

IN THE COURT OF APPEALS
OF THE STATE OF MISSISSIPPI
MASTER DOCKET CALENDAR
FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

SUBMITTED CASES

TUESDAY, SEPTEMBER 08, 2020

2019-KA-00366-COA ***Ricky McNeer a/k/a Ricky Belvin McNeer v. State of Mississippi***
(Sub.) Hon. Joseph H. Loper, Jr., Ruling Judge, Grenada County Circuit Court
 (4 vols.)
 APPELLANT - Mollie McMillin, State Public Defender Office, Jackson
 APPELLEE - Matthew Walton, Jackson; Ashley L. Sulser, Office of the
 Attorney General, Jackson

2019-KA-00865-COA ***Elton Franklin v. State of Mississippi***
(Sub.) Hon. Albert B. Smith, III, Ruling Judge, Bolivar County Circuit Court
 (2 vols.)
 APPELLANT - Erin Briggs, State Public Defender Office, Jackson
 APPELLEE - Abbie Koonce, Office of the Attorney General, Jackson

2019-KA-00933-COA ***Jorge Carlos Aday-Cazorla a/k/a Jorge Aday Cazorla a/k/a Jorge***
(Sub.) ***Aday Cazorla a/k/a Aday Cazorla v. State of Mississippi***
 Hon. Steve S. Ratcliff, III, Ruling Judge, Rankin County Circuit Court
 (5 vols.)
 APPELLANT - Richard Noel, III, Brandon
 APPELLEE - Billy Gore, Office of the Attorney General, Jackson

2019-CA-00964-COA ***Adams & Associates Realty LLC, Tanja Adams and George M.***
(Sub.) ***Adams v. Mark Wise and Patricia Wise***
 Hon. Stanley Alex Sorey, Ruling Judge, Hinds County Circuit Court
 (2 vols.)
 APPELLANT - Bruce Barker, Gulfport
 APPELLEE - Briana O'Neil, Jackson

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2019-KA-01021-COA *Demarco Kelly v. State of Mississippi*
(Sub.) Hon. Paul S. Funderburk, Ruling Judge, Itawamba County Circuit Court
 (11 vols.)
 APPELLANT - Erin Briggs, State Public Defender Office, Jackson
 APPELLEE - Matthew Walton, Office of the Attorney General, Jackson

2019-CP-01026-COA *Jerrell Thomas a/k/a Jerrell Jerome Thomas a/k/a Jerrell J. Hinton*
(Sub.) *v. State of Mississippi*
 Hon. Robert B. Helfrich, Ruling Judge, Forrest County Circuit Court
 (1 vol.)
 APPELLANT - Pro Se
 APPELLEE - Billy Gore, Office of the Attorney General, Jackson

2019-KA-01033-COA *Michael Mosley v. State of Mississippi*
(Sub.) Hon. Albert B. Smith, III, Ruling Judge, Bolivar County Circuit Court
 (4 vols.)
 APPELLANT - Hunter Aikens, State Public Defender Office, Jackson
 APPELLEE - Barbara Byrd, Office of the Attorney General, Jackson

2019-KA-01081-COA *Arsenio Robinson v. State of Mississippi*
(Sub.) Hon. Jannie M. Lewis-Blackmon, Ruling Judge, Humphreys County
 Circuit Court
 (7 vols.)
 APPELLANT - Justin Cook, State Public Defender Office, Jackson
 APPELLEE - Allison Horne, Office of the Attorney General, Jackson

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2019-KM-01177-COA *Joe Clyde Tubwell a/k/a Joe C. Tubwell a/k/a Joe Tubwell v. State of Mississippi*

(Sub.) Hon. Celeste Embrey Wilson, Ruling Judge, DeSoto County Circuit Court
(3 vols.)
APPELLANT - Pro Se
APPELLEE - Barbara Byrd, Office of the Attorney General, Jackson

2019-CA-01296-COA *In the Matter of the Last Will and Testament of Ralph Callender, Deceased: Patricia Callender v. Robert Earl Callender*

