



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, MAY 7, 2010**

Cobb, C.J.

- 1081375 Medworks, Inc. v. Gary Posmituck and HealthScan Imaging, LLC (Appeal from Jefferson Circuit Court: CV-09-1158).

Affirmed. No Opinion.

Circuit Judge, Micheal Gerard Graffeo, (205) 325-5644
Aple. Atty., G. Thomas Sullivan, (205) 716-5200
Aplt. Asst. Atty. General, Walker Steven Stewart, (205) 251-3000
Aplt. Atty., Victor L Hayslip, (205) 251-3000
Aplt. Atty., William Long, IV, (205) 251-3000
Aplt. Atty., Walker Steven Stewart, (205) 458-5388
Aple. Atty., Clifford W Cleveland, (334) 365-1500
Aple. Atty., Diane Babb Maughan, (205) 716-5241

- 1090040 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Broderick Taylor v. State of Alabama) (Clarke Circuit Court: CC02-60.70; Criminal Appeals : CR-08-1080).

Writ Denied. No Opinion.

Circuit Judge, Don P. Scurlock, III, (205) 459-3828
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Atty. General, P. David Bjurberg, (334) 242-7365
Resp. Atty., James M. Byrd, (251) 438-2973

- 1090593 Ex parte C.M. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: C.M. v. State Department of Human Resources) (Tuscaloosa Juvenile Court: JU-06-386.04; Civil Appeals : 2080773).

Writ Denied. No Opinion

- 1090602 Ex parte Shahzad A. Cheema. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Shahzad A. Cheema v. State of Alabama) (Baldwin Circuit Court: CC-06-1218; Criminal Appeals : CR-08-1486).

Writ Denied. No Opinion

- 1090657 Ex parte Harold Bernard Powe. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Harold Bernard Powe v. Corrine Powe) (Mobile Circuit Court: DR-07-900567; Civil Appeals : 2080557).

Writ Denied. No Opinion.

Circuit Judge, Rosemary D. Chambers, (334) 690-8463
Pet. Atty., Lee Louis Hale, Jr., (251) 433-3671
Pet. Atty., William Gregory Hughes, (251) 433-3671
Resp. Atty., Timothy M. Grogan, (251) 432-0647

1090705 Ex parte Marcus Decarlos Thomas. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Marcus Decarlos Thomas, alias v. State of Alabama) (Lee Circuit Court: CC09-324; Criminal Appeals : CR-08-1901).

Writ Denied. No Opinion

Circuit Judge, Jacob A. Walker, III, (334) 749-7156
Pet. Atty., Steven T. Speakman, (334) 821-0091
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., James H Rutter, III, (334) 353-1435

Lyons, J.

1090792 Ex parte Birmingham City Board of Education. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Birmingham City Board of Education v. Carla Hawkins) (Montgomery Circuit Court: CV-09-7; Civil Appeals : 2080784).

Writ Denied.

Circuit Judge, William A. Shashy, (334) 832-1370
Pet. Atty., Leslie M. Klasing, (205) 327-8313
Pet. Atty., Thomas L. Stewart, (205) 254-3216
Resp. Atty., Gayle Haywood Gear, (205) 254-3995
Resp. Atty., Sam H Heldman, (202) 965-8884
Amicus Resp. Atty., Frederick L. Fohrell, (256) 533-0202
Amicus Resp. Atty., Robert C. Lockwood, (256) 533-0202

1090872 Ex parte Earnest Lee Walker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Earnest Lee Walker, alias v. State of Alabama) (Mobile Circuit Court: CC-08-2836; 08-2837; 08-2838; Criminal Appeals : CR-08-1521).

Writ Denied. No Opinion.

1090882 Ex parte L. G. F., Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: L. G. F., Jr. v. State of Alabama) (Lawrence Circuit Court: CC-07-376; Criminal Appeals : CR-08-1424).

Writ Denied. No Opinion.

1090888 Ex parte Anthony Ealey Lewis. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Anthony Ealey Lewis v. State of Alabama) (Jefferson Circuit Court: CC05-664.61; Criminal Appeals : CR-08-1833).

Writ Denied. No Opinion.

Circuit Judge, Tommy Nail, (205) 327-8205
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

1090900 Ex parte Adrian Kermit Duncan. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Adrian Kermit Duncan v. State of Alabama) (Jefferson Circuit Court: CC-00-3823.62; 00-3824.62; 00-3825.62; Criminal Appeals : CR-08-1807).

Writ Denied. No Opinion.

1090910 Ex parte Charlotte Maise et al. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Charlotte Maise et al. v. A.P. Coley) (Calhoun Circuit Court: CV-06-301; Civil Appeals : 2081076).

Writ Denied. No Opinion.

Circuit Judge, Malcolm B. Street, Jr., (256) 231-1820
Pet. Atty., Jason C. Odom, (256) 238-6005
Resp. Atty., Ronald S. Held, (205) 237-6611

1090929 Ex parte William Sterlin Seal. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William Sterlin Seal v. State of Alabama) (Franklin Circuit Court: CC04-229.60; Criminal Appeals : CR-06-1603).

Writ Denied. No Opinion.

