



**LIST OF DECISIONS ANNOUNCED BY  
THE SUPREME COURT OF ALABAMA  
ON FRIDAY, NOVEMBER 18, 2011**

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**Malone, C.J.**

- 1090807 Ex parte Damon B. Cobb. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Damon B. Cobb v. State of Alabama) (Autauga Circuit Court: CC-09-115; Criminal Appeals : CR-08-1750).

**Writ Quashed. No Opinion.**

- 1101271 Ex parte James K. Middleton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James K. Middleton v. State of Alabama) (Mobile Circuit Court: CC-10-1545; Criminal Appeals : CR-10-0685).

**Writ Denied. No Opinion.**

Circuit Judge, John Ray Lockett, (251) 574-8477  
Pet. Atty., James M. Byrd, (251) 438-2973  
Resp. Atty. General, Luther Strange, (334) 242-7447  
Resp. Asst. Atty. General, Marc Alan Starrett, (334) 242-7300

**Stuart, J.**

- 1100929 Joseph Dzwonkowski, Sr. v. Sonitrol of Mobile, Inc., Joseph Dzwonkowski, Jr., and Robert Dzwonkowski (Appeal from Mobile Circuit Court: CV-99-003842.51).

**Affirmed.**

Circuit Judge, Joseph Johnston, (251) 574-8685  
Aple. Atty., Alan C Christian, (251) 432-7682  
Aple. Atty., Joseph C. Sullivan, Jr, (251) 432-7517

**Parker, J.**

- 1100152 Ex parte William Keith Robey. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William Keith Robey v. State of Alabama) (Jefferson Circuit Court: CC-90-4653.61; Criminal Appeals : CR-09-1501).

**Writ Quashed. No Opinion.**

Circuit Judge, William H. Cole, (205) 252-1166  
Resp. Atty. General, Luther Strange, (334) 242-7447  
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7300

## **Murdock, J.**

- 1090642 Ex parte Thomas C. Donald. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Thomas C. Donald v. Larry Smalley and Gail Smalley) (DeKalb Circuit Court: CV-08-244; Civil Appeals : 2080800).

### **Writ Quashed. No Opinion.**

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

## **Shaw, J.**

- 1101231 Ex parte Garry D. Bearden. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Michael Warren v. Garry Bearden) (Calhoun Circuit Court: CV-11-68).

### **Petition Dismissed. No Opinion.**

Circuit Judge, Malcolm B. Street, Jr, (256) 231-1820  
Pet. Atty., William Eugene Rutledge, (205) 985-2411  
Resp. Atty., Tori Adams, (334) 242-7395  
Resp. Atty., Jason C. Odom, (256) 238-6005  
Resp. Atty., Shaun Leigh Quinlan, (256) 235-1973

- 1101211 Ex parte Hampton Insurance Agency and Ginger A. Spencer. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Mary Alice Patton d/b/a Hole in the Wall Lounge v. Hampton Insurance Agency et al.) (Hale Circuit Court: CV-09-900045).

### **Petition Granted. Writ Issued.**

Circuit Judge, Marvin Wayne Wiggins, (334) 624-5620  
Pet. Atty., Patricia R. Osuch, (334) 241-8000  
Pet. Atty., James Northcutt Walter, Jr, (334) 241-8066  
Resp. Atty., J Mark Hart, (205) 324-4400  
Resp. Atty., Gene T. Moore, (205) 349-5413  
Resp. Atty., Alan L. Vickrey

- 1101226 Ex parte Acceptance Indemnity Insurance Company and Ashland General Agency, Inc. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Mary Alice Patton d/b/a Hole in the Wall Lounge v. Hampton Insurance Agency et al.) (Hale Circuit Court: CV-09-900045).

### **Petition Granted. Writ Issued.**

Circuit Judge, Marvin Wayne Wiggins, (334) 624-5620  
Pet. Atty., J Mark Hart, (205) 324-4400  
Resp. Atty., Gene T. Moore, (205) 349-5413  
Resp. Atty., Patricia A. Romano  
Resp. Atty., James Northcutt Walter, Jr, (334) 241-8066

## **Main, J.**

- 1100680 Ex parte Kevin Zeimet. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Kevin Zeimet v. Amanda Quekemeyer) (Shelby Circuit Court: CV-10-182; Civil Appeals : 2091113).

### **Writ Quashed. No Opinion.**

Circuit Judge, J. Michael Joiner, (205) 669-3861  
Pet. Atty., James Lowell Entrekin, Jr, (205) 253-9119  
Pet. Atty., Jonathan Ashley Spann, (205) 669-2820

**Wise, J.**

- 1090946 Springhill Hospitals, Inc., et al. v. Dimitrios Critopoulos (Appeal from Mobile Circuit Court: CV-08-900551).

**Reversed And Remanded.**

Circuit Judge, Roderick P. Stout, (251) 574-8482  
Aplt. Atty., Philip H. Partridge, (251) 338-0566  
Aplt. Atty., Bryan D. Smith, (251) 338-0566  
Aple. Atty., Joseph Allan Brown, (251) 473-6691  
Aple. Atty., Chris N. Galanos, (251) 434-6444

- 1091225 National Security Fire & Casualty Company v. Maurice DeWitt (Appeal from Mobile Circuit Court: CV-07-1434).

**Order Vacated; Cause Remanded.**

Circuit Judge, James C. Wood, (251) 574-8475  
Aplt. Atty., Anthony M. Hoffman, (251) 694-1700  
Aplt. Atty., Jennifer S. Holifield, (251) 694-1700  
Aple. Atty., Benjamin T. Larkin, (205) 540-6487  
Aple. Atty., John Laymon Lawler, (251) 432-8861  
Aple. Atty., Donald W. Stewart, (256) 237-9311  
Amicus Aplt. Atty. - Pro Hac, Anthony T. Eliseuson, (312) 876-8000  
Amicus Aplt. Atty., Michael M. Shipper, (251) 445-7987

**PER CURIAM**

- 1100363 Ex parte Brandon Deon Mitchell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Brandon Deon Mitchell v. State of Alabama) (Jefferson Circuit Court: CC-06-1059; Criminal Appeals : CR-06-0827).

**Writ Quashed.**

Circuit Judge, J. William Cole, (205) 325-5290  
Pet. Atty., Donald L. Colee, Jr, (205) 592-4332  
Pet. Atty., Richard Stephen Jaffe, (205) 930-9800  
Pet. Atty., Michael Shores, (205) 251-6666  
Pet. Atty., Stephen Andrew Strickland, (205) 516-2055  
Pet. Atty., Ron D. Thrasher, (205) 453-1002  
Resp. Atty. General, Luther Strange, (334) 242-7447  
Resp. Asst. Atty. Gen., James Clayton Crenshaw, (334) 242-7423  
Resp. Asst. Atty. General, Prim Formby Escalona, (334) 353-2188  
Resp. Asst. Atty. General, Tina Coker Hammonds, (334) 353-7355