(Sub.) Hon. Edward E. Patten, Jr., Ruling Judge, Lincoln County Chancery Court
(2 vols.)
APPELLANT - William Boerner, Brookhaven
APPELLEE - Christina Smith, Brookhaven

2019-CA-01323-COA *Gary Raymond Mapp, Jr. a/k/a Beau Mapp a/k/a Gary Raymond Mapp v. State of Mississippi*

(Sub.) Hon. John Huey Emfinger, Ruling Judge, Rankin County Circuit Court
(1 vol.)
APPELLANT - John Holaday, Flowood
APPELLEE - Lisa Blount, Office of the Attorney General, Jackson

2019-KA-01436-COA *Jamar Allen v. State of Mississippi*

(Sub.) Hon. John R. White, Ruling Judge, Alcorn County Circuit Court
(6 vols.)
APPELLANT - George Holmes, State Public Defender Office, Jackson
APPELLEE - Alicia Ainsworth, Jackson; Ashley L. Sulser, Office of the Attorney General, Jackson

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2019-KA-01438-COA ***Emily D. Benthall a/k/a Emily Benthall v. State of Mississippi***
(Sub.) Hon. Christopher A. Collins, Ruling Judge, Neshoba County Circuit
Court
(2 vols.)
APPELLANT - Hunter Aikens, State Public Defender Office, Jackson
APPELLEE - Alicia Ainsworth, Jackson; Ashley L. Sulser, Office of the
Attorney General, Jackson

2019-CA-01446-COA ***Melissa Smith v. Pike County, Mississippi***
(Sub.) Hon. David H. Strong, Jr., Ruling Judge, Pike County Circuit Court
(3 vols.)
APPELLANT - Edwin Bean, Jr., McComb
APPELLEE - William Allen, Allen, Allen, Breeland & Allen,
Brookhaven

2019-CA-01447-COA ***Evelyn Lucille Massey v. James Dudley Neely***
(Sub.) Hon. Eddie H. Bowen, Ruling Judge, Simpson County Circuit Court
(1 vol.)
APPELLANT - Carol Turner, Charleston
APPELLEE - No Brief Filed

2019-KA-01454-COA ***Antonio Ross a/k/a Antonio D. Ross a/k/a Antonio Deshond Ross v.***
(Sub.) ***State of Mississippi***
Hon. Lee J. Howard, Ruling Judge, Lowndes County Circuit Court
(3 vols.)
APPELLANT - Mollie McMillin, State Public Defender Office, Jackson
APPELLEE - Allison Horne, Office of the Attorney General, Jackson

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- 2019-CP-01493-COA** *Howard Hays a/k/a Howard Thurman Hays, Jr. a/k/a Howard Hayes, Jr. v. State of Mississippi*
(Sub.) Hon. Margaret Carey-McCray, Ruling Judge, Leflore County Circuit Court
 (2 vols.)
 APPELLANT - Pro Se
 APPELLEE - Lauren Cantrell, Office of the Attorney General, Jackson
- 2019-CA-01505-COA** *Victoria Leasy v. SW Gaming, LLC d/b/a Harlow's Casino*
(Sub.) Hon. W. Ashley Hines, Ruling Judge, Washington County Circuit Court
 (2 vols.)
 APPELLANT - Yancy Burns, Jackson
 APPELLEE - Ian Underwood, Ridgeland
- 2019-KA-01612-COA** *Norris Alexander a/k/a Norris Crawford Alexander a/k/a Bugger v. State of Mississippi*
(Sub.) Hon. James McClure, III, Ruling Judge, Panola County Circuit Court
 (3 vols.)
 APPELLANT - Erin Briggs, State Public Defender Office, Jackson
 APPELLEE - Allison Horne, Office of the Attorney General, Jackson
- 2019-CA-01640-COA** *Tom Foster and Alumni of Ruleville Central High School v. Sunflower County Consolidated School District*
(Sub.) Hon. Debra Michelle Giles, Ruling Judge, Sunflower County Chancery Court
 (2 vols.)
 APPELLANT - Alsee McDaniel, Indianola
 APPELLEE - Carlos Palmer, Greenwood

