



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, OCTOBER 8, 2010**

Cobb, C.J.

1091396 Ex parte Costillo Arteen Johnson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Costillo Arteen Johnson v. State of Alabama) (Jefferson Circuit Court: CC95-560.63; CC95-561.64; CC95-562.63; CC95-564.64; CC95-565.63; Criminal Appeals : CR-08-1880).

Writ Denied. No Opinion.

1091448 Ex parte Vincent Edward Coleman. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Vincent Edward Coleman v. State of Alabama) (Madison Circuit Court: CC07-6953.70; Criminal Appeals : CR-09-0539).

Writ Denied. No Opinion

1091604 Ex parte Todd Evans. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Todd Evans v. State of Alabama) (Houston Circuit Court: CC09-1365.10; Criminal Appeals : CR-09-0976).

Writ Denied. No Opinion.

Lyons, J.

1091541 Ex parte Gregory Dewayne Knight. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Gregory Dewayne Knight v. State of Alabama) (Baldwin Circuit Court: CC00-865.60; Criminal Appeals : CR-09-0571).

Writ Denied. No Opinion.

1091629 Ex parte Markzander Johnson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Markzander Johnson v. State of Alabama) (Escambia Circuit Court: CC08-359; Criminal Appeals : CR-09-0002).

Writ Denied. No Opinion.

1091660 Ex parte John Cantu. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John Cantu v. Alabama Department of Corrections) (Montgomery Circuit Court: CV09-1604; Criminal Appeals : CR-09-0937).

Writ Denied. No Opinion.

1091692 Ex parte Johnnie W. Jacks. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Johnnie W. Jacks v. State of Alabama) (Autauga Circuit Court: CC-08-288; Criminal Appeals : CR-08-1719).

Writ Denied. No Opinion.

1091701 Ex parte Joseph E. Pierson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Joseph E. Pierson v. Joseph E. Pierson v. Jefferson County Personnel Board and Jefferson County Roads and Transportation Department) (Jefferson Circuit Court: CV-08-1662; Civil Appeals : 2090085).

Writ Denied. No Opinion.

1091715 Ex parte Randall L. Whitt. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Randall L. Whitt v. State of Alabama) (Madison Circuit Court: CC94-1883.67; Criminal Appeals : CR-09-1155).

Writ Denied. No Opinion.

Woodall, J.

1091497 Ex parte A. C. H. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: A. C. H. v. City of Tuscaloosa) ; Criminal Appeals : CR-08-1686).

Writ Denied. No Opinion.

1091644 Ex parte Christina L. Kendall. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Christina L. Kendall v. State of Alabama) (Calhoun Circuit Court: CC-09-700; Criminal Appeals : CR-09-1283).

Writ Denied. No Opinion.

1091669 Ex parte Christopher Lee Tucker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Christopher Lee Tucker v. Amy Michelle Tucker) (Morgan Circuit Court: DR-07-944 and DR-07-949; Civil Appeals : 2080912).

Writ Denied. No Opinion.

1091687 Ex parte James Michael Brannon. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Michael Brannon v. State of Alabama) (Winston Circuit Court: CC06-45; Criminal Appeals : CR-09-0402).

Writ Denied. No Opinion.

1091712 Ex parte Brandon Solomon Foster. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Brandon Solomon Foster v. State of Alabama) (Jefferson Circuit Court: CC09-691; Criminal Appeals : CR-09-0500).

Writ Denied. No Opinion.

1091714 Ex parte Antwon Javell Dunn. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Antwon Javell Dunn v. State of Alabama) (Mobile Circuit Court: CC07-4486.60; Criminal Appeals : CR-09-1198).

Writ Denied. No Opinion.

Stuart, J.

1090287 William F. Haver, Jr. v. Austin's Seafood and Steakhouse, LLC, et al. (Appeal from Jefferson Circuit Court: CV-07-900160).

Affirmed. No Opinion.

1090944 Douglas H. Cooner v. Alabama State Bar (Appeal from the Disciplinary Board of the Alabama State Bar ASB No. 02-150(A)).

Reversed And Remanded With Directions.

1091236 Takeesha Mitchell v. Town of Flomaton et al. (Appeal from Escambia Circuit Court: CV-09-75).

Affirmed. No Opinion.

1091608 Ex parte Jay Kimberly Ponder. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jay Kimberly Ponder v. State of Alabama) (Baldwin Circuit Court: CC07-1091.70; Criminal Appeals : CR-09-0691).

Writ Denied. No Opinion.

1091618 Ex parte John Lee Brown. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John Lee Brown v. State of Alabama) (Tallapoosa Circuit Court, Dadeville Division: CC04-198.60; Criminal Appeals : CR-09-1011).

Writ Denied. No Opinion.

1091626 Ex parte Patrick Keplinger. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Patrick Keplinger v. Alabama Department of Corrections) (Montgomery Circuit Court: CV09-1645; Criminal Appeals : CR-09-0912).

Writ Denied. No Opinion.

1091631 Ex parte Tion Marquist Richardson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tion Marquist Richardson v. State of Alabama) (Baldwin Circuit Court: CC05-402.70; Criminal Appeals : CR-09-0771).