Circuit Judge, Terry Lee Dempsey, (256) 332-8893
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Audrey K. Jordan, (334) 353-4338

1090973 Ex parte Melvin Thomas and Katharina Thomas. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Melvin Thomas and Katharina Thomas v. Tranzie Loveless and Laura Loveless) (Cleburne Circuit Court: CV-98-05; Civil Appeals : 2090122).

Writ Denied. No Opinion.

Circuit Judge, Malcolm B. Street, Jr., (256) 231-1820
Resp. Atty., Mark D. Owsley, (256) 362-1821

1090983 Ex parte Henry Ernest Davenport, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Henry Ernest Davenport, Jr. v. State of Alabama) (Jefferson Circuit Court, Bessemer Division: CC04-1062.60; CC04-1063.60; CC04-1064.60; Criminal Appeals : CR-09-0008).

Writ Denied. No Opinion.

Circuit Judge, Douglas Mac Parsons, (205) 481-4170
Pet. Atty., Jeffrey Howard Dial, (205) 879-6000
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

Woodall, J.

1081516 N & L Enterprises, LLC v. Lioce Properties, LLP (Appeal from Madison Circuit Court: CV-07-965).

Affirmed In Part; Reversed In Part; Remanded.

Circuit Judge, Robert S. Vance, Jr., (205) 325-5035
Aplt. Atty., S. Mark Dukes, (334) 215-8585
Aplt. Atty., Alex L. Holtsford, Jr., (334) 215-8585
Aplt. Atty., Joshua B. White, (256) 533-7711
Aple. Atty., Morris J. Brooks, (256) 539-6000

1081729 Samuetta Daniels, as administrator and personal representative of the estate of Josephine Sargent v. Bio-Medical Applications of Alabama, Inc. (Appeal from Mobile Circuit Court: CV-07-900644).

Affirmed. No Opinion.

Circuit Judge, Robert Herschel Smith, (251) 574-8485
Aplt. Atty., Stephen D. Heninger, (205) 326-3336
Aple. Atty., Edward G. Bowron, (251) 344-5151

Aple. Atty., Thomas M. Wood, (251) 344-5151

- 1090619 Ex parte Roy Price and Price Ceiling, Inc. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: H. L. Bean v. Roy Price and Price Ceiling, Inc.) (Montgomery Circuit Court: CV-09-900878).

Petition Denied.

Circuit Judge, Tracy S. McCooley, (334) 832-1365
Pet. Atty., Lynn Hare Phillips, (205) 322-3040
Resp. Atty., Graham Esdale, Jr., (334) 269-2343
Resp. Atty., D. Mitchell Henry, (334) 264-9472
Resp. Atty., Mark Allen Treadwell, III, (256) 825-9296

- 1090865 Ex parte Danny Ray Greenlee. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Danny Ray Greenlee v. State of Alabama) (Madison Circuit Court: CC06-4874.61; Criminal Appeals : CR-08-1915).

Writ Denied. No Opinion.

Circuit Judge, Loyd H. Little, Jr., (256) 532-3440
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jack William Willis, (334) 242-7326

- 1090876 Ex parte Billy Blankenship. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Billy Blankenship v. State of Alabama) (Henry Circuit Court: CC02-10; Criminal Appeals : CR-08-1911).

Writ Denied. No Opinion.

Circuit Judge, Henry D. (Butch) Binford, (334) 677-4848
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Atty., Thomas K Brantley, Jr., (334) 793-9009
Resp. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300

- 1090898 Ex parte Kennie Dale Garrison. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kennie Dale Garrison v. State of Alabama) (Winston Circuit Court: CC-85-10.60; Criminal Appeals : CR-09-0078).

Writ Denied. No Opinion.

Circuit Judge, John Hodges Bentley, (205) 921-2200
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

- 1090918 Ex parte Michael Anthony Elliot. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Anthony Elliot v. State of Alabama) (Mobile Circuit Court: CC09-817; Criminal Appeals : CR-09-0005).

Writ Denied. No Opinion.

Circuit Judge, Roderick P. Stout, (251) 574-8482
Pet. Atty., Linda Collins Jensen, (251) 441-0081
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Kristi O Wilkerson, (334) 353-8563

- 1090921 Ex parte David Curtis Wood. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Curtis Wood v. State of Alabama) (Mobile Circuit Court: CC94-2099.61; Criminal Appeals : CR-08-1736).

Writ Denied. No Opinion.

Circuit Judge, Michael A. Youngpeter, (251) 574-8780

Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

- 1090982 Ex parte Albert Baker, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Albert Baker, Jr. v. State of Alabama) (Pike Circuit Court: CC84-22.63; Criminal Appeals : CR-09-0479).

Writ Denied. No Opinion.

Circuit Judge, Jeff W. Kelley, (334) 347-4785
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300

- 1090984 Ex parte William B. Brewton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: William B. Brewton v. Shelby D. Baker and Shirley J. Baker) (Chilton Circuit Court: CV-06-111; Civil Appeals : 2081015).

Writ Denied. No Opinion.

Circuit Judge, Sibley G. Reynolds, (205) 755-0311
Pet. Atty., Kile T. Turner, (205) 328-6643
Resp. Atty., David Brian Karn, (205) 280-0940
Resp. Atty., William W. Smith, (205) 324-8910

- 1090989 Ex parte Starsky King. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Starsky King v. State of Alabama) (Lawrence Circuit Court: CC-08-693; Criminal Appeals : CR-09-0218).

Writ Denied. No Opinion.

