



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, MARCH 20, 2009**

Lyons, J.

- 1071705 Ex parte Clint Folsom. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Clint Folsom v. Stagg Run Development, LLC, et al.) (Shelby Circuit Court: CV-07-176; Civil Appeals : 2061126).

Reversed And Remanded.

Circuit Judge, Hewitt Lawrence Conwill, (205) 669-3800
Pet. Atty., Jesse P Evans, III, (205) 254-1431
Pet. Atty., Michael B. Odom, (205) 251-1000
Resp. Atty., Randy A. Dempsey, (205) 970-0034
Resp. Atty., Jack H Harrison, (205) 967-9675
Resp. Atty., F. Wade Steed, (205) 970-0034

- 1070497 CSX Transportation, Inc. v. Sheila Henderson, as personal representative of the estate of Tony R. Henderson, deceased (Appeal from St. Clair Circuit Court: CV-06-122).

Affirmed.

Circuit Judge, James Hill
Apl. Atty., Todd Michael Higey, (205) 572-4110
Apl. Atty. - Pro Hac, Randall Jordan, (912) 638-0505
Aple. Atty., Charles E. Robinson, Jr, (205) 594-5133

- 1070509 MeadWestvaco Corporation v. Sheila Henderson, as personal representative of the estate of Tony R. Henderson, deceased (Appeal from St. Clair Circuit Court: CV-06-122).

Affirmed.

Circuit Judge, James Hill
Apl. Atty., John A. Smyth, III, (205) 254-1029
Aple. Atty., Charles E. Robinson, Jr, (205) 594-5133

- 1070522 Sheila Henderson, as personal representative of the estate of Tony R. Henderson, deceased v. MeadWestvaco Corporation and CSX Transportation, Inc. (Appeal from St. Clair Circuit Court: CV-06-122).

Affirmed.

Circuit Judge, James Hill, Jr., (205) 338-3869
Apl. Atty. - Pro Hac, John E. Guerry, III, (843) 216-9488
Apl. Atty., Charles E. Robinson, Jr, (205) 594-5133
Aple. Atty., Martin Kassab Berks, (205) 326-1000
Aple. Atty., Renay T. Bertella, (205) 594-5133
Aple. Atty., Timothy A. Clarke, (251) 432-9772
Aple. Atty., Kevin D. Graham, (251) 432-3296
Aple. Atty., Todd Michael Higey, (205) 572-4110

Aple. Atty. - Pro Hac, Randall Jordan, (912) 638-0505
Aple. Atty., Edwin Bryan Nichols, (205) 254-1184
Aple. Atty., F. Grey Redditt, Jr, (251) 432-9772
Aple. Atty., John A. Smyth, III, (205) 254-1029
Aple. Atty., H. Thomas Wells, Jr., (205) 254-1062
Amicus Aplt. Atty., David G. Wirtes, Jr, (251) 471-6191
Amicus Aple. Atty., Bruce Barze, Jr., (205) 251-8100
Amicus Aple. Atty., Michael D. Freeman, (205) 251-8100
Amicus Aple. Atty., Crawford McGivaren, Jr, (205) 716-5200
Amicus Aple. Atty., Spencer M Taylor, (205) 226-8755

Smith, J.

1061094 Louis Frank Hollander, Jr. v. Raymond Lee Nichols, Jr., et al. (Appeal from Lauderdale Circuit Court: CV-03-428).

Affirmed In Part; Reversed In Part; Remanded.

Circuit Judge, Michael T. Jones, (256) 760-5831
Aplt. Atty., Michael Levoy Weathers, (256) 764-1318
Aple. Atty., Heather N. Hudson, (256) 353-6761
Aple. Atty., Nicholas B Roth, (256) 353-6761

1080502 Ex parte Michael Jerome Pearson, Jr. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Jerome Pearson, Jr. v. State of Alabama) (Tuscaloosa Circuit Court: CC-04-871.60; Criminal Appeals : CR-07-1442).

Writ Denied. No Opinion.

Circuit Judge, Charles R. Malone, (205) 349-3870
Pet. Atty., Gary L. Blume, (205) 556-6712
Resp. Atty. General, Troy R. King, (334) 242-7300
Resp. Asst. Atty. Gen., Cecil Gordon Brendle, Jr, (334) 242-7357

Parker, J.

1050588 Miles College and Shirley Ellis v. Brittany Montgomery and Loretta Nicholson (Appeal from Jefferson Circuit Court, Bessemer Division: CV-04-101).

Affirmed. No Opinion.

Circuit Judge, Dan C. King, III, (205) 481-4175
Aplt. Atty., Robert M Girardeau, (205) 297-8822
Aplt. Atty., Michelle Kirby Pieroni, (205) 251-1193
Aplt. Atty., Jeff N. Windham, (205) 251-1193
Aple. Atty., J. Chris Cochran, (205) 322-8880
Aple. Atty., Elisabeth French, (205) 322-8880
Aple. Atty., Jeffrey C. Kirby, (205) 322-8880
Aple. Atty., W. Lee Pittman, (205) 322-8880

Murdock, J.

1071621 Ex parte City of Montgomery, K.C. Bentley, and Ron Cook. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: Gwendolyn P. McQuirter and Charles E. McQuirter v. City of Montgomery, K.C. Bentley, and Ron Cook) (Montgomery Circuit Court: CV-07-900089).

Motion to Strike Denied. Petition Granted. Writ Issued.

Circuit Judge, William A. Shashy, (334) 832-1370
Pet. Atty., Kim Fehl, (334) 241-2050

PER CURIAM

1061441 ADRIC Development, Inc. v. City of Wetumpka Planning Board, Neal Acker, and Elizabeth Acker (Appeal from Elmore Circuit Court: CV-06-525).

Affirmed. No Opinion.

Circuit Judge, Ben A. Fuller, (334) 361-3766

Apl. Atty., Regina B. Edwards, (334) 514-1011

Apl. Atty., Brandon C. Stone, (334) 514-1011

Aple. Atty., Keith A. Howard, (334) 567-4356

Aple. Atty., James H. McLemore, (334) 241-8000