

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

Monday, June 23, 2008

GRANTS

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<u>Nashville</u>				
Mike Allmand v. Jon Pavletic, et al M2008-00459-SC-R23-CQ	United States District Court for the Western District of Tennessee No. 06-2128 D P		Rule 23 Certified Question of Law	Accepted - Whether a municipal utility board has authority to enter into contract with appointed city official serving on Board of Mayor & Alderman to continue the official's salary for a multi-year time period after employment terminates.
Frank Barrett d/b/a Barrett Construction Company v. Tennessee Occupational Safety and Health Review Commission M2006-02338-SC-R11-CV	Davidson County Chancery Court Chancellor Claudia Bonnyman No. 05-739-I	Highers, J. Affirmed	Rule 11	Granted - Application of Frank Barrett d/b/a Barrett Construction Company

Penny Foreman v. Automatic Systems, Inc. and Liberty Mutual Insurance Company and Cigna Healthcare M2007-00325-SC-WCM-WC	Rutherford County Chancery Court Chancellor Robert E. Corlew, III No. 04385	Scott, J. Affirmed as Modified and Reversed in Part (Koch, J., Dissent in Part Opinion)	Full Court Review	Granted - Motion of Automatic Systems, Inc. and Liberty Mutual Insurance Company (Koch, J. - not participating)
State of Tennessee v. Kenneth C. Dailey, III M2007-01874-SC-R11-CD	Davidson County Criminal Court Judge Steve Dozier No. 2004-B-1779	Williams, J. Affirmed	Rule 11	Granted - Application of Kenneth C. Dailey, III
<u>Knoxville</u>				
NONE				
<u>Jackson</u>				
Highwoods Properties, Inc. et al v. City of Memphis W2007-00454-SC-R11-CV	Shelby County Chancery Court Judge Walter L. Evans No. CH-06-2070-1	Highers, J. Affirmed	Rule 11	Granted - Application of Highwoods Properties, Inc., Highwoods/Tennessee Holdings, LP, Highwoods Realty Limited Partnership, and AP Southeast Portfolio Partners, LP

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<u>Nashville</u>				
Ricky Glover Aaron v. State of Tennessee M2006-01983-SC-R11-PC	Davidson County Criminal Court Judge Walter C. Kurtz No. 99-D-2360	Glenn, J. Affirmed	Rule 11	Denied - Application of Ricky Glover Aaron
Michael Brandon Adams v. State of Tennessee M2007-00396-SC-R11-PC	Sumner County Criminal Court Judge Dee David Gay No. CR221-2005	Witt, J. Affirmed	Rule 11	Denied - Application of Michael Brandon Adams

Hiram Leon Allen v. Margaret Ann Allen M2007-00356-SC-R11-CV	Sumner County Circuit Court Judge C. L. Rogers No. 5971	Stafford, J. Affirmed in Part, Reversed in Part and Remanded	Rule 11	Denied - Application of Hiram Leon Allen
Corey Blocker v. Elizabeth Kelley, et al M2007-02389-SC-R11-CV	Davidson County Circuit Court Judge Thomas W. Brothers No. 07-C-1085	Court of Appeals, Middle Section Appeal Dismissed	Rule 11	Denied - Application of Corey Blocker Motion for Default Judgment - Denied Motion for Memorandum Points of Authority - Denied Motion for Issuance of a Certificate of Appealability - Denied
Born Again Church & Christian Outreach Ministries, Inc. v. Myler Church Building Systems M2006-02701-SC-R11-CV	Davidson County Chancery Court Chancellor Claudia Bonnyman No. 03-1128-I	Kirby, J. Appeal Dismissed	Rule 11	Denied - Application of Myler Church Building Systems
Bridgestone/Firestone, Inc. v. William J. Orr M2006-02638-SC-R11-CV	Rutherford County Chancery Court Chancellor Robert E. Corlew, III No. 01-2653CV	Crawford, J. Affirmed	Rule 11	Denied - Application of William J. Orr
Christopher James Dodson v. State M2007-00643-SC-R11-PC	Williamson County Circuit Court Judge Robert E. Lee Davies No. CR011596	Wedemeyer, J. Affirmed (Tipton, J., Dissenting)	Rule 11	Denied - Application of Christopher James Dodson
Free the Fathers, Inc. v. State of Tennessee, Charitable Solicitations Division M2006-02329-SC-R11-CV	Davidson County Chancery Court Chancellor Ellen Hobbs Lyle No. 05-2703-III	Clement, J. Affirmed	Rule 11	Denied - Application of Free the Fathers, Inc.