- 1091024 Ex parte Albert Lee Jefferson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Albert Lee Jefferson v. State of Alabama) (Chambers Circuit Court: CC81-77.60; Criminal Appeals : CR-09-0006).

Writ Denied. No Opinion.

Circuit Judge, Thomas F. Young, Jr., (256) 234-7901
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Yvonne A.H. Saxon, (334) 242-7376

Stuart, J.

- 1090871 Ex parte Kathleen Ann Klaeser. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Kathleen Ann Klaeser v. Osborne Milton, Jr.) (Madison Circuit Court: DR-00-486.05; Civil Appeals : 2080722).

Writ Denied. No Opinion.

Circuit Judge, William K. Bell, (256) 532-3636
Pet. Atty., Robert S. Presto, (256) 551-5115
Resp. Atty., Billy G. Hall, (256) 319-0590

- 1090947 Ex parte Wytiki Rayshun Moffett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Wytiki Rayshun Moffett v. State of Alabama) (Mobile Circuit Court: CC08-743; CC08-744; Criminal Appeals : CR-08-1238).

Writ Denied. No Opinion.

Circuit Judge, James C. Wood, (251) 574-8475
Pet. Atty., William Gregory Hughes, (251) 433-3671
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300

1090976 Ex parte Harrell Hammell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Harrell Hammell v. State of Alabama) (Jefferson Circuit Court, Bessemer Division: CC-08-714; Criminal Appeals : CR-09-0101).

Writ Denied. No Opinion.

Circuit Judge, Teresa Petelos, (205) 481-4181
Pet. Atty., Mari Morrison, (205) 982-8515
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, William Duncan Little, (334) 242-4162

1090979 Ex parte Richard Kennedy, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Richard Kennedy, Jr. v. Nisika Keon Kennedy) (Jefferson Circuit Court: DR-09-1319; Civil Appeals : 2090237).

Writ Denied. No Opinion.

Circuit Judge, J. Gary Pate, (205) 325-5022

1090981 Ex parte Joseph Edward Walker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joseph Edward Walker v. State of Alabama) (Russell Circuit Court: CC95-598.64; Criminal Appeals : CR-09-0199).

Writ Denied. No Opinion.

Circuit Judge, George R. Greene, (334) 297-4567
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Madeline H. Lewis, (334) 353-4840

1091002 Ex parte David Yorick Maness. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Yorick Maness v. State of Alabama) (Mobile Circuit Court: CC-09-824; 09-825; Criminal Appeals : CR-08-2028).

Writ Denied. No Opinion.

Smith, J.

1090531 Ex parte Adam Dwayne Lucas. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Adam Dwayne Lucas v. State of Alabama) (Franklin Circuit Court: CC08-423; Criminal Appeals : CR-08-1582).

Writ Denied. No Opinion.

Circuit Judge, Terry Lee Dempsey, (256) 332-8893
Pet. Atty., Jeffrey W. Barksdale, (256) 810-5320
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, William Duncan Little, (334) 242-4162

1090725 Ex parte Jimmy Korea Davis. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jimmy Korea Davis v. State of Alabama) (Tuscaloosa Circuit Court: CC94-1705.61; Criminal Appeals : CR-09-0073).

Writ Denied. No Opinion.

Circuit Judge, John H. England, Jr., (205) 349-3870
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

1090732 Ex parte Benjamin Webb. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Benjamin Webb v. State of Alabama) (Jefferson Circuit Court: CC02-404.61; CC02-405.61; CC02-406.61; Criminal Appeals : CR-08-1602).

Writ Denied. No Opinion.

Circuit Judge, Teresa Tanner Pulliam, (205) 325-5329
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, John McGavock Porter, (334) 242-7420

1090765 Ex parte Stan Dubose. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Stan Dubose v. State of Alabama) (Bullock Circuit Court: CC95-132; Criminal Appeals : CR-08-0861).

Writ Denied. No Opinion.

Circuit Judge, L. Bernard Smithart, (334) 775-3408
Pet. Atty., Jason B. Dial, (334) 260-5135
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Ferris Stephens, (334) 242-7300

1090774 Ex parte Geneva M. Cooley. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Geneva M. Cooley v. State of Alabama) (Jefferson Circuit Court: CC02-4405.60; CC02-4406.60; Criminal Appeals : CR-08-1272).

Writ Denied. No Opinion.

Circuit Judge, Gloria Bahakel, (205) 325-5323
Pet. Atty., Susan Graham James, (334) 269-3330
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Tracy Millar Daniel, (334) 353-0074

1090859 Ex parte Myron Monroe. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Myron Monroe v. State of Alabama) (Mobile Circuit Court: CC90-2365; Criminal Appeals : CR-09-0144).

Writ Denied. No Opinion.

Circuit Judge, Sarah Hicks Stewart, (251) 574-8457
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

1090890 Ex parte Jeffrey Woodrow Kinsey. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jeffrey Woodrow Kinsey v. State of Alabama) (Baldwin Circuit Court: CC06-493; Criminal Appeals : CR-08-1470).

Writ Denied. No Opinion.

Circuit Judge, J. Langford Floyd, (251) 937-0237
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Michael G. Dean, (334) 353-0415

1090903 Ex parte Randy Pollard. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Randy Pollard v. State of Alabama) (Lawrence Circuit Court: CC87-249; Criminal Appeals : CR-09-0241).

