



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, OCTOBER 9, 2009**

PRESIDING JUDGE THOMPSON

2080322 University of South Alabama Hospitals v. Angela Blackmon (Appeal from Mobile Circuit Court: CV-08-900168)

Reversed And Remanded.

Circuit Judge, James C. Wood, (251) 690-8786
Apl. Atty., Thomas Richard Boller, (251) 433-2133
Aple. Atty., John Patrick Courtney, III, (251) 694-1001

2080524 D. M. S. v. State Department of Human Resources (Appeal from Montgomery Juvenile Court: JU-07-199, JU-07-200 and JU-07-201)

Affirmed. No Opinion.

2080531 Ricky Maze v. James Lambert d/b/a Lambert's Tree Service (Appeal from Marshall Circuit Court: CV-07-67)

Affirmed. No Opinion.

Circuit Judge, Allen Tim Jolley, (256) 571-7776
Apl. Atty., Robert W Hanson, (256) 878-2274
Aple. Atty., Jeffrey McLaughlin, (256) 582-2520
Aple. Atty., Lea L. Mosley, (256) 582-2520

2080575 Cecil R. Blocker v. Howard Ross; West Wind Condominium Association, Inc.; and Patrick A. Jones (Appeal from Madison Circuit Court: CV-05-1689)

Affirmed. No Opinion.

Circuit Judge, Talmage Lee Carter, (256) 534-8485
Apl. Atty., Elizabeth Teresa Cvetetic, (256) 532-0979
Aple. Atty., James G. Adams, Jr, (256) 353-6761
Aple. Atty., A. David Fawal, (205) 327-5331
Aple. Atty., Roderick K. Nelson, (205) 328-4100
Aple. Atty., Michael Finley Robertson, (256) 534-6222
Aple. Atty., Peter M Wolter, (205) 980-5888

2080595 H. J. T. v. State of Alabama ex rel. M.S.M. (Appeal from Calhoun Circuit Court: CS-05-423.02)

Reversed And Remanded.

JUDGE PITTMAN

2071146 William L. Wallace v. Tonya Wallace Bozeman (Appeal from Conecuh Circuit Court: DR-97-29.02)

Affirmed. No Opinion.

District Judge, Jeffrey Trainham Brock, (251) 578-2421
Aplt. Atty., Jason B. Dial, (334) 260-5135
Aple. Atty., Jennifer M. Bush, (334) 242-9330
Aple. Atty., Clinton H Hyde, (251) 578-3420

2080299 Walter L. Patrick v. Larry Frith (Appeal from Washington Circuit Court: CV-03-77)

Affirmed. No Opinion.

Circuit Judge, James T. Baxter, (251) 847-2304
Aplt. Atty., Philip G Perkins, (251) 246-4279
Aple. Atty., Sammy Joe Laurie, (251) 847-2567

JUDGE BRYAN

2080324 General Electric Company v. Mary Ann Baggett, as surviving dependent spouse of Charles Baggett (Appeal from Morgan Circuit Court: CV-03-764)

Affirmed.

Circuit Judge, Sherrie W Paler, (256) 351-4751
Aplt. Atty., Heather N. Hudson, (256) 353-6761
Aplt. Atty., William L Middleton, III, (256) 353-6761
Aple. Atty., John P. Burbach, (256) 536-1711
Aple. Atty., Travis S. Jackson, (256) 536-1711

2080373 Janet McKowen Smith v. Danny Smith (Appeal from Jefferson Circuit Court: DR-04-928.80)

Affirmed. No Opinion.

Circuit Judge, Ralph A (Sonny) Ferguson, Jr, (205) 325-5562
Aplt. Atty., Bert S Allen, (205) 941-0356
Aplt. Atty., Julie Katz Callaway, (205) 212-9700
Aple. Atty., Mavanee Routt Bear, (205) 933-0940
Aple. Atty., Samantha Rush, (205) 933-0940

JUDGE THOMAS

2080294 Jeffrey Jerman v. Audrey Marston (Appeal from Jefferson Circuit Court: CV-07-901813)

Affirmed. No Opinion.

Circuit Judge, Edward L Ramsey, (205) 325-5280
Aplt. Atty., Leah M Fuller, (205) 324-1212
Aple. Atty., James Alan Potts, II, (205) 980-5888

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

Affirmed In Part; Reversed In Part; And Remanded.

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

2080622 Frances Hickman v. J. Myron Smith (Appeal from Autauga Circuit Court: CV-06-376)

Affirmed. No Opinion.

Circuit Judge, Marvin Wayne Wiggins, (334) 624-5620
Aplt. Atty., Charles J. Lorant, (205) 870-9848
Aple. Atty., Bethany L. Bolger, (334) 206-3100
Aple. Atty., Ronald G Davenport, (334) 206-3278

2080625 A.C. v. C.C. (Appeal from Houston Juvenile Court: JU-07-304.02)

Appeal Dismissed.

2080667 Ex parte Debbie Bowie. PETITION FOR WRIT OF CERTIORARI (In re: Debbie Bowie v. Personnel Board of Jefferson County) (Jefferson Circuit Court: CV-07-4070)

Affirmed. No Opinion.

Circuit Judge, Virginia A Vinson, (205) 214-8683
Aple. Atty., French Andrew McMillan, (205) 325-5688
Aple. Atty., Charles S Wagner, (205) 325-5688

2080717 David Hathcock v. Linda Susan Hathcock (Appeal from Colbert Circuit Court: CV-05-202)

Affirmed. No Opinion.

Circuit Judge, Jacqueline M. Hatcher, (256) 386-8528
Aplt. Atty., James Marks, (256) 386-7750
Aple. Atty., Sherry Collum-Butler, (256) 764-0095

JUDGE MOORE

2080069 Fox Brook Holdings, LLC v. Terry Kennamore (Appeal from Colbert Circuit Court: CV-06-96)

Affirmed. No Opinion.

Circuit Judge, Jacqueline M. Hatcher, (256) 386-8528
Aplt. Atty., D. Edgar Black, (256) 383-5707
Aplt. Atty., Douglas Marcel Black, (256) 383-2435
Aple. Atty., Mitchell D. Hays, (256) 383-9444
Aple. Atty., Bethany Ellison Malone, (256) 383-9444

2080395 L.E.O. and P.O. v. A.L. and J.I.P. (Appeal from Madison Juvenile Court: JU-07-1751.01)

Affirmed. No Opinion. (Special Writing)

2080466 Al Adkins v. Town of Loxley et al. (Appeal from Baldwin Circuit Court: CV-07-900621)

Affirmed. No Opinion.

Circuit Judge, Charles C Partin, (251) 937-0273
Aplt. Atty., David A. Horton, (251) 943-3860
Aplt. Atty., Oliver J Latour, Jr, (251) 943-6760
Aple. Atty., Joseph Minus, Jr., (251) 432-4481
Aple. Atty., Monica E. Soderlund, (251) 432-4481

2080691 J.I. and S.J. v. Mobile County Department of Human Resources (Appeal from Mobile Juvenile Court: JU-07-178.91, JU-07-179.91, and JU-07-180.91)

Affirmed. No Opinion.

2080764 M.R.J. v. D.R.B. (Appeal from Montgomery Juvenile Court: JU-06-1038.01 and JU-06-1038.02)

Affirmed In Part; Reversed In Part; And Remanded.

2070379 Bishop State Community College v. Angelo Archible (Appeal from : FMCS: 07-04797)

(Consolidated with 2070670.)

Affirmed After Remand From The Alabama Supreme Court.

Aplt. Atty., Jeffrey Garrett Miller, (251) 432-1671
Aplt. Atty., David M. O'Brien, (251) 432-1671
Aple. Atty., Henry Harris Caddell, (251) 478-8880

2070670 Bishop State Community College v. James Soleyn (Appeal from : FMCS: 08-1166)

(Consolidated with 2070379.)

Affirmed After Remand From The Alabama Supreme Court.

Aplt. Atty., Jeffrey Garrett Miller, (251) 432-1671
Aplt. Atty., David M. O'Brien, (251) 432-1671
Aple. Atty., Jesse Cecil Gardner, (251) 433-8100
Aple. Atty., Allison Star Kahalley, (251) 433-8100
Aple. Atty., L Daniel Mims, (251) 433-0161

Aple. Atty., Theresa N. Williamson, (251) 433-0161

ON REHEARING

2080186 John D. West v. UOP, LLC (Appeal from Mobile Circuit Court: CV-07-524.51)

Application For Rehearing Overruled.

Circuit Judge, Roderick P. Stout, (251) 574-8482
Aplt. Atty., Michael A. Wing, (251) 433-7468
Aple. Atty., Christopher W. Deering, (205) 328-1900
Aple. Atty., Sandra B Reiss, (205) 328-1900

2080211 Louis B. Hanks, Margaret C. Hanks, and Tommy F. Clement v. Billy Mack Spann
(Appeal from Marion Circuit Court: CV-05-102)

Application For Rehearing Overruled.

Circuit Judge, Bobby R Aderholt, (205) 486-2257
Aplt. Atty., Frances Roberts Clement, (334) 284-5770
Aple. Atty., Allen Grocholski, (205) 932-3500

2080464 M. B. and E. B. v. S. B. (Appeal from Jefferson Juvenile Court: JU-06-51733.01 and
JU-06-51734.01)

Application For Rehearing Overruled.

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

Application For Rehearing Overruled.

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