

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**MONDAY, NOVEMBER 05, 2012**

**2011-CA-01401-SCT**

(Sub.)

***Frankie L. Reasor v. Rose M. Johnson Jordan***

Hon. Eugene Love Fair, Jr., Ruling Judge, Forrest County  
Chancery Court

(3 vols.)

APPELLANT - Carol Bustin, Hattiesburg

APPELLEE - Candance Rickman, Hattiesburg

**2012-KM-00192-SCT**

(Sub.)

***Erwyn Freeman a/k/a Erwyn E. Freeman v. State of Mississippi***

Hon. John Huey Emfinger, Ruling Judge, Madison County  
Circuit Court

(3 vols.)

APPELLANT - Charles Mullins, Coxwell & Associates, PLLC,  
Jackson

APPELLEE - Laura H. Tedder, Office of the Attorney General,  
Jackson

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 06, 2012**

**2011-KA-00077-SCT**

(Sub.)

*Rico Veazy and Brandon Mosley a/k/a Brandon Duane Mosley v. State of Mississippi*

Hon. Kenneth L. Thomas, Ruling Judge, Bolivar County Circuit Court  
(8 vols.)

APPELLANT - Charles E. Griffin, Butler, Snow, O'Mara, Stevens & Cannada, PLLC, Ridgeland

APPELLEE - John R. Henry, Jr., Office of the Attorney General, Jackson

**2011-KA-00908-SCT**

(Sub.)

*Tomarcus Monte Fulks a/k/a Tomarcus Monte Faulks a/k/a Tomarcus Fulks a/k/a Tomarcus M. Fulks v. State of Mississippi*

Hon. James T. Kitchens, Jr., Ruling Judge, Lowndes County Circuit Court  
(8 vols.)

APPELLANT - W. Daniel Hinchcliff, Office of Indigent Appeals, Jackson

APPELLEE - Billy L. Gore, Office of the Attorney General, Jackson

**2011-KA-01031-SCT**

(Sub.)

*Marcus O'Neal Flowers a/k/a Tupac a/k/a Marcus Flowers v. State of Mississippi*

Hon. Marcus D. Gordon, Ruling Judge, Newton County Circuit Court  
(3 vols.)

APPELLANT - Erin E. Pridgen, Office of Indigent Appeals, Jackson

APPELLEE - Stephanie B. Wood, Office of the Attorney General, Jackson

**2011-CA-01063-SCT**

(Sub.)

*City of Jackson, Mississippi v. Robert Sandifer, Jr. and Mildred Sandifer, Individually and on Behalf of the Wrongful Death Beneficiaries of Tawanda Sandifer*

Hon. Winston L. Kidd, Ruling Judge, Hinds County Circuit Court  
(6 vols.)

APPELLANT - Kimberly Banks, Jackson

APPELLEE - Precious Martin, Precious Martin, Sr. & Associates, PLLC, Jackson

**IN THE SUPREME COURT**  
**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 06, 2012**

- 2011-IA-01686-SCT**      *Rickey Wilkerson and Phenix Transportation, Inc. v. Ronnie Goss and Pamela Goss*  
(Sub.)                      Hon. David Shoemake, Ruling Judge, Smith County Chancery Court  
   (1 vol.)  
   APPELLANT - James Noble, III, Noble & Noble, Jackson  
   APPELLEE - S. Wayne Easterling, Hattiesburg
- 2011-CA-01833-SCT**      *Southern Healthcare Services, Inc., Medforce Management, LLC d/b/a Willow Creek Retirement Center and Daleson Enterprises, LLC d/b/a Jones County Rest Home v. Lloyd's of London a/k/a Underwriters at Lloyd's of London and Certain Underwriters at Lloyd's, London*  
(Sub.)                      Hon. Joe N. Pigott, Ruling Judge, Jones County Circuit Court  
   (35 vols.)  
   APPELLANT - David Mullin, Amarillo, TX  
   APPELLEE - Richard Burson, Gholson, Burson, Entrekin & Orr, PLLC, Laurel
- 2012-KA-00447-SCT**      *Derrick Arthur Burdette v. State of Mississippi*  
(Sub.)                      Hon. Smith Murphey, Ruling Judge, Panola County Circuit Court  
   (4 vols.)  
   APPELLANT - W. Daniel Hinchcliff, Office of Indigent Appeals, Jackson  
   APPELLEE - Billy L. Gore, Office of the Attorney General, Jackson

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**TUESDAY, NOVEMBER 06, 2012**

**2012-BD-01422-SCT**

(Sub.)

*The Mississippi Bar v. James B. Galloway*

(0 vol.)