Writ Denied. No Opinion.

Circuit Judge, Mark Craig, (256) 974-2444
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Cecil Gordon Brendle, Jr, (334) 242-7357

1090977 Ex parte Carlton Gossett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Carlton Gossett v. Alabama Department of Corrections) (Montgomery Circuit Court: CV-08-1833; Civil Appeals : 2090214).

Writ Denied. No Opinion.

Circuit Judge, Johnny Hardwick, (334) 832-1380
Resp. Atty., Bart Gregory Harmon, (334) 353-3881

1091009 Ex parte David Lee Long. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Lee Long v. State of Alabama) (Montgomery Circuit Court: CC96-2496.62; Criminal Appeals : CR-09-0113).

Writ Denied. No Opinion.

Circuit Judge, William A. Shashy, (334) 832-1370
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300

Bolin, J.

1080779 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: G. E. G., alias v. State of Alabama) (Montgomery Circuit Court: CC-07-623; Criminal Appeals : CR-07-0036).

Reversed And Remanded.

1080978 A.J. Stewart, Denise B. Stewart and Elizabeth Bonner v. Brian Lewis (Appeal from Baldwin Circuit Court: CV-07-900713).

Affirmed. No Opinion.

Circuit Judge, Robert E. Wilters, (251) 580-2570
Aplt. Atty., Paul Thomas Beckmann, (251) 432-5511
Aplt. Atty., Jack Smalley, III, (251) 432-5511
Aple. Atty., Charles H. Morris, III, (251) 300-3035

1081502 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Troy Andrew Smiley v. State of Alabama) (Lee Circuit Court: CC08-306; Criminal Appeals : CR-07-2275).

Reversed And Remanded.

Circuit Judge, John V. Denson, II, (334) 749-7141
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328
Resp. Atty., Johnny V. Berry, (256) 734-6330
Resp. Atty., Brandon C Little, (256) 734-6330

1090090 Tommy Wiley v. Estate of Ethel Wiley (Appeal from Lauderdale Circuit Court: CV-08-327).

Affirmed. No Opinion.

Circuit Judge, Michael T. Jones, (256) 760-5831
Aplt. Atty., Mitchell D. Hays, (256) 383-9444
Aplt. Atty., Bethany Ellison Malone, (256) 383-9444
Aple. Atty., Jerome Thompson, (256) 974-3007

1090551 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. Gregory Berry) (Montgomery Circuit Court: CC08-1553; Criminal Appeals : CR-08-0868).

Writ Denied. No Opinion.

Circuit Judge, Johnny Hardwick, (334) 832-1380

Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300
Resp. Atty., Donna W Prashad, (334) 269-4748

- 1090556 Ex parte Norell Montrail Swain. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Norell Montrail Swain v. State of Alabama) (Talladega Circuit Court: CC04-187; Criminal Appeals : CR-08-0155).

Writ Denied. No Opinion.

Circuit Judge, William E. Hollingsworth, III, (256) 761-2108
Pet. Atty., Jordan Mccay Copeland, (256) 378-6087
Pet. Atty., Morris L Shaw, Jr, (256) 378-3900
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Michael G. Dean, (334) 353-0415

- 1090567 Ex parte Varonika Hamilton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Varonika Hamilton v. State Department of Postsecondary Education and Chattahoochee Valley Community College) (Montgomery Circuit Court: CV-08-901412; Civil Appeals : 2080589).

Writ Denied. No Opinion.

Circuit Judge, Johnny Hardwick, (334) 832-1380
Pet. Atty., William D. Eddins, (334) 821-9981
Pet. Atty., Theron Stokes, (334) .83-4.97
Pet. Atty., Walter S. Turner, (331) 264-1616
Resp. Asst. Atty. General, Joan Yvette Davis, (334) 242-2900
Resp. Atty., H. E. Nix, Jr., (334) 279-7770
Resp. Atty., Brandy F. Price, (334) 215-8585

- 1090609 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Preston Louis Moore v. State of Alabama) (Calhoun Circuit Court: CC04-708; CC04-628; Criminal Appeals : CR-06-1609).

Writ Denied. No Opinion.

Circuit Judge, Malcolm B. Street, Jr., (256) 231-1820
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328
Resp. Atty., Joshua J. Lane, (256) 241-2603

- 1090672 Ex parte Williard Clifton Harper. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Williard Clifton Harper v. State of Alabama) (Jefferson Circuit Court: CC07-300.60; CC07-3982.60; Criminal Appeals : CR-09-0065).

Writ Denied. No Opinion.

Circuit Judge, Tommy Nail, (205) 327-8205
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Kristi O Wilkerson, (334) 353-8563

- 1090720 Ex parte Carlos Jamaine Anderson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Carlos Jamaine Anderson, alias, v. State of Alabama) (Montgomery Circuit Court: CC09-409; Criminal Appeals : CR-08-1837).

Writ Denied. No Opinion.

Circuit Judge, Charles Price, (334) 832-1331
Pet. Atty., Thomas Martele Goggans, (334) 834-2511

Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, James H Rutter, III, (334) 353-1435

1090730 Ex parte K. W. B. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: K. W. B. v. State of Alabama) (Lauderdale Circuit Court: CC-09-273; Criminal Appeals : CR-08-1529).