Writ Denied. No Opinion.

1091643 Ex parte Barry Long. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Mobile County Board of School Commissioners v. Barry Long) (Mobile : FMCS: 08-04373; Civil Appeals : 2090759).

Writ Denied. No Opinion.

1091656 Ex parte David Matthew Thomas. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Matthew Thomas V. Alabama Department of Corrections) (Montgomery Circuit Court: CV08-585; Criminal Appeals : CR-09-0709).

Writ Denied. No Opinion.

1091743 Ex parte Timothy Wayne Thomas. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Timothy Wayne Thomas v. State of Alabama) (Tuscaloosa Circuit Court: CC97-601.61; Criminal Appeals : CR-09-1341).

Writ Denied. No Opinion.

Smith, J.

1090509 Gayle Allen et al. v. Robin Bolar et al. (Appeal from Baldwin Circuit Court: CV-07-25).

Affirmed. No Opinion.

1090670 Joyce Slaughter Scott v. A certain parcel of land located in Elmore County et al. (Appeal from Elmore Circuit Court: CV-09-93).

Affirmed. No Opinion.

1091087 Ex parte James McConico, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James McConico, Jr. v. State of Alabama) (Conecuh Circuit Court: CC95-34.68; Criminal Appeals : CR-07-1809).

Writ Denied. No Opinion.

1091395 Ex parte Art Iron Works, Inc. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Art Iron Works, Inc. v. Pat Casey) (Blount Circuit Court: CV-07-235; Civil Appeals : 2081110).

Writ Denied. No Opinion.

1091507 Ex parte Jason Michael Green. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jason Michael Green v. State of Alabama) (Montgomery Circuit Court: CC07-1453; Criminal Appeals : CR-08-0352).

Writ Denied. No Opinion.

1091613 Ex parte Terry Charles Glover. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Terry Charles Glover v. State of Alabama) (Jefferson Circuit Court: CC95-179.64; Criminal Appeals : CR-090915).

Writ Denied. No Opinion.

1091685 Ex parte Lamar Walker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lamar Walker v. Alabama Department of Corrections) (Montgomery Circuit Court: CV09-1598; Criminal Appeals : CR-09-0873).

Writ Denied. No Opinion.

Bolin, J.

1091553 Ex parte Jason Paul Craig Ivory. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jason Paul Craig Ivory v. State of Alabama) (Mobile Circuit Court: CC08-1152; Criminal Appeals : CR-09-0383).

Writ Denied. No Opinion.

1091607 Ex parte Marcus F. Miller. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Marcus F. Miller v. State of Alabama) (Madison Circuit Court: CC98-1363.62; Criminal Appeals : CR-08-1143).

Writ Denied. No Opinion.

1091619 Ex parte James Beamon. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Beamon, alias v. State of Alabama) (Montgomery Circuit Court: CC08-1370; Criminal Appeals : CR-09-0599).

Writ Denied. No Opinion.

1091654 Ex parte Ocie Robinson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ocie Robinson v. State of Alabama) (Montgomery Circuit Court: CC86-538; Criminal Appeals : CR-09-0986).

Writ Denied. No Opinion.

1091661 Ex parte Steven Tyrone Duncan. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Steven Tyrone Duncan v. State of Alabama) (Houston Circuit Court: CC08-1207.60; Criminal Appeals : CR-09-0164).

Writ Denied. No Opinion.

1091702 Ex parte Kenneth Kevin Henderson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kenneth Kevin Henderson v. State of Alabama) (Covington Circuit Court: CC03-388; Criminal Appeals : CR-05-2222).

Writ Denied. No Opinion.

1091735 Ex parte Thomas Curtis Hines. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Thomas Curtis Hines v. State of Alabama) (Mobile Circuit Court: CC83-2816.62; Criminal Appeals : CR-09-1320).

Writ Denied. No Opinion.

Parker, J.

1080081 Jerry M. Nelson, Jr. v. Sherman Chaplin (Appeal from Baldwin Circuit Court: CV-06-267).

Affirmed. No Opinion.

1081541 Ex parte A. James Keyser. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: A. James Keyser v. Dawn H. Keyser) (Baldwin Circuit Court: DR-04-102; Civil Appeals : 2070673).

Writ Quashed. No Opinion.

1090795 Ex parte Barbara Ann Broome. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Barbara Ann Broome v. Jack Morris Reid) (Calhoun Circuit Court: DR-08-51; Civil Appeals : 2080333).

Writ Denied. No Opinion.

1090955 Ex parte McWane, Inc. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: McWane, Inc. v. Donald P. McClurg) (Jefferson Circuit Court: CV-07-3738; Civil Appeals : 2080382).

Writ Denied. No Opinion.

1091003 Ex parte Jerry McBee. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Jerry McBee v. Sherri McBee) (Jefferson Circuit Court: DR-98-44.01; Civil Appeals : 2081183).

Writ Denied. No Opinion.

1091005 Ex parte Troy Clanmon Glass. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Troy Clanmon Glass v. State of Alabama) (Winston Circuit Court: CC-04-140; Criminal Appeals : CR-08-2003).

