decision

Denied: Application of Jerry P. Haley

Order filed 1-15-21

AKIL JAHİ A.K.A. PRESTON CARTER v. STATE OF  
TENNESSEE

W2020-00944-SC-R11-PD

Shelby County Criminal Court

Jennifer Johnson Mitchell

93-09760, 93-09761, P-28413

Per Curiam: Case Dispositional  
Decision

Denied: Application of Akil Jahi

Order filed 1-14-21

**IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE**

**FILED**  
01/13/2021  
Clerk of the  
Appellate Courts

**AFFORDABLE CONSTRUCTION SERVICES, INC., ET AL. v. AUTO-  
OWNERS INSURANCE COMPANY, ET AL.**

**Rule 23 Certified Question of Law  
from the United States District Court  
for the Western District of Tennessee**

**No. 1-20-cv-01016-STA-jay**

---

**No. M2020-01417-SC-R23-CV**

---

**ORDER**

Pursuant to Tennessee Supreme Court Rule 23, a certification order was filed in this Court on October 13, 2020, by the United States District Court for the Western District of Tennessee. Briefs have been filed pursuant to Rule 23, Section 7(A), and, upon consideration of the certification order and the briefs filed by the parties, this Court accepts the District Court's certification order.

Pursuant to Tennessee Supreme Court Rule 23, Section 7(B), this case shall be submitted on briefs.

It is so **ORDERED**.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**FILED**

01/13/2021

Clerk of the  
Appellate Courts

**STEVEN KAMPMEYER, ET AL. v. STATE OF TENNESSEE**

**Robert N. Hibbett for Tennessee Claims Commission  
No. T20190265-1**

---

**No. M2019-01196-SC-R11-CV**

---

**ORDER**

Upon consideration of the application for permission to appeal of Steven Kampmeyer and Melissa Kampmeyer, 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

**FILED**  
01/15/2021  
Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. EDWARD WALSH**

**Criminal Court for Clay County  
No. 2015-CR-51**

---

**No. M2019-00989-SC-R11-CD**

---

**ORDER**

Upon consideration of the application for permission to appeal of Edward Walsh and the record before us, the application is granted only as to the question presented by Mr. Walsh in his application about whether plenary or plain error review should apply to a claim of prosecutorial misconduct during closing argument when a contemporaneous objection is not lodged at the time the misconduct allegedly occurred, but the claim is raised in the motion for a new trial.

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

PER CURIAM