

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**MONDAY, NOVEMBER 08, 2010**

**2009-KP-00233-SCT** *Merlin Hardison v. State of Mississippi*

(Sub.) Hon. W. Swan Yerger, Ruling Judge, Hinds County Circuit Court  
(5 vols.)  
APPELLANT - Pro Se  
APPELLEE - W. Glenn Watts, Office of the Attorney General,  
Jackson

**2009-AN-00584-SCT** *In the Matter of the Enlarging, Extending and Defining the Corporate Limits and Boundaries of The City of Horn Lake, DeSoto County, Mississippi; City of Horn Lake, Mississippi v. Town of Walls, Mississippi, DeSoto County, Mississippi and Walls Fire Protection District*

(Sub.) Hon. Percy L. Lynchard, Jr., Ruling Judge, DeSoto County Chancery Court  
(15 vols.)  
APPELLANT - J. Mask, Carroll Warren & Parker, PLLC, Jackson  
APPELLEE - Anthony Nowak, Paul Scott, Smith, Phillips, Mitchell, Scott & Nowak, LLP, Hernando; Jerry Mills, Pyle, Mills, Dye & Pittman, Ridgeland;

**2009-CA-01807-SCT** *Melissa Whiting v. University of Southern Mississippi, Dr. Shelby Thames Officially and Individually, Dr. Dana Thames Officially and Individually, and Dr. Carl Martray Officially and Individually, Board of Trustees for Institutions of Higher Learning*

(Sub.) Hon. Robert B. Helfrich, Ruling Judge, Forrest County Circuit Court  
(8 vols.)  
APPELLANT - Kim Chaze, Durham, NH  
APPELLEE - John Hooks, Adams & Reese, LLP, Jackson



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**SUBMITTED CASES**

**MONDAY, NOVEMBER 08, 2010**

**2010-DR-01043-SCT** *Eddie Lee Howard, Jr. v. State of Mississippi*

(Sub.)

Hon. Lee J. Howard, Ruling Judge, Lowndes County Circuit Court  
(0 vol.)

APPELLANT - Will McIntosh, Tucker Carrington, Mississippi  
Innocence Project, University, MS

APPELLEE - Jason L. Davis, Office of the Attorney General,  
Jackson

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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 09, 2010**

**2009-KA-00141-SCT** *Timmy Terrell Harden a/k/a Timmy Hardin v. State of Mississippi*  
(Sub.) Hon. Robert P. Chamberlin, Ruling Judge, DeSoto County Circuit Court

(4 vols.)

APPELLANT - George Holmes, Office of Indigent Appeals, Jackson  
APPELLEE - Billy Gore, Office of the Attorney General, Jackson

**2009-IA-01181-SCT** *Ruth Fredericks, M.D. and J. Martin Tucker, M.D. v. C. Eric Malouf and Kristine K. Malouf Individually and on Behalf of Kimberly T. Malouf, a Minor*  
(Sub.) Hon. Tomie T. Green, Ruling Judge, Hinds County Circuit Court

(5 vols.)

APPELLANT - Whitman Johnson, III, Kristi D. Kennedy, Currie Johnson Griffin Gaines & Myers, P. A., Jackson; Diane V. Pradat, L. Hagwood, Wilkins Tipton, P.A., Jackson  
APPELLEE - Michael Malouf, Jr., Michael Malouf, Sr., William Walker, Jr., Jackson

**2009-KA-01614-SCT** *David Paul Anderson v. State of Mississippi*  
(Sub.) Hon. Lisa P. Dodson, Ruling Judge, Harrison County Circuit Court

(7 vols.)

APPELLANT - Leilani Hill, Denham Law Firm, Ocean Springs  
APPELLEE - Jeffrey Klingfuss, Office of the Attorney General, Jackson

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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 09, 2010**

**2009-IA-01617-SCT**    *Kimball Glassco Residential Center, Inc. and Vera Richardson v. Terrance Shanks as Next of Kin of Lois Shanks*

(Sub.)                      Hon. Albert B. Smith, III, Ruling Judge, Bolivar County Circuit Court

(2 vols.)

APPELLANT - Wade Manor, Jackson

APPELLEE - Ellis Turnage, Cleveland

**IN THE SUPREME COURT**  
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**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 09, 2010**

**2009-CA-01678-SCT** *Shirley Jean Collins v. Koppers, Inc. f/k/a Koppers Industries, Inc., Beazer East, Inc. f/k/a Beazer Materials and Services, Hanson, PLC, Hanson Building Material Limited f/k/a Hanson, PLC, Hanson Holdings Limited, Hanson Holdings Basalt, Inc., Hanson Holdings Aragonite, Inc., HBMA Holding, Inc., Three Rivers Management and Illinois Central Railroad Company f/k/a Illinois Central Gulf Railroad Company*

(Sub.) Hon. Joseph H. Loper, Jr., Ruling Judge, Grenada County Circuit Court

(5 vols.)

