



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, JANUARY 15, 2010**

Cobb, C.J.

- 1090249 Ex parte James Calvin Frazier. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Calvin Frazier v. Alabama Department of Corrections) (Montgomery Circuit Court: CV09-157; Criminal Appeals : CR-08-1595).

Writ Denied. No Opinion.

Circuit Judge, William A. Shashy, (334) 832-1370
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Bart Gregory Harmon, (334) 353-3881

Lyons, J.

- 1090281 Ex parte Andrevis Deon Davis. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Andrevis Deon Davis v. State of Alabama) (Houston Circuit Court: CC08-749; CC08-750; CC08-751; CC08-752; CC08-753; CC08-754; Criminal Appeals : CR-08-0240).

Writ Denied. No Opinion.

Circuit Judge, Charles Lawson Little, (334) 677-4889
Pet. Atty., Shannon A. Rash, (334) 699-6831
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328

- 1090317 Ex parte Jerry Godbolt. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jerry Godbolt v. Alabama Department of Corrections) (Montgomery Circuit Court: CV08-1903; Criminal Appeals : CR-0-81152).

Writ Denied. No Opinion.

Circuit Judge, Tracy S. McCooey, (334) 832-1365
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Bart Gregory Harmon, (334) 353-3881

- 1090345 Ex parte Pat Charest. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Pat Charest v. State of Alabama) (Baldwin Circuit Court: CC94-1363.61; Criminal Appeals : CR-08-0270).

Writ Denied. No Opinion.

Circuit Judge, J. Langford Floyd, (251) 937-0237
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Tracy Millar Daniel, (334) 353-0074

Woodall, J.

- 1081229 City of Graysville, City of Graysville Water and Sewer Board, and Doug Brewer v. Onis "Trey" Glenn III, director of the Alabama Department of Environmental Management, and Green Mountain Management, LLC (Appeal from Jefferson Circuit Court: CV-08-901954).

Affirmed.

Circuit Judge, J. Scott Vowell, (205) 325-5200
Aplt. Atty., Jeffrey W Brumlow, (205) 833-1303
Aple. Asst. Atty. General, Paul Christian Sasser, Jr., (334) 271-7855
Aple. Atty., Richard P. Carmody, (205) 250-5000
Aple. Atty., Aaron McLeod, (205) 250-5000
Aple. Atty., James Ray Thrash, (334) 271-7855
Aple. Atty., R. Thomas Warburton, (205) 521-8987

- 1090202 Ex parte R. S. E., alias. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: R. S. E., alias v. State of Alabama) (Tuscaloosa Circuit Court: CC-05-2229; Criminal Appeals : CR=08-0845).

Writ Denied. No Opinion.

- 1090279 Ex parte Tyler R. Chapman. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tyler R. Chapman v. State of Alabama) (Baldwin Circuit Court: CC04-2125; Criminal Appeals : CR-07-1360).

Writ Denied. No Opinion.

Circuit Judge, James Harvey Reid, Jr., (251) 937-0290
Pet. Atty., Jeffry Cali Armstrong, (251) 626-2211
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328

- 1090316 Ex parte Michael Lee Jones. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Lee Jones v. State of Alabama) (Shelby Circuit Court: CC07-992; CC07-993; Criminal Appeals : CR-08-0932).

Writ Denied. No Opinion.

Circuit Judge, J. Michael Joiner, (205) 669-3861
Pet. Atty., James C. McInturff, (205) 884-4529
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

- 1090328 Ex parte Patricia M. Isom, n/k/a Patricia J. Williams. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Patricia M. Isom, n/k/a Patricia J. Williams v. Estate of Radford Dale Isom) (Cullman Circuit Court: DR-04-895; Civil Appeals : 2070693).

Writ Denied. No Opinion.

Circuit Judge, Don L. Hardeman, (256) 739-3530
Pet. Atty., Joan Marie Kettell Dean, (256) 534-4557
Pet. Atty., Beverly Paschal Poston, (256) 739-3970
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., S. Wayne Fuller, (256) 734-2023

1090337 Ex parte Brandon Deshawn Carr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Brandon Deshawn Carr v. State of Alabama) (Mobile Circuit Court: CC08-2941; Criminal Appeals : CR-08-1111).

Writ Denied. No Opinion.

