

SUPREME COURT OF TENNESSEE  
STATE LIST FOR PERMISSION TO APPEAL  
May 8, 2000

STYLE/APPEAL NUMBER	COUNTY	TRIAL JUDGE	TRIAL COURT NO.	APPELLATE JUDGE/JUDGMENT	NATURE OF APPEAL	ACTION
<b>Patrick M. Ardis</b> vs. <b>Denty Cheatham</b> M1998-00314-SC-R11-CV	Davidson Circuit	Thomas W. Brothers	95C-1573	Lillard, J. Reversed and remanded	Rule 11	<b>Denied</b> - Application of Denty Cheatham
<b>Continental Land Co.</b> vs. <b>Investment Properties Co., LTE Corporation, Darlene Brown and Robert L. Brown</b> M1998-00431-SC-R11-CV	Marion Chancery	Jeffrey F. Stewart	5860	Cottrell, J. Affirmed and remanded	Rule 11	<b>Denied</b> - Application of Investment Properties Co., et al
<b>J.C. Penney National Bank</b> vs. <b>Ruth E. Johnson, Commissioner of Revenue, State of Tennessee</b> M1998-00497-SC-R11-CV	Davidson Chancery	Ernest B. Pellegrin	96-276-I	Highers, J. Reversed and dismissed	Rule 11	<b>Denied</b> - Application of Ruth E. Johnson
<b>Dianne Dobson and her husband, Mike Dobson</b> vs. <b>State of Tennessee</b> W1999-02014-SC-R11-CV	TN Claims Commission	William Baker	96-001-673	Crawford, J. Affirmed	Rule 11	<b>Denied</b> - Application of Dianne and Mike Dobson
<b>David Gross</b> vs. <b>Sheriff A. C. Gilles, Jr.</b> W1998-00548-SC-R11-CV	Shelby Chancery	Floyd Peete, Jr.	109718-2	Farmer, J. Reversed and remanded	Rule 11	<b>Denied</b> - Application of David Gross

<b>State of Tennessee vs. David W. Frazee W1998-00544-SC-R11-CD</b>	Benton Criminal	Julian P. Guinn	97CR-750	Witt, J. Affirmed	Rule 11	<b>Denied</b> - Application of David Frazee
<b>State of Tennessee vs. Archie V. Montague W1999-01863-SC-R11-PC</b>	Carroll Circuit	Creed McGinley	99CR-1356	Hayes, J. Affirmed pursuant to Rule 20	Rule 11	<b>Denied</b> - Application of Archie Montague
<b>Darrell Hayes vs. State of Tennessee W1999-01850-SC-R11-CO</b>	Lake Criminal	R. Lee Moore, Jr.	99-7900	Hayes, J. Affirmed pursuant to Rule 20	Rule 11	<b>Denied</b> - Application of Darrell Hayes
<b>Jack Freeman, et ux vs. Champion International Corporation E1999-00242-SC-R9-CV</b>	Cocke Circuit		24,681-I	Swiney, J. Rule 9 Denied	Rule 11	<b>Denied</b> - Application of Champion International
<b>Patrick James Thomson vs. Heather Alicia Roach Thomson E1998-00574-SC-R11-CV</b>	Union Chancery	Billy Joe White	2896	Inman, J. Affirmed and remanded	Rule 11	<b>Denied</b> - Application of Patrick J. Thomson
<b>Jamesena White, et al vs. Revco Discount Drug Center, Inc. E1999-02023-SC-R11-CV</b>	Knox Circuit	Dale Workman	1-351-98	Franks, J. Affirmed and remanded	Rule 11	<b>Granted</b> - Application of Jamesena White, et al <sup>1</sup>

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<sup>1</sup>In addition to the issues raised in the application, the Court would like the parties to address “Whether a private employer may be held liable for the actions of an off-duty police officer hired by the private employer as a security guard.”

<b>State of Tennessee vs. Allen Dale Cutshaw E1997-00041-SC-R11-CD</b>	Greene Criminal	James E. Beckner	97CR094	Glenn, J. Affirmed	Rule 11	<b>Denied</b> - Application of Allen D. Cutshaw
<b>State of Tennessee vs. Charles Eric Goodwin E1999-00086-SC-R11-CD</b>	Hamilton Criminal	Douglas A. Meyer	207504- 207506	Wade, J. Affirmed	Rule 11	<b>Denied</b> - Application of Charles Goodwin
<b>State of Tennessee vs. Dennis Wade Suttles E1998-00088-SC-DDT-CD</b>	Knox Circuit	Mary Beth Leibowitz	60819	Riley, J. Affirmed	Direct Death Penalty Transfer	<b>Ordered</b> that oral argument is limited to certain issues <sup>2</sup> , and that the appellant and the State shall file supplemental briefs addressing these issues. (filed 5/3/00)

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<sup>2</sup>Oral argument shall be limited to the following issues: 1. Whether the evidence is sufficient to sustain the verdict of premeditated first degree murder; 2. Whether the evidence supports the jury's finding of the aggravating circumstance in TCA Section 39-13-204(I)(5); 3. Whether the sentence of death is excessive or disproportionate to the penalty imposed in similar cases, considering both the nature of the crime and the defendant; and 4. Whether execution by lethal injection is constitutional.