APPELLANT - Hunter Lundy, Kristie Hightower, Lundy, Lundy, Soileav & South, LLP, Lake Charles, LA; Wilbur Colom, The Colom Law firm, Columbus

APPELLEE - Christopher Shapley, Robert Gibbs, William Trey Jones, III, Joseph Anthony Sclafani, Brunini, Grantham, Grower & Hewes, PLLC, Jackson; Jay Gore, III, Gore, Kilpatrick, Purdie, Metz & Adcock, Grenada; Reuben Anderson, Phelps Dunbar, Jackson; Glenn Beckham, Upshaw, Williams, Biggers, Beckham & Riddick, Greenwood

**2009-KA-01785-SCT** *Donovan Foreman v. State of Mississippi*

(Sub.) Hon. Lamar Pickard, Ruling Judge, Claiborne County Circuit Court  
(2 vols.)

APPELLANT - M. Eric Brown, Coxwell & Associates, PLLC, Jackson

APPELLEE - W. Glenn Watts, Office of the Attorney General, Jackson

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**OF THE STATE OF MISSISSIPPI**  
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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 09, 2010**

**2010-IA-00093-SCT**    *Ginny Watkins v. Mississippi Board of Nursing*  
(Sub.)                Hon. John S. Grant, III, Ruling Judge, Rankin County Chancery  
                              Court  
                              (5 vols.)  
                              APPELLANT - Stephen Beach, III, Jackson  
                              APPELLEE - Brett Thompson, Flowood

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**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 09, 2010**

**2010-KA-00221-SCT**    ***Jennifer Weatherspoon v. State of Mississippi***  
(Sub.)                    Hon. Albert B. Smith, III, Ruling Judge, Bolivar County Circuit Court  
                                  (4 vols.)  
                                  APPELLANT - Erin Pridgen, Office of Indigent Appeals, Jackson  
                                  APPELLEE - Billy Gore, Office of the Attorney General, Jackson

**2010-IA-00343-SCT**    ***Copiah County School District and Kenneth Funches v. Charles Buckner***  
(Sub.)                    Hon. Lamar Pickard, Ruling Judge, Copiah County Circuit Court  
                                  (1 vol.)  
                                  APPELLANT - Joseph Gill, Currie Johnson Griffin Gaines & Myers, P.A., Jackson  
                                  APPELLEE - Ramel Cotton, Jackson

**2010-BR-00716-SCT**    ***Barrett B. Daly v. The Mississippi Bar***  
(Sub.)                    (0 vol.)  
                                  APPELLANT - Pro Se  
                                  APPELLEE - Adam B. Kilgore, The Mississippi Bar, Jackson

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 10, 2010**

**2007-CA-02043-SCT** *In Re: Estate of William F. McLemore, Deceased: Gerald D. McLemore v. Dennis M. McLemore, Floyd Shannon McLemore, Jackie McLemore and Estate of Colleen H. McLemore*  
(Sub.) Hon. Mitchell M. Lundy, Jr., Ruling Judge, DeSoto County  
Chancery Court  
(26 vols.)  
APPELLANT - Ross E. Webster, Aubrey L. Brown, Jr., Memphis,  
TN  
APPELLEE - Steven W. Pittman, Hernando; Edward T. Autry,  
Memphis, TN

**CONSOLIDATED WITH:**

**2009-CA-00784-SCT** *In Re: Jackie McLemore, Dennis Marshall McLemore, Individually and as Co-Executors of the Estate of Colleen H. McLemore and Floyd Shannon McLemore v. Gerald D. McLemore, Executor of the Estate of William F. McLemore, Deceased, Gerald D. McLemore, Trustee of the William F. McLemore Living Trust, William F. McLemore Marital Trust and William F. McLemore Family Trust, and First Security Bank, Trustee of the William F. McLemore Marital Trust*  
Hon. Mitchell M. Lundy, Jr., Ruling Judge, DeSoto County  
Chancery Court  
APPELLANT - No Brief Filed  
APPELLEE - No Brief Filed

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 10, 2010**

**2008-CA-01931-SCT** *Fidelity & Guaranty Insurance Company v. Joseph L. Blount, In the Official Capacity as Commissioner of the Mississippi State Tax Commission*

(Sub.) Hon. Patricia D. Wise, Ruling Judge, Hinds County Chancery Court  
(8 vols.)