Circuit Judge, John Ray Lockett, (251) 574-8477
Pet. Atty., Linda Collins Jensen, (251) 441-0081
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Beth Slate Poe, (334) 242-7377

Stuart, J.

1081357 Thomas Simon v. Credit Acceptance Corporation (Appeal from Autauga Circuit Court: CV-08-900139).

Affirmed. No Opinion.

Circuit Judge, John B. Bush, (334) 567-1148
Aple. Atty., Tenley Elizabeth Garvich, (205) 581-0787
Aple. Atty., Wynn Shuford, (205) 581-0700

1090089 Thomas Simon v. Community Cars, Inc., and Greg Pouncey (Appeal from Autauga Circuit Court: CV-08-900139).

Affirmed. No Opinion.

Circuit Judge, John B. Bush, (334) 567-1148
Aple. Atty., Emily C Marks, (334) 387-7680
Aple. Atty., Gerald C. Swann, Jr., (251) 621-7680

1090278 Ex parte Anthony L. Popwell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Anthony L. Popwell v. State of Alabama) (Chilton Circuit Court: CC-08-207; Criminal Appeals : CR-08-0089).

Writ Denied. No Opinion.

1090314 Ex parte Clyde Elston Goodman. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Clyde Elston Goodman v. State of Alabama) (Calhoun Circuit Court: CC03-1451.60; CC03-1452.60; Criminal Appeals : CR-08-1366).

Writ Denied. No Opinion.

Circuit Judge, Don L. Hardeman, (256) 739-3530
Circuit Judge, Brian P. Howell, (256) 231-1821
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Ferris Stephens, (334) 242-7300

1090323 Ex parte John C. Peacock. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: John C. Peacock v. State Board of Licensure for Professional Engineers and Land Surveyors) (Montgomery Circuit Court: CV-08-837; Civil Appeals : 2080618).

Writ Denied. No Opinion.

Circuit Judge, Tracy S. McCooey, (334) 832-1365
Pet. Atty., John C. Peacock, (334) 794-9517
Resp. Atty., Benjamin H. Albritton, (334) 242-7555

- 1090336 Ex parte Bruce Lamar Hill. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Bruce Lamar Hill v. State of Alabama) (Etowah Circuit Court: CC89-772.63; Criminal Appeals : CR-08-1708).

Writ Denied. No Opinion.

Circuit Judge, William H. Rhea, III, (256) 549-5317
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Audrey K. Jordan, (334) 353-4338

- 1090361 Ex parte Joseph Haywood. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joseph Haywood v. State of Alabama) (Jefferson Circuit Court: CC04-3502.60; CC04-3503.60; Criminal Appeals : CR-08-1007).

Writ Denied. No Opinion.

Circuit Judge, Laura Petro, (205) 325-5646
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Audrey K. Jordan, (334) 353-4338

Smith, J.

- 1080900 Denise Martin v. US Bank (Appeal from Shelby Circuit Court: CV-07-900146).

Affirmed. No Opinion.

Circuit Judge, Hewitt Lawrence Conwill, (205) 669-3800
Apl. Atty., Jessica Powers Davis, (205) 328-3540
Apl. Atty., Kenneth James Lay, (205) 397-6540
Aple. Atty., Robert R. Maddox, (205) 521-8000
Aple. Atty., Richard H. Monk, III, (205) 521-8516
Aple. Atty., Nickey John Rudd, Jr., (770) 234-9181
Aple. Atty., Scott Burnett Smith, (256) 517-5198

- 1081785 Ex parte Ronald Harris. PETITION FOR WRIT OF MANDAMUS: CRIMINAL (In re: State of Alabama vs. Ronald Harris) (Mobile Circuit Court: CC06-3911.61; CC06-3912.61; CC06-3913.61; Criminal Appeals : CR-08-1874).

Petition Denied. No Opinion.

Circuit Judge, Sarah Hicks Stewart, (251) 574-8457
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. District Atty., John M. Tyson, Jr., (251) 574-8400
Resp. Atty., Kristi O Wilkerson, (334) 353-8563

- 1090049 Ex parte M.B. Canton Company, Inc. and Kenneth W. Canton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: M.B. Canton Company, Inc. and Kenneth W. Canton v. H. Scott Callahan and Jacqui C. Callahan) (Mobile Circuit Court: CV-06-2608.51; Civil Appeals : 2080439).

Writ Denied. No Opinion.