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- 2020-WC-00040-COA** *Teresa L. Eichhorn v. The Kroger Company and Kroger Limited Partnership I*
(Sub.) Mississippi Workers' Compensation Commission
 (4 vols.)
 APPELLANT - Floyd Doolittle, Jackson
 APPELLEE - Clifford Ammons, Watkins & Eager, Jackson
- 2020-CP-00115-COA** *James Allen Higginbotham a/k/a James A. Higginbotham a/k/a James Higginbotham v. State of Mississippi*
(Sub.) Hon. Joseph H. Loper, Jr., Ruling Judge, Winston County Circuit Court
 (3 vols.)
 APPELLANT - Pro Se
 APPELLEE - Billy Gore, Office of the Attorney General, Jackson
- 2020-CA-00246-COA** *Nomatter Gava-Hudson v. State of Mississippi*
(Sub.) Hon. Roger T. Clark, Ruling Judge, Harrison County Circuit Court
 (3 vols.)
 APPELLANT - Christopher Smith, Gulfport
 APPELLEE - Lauren Gabrielle Cantrell, Office of the Attorney General, Jackson

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WEDNESDAY, SEPTEMBER 09, 2020

- 2019-KA-00169-COA** *Lavar Williams a/k/a Lavar D. Williams a/k/a Levar Daunte' Williams a/k/a Lavar Donta Williams a/k/a Boo Love v. State of Mississippi*
(Sub.) Hon. William E. Chapman, III, Ruling Judge, Madison County Circuit Court
 (6 vols.)
 APPELLANT - Cynthia Stewart, Madison
 APPELLEE - Scott Stuart, Office of the Attorney General, Jackson
- 2019-KA-00476-COA** *Quavares Pulliam v. State of Mississippi*
(Sub.) Hon. W. Ashley Hines, Ruling Judge, Washington County Circuit Court
 (8 vols.)
 APPELLANT - Justin Cook, State Public Defender Office, Jackson
 APPELLEE - Scott Stuart, Office of the Attorney General, Jackson
- 2019-KA-00763-COA** *Steven Brooks Russell a/k/a Steve Russell v. State of Mississippi*
(Sub.) Hon. William E. Chapman, III, Ruling Judge, Rankin County Circuit Court
 (7 vols.)
 APPELLANT - George Holmes, State Public Defender Office, Jackson
 APPELLEE - Lisa Blount, Office of the Attorney General, Jackson
- 2019-CA-00880-COA** *J. Larry Buffington v. State of Mississippi on behalf of Honorable David Shoemake in his Official Capacity*
(Sub.) Hon. David Shoemake, Ruling Judge, Smith County Chancery Court
 (7 vols.)
 APPELLANT - Christopher Purdum, Magee
 APPELLEE – Matthew Walton, Jackson; Ashley L. Sulser, Office of the Attorney General, Jackson

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WEDNESDAY, SEPTEMBER 09, 2020

2019-CA-01045-COA *Vicki L. Currie, Individually and as Executrix of the Estate of Charles Michael "Mike" Currie, and Currie Family Holdings v. Curtis Edward "Eddie" McNeal, Carrie Beth Randall, McNeal & Randall, a Private Wealth Advisory Practice of Ameriprise Financial Services, Inc., Ameriprise Financial Services, Inc. and RiverSource Life Insurance Company*

(Sub.) Hon. Paul S. Funderburk, Ruling Judge, Lee County Circuit Court
(8 vols.)

APPELLANT - Robert Frey, Butler Snow LLP, Ridgeland
APPELLEE - William Ray, Watkins & Eager, Jackson

2019-CP-01217-COA *Donald Keith Smith v. State of Mississippi*

(Sub.) Hon. Robert P. Krebs, Ruling Judge, Jackson County Circuit Court
(1 vol.)

APPELLANT - Pro Se
APPELLEE - Scott Stuart, Office of the Attorney General, Jackson

2019-CA-01320-COA *Lisa Stewart Tedford v. Jonathan Tedford*

(Sub.) Hon. Lawrence Lee Little, Ruling Judge, Calhoun County Chancery Court
(4 vols.)