Writ Denied. No Opinion.

1091058 Ex parte Ronald Charles McKeithen. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ronald Charles McKeithen v. State of Alabama) (Jefferson Circuit Court: CC83-3085; Criminal Appeals : CR-08-1892).

Writ Denied. No Opinion.

1091085 Ex parte Terri Ann Mattes. PETITION FOR WRIT OF CERTIORARI OR WRIT OF MANDAMUS TO THE COURT OF CIVIL APPEALS (In re: Andreas Walter Mattes v. Terri Ann Mattes) (Baldwin Circuit Court: DR-07-900197; Civil Appeals : 2081122).

Writ Denied. No Opinion.

Murdock, J.

1081109 The National Auction Group, Inc. v. Don Boozer (Appeal from Etowah Circuit Court: CV-03-1193).

Affirmed. No Opinion.

1091184 Ex parte Markyle Jabori Antoni Khalfani. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Markyle Jabori Antoni Khalfani v. State of Alabama) (Mobile Circuit Court: CC08-4399; Criminal Appeals : CR-09-0332).

Writ Denied. No Opinion.

1091369 Ex parte Thomas Walker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Thomas Walker v. State of Alabama) (Dallas Circuit Court: CC-08-135; Criminal Appeals : CR-08-0916).

Writ Denied. No Opinion.

1091499 Ex parte Marquis Rayshond Anderson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Marquis Rayshond Anderson v. State of Alabama) (Mobile Circuit Court: CC06-2427.60; Criminal Appeals : CR-09-0534).

Writ Denied. No Opinion.

1091627 Ex parte Julio Martinez. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Julio Martinez v. State of Alabama) (Baldwin Circuit Court: CC07-277.60; Criminal Appeals : CR-08-1659).

Writ Denied. No Opinion.

1091648 Ex parte David Leonard Watkins. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Leonard Watkins v. State of Alabama) (Montgomery Circuit Court: CC00-1506.61; Criminal Appeals : CR-09-0965).

Writ Denied. No Opinion.

Shaw, J.

1081647 Ex parte Robert R. McGhee et al. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Earnest Ray White v. Robert R. McGee et al.) (Escambia Circuit Court: CV-09-900054).

Petition Denied. No Opinion.

1090480 Ex parte Dallas Ray Moffett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dallas Ray Moffett v. State of Alabama) (Jefferson Circuit Court: CC00-4197.61; Criminal Appeals : CR-08-1978).

Writ Denied. No Opinion.

1091203 Ex parte Alton Lincoln Chappell, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Alton Lincoln Chappell, Jr. v. State of Alabama) (Lauderdale Circuit Court: CC04-412.70; Criminal Appeals : CR-08-1775).

Writ Denied. No Opinion.

PER CURIAM

1090902 Ex parte Robert Wright. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Robert Wright v. State of Alabama) (Lawrence Circuit Court: CC08-283.61; Criminal Appeals : CR-09-0243).

Writ Denied. No Opinion.

1090912 Ex parte K. C. L. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: K. C. L. v. State of Alabama) (Pike Circuit Court: CC-07-621; Criminal Appeals : CR-08-1228).

Writ Denied. No Opinion.

1080733 Public Building Authority of the City of Huntsville v. St. Paul Fire and Marine Insurance Company (Appeal from Madison Circuit Court: CV-06-1887).

Affirmed.

1080734 Public Building Authority of the City of Huntsville v. St. Paul Fire and Marine Insurance Company (Appeal from Madison Circuit Court: CV-06-1943).

Affirmed.

1080735 Public Building Authority of the City of Huntsville v. Dawson Building Contractors, Inc. (Appeal from Madison Circuit Court: CV-06-1887).

Affirmed.

1080736 Public Building Authority of the City of Huntsville v. Dawson Building Contractors, Inc. (Appeal from Madison Circuit Court: CV-06-1943).

Affirmed.

1080737 Dawson Building Contractors, Inc. v. Public Building Authority of the City of Huntsville (Appeal from Madison Circuit Court: CV-06-1887).

Reversed And Remanded.

1080738 Dawson Building Contractors, Inc. v. Public Building Authority of the City of Huntsville (Appeal from Madison Circuit Court: CV-06-1943).

Reversed And Remanded.

1081297 Fibrebond Corporation, Raley & Associates, Frank J. Raley, Ruffin Enterprises, Inc., Richard McKee Hall, Enhanced Technical Construction, Inc., Bibler Masonry, Inc., Nolan Maintenance Company, Inc., and American Pan & Engineering Company, Inc. v. Public Building Authority of the City of Huntsville (Appeal from Madison Circuit Court: CV-06-1943; CV-06-1887).

Affirmed.

ON REHEARING

1081485 Ex parte Bradley Scott Starling. PETITION FOR WRIT OF MANDAMUS: CRIMINAL (In re: City of Dothan v. Bradley Scott Starling) (Houston Circuit Court: CC-03-1459; Criminal Appeals : CR-08-1227).

Application Overruled. No Opinion.