

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

**Monday, December 14, 2009**

**GRANTS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
Joann Davis v. Harwell Industries M2009-02145-WC-R9-WC	Giles County Chancery Court Judge Robert Holloway No. 3861	None	Rule 9	<b>Granted</b> - Application of Harwell Industries; Order filed 12-09-2009  <b>(Order attached hereto)</b>
Candace Mullins v. State of Tennessee M2008-01674-SC-R11-CV	Tennessee Claims Commission Stephanie R. Reeves, Commissioner No. T20060653	McClarty, J., Affirmed as Modified	Rule 11	<b>Granted</b> - Application of Candace Mullins  <b>(Order attached hereto)</b>
<b><u>Knoxville</u></b>				
NONE				

**Jackson**

Pugh's Lawn Landscape Company, Inc. v. Jaycon Development Corporation W2008-01366-SC-R11-CV	Shelby County Circuit Court Judge D'Army Bailey No. CT-001228-06	Stafford, J., Affirmed	Rule 11	<b>Granted</b> - Application of Pugh's Lawn Landscape Company
Elizabeth Sams Tuetken v. Lance Edward Tuetken W2008-00274-SC-R11-CV	Shelby County Circuit Court Judge Donna M. Fields No. CT-001573-01	Stafford, J., Affirmed	Rule 11	<b>Granted</b> - Application of Elizabeth Sams Tuetken  <b>(Order attached hereto)</b>

**SUPREME COURT OF TENNESSEE  
SUPREME COURT DISCRETIONARY APPEALS**

**Monday, December 14, 2009**

**DENIALS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
Joseph Ateca v. Teresa Price Ateca M2007-02843-SC-R11-CV	Davidson County Circuit Court Judge Carol Soloman No. 04D-725	Farmer, J., Affirmed	Rule 11	<b>Denied</b> - Application of Teresa Price Ateca

State of Tennessee ex rel. Janice L. Bane v. William E. Jarvis M2009-01428-SC-R11-CV	Davidson County Circuit Court Judge Muriel Robinson No. 93-D-4205	Dinkins, J., Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of William E. Jarvis
State of Tennessee v. Ernest Gentry Burton M2008-00431-SC-R11-CD	Sumner County Criminal Court Judge Dee David Gay No. 777-2006	Wedemeyer, J. Affirmed	Rule 11	<b>Denied</b> - Application of Ernest Gentry Burton
Johnny R. Ownby, et al v. Tennessee Farmers Cooperative Corp., USA M2008-00878-SC-R11-CV	Rutherford County Circuit Court Judge don R. Ash No. 51352	Bennett, J., Reversed	Rule 11	<b>Denied</b> - Application of Johnny R. Ownby and Robin Ownby
William M. Putman v. Ricky Bell, Warden M2008-02739-SC-R11-HC	Davidson County Circuit Court Judge Barbara Haynes No. 08C-1713-HC	Glenn, J., Affirmed	Rule 11	<b>Denied</b> - Application of William M. Putnam
State of Tennessee v. Melvin Jerome Reed M2008-01850-SC-R11-CD	Davidson County Criminal Court Judge Steve R. Dozier No. 2007-B-1696	Glenn, J., Affirmed	Rule 11	<b>Dismissed</b> - Application of Melvin Jerome Reed  <b>(Order filed 12-09-2009)</b>
Kent Tischer v. State of Tennessee M2008-01247-SC-R11-PC	Cannon County Circuit Court Judge Robert E. Corlew, III No. PC08-36	Welles, J., Affirmed	Rule 11	<b>Denied</b> - Application of Kent Tischer
William Vaughn v. State of Tennessee M2008-00193-SC-R11-PC	Davidson County Criminal Court Judge Monte Watkins No. 2001-D-1990	Tipton, J., Affirmed in Part, Reversed in Part	Rule 11	<b>Denied</b> - Application of William Vaughn

Rebecca Wade v. Cynthia C., et al M2009-01750-SC-S09-CV	Davidson County Circuit Court Judge Joseph P. Binkley, Jr. No. 09C-605	Per Curiam, Rule 9 Denied	Rule 9	<b>Denied</b> - Application of Cynthia C.;  <b>Granted</b> - Motion of Cynthia C. to file application for permission to appeal under seal
<b><u>Knoxville</u></b>				
State of Tennessee, ex rel., Department of Human Services, et al v. Claude L. Glass E2008-02486-SC-R11-CV	Knox County Juvenile Court Judge timothy Irwin No. E2128	Franks, J., Affirmed	Rule 11	<b>Denied</b> - Application of Claude L. Glass
State of Tennessee v. Steve Griffith E2008-01962-SC-R11-CD	Sullivan County Criminal Court Judge Robert H. Montgomery No. S53,071	Witt, J., Affirmed	Rule 11	<b>Denied</b> - Application of Steve Griffith
<b><u>Jackson</u></b>				
State of Tennessee v. Craig Abston W2007-00019-SC-R11-CD	Shelby County Criminal Court Judge J. C. McLin No. 02-04759	Woodall, J., Affirmed in Part; Reversed in Part; and Remanded	Rule 11	<b>Denied</b> - Application of Craig Abston