APPELLANT - Carnelia Fondren, Oxford
APPELLEE - Amery Moore, Southaven

2019-CA-01334-COA *Frank Figueroa a/k/a Frank Ernast Figueroa v. State of Mississippi*

(Sub.) Hon. Lisa P. Dodson, Ruling Judge, Harrison County Circuit Court
(3 vols.)

APPELLANT - William Kellum, III, Jackson
APPELLEE - Billy Gore, Office of the Attorney General, Jackson

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- 2019-CC-01404-COA** *Carl Bailey, as a Constable of Western District of Jefferson County v. Jefferson County Board of Supervisors; Arnell Harried, in her/his Official Capacity as Jefferson County Circuit Clerk*
(Sub.) Hon. Frank G. Vollor, Ruling Judge, Jefferson County Circuit Court
 (1 vol.)
 APPELLANT - Walter Zinn, Jr., Pontotoc
 APPELLEE - Nickita Banks, Port Gibson
- 2019-CA-01434-COA** *Katrina Jackson Champ, Wrongful Death Beneficiary of James Earl Bernard, III, Deceased v. Mississippi Farm Bureau Casualty Insurance Company*
(Sub.) Hon. Debra W. Blackwell, Ruling Judge, Adams County Circuit Court
 (5 vols.)
 APPELLANT - John Hawkins, Jackson
 APPELLEE - Sam Thomas, Underwood/Thomas, Jackson
- 2019-CC-01459-COA** *Waring Investments, Inc. v. City of Biloxi, Mississippi*
(Sub.) Hon. Lawrence Paul Bourgeois, Jr., Ruling Judge, Harrison County
 Circuit Court
 (1 vol.)
 APPELLANT - Wayne Hengen, Biloxi
 APPELLEE - Peter Abide, Currie Johnson Griffin & Myers, P. A.,
 Jackson
- 2019-CA-01545-COA** *Jimmy Nelson Kendrick, Jr., Executor of the Estate of Mittie Towne Warren, Deceased v. James Connie Warren*
(Sub.) Hon. Vicki R. Barnes, Ruling Judge, Warren County Chancery Court
 (1 vol.)
 APPELLANT - Wren Way, Way, Field & Bodron, Vicksburg
 APPELLEE - David Sessums, Vicksburg

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SUBMITTED CASES

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- 2019-KA-01617-COA** *Fredrick Eugene Bliss a/k/a Fredrick E. Bliss a/k/a Fredrick Bliss a/k/a Frederick Eugene Bliss v. State of Mississippi*
(Sub.) Hon. Christopher Louis Schmidt, Ruling Judge, Harrison County Circuit Court
 (5 vols.)
 APPELLANT - W. Daniel Hinchcliff, State Public Defender Office, Jackson
 APPELLEE - Allison Horne, Office of the Attorney General, Jackson
- 2019-CA-01706-COA** *Tonjala Lynelle Houston Smith, Administratrix of the Estate of Percy Willis, Deceased for and on behalf of Jordan Percy Willis, Minor and Travis Lamarr Willis v. City of Southaven, Mississippi and Steven E. Pirtle, in his Official Capacity*
(Sub.) Hon. Gerald W. Chatham, Sr., Ruling Judge, DeSoto County Circuit Court
 (3 vols.)
 APPELLANT - Charles Mullins, Coxwell & Associates, PLLC, Jackson
 APPELLEE - Robert Hayes, Jr., Southaven
- 2019-CA-01740-COA** *Dorothy Lavon Coleman v. WGST, LLC, Keith M. Coleman, Fidelity National Financial, Inc. d/b/a Fidelity National Financial Title Group and Matthew Wilson*
(Sub.) Hon. Percy L. Lynchard, Jr., Ruling Judge, DeSoto County Chancery Court
 (3 vols.)
 APPELLANT - Taylor Heck, Senatobia
 APPELLEES - Frederick Salvo, III, Baker Donelson Bearman & Caldwell, PC, Jackson; James Digmon, Memphis, TN; Matthew Wilson, Mississippi State; George Dewey Hembree, III, Ridgeland

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THURSDAY, SEPTEMBER 10, 2020