Writ Denied. No Opinion.

1090744 Ex parte Sanroc, LLC. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Sanroc, LLC v. Mavis Thornton and Trond Manskow) (Baldwin Circuit Court: CV-08-605; Civil Appeals : 2080903).

Writ Denied. No Opinion.

Circuit Judge, Charles C. Partin, (251) 937-0273
Pet. Atty., Mark Daniel Ryan, (251) 580-0500
Resp. Atty., Harold D Callaway, III, (251) 968-4074

1090764 Ex parte Donald Pugh. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Donald Pugh, alias v. State of Alabama) (Talladega Circuit Court: CC-08-275; Criminal Appeals : CR-08-0795).

Writ Denied. No Opinion.

1090841 Ex parte Dennis Herrod. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dennis Herrod v. Alabama Department of Corrections) (Montgomery Circuit Court: CV09-899; Criminal Appeals : CR-09-0277).

Writ Denied. No Opinion.

Circuit Judge, Truman M. Hobbs, Jr., (334) 832-7147
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Bart Gregory Harmon, (334) 353-3881

1090863 Ex parte Glen D. Lee. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Glen D. Lee v. State of Alabama) (Geneva Circuit Court: CC07-233; Criminal Appeals : CR-08-1822).

Writ Denied. No Opinion.

Circuit Judge, Philip B. McLauchlin, Jr., (334) 774-8011
Pet. Atty., David Jerome Harrison, (334) 684-8729
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, John McGavock Porter, (334) 242-7420

1090894 Ex parte Robert Cocking. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Robert Cocking v. City of Montgomery) (Montgomery Circuit Court: CV-08-1588; Civil Appeals : 2081198).

Writ Denied. No Opinion.

Circuit Judge, Johnny Hardwick, (334) 832-1380
Pet. Atty., Stevan K. Goozee, (205) 995-6868
Resp. Atty., Wallace Damon Mills, (334) 241-2050

Parker, J.

1070232 Charles A. Wood, M.D., et al. v. Ann Wayman, surviving spouse of Charles R. Wayman, deceased (Appeal from Dale Circuit Court: CV-06-294).

Reversed And Remanded.

Circuit Judge, Philip B. McLauchlin, Jr., (334) 774-8011
Pet. Atty., Jackie H. Trimm, (205) 868-6000
Pet. Atty., E. Hamilton Wilson, (334) 387-7680
Pet. Atty., Michael K. Wright, (205) 868-6000
Resp. Atty., William C. Maddox, (334) 678-8100
Resp. Atty., David Randolph Smith, (334) 676-8100

1081640 Ex parte Marvin Dallas Lynch. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Marvin Dallas Lynch v. State of Alabama) (Chambers Circuit Court: CC08-349; Criminal Appeals : CR-08-0375).

Writ Denied. No Opinion.

Circuit Judge, Thomas F. Young, Jr., (256) 234-7901
Pet. Atty., W. Gregory Ward, (334) 642-6008
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Kristi O Wilkerson, (334) 353-8563

1081662 Ex parte Tarel Torenzo Ryan. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tarel Torenzo Ryan v. State of Alabama) (Madison Circuit Court: CC07-5289; Criminal Appeals : CR-08-0108).

Writ Denied. No Opinion.

Circuit Judge, Loyd H. Little, Jr., (256) 532-3440
Pet. Atty., Cecilia A. Pope, (256) 512-0068
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jack William Willis, (334) 242-7326

1081666 Ex parte James Murray. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Murray v. State of Alabama) (Jefferson Circuit Court: CC97-2052.62; Criminal Appeals : CR-07-2173).

Writ Denied. No Opinion.

Circuit Judge, J. William Cole, (205) 325-5290
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Dep. Atty. General, Nancy M. Kirby, (334) 242-7300

1081724 Ex parte Deangelo Cortez Johnson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Deangelo Cortez Johnson v. State of Alabama) (Houston Circuit Court: CC06-1546; Criminal Appeals : CR-08-0043).

Writ Denied. No Opinion.

Circuit Judge, Larry K. Anderson, (334) 671-8761
Pet. Atty., David Jerome Harrison, (334) 684-8729
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Cecil Gordon Brendle, Jr, (334) 242-7357

1081759 Ex parte Bobby L. Glass. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Bobby L. Glass v. State of Alabama) (Shelby Circuit Court: CC91-460.62; CC91-461.62; CC91-462.62; CC91-463.62; Criminal Appeals : CR-08-1128).

Writ Denied. No Opinion.

Circuit Judge, G. Daniel Reeves, (205) 669-8588
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., James B. Prude, (334) 242-7300

- 1081766 Ex parte Woodland Place, LLC. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Kilgore Development, Inc. v. Woodland Place, LLC) (Tuscaloosa Circuit Court: CV-07-431; Civil Appeals : 2080330).

Writ Denied. No Opinion.

Circuit Judge, Brad Almond, (205) 464-8252
Pet. Atty., Suzanne H. Mills, (205) 345-2800
Resp. Atty., Isaac P. Espy, (205) 758-5591
Resp. Atty., Mark A. Scogin, (205) 758-5591

- 1081787 Ex parte Ronauda Ronta Hines. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ronauda Ronta Hines v. State of Alabama) (Jefferson Circuit Court: CC05-4356.60; Criminal Appeals : CR-07-0915).

