



**LIST OF DECISIONS ANNOUNCED BY  
COURT OF CIVIL APPEALS OF ALABAMA  
ON FRIDAY, JANUARY 28, 2011**

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**PRESIDING JUDGE THOMPSON**

2091067 Edna Lee Leeth and Larry Eugene Leeth v. Jim Walter Homes et al. (Appeal from Cullman Circuit Court: CV-09-21)

**Affirmed. No Opinion.**

2091112 Susan Schein Chrysler Dodge, Inc. v. Selby K. Rushing, Jr. (Appeal from Shelby Circuit Court: CV-08-551)

**Reversed And Remanded.**

2091131 Frank J. Kruse v. City of Birmingham, Alabama (Appeal from Jefferson Circuit Court: CV-09-900248)

**Affirmed.**

2090760 J.H. v. Department of Human Resources (Appeal from Chilton Juvenile Court: JU-07-106.02)  
(Consolidated with 2090761, 2090762.)

**Affirmed. No Opinion.**

2090761 J.H. v. Department of Human Resources (Appeal from Chilton Juvenile Court: JU-07-108.02)  
(Consolidated with 2090760, 2090762.)

**Affirmed. No Opinion.**

2090762 J.H. v. Department of Human Resources (Appeal from Chilton Juvenile Court: JU-07-109.02)  
(Consolidated with 2090760, 2090761.)

**Affirmed. No Opinion.**

## **JUDGE PITTMAN**

2090127 Tobin Joe Fisher v. Amy Nicole Fisher (Appeal from Madison Circuit Court: DR-06-1607.01)

**Affirmed. No Opinion.**

## **JUDGE BRYAN**

2090629 Aubrey Dean Williams v. Susan Kaye Williams (Appeal from Etowah Circuit Court: DR-08-67)

**Affirmed In Part; Reversed In Part; And Remanded With Instructions.**

2090675 Julia W. Faellaci v. Jared S. Faellaci (Appeal from Houston Circuit Court: DR-08-183)

**Appeal Dismissed.**

## **JUDGE MOORE**

2090732 Wal-Mart Stores, Inc. v. Sama Lipham (Appeal from Etowah Circuit Court: CV-07-358)

**Affirmed. No Opinion.**

2091024 Oden Music, Inc., and Jason D. Oden v. First Baptist Church of East Gadsden (Appeal from Etowah Circuit Court: CV-10-900118)

**Affirmed.**

2091049 Nicole Brewer Miller v. James Bradley Miller (Appeal from Jefferson Circuit Court: DR-09-900269)

**Affirmed. No Opinion.**

2091050 Mattie B. Thrash and Wilma Riley v. H. Joe Moore and J&M Movers (Appeal from Mobile Circuit Court: CV-09-795)

**Affirmed. No Opinion.**

2091133 Renee Freeman v. Kimberly Freeman and Brandon Freeman (Appeal from Jefferson Circuit Court: CV-09-902105)

**Affirmed.**

2091118 P.S.R. v. C.L.P. (Appeal from Franklin Juvenile Court: JU-10-100.01)  
(Consolidated with 2091119.)

**Reversed And Remanded With Instructions.**

2091119 P.S.R. v. C.L.P. (Appeal from Franklin Juvenile Court: JU-10-101.01)  
(Consolidated with 2091118.)

**Reversed And Remanded With Instructions.**

## **PER CURIAM**

2090714 Stuart C. Dubose v. Allison T. Dubose (Appeal from Clarke Circuit Court: DR-08-30)

**Appeal Dismissed.**

## **ON REHEARING**

2090230 Vitaly Morgungenko and Lana Morgungenko v. Dewayne's Paint & Body, LLC (Appeal from Houston Circuit Court: CV-08-5002)

**Application For Rehearing Overruled; Opinion Of September 10, 2010, Withdrawn; Opinion Substituted; Affirmed.**

2090566 Gary Shurett v. Shu Shurett (Appeal from Shelby Circuit Court: DR-06-639)

**Application for Rehearing Overruled**