- 2019-KA-00417-COA** *Marcus Johnson a/k/a Mark Johnson a/k/a Lil Marc v. State of Mississippi*
(Sub.) Hon. Linda F. Coleman, Ruling Judge, Coahoma County Circuit Court
 (3 vols.)
 APPELLANT - Justin Cook, State Public Defender Office, Jackson
 APPELLEE - Allison Horne, Office of the Attorney General, Jackson
- 2019-CA-01073-COA** *Chester C. Thornton v. Felicia L. Thornton*
(Sub.) Hon. Wayne Smith, Ruling Judge, Walthall County Chancery Court
 (5 vols.)
 APPELLANT - Dennis Sweet, III, Jackson
 APPELLEE - Todd Ott, McComb
- 2019-KA-01138-COA** *Thomas Wiley Lott a/k/a Thomas Lott a/k/a Tony Lott v. State of Mississippi*
(Sub.) Hon. Jon Mark Weathers, Ruling Judge, Forrest County Circuit Court
 (3 vols.)
 APPELLANT - Erin Briggs, State Public Defender Office, Jackson
 APPELLEE – Alicia Ainsworth, Jackson; Ashley L. Sulser, Office of the
 Attorney General, Jackson
- 2019-CC-01170-COA** *Calvin W. Hereford v. Mississippi Department of Employment Security*
(Sub.) Hon. Paul S. Funderburk, Ruling Judge, Lee County Circuit Court
 (14 vols.)
 APPELLANT - Pro Se
 APPELLEE - Albert White, Jackson

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THURSDAY, SEPTEMBER 10, 2020

2019-CA-01196-COA *Robert McKay v. Choctaw County Mississippi through the Choctaw County Board of Supervisors*

(Sub.) Hon. Robert William Elliott, Ruling Judge, Choctaw County Circuit Court

(2 vols.)

APPELLANT - Robert Germany, Pittman, Germany, Roberts & Welsh, L.L.P., Jackson

APPELLEE - Arnulfo Luciano, Cleveland

2019-SA-01206-COA *St. Dominic-Jackson Memorial Hospital v. Mississippi Division of Medicaid and Drew Snyder, in his Official Capacity as Executive Director of Mississippi Division of Medicaid*

(Sub.) Hon. Denise Owens, Ruling Judge, Hinds County Chancery Court

(2 vols.)

APPELLANT - Jonathan Werne, Brunini, Grantham, Grower & Hewes, PLLC, Jackson

APPELLEE - Janet McMurtray, Ridgeland

2019-CP-01310-COA *Lakotah Jones and Rebecca Jones v. Raymond Jones and Michael Waldo*

(Sub.) Hon. George M. Mitchell, Jr., Ruling Judge, Grenada County Circuit Court

(1 vol.)

APPELLANT - Pro Se

APPELLEE - Pro Se

IN THE COURT OF APPEALS
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FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

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THURSDAY, SEPTEMBER 10, 2020

- 2019-CP-01370-COA** *James Alexander v. Lawrence County, Mississippi and Kevin Rayborn, Lawrence County Chancery Clerk*
(Sub.) Hon. David Shoemake, Ruling Judge, Lawrence County Chancery Court
 (1 vol.)
 APPELLANT - Pro Se
 APPELLEE - John Sutton, Monticello
- 2019-CA-01429-COA** *Jamar Hill a/k/a Jamar Dewayne Hill v. State of Mississippi*
(Sub.) Hon. David H. Strong, Jr., Ruling Judge, Pike County Circuit Court
 (2 vols.)
 APPELLANT - Dennis Sweet, IV, Jackson
 APPELLEE - Lauren Cantrell, Jackson
- 2019-CA-01487-COA** *Marcus McGrew v. Valerie McGrew*
(Sub.) Hon. Michael Chadwick Smith, Ruling Judge, Forrest County Chancery Court
 (6 vols.)
 APPELLANT - Clifford Whitney, III, Vicksburg
 APPELLEE - No Brief Filed
- 2019-CA-01614-COA** *The Estate of Robyn Turner v. Town Pharmacy and Gifts, LLC*
(Sub.) Hon. Lisa P. Dodson, Ruling Judge, Hancock County Circuit Court
 (3 vols.)
 APPELLANT - Mitchell Hasenkampf, New Orleans, LA
 APPELLEE - Russell Manning, Biloxi

