



**LIST OF DECISIONS ANNOUNCED BY  
COURT OF CIVIL APPEALS OF ALABAMA  
ON FRIDAY, SEPTEMBER 11, 2009**

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**PRESIDING JUDGE THOMPSON**

2080434 Shirley Sherman, as next friend and personal representative of Leasia Mae Whitfield v. Amedisys Home Health, Inc. of Alabama (Appeal from Mobile Circuit Court: CV-07-2386)

**Affirmed. No Opinion.**

Circuit Judge, Charles A Graddick  
Aplt. Atty., Willie J. Huntley, Jr, (251) 434-0007  
Aple. Atty., Kathleen Cobb Kaufman, (251) 694-1048  
Aple. Atty., Thomas M. Rockwell, (251) 694-1048

2080494 Barbara Cantrell v. Tyson Holland (Appeal from Marion Circuit Court: CV-07-164)

**Affirmed.**

Circuit Judge, John H Bentley, (205) 921-2200  
Aplt. Atty., Scott Hunt, (205) 921-2466  
Aple. Atty., Jackie O Isom, (205) 921-7488

2080522 Steve Palmer v. Larry G. Browning (Appeal from Covington Circuit Court: CV-05-29)

**Appeal Dismissed.**

Circuit Judge, Charles A Short, (334) 428-2580  
Aplt. Atty., Mark John Christensen, (334) 222-7118  
Aple. Atty., Timothy B Loggins, (334) 493-9761

**JUDGE BRYAN**

2071053 Goodyear Tire and Rubber Co., Inc. v. Ronald Sentell (Appeal from Etowah Circuit Court: CV-07-536)

**Affirmed. No Opinion.**

Circuit Judge, David A. Kimberley, (256) 439-6011  
Aplt. Atty., Joseph H. Driver, (205) 822-2006  
Aplt. Atty., Donald B Kirkpatrick, II, (205) 822-2006  
Aple. Atty., Daniel Baker King, (256) 547-2431

2080313 Caleb Silbernagel, by and through his father and next friend Sean Silbernagel v. Maranatha Baptist Church, Inc. (Appeal from Houston Circuit Court: CV-07-32)

**Affirmed.**

Circuit Judge, Larry K Anderson, (334) 677-4858  
Aplt. Atty., Jeremy Landon Hawsey, (251) 867-6222  
Aplt. Atty., Earnest R White, (251) 867-6222  
Aple. Atty., Griffin M. Shirley, (334) 897-5775  
Aple. Atty., L Merrill Shirley, (334) 897-5775

2080541 R. B. v. Calhoun County Department of Human Resources (Appeal from Calhoun Juvenile Court: JU-07-397.02)

**Affirmed. No Opinion.**

2080550 Q. W. v. Calhoun County Department of Human Resources (Appeal from Calhoun Juvenile Court: JU-07-397.02)

**Affirmed. No Opinion.**

2080674 Philip Owens v. Gloria Ann Owens and Betty Thomas (Appeal from Monroe Circuit Court: CV-04-189)

**Affirmed.**

District Judge, C Kendall Snow, (334) 295-8774  
Aplt. Atty., Nicholas S Hare, Jr., (251) 575-4546  
Aple. Atty., J Milton Coxwell, Jr, (251) 575-2146

## **JUDGE THOMAS**

2080465 Etinosa Edosomwan, a minor, by and through his mother and next friend, Betty Edosomwan v. A. B. C. Daycare and Kindergarten, Inc. (Appeal from Jefferson Circuit Court: CV-08-900515)

**Affirmed.**

Circuit Judge, Helen Shores Lee, (205) 325-5635  
Aplt. Atty., Obinna K. Mbanugo, (205) 776-2058  
Aple. Atty., C. Peter Bolvig, (205) 251-8143

2080556 Gary Edwin Crowe v. Shelby Collins Crowe (Appeal from Etowah Circuit Court: DR-03-1131.01)

**Affirmed. No Opinion.**

Circuit Judge, William H Rhea, III, (256) 549-5317  
Aplt. Atty., Shannon LeAnne Millican, (256) 543-7610  
Aple. Atty., Dani V. Bone, (256) 547-1005  
Aple. Atty., Mari Morrison, (205) 982-8515

2080562 Alabama State Employees Association v. Richard B. Sanks (Appeal from Montgomery Circuit Court: CV-08-900108)

**Affirmed.**

Circuit Judge, Eugene W Reese, (334) 832-4950  
Aplt. Atty., Joseph W Warren, (334) 279-0088

## **JUDGE MOORE**

2080378 Elizabeth Day Sanders v. C. Shane Sanders (Appeal from Lee Circuit Court: DR-07-515)

**Appeal Dismissed.**

Circuit Judge, Jacob A. Walker, III, (334) 737-3413  
Aplt. Atty., Philip A Thompson, (334) 821-3892  
Aple. Atty., Beverly Nixon Brady, (334) 821-1894  
Aple. Atty., Stephanie Martin Pollard, (334) 821-1894

2080534 Angela Moss v. State of Alabama (Appeal from Tallapoosa Circuit Court: CV-08-61)

**Affirmed. No Opinion.**

Circuit Judge, Ray D Martin, (256) 825-1084  
Aplt. Atty., Charles R. Gillenwaters, (256) 234-5018  
Aple. Atty., Melody R Baldwin, (256) 825-1082  
Aple. Atty., Yvonne A.H. Saxon, (334) 242-7376

## **ON REHEARING**

2080155 Mickele Jenkins Collier v. Robert Brandon Collier (Appeal from Etowah Circuit Court: DR-06-37)

**Application For Rehearing Overruled.**

Circuit Judge, William H Rhea, III, (256) 549-5317  
Aplt. Atty., James V. Green, Jr, (205) 621-0301  
Aple. Atty., Willis H. Clay, (256) 543-1446  
Aple. Atty., Ralph K Strawn, Jr, (256) 543-9790

2080216 Drake Enterprises, LLC; Mark Drake; and Rhonda Drake v. Acton Corporation (Appeal from Shelby Circuit Court: CV-04-846)

**Application For Rehearing Overruled.**

Circuit Judge, J Michael Joiner, (205) 669-3861  
Aplt. Atty., John E Medaris, (205) 663-1584  
Aple. Atty., George Huddleston, III, (205) 991-1567