



**LIST OF DECISIONS ANNOUNCED BY
COURT OF CIVIL APPEALS OF ALABAMA
ON FRIDAY, JUNE 25, 2010**

PRESIDING JUDGE THOMPSON

2090217 Larry R. Brewster v. Soterra, LLC (Appeal from St. Clair Circuit Court: CV-07-9)

Affirmed In Part; Reversed In Part; And Remanded.

Circuit Judge, James E Hill, Jr., (205) 338-3869
Aplt. Atty., William Earl Bright, Jr, (205) 655-9284
Aple. Atty., Charles E. Robinson, Jr, (205) 594-5133
Aple. Atty., Bueran Dale Stracener, (205) 594-5133

2090266 Blount County Commission v. Clinton A. Sherrell (Appeal from Blount Circuit Court: CV-02-454)

Reversed And Remanded.

Aplt. Atty., Jamie K Hill, (334) 262-1850
Aplt. Atty., Robbie Alexander Hyde, (334) 262-1850
Aplt. Atty., William Jefferson Sherrer, (205) 625-5555
Aplt. Atty., Gary L. Willford, Jr, (334) 262-1850
Aple. Atty., Stan Glasscox, (205) 458-1100

JUDGE PITTMAN

2081117 Martha Pendley, as Personal Representative of the Estate of Leon J. Hughes, Deceased v. John A. Swafford (Appeal from Jackson Circuit Court: CV-06-30)

Affirmed. No Opinion.

Circuit Judge, John H Graham, (256) 574-9355
Aplt. Atty., John F. Porter, III, (256) 574-5156
Aple. Atty., Kenneth H Looney, (256) 259-2004

JUDGE BRYAN

2090508 Helen McKnight, as conservator of the estates of William Walker Way and Alexander Spiller Way and as executor of the estate of Linda McKnight v. Jack Way et al. (Appeal from Pickens Circuit Court: CV-07-34)

Affirmed.

Circuit Judge, James W Moore, Jr, (205) 932-3169
Aplt. Atty., J Paul Whitehurst, (205) 339-5151
Aple. Atty., John T Fisher, Jr, (205) 553-5353
Aple. Atty., Randolph Mott Fowler, (205) 345-5100

Aple. Atty., Jerry C Oldshue, Jr, (205) 344-5000

- 2090030 D.F.H. v. State Department of Human Resources (Appeal from St. Clair Juvenile Court: JU-06-377.01)
(Consolidated with 2090031, 2090032.)

Affirmed.

- 2090031 D.F.H. v. State Department of Human Resources (Appeal from St. Clair Juvenile Court: JU-06-379.02)
(Consolidated with 2090030, 2090032.)

Affirmed.

- 2090032 D.F.H. v. State Department of Human Resources (Appeal from St. Clair Juvenile Court: JU-06-380.03)
(Consolidated with 2090030, 2090031.)

Affirmed.

JUDGE THOMAS

- 2090076 Hattie B. Shanklin v. New Pilgrim Towers, L.P., and Schindler Elevator Corporation
(Appeal from Jefferson Circuit Court: CV-08-901381)

Affirmed.

Circuit Judge, Robert S Vance, Jr, (205) 325-5035
Aplt. Atty., Peter J Davis, (205) 324-9006
Aplt. Atty., Ronald Otto Gaiser, Jr, (205) 870-1088
Aplt. Atty., John Christopher Johnston, (205) 870-1088
Aple. Atty., James A Harris, III, (205) 871-5777
Aple. Atty., Stephanie Zohar Lynton, (205) 871-5777
Aple. Atty., Rosemary S. Moore, (205) 252-3300

- 2090154 Bruce Albright v. Marsha Albright Poe (Appeal from Randolph Circuit Court: CV 08-900046)

Appeal Dismissed.

Circuit Judge, Steven Richard Perryman, (334) 756-3800
Aplt. Atty., John A. Tinney, (334) 863-8945
Aple. , Kesa M. Johnston, M., (334) 863-5500

- 2090219 Fort James Holding Company, Inc., d/b/a Georgia-Pacific v. Cheryl D. Morgan
(Appeal from Choctaw Circuit Court: CV-04-71)

Appeal Dismissed.

Circuit Judge, Gaines C. McCorquodale, (251) 275-8363
Aplt. Atty., William Eugene Pipkin, Jr, (251) 431-9006
Aple. Atty., John Robert Potter, (205) 879-9661
Aple. Atty., John Jefferson Utsey, (205) 459-3791

2090239 Sacred Heart Health System, Inc. v. Infirmary Health System and South Baldwin Regional Medical Center (Appeal from Montgomery Circuit Court: CV-07-900905)

Reversed And Remanded.

Circuit Judge, Charles Price, (334) 832-1331
Aplt. Atty., David E. Belser, (334) 262-2000
Aplt. Atty., James David Martin, (334) 834-1180
Aplt. Atty., G Dennis Nabors, (334) 262-2000
Aplt. Atty., Robert D Segall, (334) 834-1180
Aple. Atty., C. Mark Bain, (334) 263-6621
Aple. Atty., Laurence J. McDuff, (205) 250-5000
Aple. Atty., James Flynn Mozingo, (334) 263-6621
Aple. Atty., James E. Williams, (334) 263-6621
Amicus Aplt. Atty., Charles R. Driggars, (205) 930-5100
Amicus Aplt. Atty., Armstead L Hayes, III, (334) 954-2500
Amicus Aplt. Atty., Les Hayes, III, (334) 954-2500
Amicus Aplt. Atty., Michael Leon Jackson, (205) 874-0315
Amicus Aplt. Atty., Albert L. Jordan, (205) 870-0555
Amicus Aplt. Atty., Lenora Walker Pate, (205) 930-5100
Amicus Aplt. Atty., Oscar M Price, III, (205) 874-0370

2090338 William L. Shields v. Rania T. Shields (Appeal from Mobile Circuit Court: DR-08-500519.01)

Affirmed. No Opinion.

Circuit Judge, Rosemary D Chambers, (251) 690-8463
Aplt. Atty., Robert E Gibney, (251) 432-3433
Aple. Atty., Scott W. Hunter, (251) 432-2111

2090459 A.G. v. P.H. (Appeal from Etowah Juvenile Court: CS-09-319)

Affirmed. No Opinion.

JUDGE MOORE

2081094 Debra Lori Kelley v. Jackie Douglas Kelley (Appeal from Etowah Circuit Court: DR-06-795)

Affirmed.

Circuit Judge, Anthony Clark Hall, (256) 547-9992
Aplt. Atty., Joshua B Sullivan, (256) 543-9790
Aple. Atty., Roy O McCord, (256) 546-5882
Aple. Atty., Richard A. Rhea, (256) 547-6801

2081125 B.V. and D.V. v. Wanda Davidson, Karen Marks, and Clay Brannon (Appeal from Montgomery Circuit Court: CV-08-900454)

Affirmed.

2090165 Genevieve Etheridge v. Jimmie Marie Franklin (Appeal from Jefferson Circuit Court: CV-04-4449)

Affirmed. No Opinion.

Circuit Judge, Tennant M Smallwood, Jr, (205) 325-5644
Aplt. Atty., T. Michael Goodrich, (205) 328-9445
Aple. Atty., William H. Mills, (205) 322-0457

2090238 Laura Jeanne Meadows v. Richard Meadows (Appeal from Henry Circuit Court: DR-06-64.02)

Affirmed. No Opinion.

District Judge, Brad Mendhiem
Aplt. Atty., William L. Pfeifer, Jr, (800) 737-3702
Aple. Atty., Joan Marie Kettell Dean, (256) 534-4557
Aple. Atty., Gregory B McCain, (334) 673-8522

PER CURIAM

2080875 Ross O'Neal Petty v. Richard Allen, as Commissioner of the Alabama Department of Corrections (Appeal from Montgomery Circuit Court: CV-09-727)

Reversed And Remanded.

Circuit Judge, Truman Hobbs, Jr, (334) 832-7147
Aple. Atty., Richard Allen, (334) 353-3870
Aple. Atty., Bart Gregory Harmon, (334) 353-3881

2090155 Earnest Lee Walker, Sr. v. Deborah Tillman (Appeal from Mobile Circuit Court: CV-09-1612)

Affirmed.

Circuit Judge, Charles A Graddick
Aple. Atty., Todd E. Hughes, (334) 242-7374

2090541 Joe Ranger Pickett v. Bert Rice and Albert Sims Butler (Appeal from Escambia Circuit Court: CV-09-207)

Affirmed. No Opinion.

Circuit Judge, Bradley E Byrne, (251) 867-0281
Aple. Atty., J. Matt Bledsoe, (334) 242-7443

ON REHEARING

2081110 Art Iron Works, Inc. v. Pat Casey (Appeal from Blount Circuit Court: CV-07-235)

Application For Rehearing Overruled.

Circuit Judge, Steven King, (205) 625-4145

Aplt. Atty., Jonathan L. Berryhill, (205) 252-4441

Aplt. Atty., James E Mitchell, Jr, (205) 252-4441

Aplt. Atty., David M. Wilson, (205) 252-4441

Aple. Atty., James Mac Patton, (205) 933-8953