

**SUPREME COURT OF TENNESSEE
 SUPREME COURT DISCRETIONARY APPEALS
Grants & Denials List**

Monday, February 25, 2008

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Diane Downs, Individually and as Natural parent of Ryan Cody Downs v. Mark Bush, et al. M2005-01498-SC-R11-CV	Davidson County Circuit Judge Barbara Haynes No. 04C470	Clement, J. Affirmed	Rule 11	Granted - Application of Diane Downs (Koch, J., not participating)
Metropolitan Nashville Education Association, et al. v. Metropolitan board of Public Education M2005-00747-SC-R11-CV	Davidson County Chancery Judge Claudia Bonnyman No. 04-391-I	Farmer, J. Reversed and Remanded	Rule 11	Reversed and remanded to Court of Appeals for reconsideration in light of Lawrence County Education Association et al. v. the Lawrence County Board of Education et al., No. M2004-02224-SC-R11-CV
James G. Thomas, Jr. v. Elizabeth Oldfield et al. M2006-02767-SC-R11-CV	Davidson County Circuit Judge Walter C. Kurtz No. 05C-3207	Farmer, J. Reversed	Rule 11	Granted - Application of James G. Thomas, Jr.

Knoxville

Edwinna Ruth Blackburn v. Heath Bradley Blackburn E2006-00753-SC-R11-CV	Bledsoe County General Sessions Judge Howard L. Upchurch No. 1545	Susano, J. Affirmed and Remanded	Rule 11	Granted - Application of Edwinna Ruth Blackburn
Arthur Creech et al. v. Robert R. Addington et al. E2006-01911-SC-R11-CV	Sevier County Circuit Judge Richard R. Vance No. 97-16-II	Franks, J. Affirmed in part; Reversed in part	Rule 11	Granted - Application of D.C. Parker and Richard Flowers
James A. Dellinger v. State of Tennessee E2005-01485-SC-R11-PD	Blount County Circuit Judge D. Kelly Thomas No. C-14432	Tipton, J. Affirmed	Rule 11	Granted - Application of James A. Dellinger
Mike Ellis v. Pauline S. Sprouse Residuary Trust, et al. E2006-01771-SC-R11-CV	Knox County Circuit Judge Wheeler A. Rosenbalm No: 3-51-05	Susano, J. Vacated in Part; Modified in Part; Case Remanded	Rule 11	Granted - Application of Mike Ellis

Jackson

None				
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DENIALS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Rico M. Gross v. State of Tennessee M2006-02266-SC-R11-PC	Davidson County Criminal Judge Cheryl Blackburn No. 2003-B-852	Woodall, J. Affirmed	Rule 11	Denied - Application of Rico M. Gross
Roger T. Johnson v. State of Tennessee M2007-00182-SC-R11-HC	Hickman County Circuit Judge Jeffery S. Bivins No. 06-5040C	Glenn, J. Affirmed	Rule 11	Denied - Application of Roger T. Johnson
Morris Lamonte Marsh v. State of Tennessee M2007-00432-SC-R11-PC	Davidson County Criminal Judge Cheryl Blackburn No. 2001-B-934	Wedemeyer, J. Affirmed Rule 20	Rule 11	Denied - Application of Morris Lamonte Marsh
Clyde T. Smith v. State of Tennessee M2007-00419-SC-R11-PC	Robertson County Circuit Judge John H. Gasaway, III No. 01-0197	Williams, J. Affirmed	Rule 11	Denied - Application of Clyde T. Smith