Circuit Judge, Roderick P. Stout, (251) 574-8482
Pet. Atty., Jimmy H. Fernandez, (251) /43-3073
Resp. Atty., Bradley Eugene Dean, (251) 441-9230
Resp. Atty., Charles C. Simpson, III, (251) 937-9473

1090225 Ex parte Omega Dupont. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Omega Dupont v. State of Alabama) (Bullock Circuit Court: CV09-43.60; Criminal Appeals : CR-08-1638).

Writ Denied. No Opinion.

Circuit Judge, Bernard Smithart, (334) 738-3286
Resp. Atty. General, Troy Robin King, (334) 242-7401

1090230 Ex parte C. E. M. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: C. E. M. v. State of Alabama) (Tuscaloosa Circuit Court: CC-06-541; Criminal Appeals : CR-08-0173).

Writ Denied. No Opinion.

1090231 Ex parte Bobby Rydell Norman. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Bobby Rydell Norman, alias v. State of Alabama) (Montgomery Circuit Court: CC09-69; Criminal Appeals : CR-08-1043).

Writ Denied. No Opinion.

Circuit Judge, Eugene W. Reese, (334) 832-1360
Pet. Atty., James Robert Cooper, Jr, (334) 262-4887
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Tracy Millar Daniel, (334) 353-0074

1090271 Ex parte Nicholas Bryant. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Nicholas Bryant, alias v. State of Alabama) (Jefferson Circuit Court: CC07-2188; CC07-2189; CC07-2190; CC07-2191; Criminal Appeals : CR-08-1154).

Writ Denied. No Opinion.

Circuit Judge, Tommy Nail, (205) 327-8205
Pet. Atty., Donald L. Colee, Jr, (205) 592-4332
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

1090272 Ex parte David Lawrence Poole. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Lawrence Poole v. State of Alabama) (DeKalb Circuit Court: CC89-526.67; Criminal Appeals : CR-08-0914).

Writ Denied. No Opinion.

Circuit Judge, David Rains, (256) 927-5452
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, P. David Bjurberg, (334) 242-7365

1090309 Ex parte S. R. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: S. R. v. Mobile County Department of Human Resources) (Mobile Juvenile Court: JU-07-1250.92; Civil Appeals : 2080855).

Writ Denied. No Opinion.

1090312 Ex parte Ray Kline Burkholder, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ray Kline Burkholder, Jr. v. State of Alabama) (Jefferson Circuit Court, Bessemer Division: CC03-33.61; Criminal Appeals : CR-08-1698).

Writ Denied. No Opinion.

Circuit Judge, Douglas Mac Parsons, (205) 481-4170
Resp. Atty. General, Troy Robin King, (334) 242-7401

Resp. Asst. Atty. General, Tracy Millar Daniel, (334) 353-0074

- 1090334 Ex parte P. B. P., Sr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: P. B. P., Sr. v. Mobile County Department of Human Resources) (Mobile Juvenile Court: JU-07-1250.92; Civil Appeals : 2080891).

Writ Denied. No Opinion.

- 1090363 Ex parte Floyd Carter. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Floyd Carter v. State of Alabama) (Mobile Circuit Court: CC75-33028.61; Criminal Appeals : CR-08-0904).

Writ Denied. No Opinion.

Circuit Judge, Roderick P. Stout, (251) 574-8482
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, William Duncan Little, (334) 242-4162

Bolin, J.

- 1081303 BMJA, LLC v. Michael G. Murphy III and Kelly L. Murphy (Appeal from Baldwin Circuit Court: CV-08-901070).

Reversed And Remanded.

Circuit Judge, J. Langford Floyd, (251) 937-0237
Aplt. Atty., Wade B. Perry, Jr, (251) 441-9238
Aple. Atty., Taylor D Wilkins, Jr, (251) 937-7024

- 1090021 Ex parte John R. Baney. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John R. Baney v. State of Alabama) (Marengo Circuit Court: CC-07-188; 07-189; 07-190; 07-191; Criminal Appeals : CR-07-1388).

Writ Denied. No Opinion.

- 1090045 Ex parte Eric Levert Crenshaw. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Eric Levert Crenshaw v. State of Alabama) (Jefferson Circuit Court, Bessemer Division: CC91-1351.61; Criminal Appeals : CR-08-1000).

Writ Denied. No Opinion.

