



**LIST OF DECISIONS ANNOUNCED BY
THE SUPREME COURT OF ALABAMA
ON FRIDAY, OCTOBER 23, 2009**

Cobb, C.J.

1080265 LPP Mortgage, Ltd. v. Emmitt H. Boutwell, Sr., et al. (Appeal from Pike Circuit Court: CV-05-232).

Reversed And Remanded.

Circuit Judge, Thomas E. Head, III, (334) 897-5525
Aplt. Atty., Charles R. Driggars, (205) 930-5100
Aplt. Atty., Rodney Nolen, (205) 930-5100
Aplt. Atty., Meaghan E. Ryan, (205) 930-5100
Aple. Atty., Collier Hollan Espy, Jr., (334) 793-6288
Aple. Atty., Joel Lee Williams, (334) 566-8484

Stuart, J.

1080261 CNH America, LLC v. Tammy Roebuck (Appeal from Marshall Circuit Court: CV-05-200273).

Reversed And Remanded.

Circuit Judge, Allen Tim Jolley, (256) 878-8597
Aplt. Atty., J. Chandler Bailey, (205) 581-0700
Aplt. Atty., Charles R. Hare, (256) 878-1891
Aplt. Atty., J. Gorman Houston, Jr.
Aplt. Atty. - Pro Hac, Nicholas C. Pappas, (317) 237-3888
Aplt. Atty., Jere F White, Jr, (205) 581-0718
Aple. Atty., Michael K. Beard, (205) 879-1981
Aple. Atty., Randy Beard, (256) 582-3189
Aple. Atty., P. J. Harris, (256) 582-3189
Aple. Atty., David H. Marsh, (205) 879-1981
Aple. Atty., Thomas M Powell, (205) 879-1981

1081405 Madison County Department of Human Resources v. T.S., by her mother and next friend F.M., and F.M., individually (Appeal from Limestone Circuit Court: CV-08-292).

Remanded With Directions.

1081529 Jefferson County et al. v. Dan Weinrib, as the duly elected Tax Assessor of Jefferson County, Alabama (Appeal from Jefferson Circuit Court: CV-09-2301).

Reversed And Remanded.

Aplt. Atty., Theodore Alfred Lawson, II, (205) 325-5688
Aplt. Atty., French Andrew McMillan, (205) 325-5688
Aplt. Atty., Charles S. Wagner, (205) 325-5688
Aple. Atty., Michael G. Kendrick, (205) 254-3216
Aple. Atty., Susan Jane Walker, (205) 254-3216

Smith, J.

1071500 Nicholas Madaloni and M.A. Publishing Syndicate, a corporation v. The City of Mobile et al. (Appeal from Mobile Circuit Court: CV-05-3394).

Affirmed.

Circuit Judge, James C. Wood, (251) 574-8475
Apl. Atty., Joseph Kulakowski, (251) 433-9549
Apl. Atty., Jason Christopher Botop, (251) 405-1300
Apl. Atty., K. Paul Carbo, Jr, (251) 665-7200
Apl. Atty., Duncan Crow, (251) 344-4737
Apl. Atty., E. B. Peebles III, III, (251) 405-1300
Apl. Atty., Lawrence M. Wettermark, (251) 476-4493

Bolin, J.

1071340 Ex parte Stephanie Nettles. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Stephanie Nettles v. Arnold White) (Montgomery Circuit Court: CV-06-3040; Civil Appeals : 2061038).

Writ Quashed.

Circuit Judge, Eugene W. Reese, (334) 832-1360
Pet. Atty., Deborah Moore Nickson, (334) 213-1233
Resp. Atty., William H. Webster, (334) 264-9472
Resp. Atty., Michael L. White, (334) 264-9472

1080431 Roderick McConico v. Lester Robbins and Rishundola Robbins (Appeal from Jefferson Circuit Court: CV-07-902637).

Affirmed. No opinion

Circuit Judge, J. Scott Vowell, (205) 325-5200
Apl. Atty., Benjamin T. Larkin, (205) 425-1166
Apl. Atty., Laura Sidwell Maki, (205) 879-7243

1080927 Ex parte State of Alabama. PETITION FOR WRIT OF MANDAMUS: CIVIL (In re: State of Alabama v. William D. Cornelius III and Billy W. Thompson, Colbert County Revenue Commisioner.) (Colbert Circuit Court: CV-08-137).

Petition Granted. Writ Issued.

Circuit Judge, Jacqueline M. Hatcher, (256) 386-8528
Pet. Atty., Jim R. Ippolito, Jr, (334) 242-6350
Pet. Atty., William Tipton Johnson, Jr., (256) 383-5082
Pet. Atty., Jason Andrew Trippe, (334) 242-6350
Resp. Atty., William D. Cornelius, IV, (256) 314-4551

PER CURIAM

1070443 Homer Osborne Johnson and Schurlock Holland v. Cheryl Neal and Corburt Chisley (Appeal from Macon Circuit Court: CV-06-48).

Judgment Vacated; Appeal Dismissed.

Circuit Judge, Ray Dunn Martin, (256) 825-1084
Apl. Atty., William M. Russell, Jr., (334) 727-6250
Apl. Atty., Deborah Queen Harding, (334) 356-6070

1070450 Lenzie Gill v. Mary Jones Cobern (Appeal from Chilton Circuit Court: CV-06-1).

Reversed And Remanded.

Circuit Judge, John B. Bush, (334) 567-1148
Apl. Atty., Jerry M. Blevins, (334) 262-7600
Aple. Atty., G. Baron Coleman, (334) 264-9472
Aple. Atty., T. Randall Lyons, (334) 264-9472

ON REHEARING

1071113 Sverdrup Technology, Inc. v. Ronnie Robinson, d/b/a ADR Technical Services
(Appeal from Madison Circuit Court: CV-04-384).

**No-Opinion Affirmance of August 14, 2009, Withdrawn; Opinion
Substituted; Application Overruled; Affirmed.**

Circuit Judge, Bruce Edward Williams, (256) 532-3754
Apl. Atty., Marion F. Walker, (205) 244-5900
Aple. Atty., Brian David Clark, (256) 705-0200
Aple. Atty., Brian M Clark, (205) 314-0500