

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

Tuesday, May 27 , 2008

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Michael Lee Shorts v. Bendell Bartholomew, in his official capacity as the Sheriff of Carroll County, Tennessee M2008-00049-SC-R23-CQ	United States District Court for the Western District of Tennessee No. 1-05-1033 T/An		Rule 23 Certified Question of Law	Granted - Application of the United States District Court for the Western District of Tennessee
<u>Knoxville</u>				
State of Tennessee v. Roy Anthony Ferrante E2007-00180-SC-R11-CD	Bradley County Criminal Judge Carroll Ross No. M-05-570	Welles, J. Reversed	Rule 11	Granted - Application of Roy Ferrante
<u>Jackson</u>				
Helen Borner, et al. v. Danny R. Autry W2007-00731-SC-R11-CV	Madison County Circuit Judge Donald Allen No. C-04-502	Crawford, J. Affirmed and Remanded	Rule 11	Granted - Application of Helen Borner and Lekesa Borner

Victor L. Powell v. State of Tennessee W2007-01068-SC-R11-PC	Madison County Circuit Judge Roger A. Page No. C-06-370	Hayes, J. Glenn, J. Williams, J. Dismissed	Rule 11	Granted - Application of Victor L. Powell
U. S. Bank, N.A., as servicer for the Tennessee Housing Development Agency v. Tennessee Farmers Mutual Insurance Company W2006-02536-SC-R11-CV	Gibson County Circuit Judge Clayburn Peeples No. H3496	Holly M. Kirby, J. Reversed	Rule 11	Granted - Application of U. S. Bank, N.A.

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DENIALS

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<u>Nashville</u>				
Briggs Construction Equipment, Inc. d/b/a Briggs Equipment v. Wirtgen America, Inc. M2008-00154-SC-R11-CV	Davidson County Chancery Judge Ellen Hobbs Lyle No. 07-1582-III	Per Curiam Rule 9 Denied	Rule 11	Denied - Application of Briggs Construction Equipment, Inc. d/b/a Briggs Equipment
Emmett Crutcher v. State M2007-00483-SC-R11-PC	Davidson Criminal Judge Mark J. Fishburn No. 2004-C-2026	Glenn, J. Affirmed	Rule 11	Denied - Application of Emmett Crutcher

Vanessa Dockery v. Allstate Insurance Company M2008-00495-SC-S10-CV	Davidson County Circuit Judge Amanda Jane McClendon No. 04C566	Per Curiam Rule 10 Denied	Rule 10	Denied - Application of Vanessa Dockery
R. Elaine Easterling v. Brenda E. Easterling M2006-00600-SC-R11-CV	Williamson County Circuit Judge Russ Heldman No. 04348	Bennett, J. Affirmed and Remanded	Rule 11	Denied - Application of Brenda E. Easterling
In re Estate of Joseph Owen Boote, Jr. M2006-01900-SC-R11-CV	Marshall County Chancery Chancellor J. B. Cox No. 12099	Koch, J. Vacated and Remanded	Rule 11	Denied - Application of Martha M. Boote
In re: The Estate of Charles R. Ray, Tony V. Carruthers v. Sandra B. Ray M2007-00923-SC-R11-CV	Davidson County Circuit Judge Randy Kennedy No. 06P-2007	Franks, J. Affirmed and Remanded	Rule 11	Denied - Application of Tony V. Carruthers
J & B Investments, LLC v. Tarun N. Surti, et al M2006-00923-SC-R11-CV	Davidson County Chancery Chancellor Claudia Bonnyman No. 03-2147-I	Clement, J. Affirmed in Part and Reversed in Part and Remanded	Rule 11	Denied - Application of Tarun N. Surti, Lata Surti and Arte Corporation, Inc.
Kenneth J. Jones v. State of Tennessee M2007-00397-SC-R11-PC	Lewis County Circuit Judge Jeffrey S. Bivins No. 6614	Hayes, J. Affirmed	Rule 11	Denied - Application of Kenneth J. Jones
Brendi Bugalla Kaplan v. John A. Bugalla M2006-02413-SC-R11-CV	Williamson County Chancery Judge Russ Heldman No. 28272	Crawford, J. Affirmed in Part and Remanded	Rule 11	Denied - Application of Brendi Bugalla Kaplan
Davy Lavy d/b/a DL Construction v. Joan Carroll M2006-00805-SC-R11-CV	Hickman County Circuit Judge Jeffrey S. Bivins No. 05-5014C	Kurtz, J. Affirmed and Remanded	Rule 11	Denied - Application of Joan Carroll