APPELLANT - Lisa Reppeto, Watkins, Ludlam, Winter & Stennis,  
P.A., Jackson

APPELLEE - James Powell, Jackson

**CONSOLIDATED WITH:**

**2009-CA-01248-SCT** *St. Paul Fire & Marine Insurance Company, Travelers Casualty and Surety Company of America, Fidelity & Guaranty Insurance Company and United States Fidelity & Guaranty Company v. Ed Morgan, Chairman, Mississippi State Tax Commission*

Hon. William H. Singletary, Ruling Judge, Hinds County Chancery Court

APPELLANT - No Brief Filed

APPELLEE - No Brief Filed

**2009-CA-00052-SCT** *State of Mississippi, Ex Rel Jim Hood, Attorney General v. Louisville Tire Center, Inc. d/b/a Fair Oil Company*

(Sub.) Hon. J. Max Kilpatrick, Ruling Judge, Winston County Chancery Court

(6 vols.)

APPELLANT - Sondra McLemore, Jackson

APPELLEE - Charles Winfield, Starkville

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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 10, 2010**

**2009-CA-01581-SCT**    *The Lamar Companies v. COCAJO Trust, Clifton B. Clark, Sr., Trustor; Colin Ray Clark, Trustee for COCAJO Trust and Mary Clark*

(Sub.)                    Hon. James B. Persons, Ruling Judge, Harrison County Chancery Court  
(3 vols.)  
APPELLANT - Mark D. Herbert, Watkins, Ludlam, Winter & Stennis, P.A., Jackson  
APPELLEE - Mack Bethea, Joseph R. Meadows, Gulfport

**2009-KA-01861-SCT**    *Richard Leon Long v. State of Mississippi*

(Sub.)                    Hon. Robert P. Chamberlin, Ruling Judge, DeSoto County Circuit Court  
(4 vols.)  
APPELLANT - George Holmes, Office of Indigent Appeals, Jackson  
APPELLEE - W. Glenn Watts, Office of the Attorney General, Jackson

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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 10, 2010**

**2009-KA-01948-SCT**    *Reginald Deshawn Bradley v. State of Mississippi*  
(Sub.)                    Hon. James T. Kitchens, Jr., Ruling Judge, Lowndes County Circuit  
                                  Court  
                                  (3 vols.)  
                                  APPELLANT - Justin Cook, Office of Indigent Appeals, Jackson  
                                  APPELLEE - John Henry, Jr., Office of the Attorney General,  
                                  Jackson

**2010-KA-00448-SCT**    *Kevin Eldridge v. State of Mississippi*  
(Sub.)                    Hon. Samac S. Richardson, Ruling Judge, Rankin County Circuit  
                                  Court  
                                  (3 vols.)  
                                  APPELLANT - Chris Ganner, Jackson  
                                  APPELLEE - W. Glenn Watts, Office of the Attorney General,  
                                  Jackson

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**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**EN BANC COURTROOM**

**ARGUED CASES**

**TUESDAY, DECEMBER 07, 2010**

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**2008-CT-01445-SCT** *Keir D. Sanders v. State of Mississippi*

(Arg.)

Hon. Thomas J. Gardner, III, Tishomingo County Circuit Court  
(12 vols.)

APPELLANT - Hunter Nolan Aikens, Leslie S. Lee, Office of  
Indigent Appeals, Jackson

APPELLEE - Jeffrey A. Klingfuss, Scott Stuart, Office of the  
Attorney General, Jackson

**1:30 PM**

**(TWENTY MINUTES PER SIDE)**

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 08 - DECEMBER 31, 2010**

**EN BANC COURTROOM**

**ARGUED CASES**

**WEDNESDAY, DECEMBER 15, 2010**

**2009-CA-00599-SCT** *Sharon W. Dunn v. Dr. John G. Yager, M. D.*

(Arg.)

Hon. Robert P. Krebs, Ruling Judge, Jackson County Circuit Court  
(49 vols.)

APPELLANT - Gregg Spyridon, Phyllip G. Smith, Metairie, LA

APPELLEE - Kevin Melchi, Brett L. Williams, Dogan &  
Wilkinson, PLLC, Pascagoula; Richard W. Franklin, Mobile, AL

**CONSOLIDATED WITH:**

**2004-IA-01833-SCT** *John G. Yager, M.D. v. Sharon W. Dunn*

Hon. Robert P. Krebs, Ruling Judge, Jackson County Circuit Court  
APPELLANT - James Heidelberg, Heidelberg, Steinberger, Colmer  
& Burrow, P.A., Pascagoula; Richard Franklin, Mobile, AL  
APPELLEE - Gregg Spyridon, Metairie, LA

**10:30 AM**

**(THIRTY MINUTES PER SIDE)**