



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, MARCH 12, 2010**

PRESIDING JUDGE THOMPSON

2080984 Jimmy Roden v. Dorothy Roden (Appeal from DeKalb Circuit Court: DR-08-75)

Reversed And Remanded.

Circuit Judge, J Kevin Grimes, (256) 927-0500
Aplt. Atty., Stephen Paul Bussman, (256) 845-7900

2081039 Michael D. Brooks v. Franklin Primary Health Center, Inc., and Charles White
(Appeal from Mobile Circuit Court: CV-07-2293.51)

Affirmed In Part; Reversed In Part; And Remanded.

Circuit Judge, Charles A Graddick
Aplt. Atty., Willie J. Huntley, Jr, (251) 434-0007
Aple. Atty., Matthew C McDonald, (251) 439-7514
Aple. Atty., Kirkland E Reid, (251) 439-7513

2090110 In the Matter of William M. Carter (Appeal from Mobile Probate Court: No.
2009-571)

Affirmed. No Opinion.

Probate Judge, Don Davis, (251) 574-8502
Aplt. Atty., Robert E McDonald, Jr, (251) 478-9741
Aple. Atty., John Gregory Carwie, (251) 433-8383
Aple. Atty., Karen P Chambless, (334) 318-2581
Aple. Atty., Brandon D. Jackson, (251) 433-1100
Aple. G. A. L., James J Duffy, III, (251) 433-3200

JUDGE PITTMAN

2080868 Glen I. Chaplin v. Jennifer M. Chaplin (Appeal from Mobile Circuit Court:
DR-04-500828.01)

Affirmed. No Opinion.

Circuit Judge, Rosemary D Chambers, (251) 690-8463
Aplt. Atty., F Luke Coley, Jr, (251) 343-0818

JUDGE BRYAN

2080794 Mobile County Board of School Commissioners v. Barry Long (Appeal from :
FMCS: 08-04373)

Reversed And Remanded.

Aplt. Atty., Edgar P. Walsh, (251) 665-7200
Aple. Atty., Henry Harris Caddell, (251) 478-8880
Aple. Atty., Daniel L McCleave, (251) 433-2001

2080992 Mark Ryder v. James F. Mabry (Appeal from Jefferson Circuit Court: CV-07-2614)

Reversed And Remanded With Instructions.

Circuit Judge, Allwin E Horn, III, (205) 325-5365
Aplt. Atty., Earl Joseph Reuther, (205) 324-9100
Aple. Atty., Russell M Cunningham, IV, (205) 521-8366

2080997 Elizabeth A. Farrar v. George G. Bugg, Jr. (Appeal from Lee Circuit Court:
DR-04-548.04)

Affirmed. No Opinion.

Circuit Judge, Richard D Lane, (334) 749-7141
Aplt. Atty., Virginia C. Green, (334) 271-2236
Aple. Atty., Beverlye Nixon Brady, (334) 821-1894

2080999 Harold Maurice Shaffer v. Sherry Walters (Appeal from Talladega Circuit Court:
CV-09-161)

Reversed And Remanded.

Circuit Judge, Jeb Fannin, (256) 761-2113
Aplt. Atty., R Allen Crow, (256) 237-3560

2081137 Connie Fowler v. Daniel Bachrach et al. (Appeal from Coosa Circuit Court:
CV-08-31)

Affirmed. No Opinion.

Circuit Judge, John E Rochester, (256) 354-2242
Aplt. Atty., David Brian Karn, (205) 280-0940
Aple. Atty., John Kelley Johnson, (256) 377-4784

2081146 R.E.M., Sr. v. Cullman County Department of Human Resources (Appeal from
Cullman Juvenile Court: JU-03-342.04, JU-03-343.04, and JU-03-344.04)

Affirmed. No Opinion.

JUDGE THOMAS

2080527 Sherry Boykin Deal v. Randy Harrison Deal (Appeal from Montgomery Circuit Court: DR-07-904)

Appeal Dismissed.

Circuit Judge, Anita L Kelly, (334) 832-1375
Aplt. Atty., Beverly Howard, (334) 269-6964
Aple. Atty., J Floyd Minor, (334) 265-6200
Aple. Atty., John Lawrence Olszewski, (334) 265-6200

2081122 Andreas Walter Mattes v. Terri Ann Mattes (Appeal from Baldwin Circuit Court: DR-07-900197)

Appeal Dismissed With Instructions.

Circuit Judge, Carmen Elena Bosch, (251) 937-0235
Aplt. Atty., Stephen R. Arnold, (205) 323-1888
Aple. Atty., Robert E Gibney, (251) 432-3433
Aple. Atty., Joseph C. Sullivan, Jr, (251) 432-7517

2081140 Robert Smoke and Mary Whitaker v. Fran C. Cottle and Elmore County Financial (Appeal from Elmore Circuit Court: CV-09-55)

Affirmed. No Opinion.

