



**SUPREME COURT OF ALABAMA  
DECISIONS ANNOUNCED ON  
THURSDAY, NOVEMBER 10, 2022**

**CHIEF JUSTICE PARKER**

2022-0884 *Ex parte Tiffany Ann Bickelhaupt*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tiffany Ann Bickelhaupt v. State of Alabama) (Winston Circuit Court: CC-20-65.70; Criminal Appeals: CR-2022-0590).

**Writ Denied. No Opinion.**

**JUSTICE BOLIN**

1210155 *Ex parte Charlie James Byrd*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charlie James Byrd v. State of Alabama) (Montgomery Circuit Court: CC-18-1452; Court of Criminal Appeals: CR-20-0609).

**Affirmed.**

2022-0788 *Ex parte Rodney Terrell Brown*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Rodney Terrell Brown v. State of Alabama) (Shelby Circuit Court: CC-16-701.60; Criminal Appeals: CR-21-0463).

**Writ Denied. No Opinion.**

## JUSTICE SHAW

1210145 *Retina Consultants of Alabama, P.C.; Richard M. Feist, M.D.; and Jason N. Crosson, M.D. v. Iradj Sooudi, D.M.D., D.D.S.* (Appeal from Jefferson Circuit Court: CV-19-902189).

**Affirmed. No Opinion.**

1210297 *Tammy Burkhart, as guardian for Melissa Dotson, an incapacitated adult v. Ridgewood Health Care Center, Inc., Quinton Grimes, Andrea Burton, and Barry Bryson* (Appeal from Walker Circuit Court: CV-21-900123).

**Affirmed. No Opinion.**

1210413 *Gulf Shores Plantation Condominium Association, Inc. v. Baldwin County Sewer Service, LLC* (Appeal from Baldwin Circuit Court: CV-17-901113).

**Affirmed. No Opinion.**

2022-0875 *Ex parte Steven Henry Palmer*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Steven Henry Palmer v. State of Alabama) (Jefferson Circuit Court: CC-03-2482.61; Criminal Appeals: CR-21-0073).

**Writ Denied. No Opinion.**

2022-0890 *Ex parte Jerry Pollard and Tammy Pollard*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Pearl M. Lindsey v. Jerry Pollard and Tammy Pollard) (Cherokee Circuit Court: CV-20-900070; Civil Appeals: 2200751).

**Writ Denied. No Opinion.**

2022-0919 *Ex parte Cedricka Jacole Thornton*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Cedricka Jacole Thornton v. State of Alabama) (Houston Circuit Court: CC-17-1512; Criminal Appeals: CR-19-0506).

**Writ Denied. No Opinion.**

## JUSTICE WISE

1210272 *Joanna Davis v. Fred Drakeford* (Appeal from Conecuh Circuit Court: CV-18-900018).

**Affirmed. No Opinion.**

2022-0858 *Ex parte Dennis Mark Clark*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Dennis Mark Clark v. Caroline Rather Clark) (Jefferson Circuit Court: DR-14-901611.01; Civil Appeals: 2200961).

**Writ Denied. No Opinion.**

2022-0859 *Ex parte Dennis Mark Clark*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Dennis Mark Clark v. Caroline Rather Clark) (Jefferson Circuit Court: DR-14-901611.02; Civil Appeals: 2200962).

**Writ Denied. No Opinion.**

2022-0895 *Ex parte Arthur Leon McKinney, Jr.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Arthur Leon McKinney, Jr. v. State of Alabama) (Jefferson Circuit Court: CC-19-308; Criminal Appeals: CR-21-0118).

**Writ Denied. No Opinion.**

2022-0914 *Ex parte Frederick Douglas Byrd*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Frederick Douglas Byrd v. State of Alabama) (Lee Circuit Court: CC-85-506.60; CC-85-507.60; and CC-85-508.60; Criminal Appeals: CR-21-0276).

**Writ Denied. No Opinion.**

**JUSTICE BRYAN**

1210345 *Jaci Rae Quam v. Wilson Ward, as administrator ad litem for the Estate of Edward Lee Rogers, deceased* (Appeal from Madison Circuit Court: CV-18-901364).

**Affirmed. No Opinion.**

2022-0826 *Ex parte Antonio Sharmine Moore*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Antonio Sharmine Moore v. State of Alabama) (Jefferson Circuit Court: CC-19-1320; Criminal Appeals: CR-20-0657).

**Writ Denied. No Opinion.**

2022-0853 *Ex parte Charles Vernon Harris, Jr.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Charles Vernon Harris, Jr. v. State of Alabama) (Limestone Circuit Court: CV-21-26; Criminal Appeals: CR-21-0493).