Writ Denied. No Opinion.

Circuit Judge, Clyde E. Jones, (205) 325-5395
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

- 1090060 Ex parte Lavernon Anthony Page. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lavernon Anthony Page, alias v. State of Alabama) (Mobile Circuit Court: CC07-4832; CC07-4833; CC07-4834; Criminal Appeals : CR-08-0192).

Writ Denied. No Opinion.

Circuit Judge, James C. Wood, (251) 574-8475
Pet. Atty., Glenn L. Davidson, (251) 432-0400
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., James B. Prude, (334) 242-7300

- 1090522 Ex parte Lieutenant Skylare Holstick, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lieutenant Skylare Holstick, alias v. State of Alabama) (Lee Circuit Court: CC08-234; Criminal Appeals : CR-08-0666).

Writ Denied. No Opinion.

Circuit Judge, Jacob A. Walker, III, (334) 749-7156
Pet. Atty., Margaret Young Brown, (334) 821-6944
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Gen. Counsel, John J. Davis, (334) 353-9131

- 1090547 Ex parte R. W. A. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: R. W. A. v. State of Alabama) (Morgan Circuit Court: CC-07-976; Criminal Appeals : CR-08-0220).

Writ Denied. No Opinion.

- 1090864 Ex parte C. H. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: The Matter of R.H.J. and In re: The Matter of S.H. v. State Department of Human Resources) (Montgomery Juvenile Court: JU-08-12.01 and JU-08-13.01; Civil Appeals : 2081197).

Writ Denied. No Opinion.

Murdock, J.

- 1061469 Nellie Marie Rountree, as guardian and conservator of Keith Daniel Rountree, an incompetent v. Tyson Chicken, Inc., et al. (Appeal from Etowah Circuit Court: CV-05-1520).

Affirmed. No Opinion.

Circuit Judge, William H. Rhea, III, (256) 549-5317
Apl. Atty., Milford Leon Garmon, Jr, (256) 543-3401
Apl. Atty., Randy Phillips, (256) 546-3331
Apl. Atty., Jay E. Stover, (256) 546-3331
Aple. Atty., Jacob Warren Crawford, (205) 251-1193
Aple. Atty., Karen D. Farley D. Farley, (205) 967-8822
Aple. Atty., F. Michael Haney, (256) 546-1656
Aple. Atty., Larry W Harper, (205) 980-5000
Aple. Atty. - Pro Hac, Peter Jacxsens, (404) 614-7400
Aple. Atty., James Smith Lloyd, (205) 967-8822
Aple. Atty. - Pro Hac, William Major, III
Aple. Atty., Christopher S. Rodgers, (205) 251-1193
Aple. Atty., Joshua H. Threadcraft, (205) 868-6000
Aple. Atty., Rik S. Tozzi, (205) 868-6000
Aple. Atty., William Perry Webb, (205) 980-5000
Aple. Atty., David Wilson

- 1080387 Ex parte Child Day Care Association. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Child Day Care Association v. Victoria Christesen) (Mobile Circuit Court: CV-04-515.51; Civil Appeals : 2070286).

Writ Denied. No Opinion.

Circuit Judge, Charles A. Graddick, (251) 574-5639
Pet. Atty., Cecily L. Kaffer, (251) 432-1811
Resp. Atty., Lee Louis Hale, Jr., (251) 433-3671
Resp. Atty., Jay A. York, (251) 471-3377

- 1090489 Ex parte Dennis Guyton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dennis Guyton v. State of Alabama) (Marion Circuit Court: CC05-75.60; Criminal Appeals : CR-08-0832).

Writ Denied. No Opinion.

Circuit Judge, John Hodges Bentley, (205) 921-2200
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

- 1090505 Ex parte James Otis Harris. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Otis Harris v. State of Alabama) (Jefferson Circuit Court: CC80-1530; Criminal Appeals : CR-08-1903).

Writ Denied. No Opinion.

Circuit Judge, Gloria Bahakel, (205) 325-5323
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

1090519 Ex parte James Crews. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Crews v. State of Alabama) (Etowah Circuit Court: CC03-1016.60; Criminal Appeals : CR-08-1906).

Writ Denied. No Opinion.

Circuit Judge, David Alan Kimberley, (256) 549-5372
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

1090573 Ex parte Charles Edward Cooley. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charles Edward Cooley v. State of Alabama) (Mobile Circuit Court: CC02-1508.71; CC02-1509.71; Criminal Appeals : CR-08-1652).

Writ Denied. No Opinion.

Circuit Judge, Robert Herschel Smith, (251) 574-8485
Pet. Atty., Glenn L. Davidson, (251) 432-0400
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328

1090840 Ex parte Dwight Deon Lampkin. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dwight Deon Lampkin v. State of Alabama) (Morgan Circuit Court: CC91-423.60; Criminal Appeals : CR-08-1923).

Writ Denied. No Opinion.

Circuit Judge, Steven Ellis Haddock, (256) 351-4750
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Mary Ellen Lamar, (256) 350-6868

1090901 Ex parte Charles Reeves. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charles Reeves v. State of Alabama) (Montgomery Circuit Court: CC03-1300.60; Criminal Appeals : CR-09-0034).

Writ Denied. No Opinion.

