



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, OCTOBER 26, 2012**

PRESIDING JUDGE THOMPSON

2100221 State Farm Mutual Automobile Insurance Company v. Charles Baggett (Appeal from Baldwin Circuit Court: CV-07-900118)

Reversed And Remanded After Remand From The Alabama Supreme Court.

Circuit Judge, J Langford Floyd, (251) 937-0235
Aplt. Atty., Mark Ulmer, (251) 473-4228
Aplt. Atty., William W. Watts, (251) 432-7200
Aple. Atty., Ralph Edward Massey, Jr, (251) 433-1000

2110138 Lucas Jasper Denmark v. Polan D. Willis, Jr., Harley Gregory, Phillip Barnett, and Bertha Marie Aguilar (Appeal from Morgan Circuit Court: CV-08-900122)

Affirmed. No Opinion.

Circuit Judge, Glenn E Thompson, (256) 351-4785
Aplt. Atty., Mary Ena Johnson Heath, (256) 534-1134
Aplt. Atty., L. Thompson McMurtrie, (256) 534-1134
Aple. Atty., John R. Baggette, (256) 536-1711
Aple. Atty., Benjamin R Little, (256) 518-3666
Aple. Atty., William L Middleton, (256) 353-6761

JUDGE PITTMAN

2110259 Tobin Joe Fisher v. Amy Nicole Thomas (Appeal from Madison Circuit Court: DR-06-1607.02)

Affirmed. No Opinion.

District Judge, Deborah B Paseur, (256) 760-5815
Aplt. Atty., James Brice Callaway, (256) 536-7707
Aple. Atty., Billy G. Hall, (256) 319-0590

2110294 Charles Lee Robbins, Sr. v. State of Alabama ex rel. Mary Beth Robbins Priddy (Appeal from Madison Circuit Court: DR-88-555.02)

Appeal Dismissed.

Circuit Judge, Karen K. Hall, (256) 532-3455
Aplt. Atty., Sydney Goodwin Dean, (256) 529-2909
Aple. Atty., Jennifer M. Bush, (334) 242-9330
Aple. Atty., Marilyn S Kavanaugh, (256) 532-1531

2110316 Fred Griffith v. G.A.K.E., Inc. (Appeal from Etowah Circuit Court: CV-09-900349)

Appeal Dismissed.

Circuit Judge, William Allen Millican, (256) 549-5364
Aplt. Atty., Joshua B Sullivan, (256) 543-9790
Aple. Atty., Graham R Pulvere, (205) 967-8822

JUDGE BRYAN

2110697 Gary Lee Wilkins v. Parthenia White-Wilkins (Appeal from Jefferson Circuit Court: DR-11-99)

Affirmed. No Opinion.

Circuit Judge, Dorothea Batiste, (205) 325-5022
Aplt. Atty., Cynthianther May, (205) 706-5295
Aple. Atty., D. Lee Hodges, (205) 251-6306

2110701 Linda May Hunter v. Morris Franklin Hunter (Appeal from Limestone Circuit Court: DR-11-170)

Affirmed. No Opinion.

Circuit Judge, Robert M Baker, (256) 233-8083
Aplt. Atty., Daniel L Forman, (256) 353-9486
Aple. Atty., John M Totten, (256) 233-2025

2110795 D.M.T.J.W.D. v. Lee County Department of Human Resources (Appeal from Lee Juvenile Court: JU-08-96.03 and JU-09-174.02)

Appeal Dismissed In Part With Instructions; Judgment Affirmed In Part.

JUDGE THOMAS

2110519 Kelly G. Graham v. City of Moulton Board of Zoning Adjustment (Appeal from Lawrence Circuit Court: CV-11-900051)

Affirmed. No Opinion.

District Judge, Paula Mcdowell, (256) 332-8886
Aplt. Atty., Christy Williams Graham, (256) 974-3373
Aple. Atty., David Jonathon Canupp, (256) 535-1100
Aple. Atty., William H Rogers, (256) 974-8584

2110576 Metals USA Plates and Shapes Southeast, Inc. v. Albert Conner (Appeal from Mobile Circuit Court: CV-06-257.80)

Affirmed. No Opinion.

Circuit Judge, Sarah H Stewart, (251) 574-8457
Aplt. Atty., J Walton Jackson, (251) 432-1000
Aplt. Atty., Barry Johnson Parker, (251) 432-0001
Aplt. Atty., Daniel Trice Stabler, (251) 432-0001
Aple. Atty., C S Chiepalich, (251) 478-1666
Aple. Atty., John Ronald Spencer, (251) 445-0590

2110653 Ray Tew v. Emmitt W. Mims and Susan M. Mims (Appeal from Geneva Circuit Court: CV-11-900030)

Affirmed. No Opinion.

Circuit Judge, Kenneth W. Quattlebaum, (334) 774-3726
Aplt. Atty., Lee Knowles, (334) 684-8022
Aple. Atty., Robert H. Brogden, (334) 774-5171

PER CURIAM

2100939 Hornady Transportation, LLC v. Gwendolyn B. Fluellen and Matkoski Fluellen (Appeal from Monroe Circuit Court: CV-09-99)

Affirmed In Part; Reversed In Part; And Remanded.

Circuit Judge, Dawn Hare, (251) 743-3649
Aplt. Atty., Joseph H. Driver, (205) 822-2006
Aplt. Atty., Tara Waller Lockett, (251) 626-9340
Aplt. Atty., Robert Justin Sherer, (256) 718-6040
Aple. Atty., Desmond V Tobias, (251) 432-5001

2110517 J.L.L. III and T.L.O.L. v. Jefferson County Department of Human Resources et al. (Appeal from St. Clair Juvenile Court: JU-11-326.01)

Affirmed.

ON REHEARING

2101153 Edward J. Thomas and Ruth Thomas v. Wells Fargo Bank, N.A., as Trustee for the Certificateholders of Certain Asset-Backed Certificates (Appeal from Montgomery Circuit Court: CV-08-900336)

Application For Rehearing Overruled.

2110441 Timothy T. Sanders v. BAC Home Loans Servicing, L.P. (Appeal from Montgomery Circuit Court: CV-10-901303)

Application For Rehearing Overruled.

Circuit Judge, Charles Price, (334) 832-5331
Aple. Atty., John T. Bender, (251) 342-9172
Aple. Atty., Beth M Rouse, (251) 342-9172

2110522 L.M.W. v. D.J. and G.J. (Appeal from Etowah Juvenile Court: JU-07-291.02)

Application For Rehearing Overruled.

2110643 Namath Joe Jackson v. WAFF, LLC, and Huntsville Broadcasting Corporation (Appeal from Madison Circuit Court: CV-11-643)

Application Granted; No-Opinion Order Of Affirmance Of August 17, 2012, Withdrawn; Opinion Substituted; Affirmed.

Circuit Judge, James P Smith, (256) 532-3394
Aplt. Atty., William Jordan Underwood, (256) 383-1791
Aple. Atty., Richard Aaron Chastain, (205) 521-8771

Aple. Atty., Warne S Heath, (256) 517-5100
Aple. Atty., E Cutter Hughes, (256) 517-5100
Aple. Atty., Benjamin L. McArthur, (256) 517-5100
Aple. Atty., Scott Burnett Smith, (256) 517-5198

2110810 Tristen Anterrio Long v. State of Alabama (Appeal from Houston Circuit Court:
CV-11-900397)

Application For Rehearing Overruled.

Circuit Judge, J Kevin Moulton, (334) 677-4854
Aple. Atty., Banks T Smith, (334) 677-4894
Aple. Atty., Douglas Albert Valeska, (334) 677-4894