



**LIST OF DECISIONS ANNOUNCED BY  
THE SUPREME COURT OF ALABAMA  
ON FRIDAY, MAY 16, 2014**

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**Moore, C.J.**

1130037 Gaynell Warnken v. Rob Watkins (Appeal from St. Clair Circuit Court, Ashville Division: CV-11-0125).

**Affirmed. No Opinion.**

1130562 Ex parte Zachary Wedgeworth. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Zachary Wedgeworth v. Alabama Department of Corrections) (Montgomery Circuit Court: CV-13-317; Criminal Appeals : CR-13-0076).

**Writ Denied. No Opinion.**

1130653 Ex parte Charles Sherrod Grimsley. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Charles Sherrod Grimsley v. Debra S. Grimsley) (Tuscaloosa Circuit Court: DR-11-900067; Civil Appeals : 2120194).

**Writ Denied. No Opinion.**

1130694 Ex parte M. O. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: M. O. v. State of Alabama) (Autauga Circuit Court: CC-11-329; Criminal Appeals : CR-12-0809).

**Writ Denied. No Opinion.**

**Stuart, J.**

1130096 Raven Nash v. Marcus Tinker et al. (Appeal from Tuscaloosa Circuit Court: CV-12-900486).

**Affirmed. No Opinion.**

1130525 Joseph Massey, Jr. v. Children's Hospital of Alabama et al. (Appeal from Jefferson Circuit Court: CV-12-1109; Civil Appeals : 2130381).

**Affirmed. No Opinion.**

1130663 Ex parte Edward Lavar King. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Edward Lavar King v. State of Alabama) (Etowah Circuit Court: CC-07-437.60; Criminal Appeals : CR-12-1145).

**Writ Denied. No Opinion.**

1130719 Ex parte Timothy Dewayne Straw. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Timothy Dewayne Straw v. State of Alabama) (Enterprise Circuit Court: CC-10-275.60; CC-10-276.60; Criminal Appeals : CR-12-1916).

**Writ Denied. No Opinion.**

1130733 Ex parte Glen Marvin Hanback, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Glen Marvin Hanback, Jr. v. State of Alabama) (Lauderdale Circuit Court: CC-12-161; CC-12-499; Criminal Appeals : CR-12-1585).

**Writ Denied. No Opinion.**

1130757 Ex parte V. M. G. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: V. M. G. v. State of Alabama) (Morgan Circuit Court: CC-07-816.60; CC-07-819.60; Criminal Appeals : CR-12-0654).

**Writ Denied. No Opinion.**

### **Bolin, J.**

1130682 Ex parte Marvin Ray Jude. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. Marvin Ray Jude) (Madison Circuit Court: CC-07-3024; Criminal Appeals : CR-13-0270).

**Writ Denied. No Opinion.**

1130739 Ex parte John A. Daugherty and Cheryl A. Daugherty. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: John A. Daugherty and Cheryl A. Daugherty v. Brenda M. Campbell et al.) (Jefferson Circuit Court: CV-12-902133; Civil Appeals : 2120844).

**Writ Denied. No Opinion.**

1130764 Ex parte Russell T. Emrick. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Russell T. Emrick v. State of Alabama) (Cleburne Circuit Court: CC-12-13; Criminal Appeals : CR-12-0543).

**Writ Denied. No Opinion.**

1130802 Ex parte Dwight Sweeney. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dwight Sweeney v. State of Alabama) (Montgomery Circuit Court: CC-95-1470.62; Criminal Appeals : CR-12-1296).

**Writ Denied. No Opinion.**

### **Parker, J.**

1130006 Stewart R. Dudley v. American Arbitration Association et al. (Appeal from Shelby Circuit Court: CV-13-900998).

**Affirmed. No Opinion.**

1130284 Betty Thomas v. Carl Wendell Madison (Appeal from Jefferson Circuit Court: CV-11-902938).

**Affirmed. No Opinion.**

1130472 Ex parte Lionel Jay Bates. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lionel Jay Bates v. State of Alabama) (Cullman Circuit Court: CC-10-448; CC-10-449; CC-10-452; CC-10-454; CC-10-455; CC-10-457; Criminal Appeals : CR-12-1218).

**Writ Denied. No Opinion.**

1130618 Ex parte William Keith Robey. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William Keith Robey v. Alabama Department of Corrections) (Montgomery Circuit Court: CV-13-309; Criminal Appeals : CR-12-1967).

**Writ Denied. No Opinion. (Special Writing)**

1130639 Ex parte McCrory & Williams, Inc. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: McCrory & Williams, Inc. v. Leon Allen) (Baldwin Circuit Court: CV-02-685; Civil Appeals : 2121099).