IN THE COURT OF APPEALS
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FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

SUBMITTED CASES

THURSDAY, SEPTEMBER 10, 2020

- 2019-CA-01656-COA** *Nora Rasco Keasler and Husband Steve Keasler v. Haley Palmer Roberson Fowler and Zeke Ashton Roberson*
(Sub.) Hon. C. Michael Malski, Ruling Judge, Union County Chancery Court
 (2 vols.)
 APPELLANT - Matthew Harris, New Albany
 APPELLEE - Joe Davis, Rutledge and Davis, PLLC, Pontotoc
- 2019-CA-01683-COA** *Kimberly Dement v. Miles Dement*
(Sub.) Hon. Deborah J. Gambrell, Ruling Judge, Lamar County Chancery
 Court
 (3 vols.)
 APPELLANT - Mary Hammett, Hattiesburg
 APPELLEE - Shawn Lowrey, Erik M. Lowrey, P.A., Hattiesburg
- 2019-KA-01768-COA** *Victor A. Mitchell a/k/a Victor Albert Mitchell a/k/a Victor Mitchell*
(Sub.) *v. State of Mississippi*
 Hon. Claiborne McDonald, Ruling Judge, Lamar County Circuit Court
 (8 vols.)
 APPELLANT - Mollie McMillin, State Public Defender Office, Jackson
 APPELLEE - Allison Horne, Office of the Attorney General, Jackson
- 2020-WC-00266-COA** *Cooper Tire & Rubber Company v. Rondie Loveless*
(Sub.) Mississippi Workers' Compensation Commission
 (2 vols.)
 APPELLANT – Michael Reed Martz, Oxford
 APPELLEE - Greg Beard, Booneville

IN THE COURT OF APPEALS
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FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

ARGUED CASES

WEDNESDAY, SEPTEMBER 30, 2020

2019-CA-01715-COA *Jonathan Lancaster and Cassie Bickham v. Andrea Miller and Jan Macko*

(Arg.) Hon. Claiborne McDonald, Ruling Judge, Lamar County Circuit Court
(2 vols.)

APPELLANT - Daniel Waide, Hattiesburg

APPELLEE - Patrick Zachary, Zachary and Leggett, P.L.L.C.,
Hattiesburg

1:30 PM

(THIRTY MINUTES PER SIDE)

IN THE COURT OF APPEALS
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MASTER DOCKET CALENDAR
FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

ARGUED CASES

THURSDAY, OCTOBER 15, 2020

2019-CA-00904-COA *Kanza Construction, Inc. v. Kansas City Southern Railways
Company*
(Arg.) Hon. Toni Demetresse Terrett, Ruling Judge, Warren County Circuit
Court
(17 vols.)
APPELLANT - Steven Panter, Madison
APPELLEE - Charles Ross, Wise Carter Child & Caraway, P.A.,
Jackson

10:00 AM
(THIRTY MINUTES PER SIDE)

IN THE COURT OF APPEALS
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MASTER DOCKET CALENDAR
FIFTH SITTING - SEPTEMBER 07 - NOVEMBER 06, 2020

ARGUED CASES

WEDNESDAY, DECEMBER 9, 2020

WEDNESDAY, NOVEMBER 04, 2020

2019-KA-01086-COA

Dunta Dotson a/k/a Dunta D. Dotson v. State of Mississippi

(Arg.)

Hon. John Huey Emfinger, Ruling Judge, Madison County Circuit Court
(4 vols.)

APPELLANT - Stacy Ferraro, Alexandria, VA; Tom Fortner, Hattiesburg

APPELLEE - Scott Stuart, Office of the Attorney General, Jackson

10:00AM

(THIRTY MINUTES PER SIDE)

**THE ORAL ARGUMENT IN THE CASE LISTED IMMEDIATELY ABOVE HAS BEEN
RE-SCHEDULED TO DECEMBER 9, 2020.**