



**LIST OF DECISIONS ANNOUNCED BY  
THE SUPREME COURT OF ALABAMA  
ON FRIDAY, DECEMBER 14, 2012**

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**Woodall, J.**

- 1111617 Ex parte Houston Economic Development Association. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: State of Alabama, by and through Attorney General Luther Strange v. \$283,657.68 United States Currency et al.) (Houston Circuit Court: CV-12-900266).

**Petition Denied. No Opinion.**

Circuit Judge, J. Michael Conaway, (334) 677-4889  
Pet. Atty., Ernest H. Hornsby, (334) 793-2424  
Pet. Atty., Ashton Holmes Ott, (334) 793-2424  
Pet. Atty., William C White, II, (205) 244-1920  
Resp. Atty. General, Luther Strange, (334) 242-7447  
Resp. Asst. Atty. General, John C. Neiman, Jr, (334) 353-2187  
Resp. Asst. Atty. General, Jess R Nix, (334) 353-0619  
Resp. Atty., Andrew Lynn Brasher, (334) 353-2609  
Resp. Atty., F. Lane Finch, Jr, (205) 324-4400  
Resp. Atty., Henry Theodore Reagan, II, (334) 242-7300

**Stuart, J.**

- 1111648 Ex parte Mobile Gas Service Corporation. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Donald R. Parker, et al. v. Mobile Gas Service Corporation et al.) (Mobile Circuit Court: CV-12-900711).

**Petition Denied. No Opinion.**

Circuit Judge, Charles A. Graddick, (251) 574-5639  
Circuit Judge, John Ray Lockett, (251) 574-8477  
Circuit Judge, Robert Herschel Smith, (251) 251-8485  
Circuit Judge, Roderick P. Stout, (251) 574-8482  
Circuit Judge, James C. Wood, (251) 574-8475  
Circuit Judge, Michael A. Youngpeter, (251) 574-8780  
Pet. Atty., Scott G. Brown, (251) 405-1300  
Pet. Atty., Edward A. Dean, (251) 405-1300  
Pet. Atty., Timothy Heisterhagen, (251) 405-1300  
Pet. Atty., Mary Kathleen Miller, (251) 405-1300  
Pet. Atty., Norman E. Waldrop, Jr, (251) 405-1300  
Resp. Atty., James E. Atchison, (251) 665-7200  
Resp. Atty., Donald Guy Beebe, (251) 665-7200  
Resp. Atty., James A. Byram, Jr, (334) 269-3159  
Resp. Atty., Louis M Calligas, (334) 269-3127  
Resp. Atty., John Patrick Courtney, III, (251) 694-1001  
Resp. Atty., Chris N. Galanos, (251) 665-7200  
Resp. Atty., Willie J. Huntley, Jr, (251) 434-0007

Resp. Atty., William Bradford Kittrell, (251) 378-0128  
Resp. Atty., Steven A. Martino, (251) 433-3131  
Resp. Atty., Steven G. McKinney, (205) 226-3496  
Resp. Atty., W. Austin Mulherin, III, (251) 431-6020  
Resp. Atty., Christopher Howell Murray, (228) 864-8117  
Resp. Atty., Henry R. Seawell, IV, (251) 476-4419  
Resp. Atty., Jack Smalley, III, (251) 610-8744  
Resp. Atty., Stephen M. Tunstall, (251) 432-2221  
Resp. Atty., Edward M. Weed, (205) 443-6661

- 1111653 Ex parte Mobile Gas Service Corporation. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: John Crum, et al. v. Mobile Gas Service Corporation et al.) (Mobile Circuit Court: CV-12-901057).

**Petition Denied. No Opinion.**

Circuit Judge, Charles A. Graddick, (251) 574-5639  
Circuit Judge, Michael A. Youngpeter, (251) 574-8780  
Pet. Atty., Scott G. Brown, (251) 405-1300  
Pet. Atty., Edward A. Dean, (251) 405-1300  
Pet. Atty., Timothy Heisterhagen, (251) 405-1300  
Pet. Atty., Mary Kathleen Miller, (251) 405-1300  
Pet. Atty., Norman E. Waldrop, Jr, (251) 405-1300  
Resp. Atty., James A. Byram, Jr, (334) 269-3159  
Resp. Atty., Louis M Calligas, (334) 269-3127  
Resp. Atty., Willie J. Huntley, Jr, (251) 434-0007  
Resp. Atty., William Bradford Kittrell, (251) 378-0128  
Resp. Atty., Steven A. Martino, (251) 433-3131  
Resp. Atty., Steven G. McKinney, (205) 226-3496

- 1111654 Ex parte Mobile Gas Service Corporation. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Walter Austin and Earnestine Austin et al. v. Mobile Gas Service Corporation et al.) (Mobile Circuit Court: CV-12-901133).