Circuit Judge, Eugene W. Reese, (334) 832-1360
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Michael G. Dean, (334) 353-0415

1090916 Ex parte Santiago Galvez. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Santiago Galvez v. State of Alabama) (Morgan Circuit Court: CC00-1040.60; Criminal Appeals : CR-06-1536).

Writ Denied. No Opinion.

Circuit Judge, Steven Ellis Haddock, (256) 351-4750
Pet. Atty., Susan Graham James, (334) 269-3330
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, P. David Bjurberg, (334) 242-7365
Resp. Asst. Gen. Counsel, John J. Davis, (334) 353-9131

1090960 Ex parte Silas Martin. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Silas Martin v. State of Alabama) (Lee Circuit Court: CC86-827.60; Criminal Appeals : CR-09-0450).

Writ Denied. No Opinion.

Circuit Judge, Jacob A. Walker, III, (334) 749-7156
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

1090985 Ex parte Raymond Witter Mayhew. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Raymond Witter Mayhew v. State of Alabama) (Pickens Circuit Court: CC94-309.62; Criminal Appeals : CR-09-0105).

Writ Denied. No Opinion.

Circuit Judge, James W. Moore, Jr., (205) 932-3169
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

1080553 John R. Howard v. Jana Howard Carey, Beth Howard Bailey, and Susan Miller (Appeal from Madison Circuit Court: CV-04-478).

Affirmed. No Opinion.

Circuit Judge, Bruce Edward Williams, (256) 532-3754
Aplt. Atty., Marcus Allen Huff, (256) 533-0202
Aplt. Atty., Richard J. R. Raleigh, Jr., (256) 533-0202
Aplt. Atty., S. Dagnal Rowe, (256) 533-0202
Aple. Atty., Julian D. Butler, (256) 536-1711
Aple. Atty., Charles R. Driggers, (205) 930-5100
Aple. Atty., J. Sanford Mullins, III, (205) 930-5100
Aple. Atty., Ernest L. Potter
Aple. Atty., Meaghan E. Ryan, (205) 930-5100
Aple. Atty., Hubert Glosser Taylor, (205) 251-5900
Aple. Atty., Catherine L. Wilson, (205) 930-5100
Aple. Atty., Peter M. Wright, (205) 930-5100

1080554 John R. Howard, Sr., individually and as manager of Howard Farms, L.L.C., et al. v. Jana Howard Carey et al. (Appeal from Madison Circuit Court: CV-07-1089).

Affirmed. No Opinion.

Circuit Judge, Bruce Edward Williams, (256) 532-3754
Aplt. Atty., Marcus Allen Huff, (256) 533-0202
Aplt. Atty., S. Dagnal Rowe, (256) 533-0202
Aple. Atty., Julian D. Butler, (256) 536-1711
Aple. Atty., J. Sanford Mullins, III, (205) 930-5100
Aple. Atty., Ernest L. Potter
Aple. Atty., Hubert Glosser Taylor, (205) 251-5900
Aple. Atty., Catherine L. Wilson, (205) 930-5100
Aple. Atty., Peter M. Wright, (205) 930-5100

1080555 John R. Howard, Sr., individually and in his fiduciary capacity as trustee of the Benjamin Jamison Howard Present Interest Trust, et al. v. Jana Howard Carey et al. (Appeal from Madison Circuit Court: CV-04-1305).

Affirmed. No Opinion.

Circuit Judge, Bruce Edward Williams, (256) 532-3754
Aplt. Atty., Marcus Allen Huff, (256) 533-0202
Aplt. Atty., S. Dagnal Rowe, (256) 533-0202
Aple. Atty., Julian D. Butler, (256) 536-1711
Aple. Atty., J. Sanford Mullins, III, (205) 930-5100
Aple. Atty., Ernest L. Potter
Aple. Atty., Hubert Glosser Taylor, (205) 251-5900
Aple. Atty., Catherine L. Wilson, (205) 930-5100
Aple. Atty., Peter M. Wright, (205) 930-5100

Shaw, J.

1090839 Ex parte M.J.D. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: M.J.D. v. R.A.O.S.B.) (Mobile Juvenile Court: JU-09-85.91; Civil Appeals : 2090006).

Writ Denied. No Opinion.

PER CURIAM

1081554 Margaret Borden Adams and Joe Carl Jordan v. Jack McNamee (Appeal from Jefferson Circuit Court: CV-05-7690).

Affirmed. No Opinion.

Circuit Judge, Joseph L. Boohaker, (205) 325-5753
Circuit Judge, Allwin E. Horn, III, (205) 325-5365
Aplt. Atty., Ralph E. Coleman, Jr, (205) 447-0599
Aple. Atty., Marcus Clay Alspaugh, (205) 324-8910

1090943 Ex parte Paul Curtis Mims. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Paul Curtis Mims v. State of Alabama) (Madison Circuit Court: CC02-2955.61; Criminal Appeals : CR-07-1584).

Writ Denied. No Opinion.

Circuit Judge, Bruce Edward Williams, (256) 532-3754
Pet. Atty., John E Medaris, (205) 663-1584
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, P. David Bjurberg, (334) 242-7365

1071213 Hillandale, LLC v. Union Carbide Corporation et al. (Appeal from Baldwin Circuit Court: CV-96-856).

Affirmed. No Opinion.

