



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, DECEMBER 18, 2009**

PRESIDING JUDGE THOMPSON

2080844 Pipkin Electric Service, Inc. v. Lee L. Saad Construction Company, Inc., and Hartford Accident and Indemnity Company (Appeal from Mobile Circuit Court: CV-04-980)

Affirmed. No Opinion.

Circuit Judge, Joseph S Johnston, (251) 574-8685
Aplt. Atty., Joseph Kulakowski, (251) 433-9549
Aplt. Atty., Thomas R McAlpine, (251) 432-1330
Aple. Atty., E.J. Sadd, (251) 476-3000

2080947 Jimmie Holden v. Edwards Specialties, Inc. (Appeal from Madison Circuit Court: CV-08-572)

Reversed And Remanded.

Circuit Judge, James P Smith, (256) 532-3394
Aplt. Atty., Chris Messervy, (256) 705-0200
Aple. Atty., Judith E Dolan, (205) 327-8358

JUDGE PITTMAN

2061126 Clint Folsom v. Stagg Run Development, LLC, et al. (Appeal from Shelby Circuit Court: CV-07-176)

Reversed And Remanded After Remand From The Alabama Supreme Court .

Circuit Judge, Hewitt L (Sonny) Conwill, (205) 669-3800
Aplt. Atty., Jesse P Evans, III, (205) 254-1431
Aplt. Atty., Michael B Odom, (205) 251-1000
Aple. Atty., Randy A Dempsey, (205) 970-0034
Aple. Atty., Jack H Harrison, (205) 967-9675
Aple. Atty., F. Wade Steed, (205) 970-0034

JUDGE BRYAN

2080583 Betty A. Byrd v. Julia Ewing Lochrico et al. (Appeal from Baldwin Circuit Court: CV-06-413)

Affirmed. No Opinion.

Circuit Judge, Robert E Wilters, (251) 580-2570
Aplt. Atty., Braxton Blake Lowe, (251) 968-5540
Aple. Atty., Linda L Howard, (251) 955-1572

2080680 Marissa McGhee v. Kenneth McGhee (Appeal from Montgomery Circuit Court: DR-04-1281.02)

Affirmed. No Opinion.

Circuit Judge, Patricia D. Warner, (334) 832-4950
Aplt. Atty., Peter Austin Bush, (334) 301-1882
Aple. Atty., Jamie Guy Ratliff, (334) 262-2844
Aple. Atty., Catherine R. Steinwinder, (334) 262-2844

2080800 Thomas C. Donald v. Larry Smalley and Gail Smalley (Appeal from DeKalb Circuit Court: CV-08-244)

Affirmed. No Opinion.

Circuit Judge, Randall L Cole, (256) 845-8540
Aple. Atty., Angela Cochran Morgan, (256) 845-3386
Aple. Atty., Nikki Parrish Scott, (256) 845-7000

JUDGE THOMAS

2070436 Montgomery County Board of Education v. Cedrick Webb (Appeal from Montgomery : FMCS No. 07-02131)

Remanded With Instructions After Remand From The Alabama Supreme Court.

2080835 Richard Allen Norton v. Susan Tolson Norton (Appeal from Russell Circuit Court: DR-90-114.03)

Affirmed. No Opinion.

District Judge, Eric Funderburk, (334) 297-1347
Aplt. Atty., John M Wood, (205) 970-4142
Aple. Atty., F. Patrick Loftin, (334) 297-1870

2080887 T. M. v. Madison County Department of Human Resources (Appeal from Madison Juvenile Court: JU-07-1765.02 and JU-08-1572.02)
(Consolidated with 2080910.)

Affirmed. No Opinion.

2080910 J. M. v. Madison County Department of Human Resources (Appeal from Madison Juvenile Court: JU-08-1572.02)
(Consolidated with 2080887.)

Affirmed. No Opinion.

JUDGE MOORE

2080742 Hajo Drees v. Kile T. Turner, Richard L. Vincent, and Sara Turner (Appeal from Jefferson Circuit Court: CV-07-4368.80)

Affirmed.