Johnny Hatcher, Jr. v. Chairman, Shelby County Election Commission, et al W2008-01727-SC-R11-CV	Shelby County Chancery Court Judge Kenny Armstrong No. CH007-160A-3/1604-3	Stafford, J., Affirmed	Rule 11	<b>Denied</b> - Application of Johnny Hatcher, Jr.; <b>Denied as Moot</b> - Johnny Hatcher's Motion to Consider Post-Judgment (sic) Facts
Oliver J. Higgins v. State of Tennessee W2008-02671-SC-R11-PC	Hardin County Circuit Court Judge Charles C. McGinley No. 7608	McMullen, J., Affirmed - Rule 20	Rule 11	<b>Denied</b> - Application of Oliver J. Higgins
State of Tennessee v. Tobias Toby Horton, et al W2008-01170-SC-R11-CD	Obion County Circuit Court Judge William B. Acree, Jr. No. CC-08-CR22	McMullen, J., Appeal Dismissed	Rule 11	<b>Denied</b> - Application of Tobias Horton and Latoya Townsend
Jackie Jackson, Administrator of the Estate of Karon Jackson v. Johnny Joyner, M.D., et al	Dyer County Circuit Court Judge Lee Moore No. 04-112	Farmer, J., Vacated in Part; Reversed in Part; and Remanded	Rule 11	<b>Denied</b> - Application of Johnny Joyner, M.D. and Jackson Clinic, P.A.
Donald Mays v. State of Tennessee W2007-02585-SC-R11-PC	Shelby County Criminal Court Judge John P. Cotton No. P-26606	Williams, J., Affirmed	Rule 11	<b>Denied</b> - Application of Donald Mays
State of Tennessee v. Taurus Merriweather W2008-00576-SC-R11-CD	Shelby County Criminal Court Judge James Lammey No. 05-06981	McMullen, J., Affirmed	Rule 11	<b>Denied</b> - Application of Taurus Merriweather
State of Tennessee v. Michael Vincent Ricco W2008-00756-SC-R11-CD	Henderson County Circuit Court Judge Donald Allen No. 07013-2	McLin, J., Affirmed	Rule 11	<b>Denied</b> - Application of Michael Vincent Ricco

State of Tennessee v. Marlos Shields W2007-01721-SC-R11-CD	Shelby County Criminal Court Judge Lee Coffee No. 05-08713	McLin, J., Affirmed	Rule 11	<b>Denied</b> - Application of Marlos Shields
---------------------------------------------------------------	---------------------------------------------------------------------	------------------------	---------	-----------------------------------------------

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**JOANN DAVIS v. HARWELL INDUSTRIES**

**Chancery Court for Giles County  
No. 3861**

---

**No. M2009-02145-WC-R9-WC**

---

**ORDER**

Upon consideration of the Rule 9 application for interlocutory appeal of Harwell Industries and the record before us, the application is granted.

Pursuant to Supreme Court Rule 51, Section 4, the Clerk is directed to place this matter on the docket of the Special Workers' Compensation Appeals Panel for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**CANDACE MULLINS v. STATE OF TENNESSEE**

**Tennessee Claims Commission**  
**No. T20060653**

---

**No. M2008-01674-SC-R11-CV**

---

**ORDER**

Upon consideration of the application for permission to appeal of Candace Mullins, and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM



IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**PUGH'S LAWN LANDSCAPE COMPANY, INC. v.  
JAYCON DEVELOPMENT CORPORATION**

**Circuit Court for Shelby County  
No. CT 001228-06**

---

**No. W2008-01366-SC-R11-CV**

---

**ORDER**

Upon consideration of the application for permission to appeal of the Pugh's Lawn Landscape Company and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE  
AT JACKSON

**ELIZABETH SAMS TUETKEN v. LANCE EDWARD TUETKEN**

---

No. W2008-00274-SC-R11-CV

---

**ORDER**

Upon consideration of Elizabeth Sams Tuetken's application for permission to appeal and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM