



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, APRIL 3, 2009**

Cobb, C.J.

1050479 Kelmor, LLC, James S. Pace, and Melvin Zimmerman v. Alabama Dynamics, Inc. and Gene Ernest (Appeal from Shelby Circuit Court: CV-02-1171).

Affirmed.

Circuit Judge, G. Daniel Reeves, (205) 669-8588
Apl. Atty., William Eugene Rutledge, (205) 969-2868
Apl. Atty., Carl K Dowdey, III, (205) 967-8822
Apl. Atty., Jack H Harrison, (205) 967-9675
Apl. Atty., M. Lee Huffaker, (205) 254-1000
Apl. Atty., Thomas Werth Thagard, III, (205) 254-1000

Stuart, J.

1080468 Governor Bob Riley and Comptroller Robert L. Childree v. The Joint Fiscal Committee of the Alabama Legislature et al. (Appeal from Montgomery Circuit Court: CV-08-900752).

Affirmed.

Circuit Judge, Truman M. Hobbs, Jr., (334) 832-7147
Apl. Atty. General, Troy R. King, (334) 242-7300
Apl. Atty., Andrew Lynn Brasher, (205) 521-8339
Apl. Atty., Matthew Howard Lembke, (205) 521-8560
Apl. Atty., William C. McGowin, (334) 956-7700
Apl. Atty., William G. Parker, Jr., (334) 242-7997
Apl. Atty., James David Martin, (334) 834-1180
Apl. Atty., Robert D Segall, (334) 834-1180

Bolin, J.

1070802 Ex parte Garrett Jeremy Marks. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Garrett Jeremy Marks v. State of Alabama) (Baldwin Circuit Court: CC05-1853; Criminal Appeals : CR-06-0412).

Writ Quashed. No Opinion. See Rule 40(d)(1), Ala. R. App. P.

Circuit Judge, Robert Earl Wilters, (251) 580-2570
Pet. Atty., Leonard F. Mikul, (251) 937-0046
Resp. Atty. General, Troy R. King, (334) 242-7300
Resp. Asst. Atty. Gen., J Thomas Leverette, (334) 242-7300

PER CURIAM

1071501 Alpha Cobb v. Edward H. Fisher III et al (Appeal from Franklin Circuit Court: CV-06-200).

Affirmed.

Circuit Judge, Terry Lee Dempsey, (256) 332-8893
Apl. Atty., Thomas Lavon Carmichael, (205) 302-0099
Aple. Atty., Jeffrey L. Bowling, (256) 332-2880
Aple. Atty., Anna Katherine Bowman, (205) 251-1193
Aple. Atty., Stanley A. Cash, (205) 251-1193

1070187 Joseph C. Bonner and C.O.W., Inc. v. Lyons, Pipes & Cook, P.C. and Marion A. Quina, Jr. (Appeal from Mobile Circuit Court: CV-04-4702).

Affirmed.

Circuit Judge, James C. Wood, (251) 574-8475
Apl. Atty. - Pro Hac, Henry Laird, (228) 864-3094
Apl. Atty., John A. Taber, (251) 209-1491
Aple. Atty., Edward A. Dean, (251) 405-1300
Aple. Atty., Norman E. Waldrop, Jr, (251) 405-1300

1070272 Lyons, Pipes & Cook, P.C. and Marion A. Quina, Jr. v. Joseph C. Bonner and C.O.W., Inc. (Appeal from Mobile Circuit Court: CV-04-4702).

Dismissed.

Circuit Judge, James C. Wood, (251) 574-8475
Apl. Atty., Norman E. Waldrop, Jr, (251) 405-1300
Aple. Atty., Henry Laird, (228) 864-3094
Aple. Atty., April Reeves
Aple. Atty., John A. Taber, (251) 209-1491

ON REHEARING

1070080 Ex parte Saad's Healthcare Services, Inc. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Saad's Healthcare Services, Inc. v. Cynthia Meinhardt) (Mobile Circuit Court: CV-04-615.51; Civil Appeals : 2060302).

Application Overruled. Opinion modified [by substitution of page 17].

Circuit Judge, James C. Wood, (251) 574-8475
Pet. Atty., Ian D. Rosenthal, (251) 415-7300
Resp. Atty., C.S. Chiepalich, (251) 478-1666
Resp. Atty., John Ronald Spencer, (251) 445-0590