Circuit Judge, Tom King, Jr., (205) 325-5025
Aplt. Atty., Angela Drees, (205) 249-1694
Aple. Atty., Lee R. Benton, (205) 278-8000
Aple. Atty., Lisa Wright Borden, (205) 328-0480
Aple. Atty., Thomas A. Kendrick, (205) 328-6643
Aple. Atty., Brenton K Morris, (205) 278-8000

2080784 Birmingham City Board of Education v. Carla Hawkins (Appeal from Montgomery Circuit Court: CV-09-7)

Affirmed.

Circuit Judge, William A Shashy, (334) 832-4950
Aplt. Atty., Leslie M. Klasing, (205) 254-3216
Aplt. Atty., Thomas L Stewart, (205) 254-3216
Aple. Atty., Gayle H Gear, (205) 254-3995
Aple. Atty., Sam H Heldman, (202) 965-8884
Amicus Aple. Atty., Frederick L Fohrell, (256) 533-0202
Amicus Aple. Atty., Robert C. Lockwood, (256) 533-0202

2080949 Mayrene H. Robertson-Schram v. Grandview Pines, L.L.C., et al. (Appeal from Elmore Circuit Court: CV-08-333)

Affirmed. No Opinion.

Circuit Judge, Ben A Fuller, (334) 361-3766
Aplt. Atty., Regina Boatright Edwards, (334) 514-1011
Aplt. Atty., Brandon Clark Stone, (334) 514-1011
Aple. Atty., Carl O Pilgrim, (334) 396-1700
Aple. Atty., D Coleman Yarbrough, (334) 277-9559

PER CURIAM

2071115 C.D.K.S. v. K.W.K. (Appeal from Montgomery Circuit Court: DR-01-90.02)

Reversed And Remanded.

2080078 A.B. v. J.B. (Appeal from Montgomery Circuit Court: DR-08-28)

Affirmed In Part; Reversed In Part; And Remanded.

ON REHEARING

2070793 Willie James Cockrell v. Jo Ann W. Cockrell (Appeal from Jefferson Circuit Court: DR-06-1786)

Application Overruled; Opinion of July 24, 2009, Modified [By Substitution Of Page 6].

Circuit Judge, Suzanne S Childers, (205) 324-1038
Aplt. Atty., Andrew Laplante, (205) 424-3800
Aple. Atty., Jane Creekmore Smith, (205) 428-4248

2071057 Alisia Denese Rose v. Eric Jackson (Appeal from Montgomery Circuit Court: DR-06-1146)

Application For Rehearing Overruled.

Circuit Judge, Patricia D. Warner, (334) 832-4950
Aplt. Atty., Karen Mastin Laneaux, (334) 269-5930
Aple. Atty., Fred F Bell, (334) 265-8176

2080027 Annette Johnson v. The Healthcare Authority of Lauderdale County and the City of Florence, a public corporation, d/b/a Eliza Coffee Memorial Hospital (Appeal from Lauderdale Circuit Court: CV-06-207)

Application For Rehearing Overruled.

Circuit Judge, Ned Michael Suttle, (256) 760-5820
Aplt. Atty., Michael Levoy Weathers, (256) 764-1318
Aple. Atty., Grant A. Wright, (256) 383-6357

2080412 Jeffrey L. Schulmerich v. Lynda S. Schulmerich (Appeal from Houston Circuit Court: DR-07-704)

Application For Rehearing Overruled.

District Judge, brad mendheim, (334) 677-4881
Aplt. Atty., Joan Marie Kettell Dean, (256) 534-4557
Aple. Atty., Jerry Ray Herring, (334) 793-7649

2080599 Marilyn Kaye Downs and Gary Dudley v. Cecilia Lyles and John Burke (Appeal from Madison Circuit Court: CV-05-1858)

Application For Rehearing Overruled.

Circuit Judge, James P Smith, (256) 532-3394
Aplt. Atty., James R. Foley, (256) 536-2788
Aple. Atty., Scott A Rogers, (256) 539-7539

2081149 Robert L. Johnson v. State of Alabama (Appeal from Montgomery Circuit Court:
CV-08-1006)

Application For Rehearing Overruled.

Circuit Judge, Truman Hobbs, Jr, (334) 832-7147

Aple. Atty., Billington M Garrett, (334) 242-7248

Aple. Atty., Troy Robin King, (334) 242-7401