Circuit Judge, Douglas Mac Parsons, (205) 481-4170
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

- 1090052 Ex parte James McConico, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: James McConico, Jr. v. Correctional Medical Services, Inc.) (Escambia Circuit Court: CV-00-443; Civil Appeals : 2071001, 2080067).

Writ Denied. No Opinion.

Circuit Judge, Bradley E. Byrne, (251) 867-0281
Resp. Atty., Philip G. Piggott, (205) 868-6086

- 1090055 Ex parte Joseph L. Turner. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joseph L. Turner v. State of Alabama) (Madison Circuit Court: CC-07-3061; Criminal Appeals : CR-07-2166).

Writ Denied. No Opinion.

Parker, J.

- 1080914 Ex parte Robert Anthony Johnson. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Robert Anthony Johnson v. State of Alabama) (Bullock Circuit Court: CC07-29; Criminal Appeals : CR-07-0965).

Writ Denied. No Opinion.

Circuit Judge, L. Bernard Smithart, (334) 775-3408
Pet. Atty., John William Partin, (334) 775-9778
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

- 1080936 Ex parte Tony Larue Dent. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tony Dent v. State of Alabama) (Houston Circuit Court: CC06-625; Criminal Appeals : CR-07-1626).

Writ Denied. No Opinion.

Circuit Judge, Larry K. Anderson, (334) 671-8761
Pet. Atty., Allen K Mitchell, (334) 671-0289
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Michael G. Dean, (334) 353-0415

- 1080986 Ex parte Terry Lee Kelly. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Terry Lee Kelly v. State of Alabama) (Madison Circuit Court: CC04-3214; CC04-3215; Criminal Appeals : CR-06-1738).

Writ Denied. No Opinion.

Circuit Judge, Karen K. Hall, (256) 532-3455
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jack William Willis, (334) 242-7326

- 1081059 Ex parte David Eugene Files. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Eugene Files v. State of Alabama) (Walker Circuit Court: CC02-289.60; Criminal Appeals : CR-07-2230).

Writ Denied. No Opinion.

District Judge, Larry E. Lapkovitch, (205) 384-7240
Pet. Atty., William M. Dawson, Jr., (205) 323-6170
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., James B. Prude, (334) 242-7300

- 1081116 Ex parte Ronald Anthony Duhon, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Ronald Anthony Duhon, Jr. v. State of Alabama) (Coffee Circuit Court, Enterprise Division: CC07-5; Criminal Appeals : CR-07-1163).

Writ Denied. No Opinion.

Circuit Judge, Thomas E. Head, III, (334) 897-5525
Pet. Atty., David Jerome Harrison, (334) 684-8729
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Madeline H. Lewis, (334) 353-4840

- 1081130 Ex parte Lee Arthur Dudley. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Lee Arthur Dudley v. State of Alabama) (Dallas Circuit Court: CC94-66.62; Criminal Appeals : CR-07-2020).

Writ Denied. No Opinion.

Circuit Judge, Thomas ap Roger Jones, (334) 874-2510
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378

- 1081152 Ex parte Elvin Earl Darby II. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Elvin Earl Darby II v. State of Alabama) (Tuscaloosa Circuit Court: CC03-2648.61; Criminal Appeals : CR-07-1432).

Writ Denied. No Opinion.

Circuit Judge, William Scott Donaldson, (205) 349-3870
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328

- 1081155 Ex parte Wayne Anthony Agee. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Wayne Anthony Agee v. State of Alabama) (Jefferson Circuit Court: CC81-877.61; Criminal Appeals : CR-08-0401).

Writ Denied. No Opinion.

Circuit Judge, J. William Cole, (205) 325-5290
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Andy Scott Poole, (334) 242-7300

- 1081183 Ex parte Billy Alfred Flowers. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Billy Alfred Flowers v. State of Alabama) (Jefferson District Court: DC79-4496.62; DC79-4497.60; Criminal Appeals : CR-07-1990).

Writ Denied. No Opinion.

District Judge, Sheldon L. Watkins, (205) 325-5018
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Madeline H. Lewis, (334) 353-4840

- 1081305 Ex parte James Louis Wheeler. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: James Louis Wheeler v. State of Alabama) (Houston Circuit Court: CC06-157.60; CC06-158.60; CC06-159.60; Criminal Appeals : CR-07-2032).

Writ Denied. No Opinion.