Jeff Miller and wife, Janice Miller v. Beaty Lumber, Inc. M2007-00253-SC-R11-CV	Fentress County Circuit Judge John McAfee No. 8012	Highers, J. Affirmed	Rule 11	Denied - Application of Jeff and Janice Miller
Jay Rephan and Sue Rephan v. DaimlerChrysler Corporation M2008-00704-SC-S09-CV	Davidson County Circuit Judge Thomas W. Brothers No. 06C-914	Per Curiam Rule 9 Denied	Rule 9	Denied - Application of DaimlerChrysler Corporation
Robert L. Saine v. State M2007-00410-SC-R11-PC	Davidson Criminal Judge Steve R. Dozier No. 2005-B-1343	Tipton, J. Affirmed	Rule 11	Denied - Application of Robert L. Saine
State of Tennessee v. Quintin O'Neal Dukes M2007-01164-SC-R11-CD	Montgomery County Circuit Judge John Gasaway No. 40600320	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Quintin O'Neal Dukes
State of Tennessee v. Buddy McDonald Thomas M2006-02744-SC-R11-CD	Putnam County Criminal Judge Leon Burns No. 05-0477A	Tipton, J. Affirmed	Rule 11	Denied - Application of Buddy McDonald Thomas
Veronica Trujillo v. Doyle Sykes d/b/a Sykes Construction, LLC et al. M2007-01998-SC-R9-WC	Davidson County Circuit Judge Amanda McClendon No. 05C2788		Rule 9	Denied - Application of Doyle Sykes d/b/a Sykes Construction, LLC * Filed on May 22, 2008 *
William Earl Wilson v. State M2007-00505-SC-R11-PC	Davidson Criminal Judge Monte Watkins No. 2005-C-1982	Williams, J. Affirmed	Rule 11	Denied - Application of William Earl Wilson
Jett L. Wright v. State M2007-02473-SC-R11-PC	Rutherford Circuit Judge James K. Clayton, Jr. No. 743682	Welles, Smith, Woodall, JJ. Appeal Dismissed	Rule 11	Denied - Application of Jett L. Wright

Knoxville

Derrick Bryant v. David Mills, Warden E2007-02267-SC-R11-HC	Morgan County Circuit Judge Eugene Eblen No. 9356	Thomas, J. Affirmed Pursuant to Rule 20	Rule 11	Denied - Application of Derrick Bryant
Kenneth Dykas v. David Mills, Warden E2007-02230-SC-R11-HC	Morgan County Circuit Judge Eugene Eblen No. 9351	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Kenneth Dykas
Darryl Lee Elkins and Rhonda Grills v. State of Tennessee E2005-02153-SC-R11-PC	Sullivan County Criminal Judge R. Jerry Beck Judge Douglas Meyer Nos. C48769 and C47524	Williams, J. Affirmed	Rule 11	Denied - Applications of Darryl Lee Elkins and Rhonda Grills
Terrance Lowdermilk v. State of Tennessee E2007-00872-SC-R11-HC	Hamilton County Criminal Judge Rebecca Stern No. 261914	Welles, J. Affirmed	Rule 11	Denied - Application of Terrance Lowdermilk
Faron Douglas Pierce v. State of Tennessee E2004-00372-SC-R11-PC	Knox County Criminal Judge Ray Jenkins No. 76292	McLin, J. Affirmed	Rule 11	Denied - Application of Faron Douglas Pierce
State of Tennessee v. Michael Wilson Ayers E2007-02592-SC-S09-CD	Knox County Criminal Judge Richard R. Baumgartner No. 85937	Ogle, J., Witt, J., Thomas, J., Rule 9 Denied	Rule 9	Denied - Application of Michael Wilson Ayers
State of Tennessee v. Timothy R. Bouton E2006-02737-SC-R11-CD	Hamilton County Criminal Judge Rebecca Stern No. 251419	Welles, J., Affirmed in Part; Reversed in Part and Remanded	Rule 11	Denied - Application of Timothy Bouton

Jackson

Tony Carruthers v. State of Tennessee W2006-00376-SC-R11-PD	Shelby County Criminal Judge Walter C. Kurtz No. P-25948	Glenn, J. Affirmed	Rule 11	Denied - Application of Tony Carruthers
Mario Merritt v. State of Tennessee No. W2007-00534-SC-R11-PC	Shelby County Criminal Judge James Lammey, Jr. No. 02-05448	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Mario Merritt
Robert Joseph Mullins v. Bobby Redmon, et al. W2007-00616-SC-R11-CV	McNairy County Circuit Judge Weber McCraw No. 5407	Crawford, J. Affirmed	Rule 11	Denied - Application of Robert Joseph Mullins
State of Tennessee v. Tony Hoover W2007-00326-SC-R11-CD	Shelby County Criminal Judge W. Mark Ward Nos. 05-04655; 05-04656	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Tony Hoover
State of Tennessee v. James Bradley Warner W2007-00065-SC-R11-CD	Obion County Circuit Judge William B. Acree, Jr. No. C06-265	Ogle, J. Affirmed	Rule 11	Denied - Application of James Bradley Warner
State of Tennessee v. Dana Keith Woods W2006-00657-SC-R11-CD	Madison Circuit Judge Donald H. Allen No. 04-892	Welles, J. Affirmed	Rule 11	Denied - Application of Dana Keith Woods