Circuit Judge, Sibley G Reynolds, (205) 755-0311
Aplt. Atty., Connie J. Morrow, (334) 478-4758
Aple. Atty., Brian L Justiss, (334) 567-5349

JUDGE MOORE

2080670 Juan A. Payne v. Pamela C. Payne (Appeal from Baldwin Circuit Court: DR-07-900219)

Reversed And Remanded With Instructions.

District Judge, Michelle M Thomason, (251) 972-8573
Aplt. Atty., Thomas H Nolan, Jr, (251) 344-7744
Aple. Atty., Marcus E. McDowell, (251) 937-7024

2080679 Norandal U.S.A., Inc. v. Welton Graben (Appeal from Jackson Circuit Court: CV-99-361.80)

Reversed And Remanded.

Circuit Judge, Jenifer C Holt, (256) 574-9350
Aplt. Atty., Claude E Hundley, III, (256) 535-1100
Aplt. Atty., Jeffrey Todd Kelly, (256) 535-1100
Aple. Atty., George Allen Moore, (256) 533-5770

2080964 Michael Otis Stanfill v. Michelle Denise Stanfill (Appeal from Mobile Circuit Court: DR-04-500991.02)

Affirmed. No Opinion.

Circuit Judge, Julian Donald Banks, (251) 574-8488
Aplt. Atty., J Michael Newton, (251) 445-0085
Aple. Atty., William Gregory Hughes, (251) 433-3671

2081197 Ex parte State Department of Human Resources. PETITION FOR WRIT OF MANDAMUS (In re: The Matter of R.H.J. and In re: The Matter of S.H.) (Montgomery Juvenile Court: JU-08-12.01 and JU-08-13.01)

Petition Granted; Writ Issued.

2081198 Robert Cocking v. City of Montgomery (Appeal from Montgomery Circuit Court: CV-08-1588)

Affirmed.

Circuit Judge, Johnny Hardwick, (334) 832-5381
Aplt. Atty., Stevan Goozee, (205) 995-6868
Aple. Atty., Wallace Damon Mills, (334) 241-2050

PER CURIAM

2071061 E.H.G. and C.L.G. v. E.R.G. and D.W.G. (Appeal from Jefferson Circuit Court: CV-07-2224)

Reversed And Judgment Rendered.

2080918 Charles Wayne Williams v. State of Alabama (Appeal from Covington Circuit Court: CV-07-98)

Reversed And Remanded.

Circuit Judge, Charles A Short, (334) 428-2580
Aplt. Atty., A. Wesley Pitters, (334) 265-3333
Aple. Atty., Greg Gambriel, (334) 222-2513
Aple. Atty., Marc Alan Starrett, (334) 353-8973

ON REHEARING

2070831 Brent Andre Parris v. Prison Health Services, Inc., William Hobbs, and Debbie Hunt (Appeal from Limestone Circuit Court: CV-07-249)

Application For Rehearing Overruled.

Circuit Judge, Robert M Baker, (256) 233-8083
Aple. Atty., Paul M. James, Jr, (334) 206-3148

2071076 Black Creek, Inc. v. Ray Keith Wood (Appeal from Etowah Circuit Court: CV-00-1040.01)

Application Overruled; Opinion Of July 31, 2009, Withdrawn; Opinion Substituted; Reversed And Remanded With Instructions.

Circuit Judge, Anthony Clark Hall, (256) 547-9992
Aplt. Atty., R Kent Henslee, (256) 543-9790
Aplt. Atty., James T Sasser, (706) 653-6109
Aplt. Atty., Joshua B Sullivan, (256) 543-9790
Aple. Atty., William Stephenson Halsey, III, (205) 995-8081
Aple. Atty., Timothy Allen Hughes, (205) 327-5531

2080746 Kenneth Nance and Pamela Nance v. Mike Southerland, Southerland Insurance Company, Windsor Insurance Company, and Infinity Insurance Company (Appeal from Madison Circuit Court: CV-05-934)

Application For Rehearing Overruled.

Circuit Judge, Karen K. Hall, (256) 532-3455
Apl. Atty., Phillip A. Gibson, (256) 519-6824
Aple. Atty., C. Peter Bolvig, (205) 251-8143
Aple. Atty., Nicole Leigh Schroer, (256) 533-0202
Aple. Atty., Robert Victor Wood, Jr, (256) 533-0202

2080887 T. M. v. Madison County Department of Human Resources (Appeal from Madison Juvenile Court: JU-07-1765.02 and JU-08-1572.02)

Application For Rehearing Overruled.

2081103 Camellia B. Barnes v. Alternative Capital Source, LLC (Appeal from Jefferson Circuit Court: CV-08-2701)

Application For Rehearing Overruled.

Circuit Judge, G William Noble, (205) 325-5020
Aple. Atty., David J Chastain, (205) 933-2300