Circuit Judge, Larry K. Anderson, (334) 671-8761
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Audrey K. Jordan, (334) 353-4338

- 1090284 Ex parte A. G. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: A. G. v. Etowah County Department of Human Resources) (Etowah Juvenile Court: JU-08-469.02 and JU-05-411.02; Civil Appeals : 2080629).

Writ Denied. No Opinion.

Murdock, J.

- 1081101 Ronald P. Hayden and Melissa Long Hayden v. W.M. Coppage et al. (Appeal from Montgomery Circuit Court: CV-06-900054).

Affirmed. No Opinion.

Circuit Judge, Tracy S. McCooey, (334) 832-1365
Apl. Atty., Jimmy Douglas Jacobs, (334) 215-1788
Aple. Atty., Tim McCollum, (334) 241-2050

1081663 Ex parte Harry A. Palmquist. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Harry A. Palmquist v. State of Alabama) (Russell Circuit Court: CC08-100; Criminal Appeals : CR-07-2174).

Writ Denied. No Opinion.

Circuit Judge, George R. Greene, (334) 297-4567
Pet. Atty., Margaret Young Brown, (334) 821-6944
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Marc Alan Starrett, (334) 353-8973

1090012 Ex parte Paul Eugene Hearld. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Paul Eugene Hearld v. State of Alabama) (Tuscaloosa Circuit Court: CC92-1323.63; CC92-1324.61 through CC92-1343.61; CC92-1350.61 through CC92-1354.61; CC92-1481.61; CC92-1575.61; CC92-1921.61; CC92-2034.61; Criminal Appeals : CR-08-0605).

Writ Denied. No Opinion.

Circuit Judge, Brad Almond, (205) 464-8252
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Beth Slate Poe, (334) 242-7300

1090144 Ex parte Aaron Bollinger. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Aaron Bollinger v. State of Alabama) (St. Clair Circuit Court: CC-08-138; Criminal Appeals : CR-08-1292).

Writ Denied. No Opinion.

1090208 Ex parte Michael Paul Freeman. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Paul Freeman v. State of Alabama) (Marion Circuit Court: CC03-239; Criminal Appeals : CR-08-0219).

Writ Denied. No Opinion.

Circuit Judge, Talmage Lee Carter
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Madeline H. Lewis, (334) 353-4840

1090246 Ex parte Christopher Thornton. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Christopher Thornton v. State of Alabama) (Jefferson Circuit Court: CC04-1261.62; Criminal Appeals : CR-08-1386).

Writ Denied. No Opinion.

Circuit Judge, Teresa Tanner Pulliam, (205) 325-5329
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Jean Alexandra Therkelsen, (334) 242-7300

Shaw, J.

1071606 Brown Stagner Richardson, Inc. v. Rolfe C. Harper III (Appeal from Mobile Circuit Court: CV-01-474).

Affirmed. No Opinion.

Circuit Judge, Robert Herschel Smith, (251) 574-8485
Aplt. Atty., Brian M Clark, (205) 314-0500
Aple. Atty., Paul V. LaGarde, (251) 432-1600

1080904 Ex parte Charles Anthony Kegler. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charles Anthony Kegler v. State of Alabama) (Jefferson Circuit Court: CC86-3964.64; Criminal Appeals : CR-07-1655).

Writ Denied. No Opinion.

Circuit Judge, William H. Cole, (205) 252-1166
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. Gen., Yvonne A.H. Saxon, (334) 242-7376

1080925 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: State of Alabama v. Charles Adam Keith) (Montgomery Circuit Court: CC07-506; Criminal Appeals : CR-06-1872).

Writ Denied. No Opinion.

Circuit Judge, Tracy S. McCooey, (334) 832-1365
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Atty. General, Stephen Norwood Dodd, (334) 242-7378
Resp. Atty., Matthew Bruce Alfreds, (334) 264-1498

1080979 Ex parte Randy Campbell. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Randy Campbell v. Sherri Lynn Campbell) (Montgomery Circuit Court: DR-07-931; Civil Appeals : 2070724).

Writ Denied.

Circuit Judge, Anita L. Kelly, (334) 832-1375
Pet. Atty., Roianne Houlton Conner, (334) 215-1988
Resp. Atty., Michael A. Mosley, (256) 825-2955

1080988 Ex parte State of Alabama. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Andrea Terell Marshall, alias v. State of Alabama) (Montgomery Circuit Court: CC07-1305; Criminal Appeals : CR-07-0936).