**Petition Denied. No Opinion.**

Circuit Judge, Charles A. Graddick, (251) 574-5639  
Circuit Judge, Robert Herschel Smith, (251) 251-8485  
Pet. Atty., Scott G. Brown, (251) 405-1300  
Pet. Atty., Edward A. Dean, (251) 405-1300  
Pet. Atty., Timothy Heisterhagen, (251) 405-1300  
Pet. Atty., Mary Kathleen Miller, (251) 405-1300  
Pet. Atty., Norman E. Waldrop, Jr, (251) 405-1300  
Resp. Atty., James E. Atchison, (251) 665-7200  
Resp. Atty., Donald Guy Beebe, (251) 665-7200  
Resp. Atty., James A. Byram, Jr, (334) 269-3159  
Resp. Atty., Louis M Calligas, (334) 269-3127  
Resp. Atty., Chris N. Galanos, (251) 665-7200  
Resp. Atty., Willie J. Huntley, Jr, (251) 434-0007  
Resp. Atty., Steven G. McKinney, (205) 226-3496

- 1111655 Ex parte Mobile Gas Service Corporation. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Fanjala Moore et al. v. Mobile Gas Service Corporation et al) (Mobile Circuit Court: CV-12-901471).

**Petition Denied. No Opinion.**

Circuit Judge, Charles A. Graddick, (251) 574-5639  
Circuit Judge, Roderick P. Stout, (251) 574-8482  
Pet. Atty., Scott G. Brown, (251) 405-1300

Pet. Atty., Edward A. Dean, (251) 405-1300  
Pet. Atty., Timothy Heisterhagen, (251) 405-1300  
Pet. Atty., Mary Kathleen Miller, (251) 405-1300  
Pet. Atty., Norman E. Waldrop, Jr, (251) 405-1300  
Resp. Atty., James A. Byram, Jr, (334) 269-3159  
Resp. Atty., Louis M Calligas, (334) 269-3127  
Resp. Atty., Willie J. Huntley, Jr, (251) 434-0007  
Resp. Atty., Steven G. McKinney, (205) 226-3496  
Resp. Atty., Henry R. Seawell, IV, (251) 476-4419  
Resp. Atty., Stephen M. Tunstall, (251) 432-2221

1111656 Ex parte Mobile Gas Service Corporation. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Carletta J. Davis and Gregory C. Davis, Sr., et al. v. Mobile Gas Service Corporation et al.) (Mobile Circuit Court: CV-12-901490).

**Petition Denied. No Opinion.**

Circuit Judge, Charles A. Graddick, (251) 574-5639  
Circuit Judge, John Ray Lockett, (251) 574-8477  
Pet. Atty., Scott G. Brown, (251) 405-1300  
Pet. Atty., Edward A. Dean, (251) 405-1300  
Pet. Atty., Timothy Heisterhagen, (251) 405-1300  
Pet. Atty., Mary Kathleen Miller, (251) 405-1300  
Pet. Atty., Norman E. Waldrop, Jr, (251) 405-1300  
Resp. Atty., James E. Atchison, (251) 665-7200  
Resp. Atty., Donald Guy Beebe, (251) 665-7200  
Resp. Atty., James A. Byram, Jr, (334) 269-3159  
Resp. Atty., Louis M Calligas, (334) 269-3127  
Resp. Atty., Chris N. Galanos, (251) 665-7200  
Resp. Atty., Willie J. Huntley, Jr, (251) 434-0007  
Resp. Atty., Steven G. McKinney, (205) 226-3496

**Bolin, J.**

1110657 27001 Partnership et al. v. J.P. Morgan Securities Inc. a/k/a J.P. Morgan Securities LLC (Appeal from Jefferson Circuit Court: CV-04-7487).

**Affirmed. No Opinion.**

Circuit Judge, Joseph L. Boohaker, (205) 325-5753  
Apl. Atty., Gayle L. Douglas, (205) 326-3336  
Apl. Atty., Stephen D. Heninger, (205) 326-3336  
Apl. Atty., Grace Long Kipp, (205) 986-3630  
Apl. Atty., Michael Todd Sansbury, (205) 986-3623  
Apl. Atty., Robert K. Spotswood, (205) 986-3622  
Apl. Atty., James C. Barton, (205) 458-9400  
Apl. Atty., Helen Kathryn Downs, (205) 458-9400  
Apl. Atty., Don B. Long, III, (205) 458-9400  
Apl. Atty., David Wooten Proctor, (205) 458-9400  
Apl. Atty., Mary Brunson Whatley, (205) 458-9400

## **Parker, J.**

- 1110774 Bank of America, N.A. v. Cooperative District of the City of Spanish Fort - Highway 98 Public Facilities and Wells Fargo Bank, N.A. (Appeal from Baldwin Circuit Court: CV-11-901544).

### **Affirmed. No Opinion.**

Circuit Judge, J. Langford Floyd, (251) 937-0237  
Apl. Atty., Michael Leo Hall, (205) 251-3000  
Apl. Atty., Gail Mills  
Apl. Atty., Robert H. Rutherford, (205) 458-5286  
Apl. Atty., Michael D. Strasavich, (251) 344-5151  
Apl. Atty., Shawn Tavel Alves, (251) 626-6696  
Apl. Atty., Samuel N. Crosby, (251) 626-6696  
Apl. Atty., Richard E. Davis, (251) 621-1555  
Apl. Atty., Richard Eugene Davis, Jr, (251) 621-1555  
Apl. Atty., Joseph David Steadman, (251) 661-0702  
Apl. Atty., Anne Sumblin, (334) 565-3380

- 1110788 Andrew Bolnick, in his capacity as receiver for Cypress/Spanish Fort I, LP v. Cooperative District of the City of Spanish Fort - Highway 98 Public Facilities and Wells Fargo Bank, N.A. (Appeal from Baldwin Circuit Court: CV-11-901544).

### **Affirmed. No Opinion.**

Circuit Judge, J. Langford Floyd, (251) 937-0237  
Apl. Atty., Shawn Tavel Alves, (251) 626-6696  
Apl. Atty., Richard E. Davis, (251) 621-1555  
Apl. Atty., Robert H. Rutherford, (205) 458-5286  
Apl. Atty., Anne Sumblin, (334) 565-3380

## **Shaw, J.**

- 1100326 Ex parte Michael Wayne Reynolds. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Wayne Reynolds v. State of Alabama) (Etowah Circuit Court: CC-05-257.01; CC-05-257.02; CC-05-257.03; CC-05-257.04; CC-05-257.05; Criminal Appeals : CR-07-0443).

### **Writ Denied. No Opinion.**

Circuit Judge, William Allen Millican, (256) 549-5364  
Pet. Atty., Sophia F. Bernhardt, (334) 269-1803  
Pet. Atty., Walden M. Buttram, (256) 547-3111  
Pet. Atty., Angela Setzer, (334) 269-1803  
Pet. Atty., Bryan Stevenson, (334) 269-1803  
Resp. Atty. General, Luther Strange, (334) 242-7447  
Resp. Atty., Pamela Lynn Casey, (205) 625-4717  
Resp. Atty., James H Rutter, III, (334) 242-7300

**Main, J.**

1111313 Gatewood A. Walden v. Alabama State Bar Association (Appeal from ASB-No. 09-1040(A)).

**Affirmed. No Opinion.**

Apl. Atty., Gatewood Andrew Walden, (334) 277-3790

Aple. Atty., James Anthony McLain, (334) 269-1515

Aple. Atty., Mark B. Moody, (334) 269-1515

**Wise, J.**

1111491 Ex parte Emily E. Lassiter. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Emily E. Lassiter v. Matthew R. Lassiter) (Houston Circuit Court: DR-10-263.01; Civil Appeals : 2110035).

**Writ Quashed. No Opinion.**