



**LIST OF DECISIONS ANNOUNCED BY  
THE SUPREME COURT OF ALABAMA  
ON FRIDAY, JANUARY 4, 2019**

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**Stuart, C.J.**

1180118 Ex parte Chasta Amber Cooper. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Chasta Amber Cooper v. State of Alabama) (Lamar Circuit Court: CC-16-81; Criminal Appeals : CR-17-0727).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180179 Ex parte Adonis Black and Janice Pair. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Adonis Black and Janice Pair v. Christal Skelton and Destinie Skelton) (Shelby Circuit Court: CV-14-900837; Civil Appeals : 2170717).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180187 Ex parte David Lee Sanders. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Lee Sanders v. State of Alabama) (Lee Circuit Court: CC-11-79.01; CC-11-80.01; Criminal Appeals : CR-17-0482).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

**Bolin, J.**

1160762 Ex parte Emanuel Aaron Gissendanner, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. Emanuel Aaron Gissendanner, Jr.) (Dale Circuit Court: CC-01-350.60; Criminal Appeals : CR-09-0998).

**Reversed And Remanded With Instructions.**

Links : [OPINION](#)

1180128 Ex parte Bobby Ledbetter, Individually and D/B/A Twin City Nissan. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: JAC Nissan, Inc., d/b/a Twin City Nissan v. Kenneth Chadwick) (DeKalb Circuit Court: CV-14-900289; Civil Appeals : 2170262).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180175 Ex parte Kenneth Dial. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kenneth Dial v. State of Alabama) (Jefferson Circuit Court: CC-80-2328.64; Criminal Appeals : CR-17-0369).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180205 Ex parte Tanzie Crocket Sanders. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tanzie Crocket Sanders v. State of Alabama) (Madison Circuit Court: CC-16-1517; Criminal Appeals : CR-17-0157).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180234 Ex parte Vantwain LaShun Stokes. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Vantwain LaShun Stokes v. State of Alabama) (Henry Circuit Court: CC14-86.60; Criminal Appeals : CR-17-0853).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Parker, J.**

1180107 Ex parte J.W. III. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.W. III v. T.T.) (Mobile Juvenile Court: CS-14-901216; Civil Appeals : 2170612).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180111 Ex parte K.R. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: K.R. v. The Adoption of P.M.B.) (Jefferson Probate Court: 17 BHM 00543; Civil Appeals : 2171111).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180124 Ex parte Kharon Torchec Davis. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kharon Torchec Davis v. State of Alabama) (Houston Circuit Court: CC-07-1101; Criminal Appeals : CR-17-0358).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180166 Ex parte Takitia Yeldell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Takitia Yeldell v. Randall Schmidt and Dee Schmidt) (Baldwin Circuit Court: CV-18-900404; Civil Appeals : 2170881).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180172 Ex parte Jimmy Scott Garrett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jimmy Scott Garrett v. State of Alabama) (Winston Circuit Court: CC-09-156.71; Criminal Appeals : CR-17-1106).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180207 Ex parte David Lamar Johnson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. David Lamar Johnson) (Houston Circuit Court: CC-05-2236; Criminal Appeals : CR-17-1206).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180229 Ex parte Ricky Jerome Padgett. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ricky Jerome Padgett v. State of Alabama) (Montgomery Circuit Court: CC-14-123.60; Criminal Appeals : CR-17-0544).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Shaw, J.**

1180009 Ex parte Lindsey McGrady McKeown. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lindsey McGrady McKeown v. State of Alabama) (St. Clair Circuit Court, Pell City Division: CC-17-232; Criminal Appeals : CR-17-0594).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180018 Ex parte Kelandus Tarvares Consenta. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kelandus Tarvares Consenta v. State of Alabama) (Shelby Circuit Court: CC-17-282; CC-17-283; CC-17-284; Criminal Appeals : CR-16-1168).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Main, J.**

1180149 Ex parte Curtis Riley Anderson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Curtis Riley Anderson v. Sallyanna Sylveria) (Washington Circuit Court: DR-17-900005; Civil Appeals : 2170659).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180161 Ex parte Latasha Nicole Smith. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Latasha Nicole Smith v. State of Alabama) (Shelby Circuit Court: CC-16-695; Criminal Appeals : CR-17-0825).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180198 Ex parte Jay Francis Vann. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jay Francis Vann v.State of Alabama) (Jefferson Circuit Court: CC-15-1992; CC-15-1993; Criminal Appeals : CR-17-0483).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180223 Ex parte Cheeley Andrew Hunter. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Cheeley Andrew Hunter v. State of Alabama) (Baldwin Circuit Court: CC-03-1319.60; Criminal Appeals : CR-17-0682).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Wise, J.**