**Writ Denied. No Opinion.**

1130646 Ex parte Simon Irvin Kendrick, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Simon Irvin Kendrick, alias v, State of Alabama) (Tuscaloosa Circuit Court: CC-10-1627; Criminal Appeals : CR-12-1353).

**Writ Denied. No Opinion.**

1130670 Ex parte Suzanne Carol Bennison. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Suzanne Carol Bennison v. State of Alabama) (Limestone Circuit Court: CC-10-462; Criminal Appeals : CR-12-0041).

**Writ Denied. No Opinion.**

1130689 Ex parte Ronald Jacob, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ronald Jacob, alias v. State of Alabama) (Jefferson Circuit Court: CC-11-4025; Criminal Appeals : CR-12-0792).

**Writ Denied. No Opinion.**

1130714 Ex parte Dien Thanh Mai. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dien Thanh Mai v. State of Alabama) (Mobile Circuit Court: CC-03-4624.61; Criminal Appeals : CR-12-1834).

**Writ Denied. No Opinion.**

1130762 Ex parte Warren Francis McDonald III. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Warren Francis McDonald III v. State of Alabama) (Covington Circuit Court: CC-11-218; Criminal Appeals : CR-12-1441).

**Writ Denied. No Opinion.**

1130778 Ex parte Shantez Dionte Webster. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Shantez Dionte Webster v. State of Alabama) (Houston Circuit Court: CC-12-616; Criminal Appeals : CR-12-1486).

**Writ Denied. No Opinion.**

## **Murdock, J.**

1120105 William A. Wing II and Benjamin S. Citrin, M.D. v. S.E. Property Holdings, LLC. (Appeal from Mobile Circuit Court: CV-10-900491).

**Affirmed. No Opinion.**

1130077 Ex parte James Hessler. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: James Hessler v. City of Huntsville) (Madison Circuit Court: CV-12-561; Civil Appeals : 2111251).

**Writ Denied. No Opinion.**

1130569 Ex parte Charles Vernon Harris, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charles Vernon Harris, Jr. v. State of Alabama) (Limestone Circuit Court: CC-07-0577.62; Criminal Appeals : CR-12-1182).

**Writ Denied. No Opinion.**

1130628 Ex parte Andrea Terell Marshall, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Andrea Terell Marshall, alias v. State of Alabama) (Montgomery Circuit Court: CC-07-1305.80; Criminal Appeals : CR-12-0126).

**Writ Denied. No Opinion.**

1130680 Ex parte Brandon Ashkan Ajizadeh. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Brandon Ashkan Ajizadeh v. State of Alabama) (Mobile Circuit Court: CC-12-894; Criminal Appeals : CR-12-0999).

**Writ Denied. No Opinion.**

1130724 Ex parte Terry Dewayne Bailey. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Terry Dewayne Bailey v. State of Alabama) (Montgomery Circuit Court: CC-13-515; Criminal Appeals : CR-12-2057).

**Writ Denied. No Opinion.**

1130747 Ex parte Jason Lee Rucker. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jason Lee Rucker v. State of Alabama) (Bessemer Circuit Court: CC-08-257.60; Criminal Appeals : CR-10-1273).

**Writ Denied. No Opinion.**

## **Shaw, J.**

1121107 Beverly Tunstall v. Steve Irons et al. (Appeal from Escambia Circuit Court: CV-11-0076).

**Affirmed. No Opinion.**

1121296 Edwin R. Wells and Debbie J. Wells v. Alabama Power Company et al. (Appeal from Winston Circuit Court: CV-09-0093).

**Affirmed. No Opinion.**

## **Main, J.**

1130642 Ex parte Nezelda M. Roland. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Nezelda M. Roland v. State of Alabama) (Pickens Circuit Court: CC-11-232; Criminal Appeals : CR-12-1928).

**Writ Denied. No Opinion.**

1130645 Ex parte Linda Sue Renn-Pierce. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Linda Sue Renn-Pierce v. Roger Lee Pierce) (Bibb Circuit Court: DR-11-69; Civil Appeals : 2120045).

**Writ Denied. No Opinion.**

1130660 Ex parte Larry Joe Jordan. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Larry Joe Jordan v. State of Alabama) (Jefferson Circuit Court: CC-83-1136.61; Criminal Appeals : CR-12-2112).

**Writ Denied. No Opinion.**

1130671 Ex parte Gail Thrasher. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Gail Thrasher v. MAX Credit Union) (Montgomery Circuit Court: CV-11-901430; Civil Appeals : 2120616).