Sister Robyn M. Thornton v. The Chapel Order, Elder Mark Anthony M2007-02116-SC-R11-CV	Wilson County Circuit Judge Clara W. Byrd No. 5328DVC	Per Curiam Dismissed	Rule 11	Denied - Application of The Chapel Order, Elder Mark Anthony
<u>Knoxville</u>				
Thomas E. Barger, et al. v. Tennessee Department of Correction, et al. E2007-01549-SC-R11-CV	Johnson County Chancery Judge G. Richard Johnson No. 5936	Susano, J. Appeal Dismissed	Rule 11	Denied - Application of James W. Clark, Jr.
Shawn Rafael Bough v. State of Tennessee E2007-00475-SC-R11-PC	Knox County Criminal Judge Richard Baumgartner No. 84510	Ogle, J. Affirmed	Rule 11	Denied - Application of Shawn R. Bough
Harry Don Burden v. Anna C. Burden E2006-01466-SC-R11-CV	Campbell County Chancery Chancellor Billy Joe White No. 04-088	Susano, Jr., J. Reversed in Part; Affirmed in Part; Vacated in Part	Rule 11	Denied - Application of Harry Don Burden
In Re: J. C. D., J. D. D., J. A. M., E. O. M., T. D. M., & Q. O. M. E2007-01266-SC-R11-PT	Knox County Juvenile Judge Timothy E. Irwin No. 57605	Lee, J. Affirmed and Remanded	Rule 11	Denied - Application of Juana Dunyael Moore *Filed on February 21, 2008*
In Re: Victoria Bowling E2007-00262-SC-R11-CV	Anderson County Juvenile Judge Jon Kerry Blackwood No. J-24936	Franks, P.J. Affirmed	Rule 11	Denied - Application of Victoria Bowling
Evelyn Jones v. Angela Anderson E2007-00199-SC-R11-CV	Morgan County Chancery Chancellor Frank V. Williams, III No. 06-100	Susano, Jr., J. Affirmed	Rule 1	Denied - Application of Evelyn Jones

Timmy Charles McDaniel v. State of Tennessee E2007-00113-SC-R11-PC	Hamilton County Criminal Judge Don W. Poole No. 258844	Witt, Jr., J. Affirmed	Rule 11	Denied - Application of Timmy Charles McDaniel
Kevin Otey v. Jim Worthington, Warden E2006-02419-SC-R11-HC	Morgan County Circuit Judge E. Eugene Eblen No. 9214	Wedemeyer, J. Reversed	Rule 11	Denied - Application of Kevin Otey
State of Tennessee v. George Smith, Shannon Lee Jarnigan and Nathaniel "Nat" Allen E2006-00984-SC-R11-CD	Hamblen County Circuit Judge James Beckner Nos. 05CR239, 05CR240, and 05CR429	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of George Smith, Shannon Lee Jarnigan and Nathaniel "Nat" Allen
State of Tennessee v. Marcus Dwayne Welcome E2006-01839-SC-R11-CD	Knox County Criminal Judge Richard R. Baumgartner No. 81546	Thomas, Jr., J. Affirmed	Rule 11	Denied - Application of Marcus Welcome
Eric James Taylor v. State of Tennessee E2006-02555-SC-R11-PC	Knox County Criminal Judge Richard Baumgartner No. 80447	Woodall, J. Affirmed	Rule 11	Denied - Application of Eric James Taylor
Robert L. Watts v. Mercedes-Benz USA, LLC E2007-00311-SC-R11-CV	Hamilton County Circuit Judge L. Marie Williams No. 04C-1800	Lee, J. Affirmed	Rule 11	Denied - Application of Robert L. Watts
<u>Jackson</u>				
Linda Cherry, et al. v. Robert M. Cherry, et al. W2007-00122-SC-R11-CV	Lauderdale County Chancery Judge Martha Brasfield No. 12344	Crawford, J. Affirmed	Rule 11	Denied - Application of Robert M. Cherry

Dattel Family Limited Partnership and Travelers Property Casualty Company of America v. Mary G. Wintz W2007-00081-SC-R11-CV	Shelby County Circuit Judge Rita Stotts No. 002907-04	Kirby, J. Affirmed	Rule 11	Denied - Application of Dattel Family Limited Partnership, et al.
Carl Johnson v. State of Tennessee W2006-01805-SC-R11-PC	Shelby County Criminal Judge Joseph B. Dailey No. P-26265	Hayes, J. Affirmed	Rule 11	Denied - Application of Carl Johnson
Derry Lavelle Lovins v. State of Tennessee W2005-01446-SC-R11-PC	Dyer County Circuit Judge Lee Moore No. C02-40	Woodall, J. Affirmed	Rule 11	Denied - Application of Derry Lavelle Lovins
Allen Jean Stephens v. State of Tennessee W2006-02773-SC-R11-PC	Weakley County Circuit Judge William B. Acree, Jr. No. CR82-2006	Ogle, J. Affirmed	Rule 11	Denied - Application of Allen Jean Stephens