APPELLANT - James Russell Clark, The Mississippi Bar,  
Jackson

APPELLEE - W. Wayne Drinkwater, Jr., Jackson

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 07, 2012**

**2011-CA-01845-SCT**      *Sutter Water Service, LLC and KZA Water, Inc. v. Harrison County Utility Authority and Harrison County, Mississippi*  
(Sub.)                      Hon. Robin Alfred Midcalf, Ruling Judge, Harrison County  
Special Court of Eminent Domain  
(2 vols.)  
APPELLANT - Kaytie M. Pickett, Jones Walker Firm, Jackson  
APPELLEE - Virgil Gillespie, Gulfport

**2012-CA-00152-SCT**      *David H. Nutt, Mary Kirchbaum McAlister, Nutt & McAlister, PLLC, David Nutt, P.A. and David Nutt & Associates, P.C. v. Derek A. Wyatt*  
(Sub.)                      Hon. Edward C. Prisock, Ruling Judge, Lafayette County  
Circuit Court  
(4 vols.)  
APPELLANT - Joseph Sclafani, Brunini, Grantham, Grower &  
Hewes, PLLC, Jackson  
APPELLEE - Michael Simmons, Cosmich Simmons & Brown,  
PLLC, Jackson

**CONSOLIDATED WITH:**

**2010-CA-00122-SCT**      *Richard F. Scruggs and SLF, Inc. v. Derek A. Wyatt*  
Hon. Edward C. Prisock, Ruling Judge, Lafayette County Circuit  
Court  
APPELLANT - Paul Watkins, Jr., Mayo Mallette PLLC, Oxford  
APPELLEE - Michael Simmons, Cosmich Simmons & Brown,  
PLLC, Jackson

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**SUBMITTED CASES**

**WEDNESDAY, NOVEMBER 07, 2012**

**2012-CA-00688-SCT**      *Lauderdale County School Board and Randy Hodges, Superintendent v. Esau Brown, as Next Friend of A.B. and Jacquelyn Ratcliff, as Next Friend of M.C.*  
(Sub.)                      Hon. Franklin M. Coleman, Ruling Judge, Lauderdale County Youth Court  
                                    (3 vols.)  
                                    APPELLANT - Holmes Adams, Ridgeland  
                                    APPELLEE - George Spinks, DeKalb

**2012-JP-01368-SCT**      *Mississippi Commission on Judicial Performance v. Bruce B. Smith*  
(Sub.)                      Hon. H. David Clark, II, Ruling Judge  
                                    (3 vols.)  
                                    APPELLANT - Darlene Ballard, Mississippi Commission on Judicial Performance, Jackson  
                                    APPELLEE - Bruce Smith, Mendenhall

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**MONDAY, NOVEMBER 19, 2012**

**2011-KA-01471-SCT**

(Arg.)

*David W. Parvin v. State of Mississippi*

Hon. Paul S. Funderburk, Ruling Judge, Monroe County Circuit Court

(6 vols.)

APPELLANT - James Robertson and Jim Waide, Wise Carter Child & Caraway, P.A., Jackson

APPELLEE - LaDonna C. Holland, Office of the Attorney General, Jackson

**1:30 PM**

**(THIRTY MINUTES PER SIDE)**

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**MONDAY, NOVEMBER 26, 2012**

**2011-CA-00712-SCT**

*Jones County School District and Jones County School Board v. Mississippi Department of Revenue f/k/a Mississippi State Tax Commission; Mississippi State Oil & Gas Board; Bean Resources, Inc.; Denbury Resources, Inc.; and Venture Oil & Gas, Inc. AND Mississippi Department of Revenue f/k/a Mississippi State Tax Commission v. Jones County School District; Jones County School Board; Bean Resources, Inc.; Denbury Resources, Inc.; Venture Oil & Gas, Inc.; and The Secretary of State of the State of Mississippi AND The Secretary of State of the State of Mississippi v. Mississippi Department of Revenue f/k/a Mississippi State Tax Commission AND Bean Resources, Inc.; Denbury Resources, Inc.; and Venture Oil & Gas, Inc. v. Mississippi Department of Revenue f/k/a Mississippi State Tax Commission and Mississippi State Oil & Gas Board*

(Arg.)

Hon. Franklin C. McKenzie, Jr., Ruling Judge, Jones County Chancery Court

(10 vols.)

APPELLANT - Terry Caves, Caves & Caves, PLLC, Laurel; James Powell, Jackson; William Cheney, Jr., Secretary of State, Jackson

APPELLEE - John Trotter, Adams & Reese, LLP, Ridgeland; Howard Leach, Armstrong, Thomas, Leach & Lampton, Hazlehurst; C. Sanderson, Jr., Copeland Cook Taylor & Bush, P.A., Ridgeland

**1:30 PM  
(THIRTY MINUTES PER SIDE)**

**THE ABOVE CASE WAS PREVIOUSLY SUBMITTED ON MONDAY, SEPTEMBER 10, 2012.**

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**TUESDAY, NOVEMBER 27, 2012**

**2009-CT-00854-SCT**

(Arg.)

