

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

**Monday, December 21, 2009**

**GRANTS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
Ana R. Padilla v. Twin City Fire Insurance Co. M2008-02489-SC-WCM-WC	Davidson County Chancery Court Chancellor Ellen H. Lyle No. 07-2647-III	Bivins, J., Affirmed	Full Court Review	<b>Granted</b> - Motion for Review of Ana R. Padilla; (Clark, J., not participating)  <b>(Order attached hereto)</b>
<b><u>Knoxville</u></b>				
NONE				
<b><u>Jackson</u></b>				
NONE				

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**DENIALS**

STYLE/APPEAL NUMBER	COUNTY TRIAL JUDGE TRIAL COURT NO.	APPELLATE JUDGE JUDGMENT	NATURE OF APPEAL	ACTION
<b><u>Nashville</u></b>				
State of Tennessee v. John M. Banks M2008-00044-SC-R11-CD	Montgomery County Circuit Court Judge Michael R. Jones No. 40600738	Woodall, J., Affirmed	Rule 11	<b>Denied</b> - Application of John M. Banks
Jeffrey Lee Hammons v. State of Tennessee M2008-00373-SC-R11-PC	Davidson County Circuit Court Judge J. Randall Wyatt No. 2005-A-428	Smith, J., Affirmed	Rule 11	<b>Denied</b> - Application of Jeffrey Lee Hammons
Charles Isham v. James Marshall and Sherry Marshall M2009-02554-SC-R7-CV	Sumner County Circuit Court Judge C. L. Rogers No. 2009-CV-695	Per Curiam, Denied Emergency Motion for Stay of Writ of Possession and Writ of Execution	Rule 7	<b>Denied</b> - James Marshall and Sherry Marshall's "Motion to Review Order Denying Motion for Stay of Writ of Possession and Writ of Execution"

Thomas David Williams v. State of Tennessee M2007-00825-SC-R11-PC	Warren County Circuit Court Judge Larry b. Stanley, Jr. Nos. F-9888 and M-9943	Woodall, J., Affirmed	Rule 11	<b>Dismissed as Untimely</b> - Application of Thomas David Williams
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**Knoxville**

Rebecca J. Boyd v. Edwards & Associates, inc. and Aeronautical Accessories, Inc. E2008-01365-SC-R11-CV	Sullivan County Chancery Court Judge John S. McLellan, III No. C13103	Franks, J., Affirmed	Rule 11	<b>Denied</b> - Application of Rebecca J. Boyd
In Re: T.H.; a child under eighteen (18) years of age; Karen Riley v. Frankie Summeour E2009-00655-SC-R11-JV	Knox County Circuit Court Judge Bill Swann No. 107071	Franks, J., Affirmed and Remanded	Rule 11	<b>Denied</b> - Application of Frankie Summeour
State of Tennessee v. William Harold Jones, Alias E2008-01745-SC-R11-CD	Knox County Criminal Court Judge Kenneth F. Irvine, Jr. Nos. 84029, 85713, 86366, 86980	Tipton, J., Affirmed	Rule 11	<b>Denied</b> - Application of William Harold Jones, Alias
State of Tennessee v. Enrique Alejandro Perez E2008-01391-SC-R11-CD	Hamblen County Criminal Court Judge John F. Dugger, Jr. No. 07-CR-489	Thomas, J., Affirmed	Rule 11	<b>Denied</b> - Application of Enrique A. Perez
Bruce A. Smiley v. State of Tennessee E2008-02233-SC-R11-PC	Hamilton County Criminal Court Judge Rebecca J. Stern No. 254749	Ogle, J., Affirmed	Rule 11	<b>Denied</b> - Application of Bruce A. Smiley

**Jackson**

State of Tennessee v. Boaz Pleasant-Bey W2009-01951-SC-S10-CD	Shelby County Criminal Court Judge John P. Colton, Jr. No. 07-00471	Glenn, J., Rule 10 Denied	Rule 10	<b>Denied</b> - Application of Boaz Pleasant-Bey
Perry Anthony Cribbs v. State of Tennessee W2006-01381-SC-R11-PD	Shelby County Criminal Court Judge Carolyn Blackett No. P-20670	Ogle, J., Affirmed in Part; Reversed in Part	Rule 11	<b>Denied</b> - Application of State of Tennessee
William Griffin, Jr. V. Terrance Borum, et al W2008-00725-SC-R11-CV	Madison County Circuit Court Judge Roger A. Page No. C05-272	Stafford, J., Affirmed	Rule 11	<b>Denied</b> - Application of William Griffin, Jr.
State of Tennessee v. Brandon Johnson W2007-01655-SC-R11-CD	Shelby County Criminal Court Judge W. Otis Higgs, Jr. No. 07-01964	Glenn, J., Affirmed	Rule 11	<b>Denied</b> - Application of Brandon Johnson
Leitha C. Perkins and Robert L. Perkins v. Big Lots Stores, Inc. W2007-02809-SC-R11-CV	Shelby County Circuit Court Judge Rita L. Stotts No. CT-000434-05	Kirby, J., Reversed and Dismissed	Rule 11	<b>Denied</b> - Application of Leitha C. Perkins
State of Tennessee v. Bert Newby W2007-01213-SC-R11-CD	Shelby County Criminal Court Judge W. Otis Higgs Nos. 06-03859 and 06-03860	Williams, J., Affirmed	Rule 11	<b>Denied</b> - Application of Bert Newby
State of Tennessee v. Devon Wiggins W2007-01734-SC-R11-CD	Dyer County Circuit Court Judge Russell Lee Moore, Jr. No. C06-248	Ogle, J., Affirmed	Rule 11	<b>Denied</b> - Application of Devon Wiggins

IN THE SUPREME COURT OF TENNESSEE  
AT NASHVILLE

**ANA R. PADILLA v. TWIN CITY FIRE INSURANCE CO.**

**Chancery Court for Davidson County  
No. 07-2647-III**

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**No. M2008-02489-SC-WCM-WC**

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**ORDER**

The motion for review filed by Ana R. Padilla, pursuant to Tennessee Code Annotated section 50-6-225(e)(5)(A)(ii), has been considered by the Court and is granted.

The parties shall submit supplemental briefs in accordance with Tenn. R. App. P. 29. The Court is particularly interested in briefing on the following issue: When an employee suffers an injury in the workplace as a result of a “neutral force” assault, is there a presumption that the injury is compensable, or does the employee bear the burden of proving that the assault was related to the employment?

The appellant’s brief shall be filed within thirty (30) days of the date of this Order. The Clerk of the Court is directed to schedule this case for oral argument when the briefing is completed.

PER CURIAM

Cornelia A. Clark, J., not participating