



**LIST OF DECISIONS ANNOUNCED BY  
THE SUPREME COURT OF ALABAMA  
ON FRIDAY, APRIL 11, 2014**

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**Moore, C.J.**

1121478 Commonwealth Land Title Insurance Company v. Akridge & Balch, P.C. (Appeal from Lee Circuit Court: CV-12-900645).

**Affirmed. No Opinion.**

1130224 Ex parte Everett Bernard Morton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Everett Bernard Morton v. State of Alabama) (Houston Circuit Court: CC-06-648; CC-06-649; Criminal Appeals : CR-10-1579).

**Writ Denied. No Opinion.**

1130366 Ex parte Joshua Allen Garzarek. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joshua Allen Garzarek v. State of Alabama) (Houston Circuit Court: CC-10-1345; Criminal Appeals : CR-12-0278).

**Writ Denied. No Opinion.**

1130550 Ex parte Johnnie W. Jacks. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Johnnie W. Jacks v. State of Alabama) (Autauga Circuit Court: CC08-288.61; Criminal Appeals : CR-12-1026).

**Writ Denied. No Opinion.**

**Stuart, J.**

1121534 Guardian Builders, LLC, and E. Wayne Tackett v. Randy Uselton and Melissa Uselton (Appeal from Madison Circuit Court: CV-09-901074).

**Reversed And Remanded.**

1130061 Ex parte Allison Harris, as next friend of Lauren Harris, a minor, and Allison Harris, as next friend and mother of Brittany Harris. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Allison Harris, as next friend of Lauren Harris, a minor, and Allison Harris, as next friend and mother of Brittany Harris v. The Crenshaw County Healthcare Authority d/b/a Crenshaw Community Hospital et al.) (Crenshaw Circuit Court: CV-12-900027).

**Petition Denied. No Opinion.**

1130600 Ex parte G. H. J. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: G. H. J. v. State of Alabama) (Elmore Circuit Court: CC-13-79; Criminal Appeals : CR-12-1758).

**Writ Denied. No Opinion.**

1130643 Ex parte Gatayas Marquise Miles, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Gatayas Marquise Miles, alias v. State of Alabama) (Jefferson Circuit Court: CC-12-1983; Criminal Appeals : CR-12-1646).

**Writ Denied. No Opinion.**

1130644 Ex parte Anthony Devero. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Anthony Devero v. North American Bus Industries) (Calhoun Circuit Court: CV-05-104; Civil Appeals : 2120133).

**Writ Denied. No Opinion.**

### **Bolin, J.**

1130346 Lakeshi Robinson v. Donald H. Allen and Donald H. Allen Development, Inc. (Appeal from Lee Circuit Court: CV-09-900306).

**Affirmed. No Opinion.**

1130593 Ex parte Michael Knott. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Knott v. State of Alabama) (Jefferson Circuit Court: CC-99-0962; Criminal Appeals : CR-12-2089).

**Writ Denied. No Opinion.**

1130640 Ex parte Brenda Brown. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Brenda Brown v. Wal-Mart Stores East, LP, et al.) (Marshall Circuit Court: CV-08-207; Civil Appeals : 2120393).

**Writ Denied. No Opinion.**

### **Parker, J.**

1120612 Regions Bank, as trustee of the J.F.B. Lowrey Trust v. Sam G. Lowrey, Jr., individually and on behalf of the J.F.B. Lowrey Trust, and Shelby Jones, individually and on behalf of the J.F.B. Lowrey Trust (Appeal from Monroe Circuit Court: CV-07-900073).

**Reversed And Remanded.**

1121208 Ex parte Guy M. Sanders and Doyle Johnson. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Guy M. Sanders and Doyle Johnson v. Aubrey Hornsby et al.) (Elmore Circuit Court: CV-12-900312; Civil Appeals : 2120868).

**Petition Denied. No Opinion.**

1121334 Wolfe Family Trust and its Trustee, James Wolfe v. Robert F. Blake, Jr. (Appeal from Winston Circuit Court: CV-11-900084).

**Affirmed. No Opinion.**

1130623 Ex parte Jerry Lynn Beason II. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Jerry Lynn Beason II v. Amanda Joann Beason) (Morgan Circuit Court: DR-10-1015.02; Civil Appeals : 2120585).

**Writ Denied. No Opinion.**

## **Murdock, J.**

1130290 Ex parte John Louis Reed. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John Louis Reed v. State of Alabama) (Mobile Circuit Court: CC-11-2494; CC-11-2495; CC-11-2496; CC-11-2497; CC-11-2498; Criminal Appeals : CR-11-1533).

**Writ Denied. No Opinion.**

1130343 Ex parte Rocky Edward Jones. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Rocky Edward Jones v. State of Alabama) (Enterprise Circuit Court: CC-08-279.60; CC-08-280.60; Criminal Appeals : CR-12-0954).

**Writ Denied. No Opinion.**

1130425 Ex parte Latoria D. Jordan, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Latoria D. Jordan, alias v. State of Alabama) (Montgomery Circuit Court: CC-13-69; Criminal Appeals : CR-12-1206).

**Writ Denied. No Opinion.**

1130482 Ex parte Jerry Lawrence Johnston, Sr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Jerry Lawrence Johnston, Sr. v. Jerry Lawrence Johnston, Jr., and Ashley Sheffield Johnston) (Pike Circuit Court: CV-11-118; Civil Appeals : 2120563).

**Writ Denied. No Opinion.**

1130497 Ex parte J.W.R., Sr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.W.R., Sr. v. Tuscaloosa County Department of Human Resources) (Tuscaloosa Juvenile Court: JU-12-625.01; Civil Appeals : 2120918, 2120919).

**Writ Denied. No Opinion.**

1130518 Ex parte Clarence Waters. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Clarence Waters v. State of Alabama) (Montgomery Circuit Court: CC-05-0275; Criminal Appeals : CR-12-0971).

**Writ Denied. No Opinion.**

1130596 Ex parte Ronzie McRath. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ronzie McRath v. State of Alabama) (Calhoun Circuit Court: CC-93-496.62; Criminal Appeals : CR-12-1166).

**Writ Denied. No Opinion.**

## **Shaw, J.**

1130017 Ex parte Shelby County Board of Equalization. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Central Shelby LTD. v. Shelby County Board of Equalization) (Shelby Circuit Court: CV-13-900699).

**Petition Granted. Writ Issued.**

## **Main, J.**

1130477 Ex parte Lareshia Shyneke Bennett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Lareshia Shyneke Bennett v. Deutsche Bank National Trust Company) (Elmore Circuit Court: CV-12-900050; Civil Appeals : 2111132).

**Writ Denied. No Opinion.**

1130553 Ex parte B. V. B. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: B. V. B. v. State of Alabama) (Lauderdale Circuit Court: CC12-272; Criminal Appeals : CR-12-1386).

**Writ Denied. No Opinion.**

1130641 Ex parte Renza Danielle Wright, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Renza Danielle Wright, alias v. State of Alabama) (Lee Circuit Court: CC-09-335; Criminal Appeals : CR-12-1068).

**Writ Denied. No Opinion.**

## **Wise, J.**

1120533 Jackson & Tucker, P.C. et al. v. Jonathan H. Waller et al. (Appeal from Jefferson Circuit Court: CV-10-900613).

**Affirmed. No Opinion.**

1121034 Kenneth E. Fomby, Sr. v. River Church Birmingham (Appeal from Jefferson Circuit Court: CV-12-0686).

**Affirmed. No Opinion.**

1121253 Don Smith v. Julie P. Magee, as Commissioner of the Alabama Department of Revenue et al. (Appeal from Jefferson Circuit Court: CV-09-902088).

**Affirmed. No Opinion.**

1121412 Hector Laurel, M.D. et al. v. Tiffany Sisk Prince (Appeal from Madison Circuit Court: CV-11-901089).

**Reversed And Remanded.**

1130534 Ex parte Curtis L. Sparks, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Curtis L. Sparks, Jr. v. Contessa Bell et al.) (Jefferson Circuit Court: CV-12-1602; Civil Appeals : 2120935).

**Writ Denied. No Opinion.**

1130599 Ex parte George Wilson Cavender. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: George Wilson Cavender v. State of Alabama) (Cullman Circuit Court: CC-13-0024; Criminal Appeals : CR-12-1701).

**Writ Denied. No Opinion.**

## **Bryan, J.**

1121058 First Commercial Bank of Huntsville v. Henry Moore Nowlin III et al. (Appeal from Morgan Circuit Court: CV-09-900267).

**Affirmed. No Opinion.**

1130354 Ex parte John Lewis Thomas, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John Lewis Thomas, Jr. v. State of Alabama) (Crenshaw Circuit Court: CC-09-55; CC-09-56; CC-09-57; CC-09-58; CC-09-59; CC-09-60; Criminal Appeals : CR-11-1243).

**Writ Denied. No Opinion.**

1130400 Ex parte Bryon Durrell Shelton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Bryon Durrell Shelton v. State of Alabama) (Tuscaloosa Circuit Court: CC-09-1974.60; Criminal Appeals : CR-12-1780).

**Writ Denied. No Opinion.**

1130424 Ex parte Fredrick Bernard Mosley. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Fredrick Bernard Mosley v. State of Alabama) (Houston Circuit Court: CC-12-03; Criminal Appeals : CR-12-1417).

**Writ Denied. No Opinion.**

1130445 Ex parte Christopher Lamar Carroll. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Christopher Lamar Carroll v. State of Alabama) (Cleburne Circuit Court: CC-09-07.70; Criminal Appeals : CR-12-1377).

**Writ Denied. No Opinion.**

1130601 Ex parte Richard Aaron Jacobs. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Richard Aaron Jacobs v. State of Alabama) (Cullman Circuit Court: CC-11-0030; Criminal Appeals : CR-12-1824).

**Writ Denied. No Opinion.**

## **ON REHEARING**

1120789 Virginia S. Whitfield et al. v. Les Massey et al. (Appeal from Montgomery Circuit Court: CV-12-900389).

**Application Overruled. No Opinion.**

1120874 Hugh James Rush v. Avizent Risk and Paula Harris (Appeal from Mobile Circuit Court: CV-10-901505).

**Application Overruled. No Opinion.**

1121155 Robert Tate v. Sterling Bank (Appeal from Montgomery Circuit Court: CV-11-901331).

**Application Overruled. No Opinion.**

1121340 Larry Eugene Leeth and Edna Lee Leeth v. Progressive Corporation and GEICO Indemnity Insurance (Appeal from Cullman Circuit Court: CV-12-0077).

**Application Overruled. No Opinion.**

1121454 Justin Allred et al. v. Michael F. Ford, P.C. et al. (Appeal from Colbert Circuit Court: CV-11-900055).

**Application Overruled. No Opinion.**

1121115 Tom Cooper et al. v. Russell Lands, Inc. (Appeal from Elmore Circuit Court: CV-12-900321).

**Application Overruled. No Opinion.**