In re: S.A.W. M2007-01690-SC-R11-PT	Stewart County Chancery Court Judge Robert E. Burch No. 06-12-214	Bennett, J. Affirmed	Rule 11	Denied - Application of M.D.W.
Leonard Michael (Mickey) Miller v. Civil Service Commission of the Metro Government of Nashville and Davidson County M2006-00917-SC-R11-CV	Davidson County Chancery Court Chancellor Richard Dinkins No. 05-562-IV	Koch, J. Affirmed	Rule 11	Denied - Application of Leonard Michael (Mickey) Miller (Koch, J., Not Participating)
Marcus Odom v. State of Tennessee M2007-00092-SC-R11-PC	Cannon County Circuit Court Judge Don Ash Nos. PC06-15; F04-01A; and F05-17	Welles, J. Affirmed	Rule 11	Denied - Application of Marcus Odom
Walter Ray Smith, Jr. v. State M2007-00376-SC-R11-PC	Rutherford County Circuit Court Judge James K. Clayton, Jr. No. F-57229	Smith, J. Affirmed	Rule 11	Denied - Application of Walter Ray Smith, Jr.
State of Tennessee v. Carlos A. Branch and Edward Allen M2006-01686-SC-R11-CD	Davidson County Criminal Court Judge J. Randall Wyatt, Jr. No. 2005-C-3309	Smith, J. Affirmed	Rule 11	Denied - Applications of Carlos A. Branch and Edward Allen, Jr.
State of Tennessee v. Venita Burchell M2001-02153-SC-R11-CD	Davidson County Criminal Court Judge Seth Norman No. 99-D-3069	Witt, J. Affirmed	Rule 11	Denied - Application of Venita Burchell
State of Tennessee v. Tracey C. Clark M2007-00496-SC-R11-CD	Williamson County Circuit Court Judge Timothy L. Easter II-CR051804 and 94031	Smith, J. Reversed and Remanded	Rule 11	Dismissed - Application of Tracey C. Clark

State of Tennessee v. James D. Wilson M2007-01854-SC-R11-CD	Robertson County Circuit Court Judge John H. Gasaway, III No. 05-0015	Smith, J.	Rule 11	Denied - Application of James D. Wilson
James Stout v. State M2008-00541-SC-R10-HC	Davidson County Circuit Court Judge Thomas Brothers No. 08C-132	Woodall, J. Welles, J., Wedemeyer, J. Application Denied	Rule 10	Denied - Application of James Stout
Christopher L. Williams v. State M2007-00386-SC-R11-PC	Davidson County Criminal Court Judge Cheryl Blackburn No. 2001-C-1673	Tipton, J. Affirmed	Rule 11	Denied - Application of Christopher Williams
<u>Knoxville</u>				
Ronald A. Barker a/k/a George N. Bailey v. State of Tennessee E2007-00195-SC-R11-PC	Sullivan County Criminal Court Judge R. Jerry Black No. C52982	Thomas, J. Affirmed	Rule 11	Denied - Application of Ronald A. Barker
Jerry Dickerson v. Howard Carlton E2007-01967-SC-R11-HC	Johnson County Circuit Court Judge Robert Cupp No. 4999	Thomas, J. Affirmed	Rule 11	Denied - Application of Jerry Dickerson
David Wayne Hearing v. State of Tennessee E2007-00778-SC-R11-PC	Greene County Circuit Court Judge John Dugger, Jr. No. 05CR406	Glenn, J. Affirmed	Rule 11	Denied - Application of David Wayne Hearing

In re: T.C.D. E2007-00302-SC-R11-JV	Sullivan County Juvenile Court Judge Mark Holloway Toohey No. J-31784	Susano, J. Reversed and Remanded	Rule 11	Denied - Application of Christine A. Williamson
Jessica N. Kelso v. David Decker E2007-00764-SC-R11-CV	Blount County Circuit Court Judge William D. Young No. E-20337	Swiney, J. Reversed in Part; Affirmed in Part; Vacated in Part; Remanded	Rule 11	Denied - Application of Jessica N. Kelso
State of Tennessee v. James Alan Bates E2007-00187-SC-R11-PC	Sullivan County Circuit Court Judge Phyllis Miller No. C51417	Hayes, J. Affirmed	Rule 11	Denied - Application of James Alan Bates
State of Tennessee v. Isaac Eugene Jones, III E2006-00983-SC-R11-CD	Hamilton County Criminal Court Judge Douglas Meyer No. 240630	Wedemeyer, J. Affirmed	Rule 11	Denied - Application of Isaac Eugene Jones, III
State of Tennessee v. Charles Wade McGaha E2006-01984-SC-R11-CD	Cocke County Circuit Court Judge Rex Ogle No. 9377	Welles, J. Affirmed	Rule 11	Denied - Application of Charles Wade McGaha
State of Tennessee v. Courtney Partin E2004-02998-SC-R11-CD	Campbell County Criminal Court Judge E. Shayne Sexton No. 11082	Tipton, J. Reversed	Rule 11	Denied - Application of the State

State of Tennessee v. Jerry Wayne Wright E2006-02030-SC-R11-CD	Monroe County Criminal Court Judge Carroll Ross No. 04-089	Ogle, J. Affirmed in Part; Reversed in Part; Remanded	Rule 11	Denied - Application of Jerry Wayne Wright
<u>Jackson</u>				
Larry Pittman v. State of Tennessee W2008-00324-SC-R11-PC	Madison County Circuit Court Judge Donald Allen No. 84-201	Glenn, J. Rule 28 Application Denied	Rule 11	Denied - Application of Larry Pittman