Writ Denied. No Opinion.

Circuit Judge, Tracy S. McCooey, (334) 832-1365
Pet. Atty. General, Troy Robin King, (334) 242-7401
Pet. Asst. Gen. Counsel, John J. Davis, (334) 353-9131
Resp. Atty., Aimee C. Smith, (334) 264-6466

1081023 Ex parte Ronald D. Veteto. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: James E. Hill, Jr., and Richard J. Minor) (St. Clair Circuit Court: CV-08-23; Civil Appeals : 2070908; 2071123).

Writ Denied. No Opinion.

Circuit Judge, Charles E. Robinson, (205) 594-2187
Resp. General Counsel, Kim T. Thomas, (334) 353-3885
Resp. Atty., Benjamin H. Albritton, (334) 242-7555

1081037 Ex parte Labarron Hill. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Labarron Hill v. Alabama Department of Corrections) (Montgomery Circuit Court: CV08-712; Criminal Appeals : CR-07-2070).

Writ Denied. No Opinion.

Circuit Judge, Charles Price, (334) 832-1331
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Atty., Bart Gregory Harmon, (334) 353-3881

1081074 Ex parte Constance Shinell Clark. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Constance Shinell Clark v. State of Alabama) (Jefferson Circuit Court: CC05-5569; Criminal Appeals : CR-07-0588).

Writ Denied. No Opinion.

Circuit Judge, Gloria Bahakel, (205) 325-5323
Pet. Atty., Roger Charles Appell, (205) 252-9462
Resp. Atty. General, Troy Robin King, (334) 242-7401
Resp. Asst. Atty. General, Jean-Paul Michael Chappell, (334) 242-7328

1090104 Ex parte S. B. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: M. B. and E. B. v. S. B.) (Jefferson Juvenile Court: JU-06-51733.01 and JU-06-51734.01; Civil Appeals : 2080464).

Writ Denied. No Opinion.

PER CURIAM

1050926 Wyeth, Inc., and Wyeth Pharmaceuticals, Inc. v. Blue Cross and Blue Shield of Alabama (Appeal from Jefferson Circuit Court: CV-03-6046).

Order Vacated and Case Remanded.

Circuit Judge, Robert S. Vance, Jr., (205) 325-5035
Aplt. Atty., Richard H Gill, (334) 834-1180
Aplt. Atty. - Pro Hac, Harvey L. Kaplan, (816) 474-6550
Aplt. Atty., Alfred F. Smith, Jr, (205) 879-1100
Aplt. Atty., Sela E. Stroud, (205) 879-1100
Aple. Atty., Albert L. Jordan, (205) 870-0555
Aple. Atty., Michael J Velezis, (205) 870-0555
Aple. Atty., Kimberly R. West, (205) 870-0555

1071695 William Doyle Clemmons and Brenda Clemmons v. Joe McInnes, Director, Alabama Department of Transportation (Appeal from Lauderdale Circuit Court: CV-06-413).

Affirmed. No Opinion.

Circuit Judge, Ned Michael Suttle, (256) 760-5820
Aplt. Atty., Gary L. Jester, (256) 764-3941
Aple. Atty., Ian Michael Berry, (256) 718-0120
Aple. Atty., Christopher Shane James, (256) 718-0120
Aple. Atty., Larry Brooks Moore, (256) 718-0120

ON REHEARING

1080654 States Resources Corporation v. Bobby J. Creps et al. (Appeal from Baldwin Circuit Court: CV-07-900625).

Application Overruled. No Opinion.

Circuit Judge, Robert E. Wilters, (251) 580-2570
Aplt. Atty., James Ballard McNeill, Jr, (334) 874-6683
Aple. Atty., John T. Bender, (251) 342-9172
Aple. Atty., William Alexander Gray, Jr, (251) 343-0800
Aple. Atty., John W. Parker, (251) 621-2216
Aple. Atty., Russell J Watson, (251) 937-2303

1080760 Lotha Kilgore v. Hoyt Baugh (Appeal from DeKalb Circuit Court: CV-06-23).

Application Overruled. No Opinion.

Circuit Judge, Randall L. Cole, (256) 845-8540

Apl. Atty., Ralph K Strawn, Jr, (256) 543-9790

Aple. Atty., Tony Jennings, (256) 845-3353