*Dante Lamar Evans v. State of Mississippi*

Hon. Jerry O. Terry, Sr., Ruling Judge, Harrison County Circuit  
Court

(4 vols.)

APPELLANT - Robert McDuff, Jackson; Bryan Stevenson,  
Montgomery, AL

APPELLEE - LaDonna C. Holland, Office of the Attorney  
General, Jackson

**10:30 AM**

**(THIRTY MINUTES PER SIDE)**

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**MONDAY, DECEMBER 03, 2012**

**2010-CA-01921-SCT**

*Estate of W. Joe Brown: Texaco, Inc. and Chevron Corporation v. Rosalyn Simon, By and Through Loraine Simon, Her Natural Mother, Adult Next Friend, and Guardian Ad Litem; Ken'Driana Gibbs, By and Through Donzella January, Her Natural Mother, Adult Next Friend, and Guardian Ad Litem; Petra Ron Chess, By and Through Louise Chess, Her Natural Mother, Adult Next Friend, and Guardian Ad Litem; By and Through Davion Norton, By and Through Eva Norton, His Natural Mother, Adult Next Friend, and Guardian Ad Litem; Alexander Nickel, By and Through Belinda Nickel, Her Natural Mother, Adult Next Friend, and Guardian Ad Litem*

(Arg.)

Hon. Lamar Pickard, Ruling Judge, Jefferson County Circuit Court

(58 vols.)

APPELLANT - W. Scott Welch, III, Baker Donelson Bearman & Caldwell, PC, Jackson; W. Wayne Drinkwater, Jr., Bradley Arant Boult Cummings LLP, Jackson

APPELLEE - Eduardo Flechas, Jackson

**1:30 PM**

**(FORTY MINUTES PER SIDE)**

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**TUESDAY, DECEMBER 04, 2012**

**2011-CA-00610-SCT**

*Bailey Brake Farms, Inc. v. George Calvin Trout and Ron Nassar*

(Arg.)

Hon. Billy G. Bridges, Ruling Judge, Lafayette County  
Chancery Court

(14 vols.)

APPELLANT - Jak Smith, Tupelo

APPELLEE - Grady Tollison and Cameron Abel, Tollison Law  
Firm, P. A., Oxford

**1:30 PM**

**(THIRTY MINUTES PER SIDE)**

**IN THE SUPREME COURT  
OF THE STATE OF MISSISSIPPI  
MASTER DOCKET CALENDAR  
SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**WEDNESDAY, DECEMBER 05, 2012**

**2010-DP-00510-SCT**

*Bobby Batiste a/k/a Bobby L. Batiste a/k/a Bobby L. Batiste, Jr., a/k/a Bobby Lionel Batiste, Jr a/k/a Bobby Lionel Batiste v. State of Mississippi*

(Arg.)

Hon. James T. Kitchens, Jr., Ruling Judge, Oktibbeha County Circuit Court

(27 vols.)

APPELLANT - Alison Steiner, Jackson

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

**10:30 AM**

**(THIRTY MINUTES PER SIDE)**

**IN THE SUPREME COURT**  
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**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**MONDAY, DECEMBER 10, 2012**

**2010-CA-01983-SCT**

(Arg.)

***Ricky Chase a/k/a Ricky Roy Chase v. State of Mississippi***

Hon. Lamar Pickard, Ruling Judge, Copiah County Circuit Court

(5 vols.)

APPELLANT - James Craig, New Orleans, LA

APPELLEE - Marvin L. White, Jr., Office of the Attorney General, Jackson

**1:30 PM**

**(THIRTY MINUTES PER SIDE)**

**IN THE SUPREME COURT**

**OF THE STATE OF MISSISSIPPI**  
**MASTER DOCKET CALENDAR**  
**SIXTH SITTING - NOVEMBER 05 - DECEMBER 28, 2012**

**EN BANC COURTROOM**

**ARGUED CASES**

**WEDNESDAY, DECEMBER 12, 2012**

**2011-CA-01274-SCT**

*Commonwealth Brands, Inc., The Corr-Williams Company, and Vicksburg Specialty Company v. J. Ed Morgan, Commissioner of Revenue of the Department of Revenue*

(Arg.)

Hon. Patricia D. Wise, Ruling Judge, Hinds County Chancery Court

(6 vols.)

APPELLANT - Stephen Carmody, Brunini, Grantham, Grower & Hewes, PLLC, Jackson; Robert Mayer, Jackson; Luther Munford, Phelps Dunbar, L.L.P., Jackson

APPELLEE - Gary Stringer, Jackson

**10:30 AM**

**(THIRTY MINUTES PER SIDE)**