Circuit Judge, Charles C. Partin, (251) 937-0273
Aplt. Atty., W. Donald Bolton, Jr., (251) 943-3860
Aplt. Atty., Floyd Enfinger, Jr, (251) 928-0344
Aplt. Atty., Edward Johnson, (205) 328-2274
Aplt. Atty., J. Bart McNeil, (251) 423-1600
Aplt. Atty., Charles J Potts, (251) 432-4600
Aplt. Atty., Charles Michael Quinn, (205) 314-0500
Aplt. Atty., Robert L. Wiggins, Jr, (205) /31-4050
Aplt. Atty., Taylor D Wilkins, Jr, (251) 937-7024
Aple. Atty., Allan R. Chason, (251) 937-2191
Aple. Atty., James L. Mitchell, (205) 254-1000
Aple. Atty., Stephen D. Raber, (202) 434-5000
Aple. Atty., Jarred O. Taylor, II, (205) 254-1000

1071313 Kaiser & Sons, Inc. v. Union Carbide Corporation; Technical Micronics Control, Inc.; and Humphrey Services, Inc. (Appeal from Baldwin Circuit Court: CV-96-856).

Affirmed. No Opinion.

Circuit Judge, Charles C. Partin, (251) 937-0273
Aplt. Atty., Edward Johnson, (205) 328-2274
Aplt. Atty., Robert L. Wiggins, Jr, (205) /31-4050
Aple. Atty., Allan R. Chason, (251) 937-2191
Aple. Atty., James L. Mitchell, (205) 254-1000
Aple. Atty., Stephen D. Raber, (202) 434-5000

Aple. Atty., Jarred O. Taylor, II, (205) 254-1000

1071314 Martine's Corporation v. Union Carbide Corporation et al. (Appeal from Baldwin Circuit Court: CV-00-880).

Affirmed. No Opinion.

Circuit Judge, Charles C. Partin, (251) 937-0273

Aplt. Atty., Floyd Enfinger, Jr, (251) 928-0344

Aple. Atty., Allan R. Chason, (251) 937-2191

Aple. Atty., James L. Mitchell, (205) 254-1000

Aple. Atty., Stephen D. Raber, (202) 434-5000

Aple. Atty., Jarred O. Taylor, II, (205) 254-1000

1071315 Edward Petalinski et al. v. Union Carbide Corporation et al. (Appeal from Baldwin Circuit Court: CV-00-875).

Affirmed. No Opinion.

Circuit Judge, Charles C. Partin, (251) 937-0273

Aplt. Atty., Floyd Enfinger, Jr, (251) 928-0344

Aple. Atty., Allan R. Chason, (251) 937-2191

Aple. Atty., James L. Mitchell, (205) 254-1000

Aple. Atty., Stephen D. Raber, (202) 434-5000

Aple. Atty., Jarred O. Taylor, II, (205) 254-1000

ON REHEARING

1070995 Angela Jones, as personal representative of the estate of Carlos Jones v. Wal-Mart Stores, Inc., d/b/a Sam's Club, et al. (Appeal from Mobile Circuit Court: CV-07-480).

Application Overruled. No Opinion.

Circuit Judge, Charles A. Graddick, (251) 574-5639

Aplt. Atty., Jene William Owens, Jr, (251) 378-8601

Aplt. Atty., Mark E. Spear, (251) 344-8181

Aplt. Atty., John M. Teague, (251) 344-8181

Aple. Atty., Wilbur Pemble DeLashmet, (251) 433-1577

Aple. Atty., Jennifer A. Doughty, (251) 433-1577

Aple. Atty., Joseph H. Driver, (205) 822-2006

Aple. Atty., D. Gregory Dunagan, (205) 822-2006

Aple. Atty., Chad C. Marchand, (251) 433-1577

1080550 Historic Blakeley Foundation, Inc. v. Christine Elizabeth Williams and Christopher A. Williams (Appeal from Baldwin Circuit Court: CV-07-699).

Application Overruled; Opinion of December 18, 2009 Modified [By Substitution Of Pages 9, 10, 11, 12, 13, 14, and 15]. No Opinion.

Circuit Judge, J. Langford Floyd, (251) 937-0237

Aplt. Atty., Joshua Paul Myrick, (251) 928-0123

Aplt. Atty., D. Robert Stankoski, Jr, (251) 928-0123

Aple. Atty., Robert Wills

1081262 Lee Grimes and Tammy King v. Mobile County (Appeal from Mobile Circuit Court: CV-08-1535).

Application Overruled. No Opinion.

Circuit Judge, Charles A. Graddick, (251) 574-5639

Aplt. Atty., John W. Parker, (251) 621-2216

Aple. Atty., C. Mark Erwin, (251) 432-8120

Aple. Atty., Brian Thomas Pugh, (251) 432-8120

Aple. Atty., Deena Renee Tyler, (251) 432-8120

1081627 Bill Salter Advertising, Inc. v. Phyllis Jean Pugh and John B. Pugh (Appeal from Baldwin Circuit Court: CV-06-736).

Application Overruled. No Opinion.

Circuit Judge, J. Langford Floyd, (251) 937-0237
Apl. Atty., Allen W. Lindsay, Jr, (850) 623-3200
Apl. Atty., Heather Fisher Lindsay, (850) 623-3200
Aple. Atty., Mary E Murchison, (251) 955-1572
Aple. Atty., Chandra C. Wright, (251) 955-1572