**Writ Denied. No Opinion.**

1130707 Ex parte James A. Stovall. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James A. Stovall v. State of Alabama) (Jefferson Circuit Court: CC-84-1402; CC-84-1403; CC-84-1404; CC-84-1405; CC-84-1406; CC-84-1407; CC-84-1651; Criminal Appeals : CR-13-0003).

**Writ Denied. No Opinion.**

1130746 Ex parte William R. Chappell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William R. Chappell v. Alabama Department of Corrections) (Montgomery Circuit Court: CV-13-470; Criminal Appeals : CR-13-0159).

**Writ Denied. No Opinion.**

## **Wise, J.**

1121298 George Nick Autrey, II v. Von Memory (Appeal from Lee Circuit Court: CV-10-900441).

**Affirmed. No Opinion.**

1130511 Ex parte Shaun Shapely. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Shaun Shapely v. Alabama Department of Corrections) (Montgomery Circuit Court: CV-13-0460; Criminal Appeals : CR-12-2009).

**Writ Denied. No Opinion.**

1130736 Ex parte Louis Green Person. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Louis Green Person v. State of Alabama) (Talladega Circuit Court: CC-12-385; Criminal Appeals : CR-12-1891).

**Writ Denied. No Opinion.**

1130783 Ex parte Arthur Hall. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Arthur Hall v. Alabama Department of Corrections) (Elmore Circuit Court: CV-13-79; Criminal Appeals : CR-13-0086).

**Writ Denied. No Opinion.**

**Bryan, J.**

1121402 Shark Tooth Creek Outdoor Adventures, LLC v. Nicole Nolen, as Mother and Next Friend of Will Nolen (Appeal from Pickens Circuit Court: CV-12-900091).

**Affirmed. No Opinion.**

1130453 Ex parte Michael Milliner, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Milliner, alias v. State of Alabama) (Talladega Circuit Court: CC-11-361; Criminal Appeals : CR-12-0649).

**Writ Denied. No Opinion.**

1130466 Ex parte Cornelius Ortez Holloway, alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Cornelius Ortez Holloway, alias v. State of Alabama) (Lee Circuit Court: CC-11-304; Criminal Appeals : CR-12-0456).

**Writ Denied. No Opinion.**

1130507 Ex parte Dre A. Deramus. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Dre A. Deramus v. State of Alabama) (Autauga Circuit Court: CC-10-190; Criminal Appeals : CR-12-1540).

**Writ Denied. No Opinion.**

1130636 Ex parte Marland D. Williams. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Marland D. Williams v. Mikela T. Williams) (Jefferson Circuit Court: DR-12-227.01; Civil Appeals : 2130121).

**Writ Denied. No Opinion.**

1130669 Ex parte Carroll Jacob Campbell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. Carroll Jacob Campbell) (Madison Circuit Court: CC-09-2710; CC-10-1626; CC-10-1627; CC-10-4361; Criminal Appeals : CR-13-0377).

**Writ Denied. No Opinion.**

1130687 Ex parte Lonzo Gulley, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lonzo Gulley, Jr. v. State of Alabama) (Mobile Circuit Court: CC-09-1595.60; Criminal Appeals : CR-12-1881).

**Writ Denied. No Opinion.**

1130700 Ex parte Calvin Leon Massey. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Calvin Massey v. State of Alabama) (Montgomery Circuit Court: CC-11-737.60; Criminal Appeals : CR-13-0329).

**Writ Denied. No Opinion.**

1130720 Ex parte Joe Holt. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joe Holt v. Alabama Board of Pardons and Paroles) (Montgomery Circuit Court: CV-13-485; Criminal Appeals : CR-13-0129).

**Writ Denied. No Opinion.**

1130722 Ex parte James Josiah Bush. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Josiah Bush v. State of Alabama) (Madison Circuit Court: CC-09-4621.60; Criminal Appeals : CR-13-0120).

**Writ Denied. No Opinion.**

## **ON REHEARING**

1120849 Leonette Jackson v. Citi Mortgage Inc. (Appeal from Jefferson Circuit Court: CV-11-903618).

**Application Overruled. No Opinion.**

1121266 Leon Dave v. David Hughes and Clarence Walker (Appeal from Jackson Circuit Court: CV-12-0093).

**Application Overruled. No Opinion.**

1121371 Gwendolyn Trawick-Moore v. Macon County Board of Education et al. (Appeal from Macon Circuit Court: CV-10-0069).

**Application Overruled. No Opinion.**

1130123 Frank Quartey v. Dr. Joseph Galloway et al. (Appeal from Mobile Circuit Court: CV-11-902427).

**Application Overruled. No Opinion.**