



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, JUNE 5, 2009**

PRESIDING JUDGE THOMPSON

2071214 Jeremy Ray Cunningham v. Roxanne Rodarte Edwards (Appeal from Henry Circuit Court: DR-02-37.03)

Reversed And Remanded.

Circuit Judge, S Edward Jackson, (334) 677-4854
Aplt. Atty., David Kenneth Hogg, (334) 699-4625
Aple. Atty., J. Christopher Capps, (334) 678-7994

2080016 Sammy Stephens v. Trifield, LLC, as assignee of IPF/Capitol Limited Partner (Appeal from Montgomery Circuit Court: CV-07-900867)

Affirmed. No Opinion.

Circuit Judge, Eugene W Reese, (334) 832-4950
Aple. Atty., Mark N Chambless, (334) 272-2230

2080071 Paul E. Lefebvre and Patricia R. Lefebvre v. Warren D. Blackburn and Kathleen A. Berube (Appeal from Baldwin Circuit Court: CV-05-1202)

Affirmed. No Opinion.

Circuit Judge, Robert E Wilters, (251) 580-2570
Aple. Atty., William G. Chason, (251) 432-5300
Aple. Atty., Edward S Sledge, III, (251) 544-8878

JUDGE PITTMAN

2070443 Frank Marcus Kerley v. Elizabeth Anne Kerley (Appeal from Jefferson Circuit Court: DR-05-2868)

Affirmed. No Opinion.

Circuit Judge, Ralph A (Sonny) Ferguson, Jr, (205) 325-5562
Aplt. Atty., angela turner drees, (205) 249-1694
Aple. Atty., Tom S. Roper, (205) 428-8487

2070742 Mary Douglas Collins v. John R. Collins Jr. (Appeal from Madison Circuit Court: DR-05-1676)

Affirmed. No Opinion.

Circuit Judge, William K Bell, (256) 532-3636
Aplt. Atty., Gerald L. Miller, (205) 322-0457
Aple. Atty., Bill G Hall, (256) 319-0590

2070297 Larry Gray d/b/a Gray Farms v. Barbara Goodwin, as Executrix of the Estate of Helen Frazer, Deceased, et al. (Appeal from DeKalb Circuit Court: CV-06-82)
(Consolidated with 2070502.)

Affirmed. No Opinion.

Circuit Judge, Randall L Cole, (256) 845-8540
Aplt. Atty., Nikki Parrish Scott, (256) 845-7000
Aple. Atty., Bradley W. Cornett, (256) 546-5432
Aple. Atty., E Allen Dodd, Jr, (256) 845-5932
Aple. Atty., Clarence L McDorman, Jr., (205) 871-3800
Aple. Atty., Benjamin R Rice, (256) 533-5015
Aple. Atty., Robert V. Rodgers, (256) 533-0202
Aple. Atty., Patrick H Tate, (256) 845-1047

2070502 Gary Gray and Patsy Gray, individually and d/b/a Gray Farms and P.J.'s Poultry Playhouse v. Barbara Goodwin, as Executrix of the Estate of Helen Frazer, Deceased, et al. (Appeal from DeKalb Circuit Court: CV-06-82)
(Consolidated with 2070297.)

Affirmed. No Opinion.

Circuit Judge, Randall L Cole, (256) 845-8540
Aplt. Atty., Robert V. Rodgers, (256) 533-0202
Aple. Atty., E Allen Dodd, Jr, (256) 845-5932
Aple. Atty., Jared E Mitchem, (256) 845-5932

JUDGE THOMAS

2070767 Malcolm Wilcox v. Joy Wilcox (Appeal from Hale Circuit Court: DR-04-50)

Affirmed. No Opinion.

Circuit Judge, Thomas R. Jones, (334) 874-2510
Aplt. Atty., Mitchell Howie, (256) 533-2400
Aple. Atty., Alexander F Braswell, (334) 289-0556
Aple. Atty., William H. Webster, (334) 264-9472

2070978 Elizabeth J. Kelly and Rick H. Kelly v. Rhondall H. Rumbley, individually and as executor of the estate of Annie Mae House, deceased, and Robert L. House (Appeal from Monroe Circuit Court: CV-04-135)

Affirmed. No Opinion.

Circuit Judge, Dawn Hare, (251) 743-3649
Aplt. Atty., Donald Duane Doerr, Jr., (251) 937-7412
Aple. Atty., J Milton Coxwell, Jr, (251) 575-2146

2071125 Thomas K. Wu v. Mi Cah Wu (Appeal from Madison Circuit Court: DR-08-3238)

Affirmed.

Circuit Judge, Loyd H Little, (256) 532-3440
Aplt. Atty., Dinah P Rhodes, (256) 536-1676
Aple. Atty., William P. Burgess, Jr, (256) 536-6011
Aple. Atty., Amanda L Chrisley, (256) 536-6011

2071213 A. M. v. J. S. (Appeal from Elmore Circuit Court: JU-00-306.03)

Reversed.

2071233 Donnie Laney v. John Edward Garmon (Appeal from Cherokee Circuit Court: CV-05-96)

Appeal Dismissed.

Circuit Judge, Randall L Cole, (256) 845-8540
Aplt. Atty., Jack Floyd, (256) 547-6328
Aple. Atty., Winfred N Watson, (256) 845-0410

JUDGE MOORE

2080047 Marcy Hamlet Baker v. Anthony Jacob Baker (Appeal from Russell Circuit Court: DR-96-376.01)

Appeal Dismissed With Instructions.

District Judge, Eric Funderburk, (334) 297-1347
Aplt. Atty., Connie Jo Cooper, (334) 297-9442
Aple. Atty., Walter L. Gray, III, (334) 291-0410

2080133 Kristie Dawn Stocks v. Betty Stocks, Deborah S. Oswalt, and Michael L. Oswalt (Appeal from Fayette Circuit Court: DR-04-102)

Appeal Dismissed.

District Judge, Jerry L Clary, (205) 932-4613
Aplt. Atty., Audrey Oswalt Strawbridge, (205) 695-9111
Aple. Atty., Dale Lawrence, (205) 932-3255
Aple. Atty., Steven Merrill Nolen, (205) 932-5204

2080257 Eight Mile Auto Sales, Inc. v. Vincent Leon Fair (Appeal from Mobile Circuit Court: CV-08-947.51)

Appeal Dismissed With Instructions To The Circuit Court.

Circuit Judge, Robert H. Smith, (251) 574-8485
Aplt. Atty., William H. Saliba, (251) 342-0571
Aple. Atty., Michael Forton, (256) 536-9645
Aple. Atty., Thomas G Keith, (256) 536-9645

2080361 Matthew's Masonry Company v. Edward Aldridge, Jr. (Appeal from Etowah Circuit Court: CV-98-1301)

Reversed And Remanded.

Circuit Judge, William Allen Millican, (256) 549-5364
Aplt. Atty., Charles H. Clark, Jr., (205) 251-1193
Aplt. Atty., David Michael Fleming, (205) 251-1193
Aple. Atty., Donald R Rhea, (256) 547-6801

2080366 John Kao v. Citizens Bank and Trust et al. (Appeal from Madison Circuit Court: CV-08-594)

Affirmed. No Opinion.

Circuit Judge, James P Smith, (256) 532-3394
Aplt. Atty., Danny D Henderson, (256) 489-9557
Aple. Atty., Jeffrey McLaughlin, (256) 582-2520
Aple. Atty., Lea L. Mosley, (256) 582-2520

2080357 P. S. M. v. S. B. (Appeal from Lauderdale Juvenile Court: JU-07-258.01)
(Consolidated with 2080358.)

Affirmed. No Opinion.

2080358 P. S. M. v. S. B. (Appeal from Lauderdale Juvenile Court: JU-07-259.01)
(Consolidated with 2080357.)

Affirmed. No Opinion.

ON REHEARING

2060957 Solomon Motor Company v. Earnest Dean (Appeal from Houston Circuit Court: CV-05-373)

Application For Rehearing Overruled.

Circuit Judge, Larry K Anderson, (334) 677-4858
Aplt. Atty., Brigg Hails Austin, H., (251) 433-8088
Aplt. Atty., Robert Austin Huffaker, Jr, (334) 206-3126
Aplt. Atty., Rudene C Oldenburg, (251) 433-8088
Aple. Atty., Jere C Segrest, (334) 794-4144
Aple. Atty., James Kevin Walding, (334) 794-4144

2070789 David A. Green v. Teresa Green (Appeal from Madison Circuit Court: DR-02-1580.03)

Application For Rehearing Overruled.

Circuit Judge, Bruce E Williams, (256) 532-3754
Aplt. Atty., Angela Leigh Daniel, (256) 551-0500
Aplt. Atty., Joan Marie Kettell Dean, (256) 534-4557
Aple. Atty., Norman Bradley, Jr, (256) 536-2292

2070893 Robert G. Peden v. Hazel (Penny) Dunn Peden (Appeal from Lauderdale Circuit Court: DR-03-330.02)

Application For Rehearing Overruled.

Circuit Judge, Ned Michael Suttle, (256) 760-5820
Aplt. Atty., Gary L Jester, (256) 764-3941
Aple. Atty., Rodney B Slusher, (256) 764-4011