1180129 Ex parte Keller Construction Company of Northwest Florida, Inc. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Keller Construction Company of Northwest Florida, Inc. v. Hartford Fire Insurance Company) (Baldwin Circuit Court: CV-16-900612; Civil Appeals : 2170299).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180159 Ex parte Ladipo Chad Bethea. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ladipo Chad Bethea v. State of Alabama) (Jefferson Circuit Court: CC-10-267.60; Criminal Appeals : CR-17-0373).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180222 Ex parte Clate Lee Clark, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Clate Lee Clark, Jr. v. State of Alabama) (Mobile Circuit Court: CC-17-4933; Criminal Appeals : CR-17-0871).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180250 Ex parte D. C. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: D. C. v. State of Alabama) (Madison Circuit Court: CC 14-1707.60; Criminal Appeals : CR-17-0896).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180193 Ex parte J.W.K. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.W.K. v. Shelby County Department of Human Resources) (Shelby Juvenile Court: JU-10-373.11; Civil Appeals : 2170563).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180194 Ex parte J.W.K. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.W.K v. Shelby County Department of Human Resources) (Shelby Juvenile Court: JU-15-591.05; Civil Appeals : 2170564).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180195 Ex parte J.W.K. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.W.K. v. Shelby County Department of Human Resources) (Shelby Juvenile Court: JU-16-697.03; Civil Appeals : 2170565).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Bryan, J.**

1180125 Ex parte C.Z. and J.Z. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: C.Z. and J.Z. v. B.G.) (Elmore Probate Court: A2017-40; Civil Appeals : 2170976).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180130 Ex parte Samdrekus Eugene Bester. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Samdrekus Eugene Bester v. State of Alabama) (Jefferson Circuit Court: CC16-2954; Criminal Appeals : CR-17-0699).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180170 Ex parte C. J. W. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: C. J. W. v. State of Alabama) (Walker Juvenile Court: JU-14-208.06; Criminal Appeals : CR-17-0764).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180171 Ex parte Daryl Spencer and Verrell V. Spencer. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Daryl Spencer and Verrell V. Spencer v. Capital Income and Growth Fund, LLC, et al.) (Tuscaloosa Circuit Court: CV-14-901412; Civil Appeals : 2170274).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180176 Ex parte Raymond Brooks. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Raymond Brooks v. State of Alabama) (Mobile Circuit Court: CC-15-1666.60; CC-15-1667.60; Criminal Appeals : CR-17-0733).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Sellers, J.**

1170623 Ex parte Mercedes-Benz U.S. International, Inc. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Gregory Nix v. Mercedes-Benz U. S. International, Inc.) (Jefferson Circuit Court: CV-17-903525; Civil Appeals : 2170209).

**Petition Granted. Writ Issued.**

Links : [OPINION](#)

1171222 Ex parte Henry Clay Smith. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Henry Clay Smith v. State of Alabama) (Morgan Circuit Court: CC-95-310.67; Criminal Appeals : CR-17-1071).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180102 Ex parte K.G. and J.G. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: K.G. and J.G. v. Shelby County Department of Human Resources) (Shelby Juvenile Court: JU-16-298.03; Civil Appeals : 2170473).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180123 Ex parte Teresa Levern Clay. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Teresa Levern Clay v. City of Decatur) (Morgan Circuit Court: CC-16-1166; CC-16-1167; Criminal Appeals : CR-17-0476).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180145 Ex parte Christopher Chase Hall. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Christopher Chase Hall v. State of Alabama) (Mobile Circuit Court: CC-16-2878; CC-16-2880; CC-16-2881; CC-16-2882; CC-16-2883; Criminal Appeals : CR-17-0517).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180151 Ex parte James Arthur Culbreth. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James A. Culbreth v. Alabama Department of Corrections) (Barbour Circuit Court: CV-18-11; Criminal Appeals : CR-17-1124).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180173 Ex parte Aloysius T. Henry. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Aloysius T. Henry v. State of Alabama) (Montgomery Circuit Court: CV-17-576; Criminal Appeals : CR-17-0616).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1180235 Ex parte Kashif Tariq Myhand. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Kashif Tariq Myhand v. State of Alabama) (Madison Circuit Court: CC-11-4404.61; Criminal Appeals : CR-17-0948).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **Mendheim, J.**

1171211 Ex parte Bryant Bank. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Alabama Department of Revenue and Vernon Barnett, in his official capacity as commissioner of the Alabama Department of Revenue v. Bryant Bank) (Tuscaloosa Circuit Court: CV-17-900699; Civil Appeals : 2170550).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

1171212 Ex parte Bryant Bank. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Bryant Bank v. Alabama Department of Revenue and Vernon Barnett, in his official capacity as Commissioner of the Alabama Department of Revenue) (Tuscaloosa Circuit Court: CV-17-900699; Civil Appeals : 2170555).

**Writ Denied. No Opinion.**

Links : [Certificate of Judgment](#)

## **ON REHEARING**

1160403 Ex parte Jessie Livell Phillips. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jessie Livell Phillips v. State of Alabama) (Marshall Circuit Court: CC-09-596; Criminal Appeals : CR-12-0197).

**Application Overruled. No Opinion.**

Links : [Certificate of Judgment](#)

1170657 Linda Unger, as personal representative of the Estate of Marshall B. Unger, deceased v. Wal-Mart Stores East, L.P., Naomi Phillips, and Billy Odom (Appeal from Mobile Circuit Court: CV-15-900099).

**Application Overruled. No Opinion.**

Links : [Certificate of Judgment](#)

1170271 Randolph Clay Cooper v. Garland Terrance Cooper and Rebecca Cooper Bonner (Appeal from Baldwin Circuit Court: CV-15-900307).

**Application Overruled. No Opinion.**

Links : [Certificate of Judgment](#)