**Writ Denied. No Opinion.**

## JUSTICE SELLERS

2022-0480 *T&J White, LLC, d/b/a Brown Heating & Cooling, and Bobby R. Morse v. Timothy O. Williams* (Appeal from Jefferson Circuit Court CV-18-900078).

**Affirmed.**

2022-0582 *Darius McCarroll, as personal representative of the Estate of Kimberly Yovan Hurst, deceased v. Aletheia House, Inc., and St. Anne's Home, Inc.* (Appeal from Jefferson Circuit Court: CV-19-901406).

**Affirmed. No Opinion.**

2022-0754 *Audrey M. Cornutt v. Drs. Lawaczeck, McKinnon, Feagin, Carter, Gee & Dahl, P.C.* (Appeal from Jefferson Circuit Court: CV-21-902863).

**Affirmed. No Opinion.**

2022-0888 *Ex parte Pariss Shevee Kimbrough.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Pariss Shevee Kimbrough v. State of Alabama) (Madison Circuit Court: CC-17-676.60; Criminal Appeals: CR-21-0155).

**Writ Denied. No Opinion.**

2022-0921 *Ex parte Darrius Chestnut.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Darrius Chestnut v. State of Alabama) (Mobile Circuit Court: CC-15-3362.61; Criminal Appeals: CR-2022-0612).

**Writ Denied. No Opinion.**

**JUSTICE MENDHEIM**

2022-0523 *Iqbal I. Singh v. Laura Peck* (Appeal from Jefferson Circuit Court: CV-21-189).

**Affirmed. No Opinion.**

2022-0830 *Ex parte Mickey A. Kirkland*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Mickey A. Kirkland v. State of Alabama) (Appeal from Montgomery Circuit Court: CC-15-1324.60; Criminal Appeals: CR-20-0387).

**Writ Denied. No Opinion.**

2022-0900 *Ex parte Joshua Martez McMiller*. PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joshua Martez McMiller v. State of Alabama) (Houston Circuit Court: CC-06-1332.61; Criminal Appeals: CR-21-0257).

**Writ Denied. No Opinion.**

2022-0924 *Ex parte N.M.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: N.M. v. H.G. and P.G.) (Clay Circuit Court: CV-21-1; Civil Appeals: CL-2022-0895).

**Writ Denied. No Opinion.**

## JUSTICE STEWART

1210234 *Bridgefield Homeowners Association, Inc. v. Brian Strother and Jennifer Strother* (Appeal from Madison Circuit Court: CV-20-900904).

**Affirmed. No Opinion.**

1210359 *J. Mark McLaughlin and Sherry L. McLaughlin v. The Bank of New York Mellon f/k/a The Bank of New York, as trustee for Registered Holders of CWABS, Inc., Asset-Backed Certificates, Series 2005-14* (Appeal from Shelby Circuit Court: CV-18-901213).

**Affirmed. No Opinion.**

2022-0699 *Ex parte J.S.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: J.S. v. State of Alabama) (Pike Circuit Court: CC-19-182 and CC-19-183; Criminal Appeals: CR-20-0674).

**Writ Denied. No Opinion.**

2022-0802 *Ex parte State of Alabama.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: L.M.L. v. State of Alabama) (Morgan Circuit Court: CC-17-1235; Criminal Appeals: CR-20-0157).

**Writ Denied.**

2022-0894 *Ex parte David Levern Beason.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: David Levern Beason v. State of Alabama) (St. Clair Circuit Court: CC-13-154 and CC-13-155; Criminal Appeals: CR-20-0816).

**Writ Denied. No Opinion.**

**JUSTICE MITCHELL**

2022-0438 *Georgia M. Jolly v. Mario Berry* (Appeal from Jefferson Circuit Court: CV-19-902935).

**Affirmed. No Opinion.**

**ON REHEARING**

1210003 *Lord Genesh, Inc.; Bay Inn & Suites, LLC, of Foley; and Rasik Patel v. Valley National Bank* (Appeal from Tallapoosa Circuit Court: CV-20-900008).

**Application Overruled. No Opinion.**

1210038 *Stephen Gentry v. Celeste A. Powell-Strong, as administratrix of the Estate of Jimmie Louis Graham, deceased* (Appeal from Chilton Circuit Court: CV-20-900138).

**Application Overruled. No Opinion.**

1210134 *Aleathea Lewis v. AutoCash of Alabama, Inc.* (Appeal from Marengo Circuit Court: CV-20-11).

**Application Overruled. No Opinion.**

2022-0461 *Mark Knox v. Jackson Hospital & Clinic, Inc., and Medtronic plc.* (Appeal from Montgomery Circuit Court: CV-21-588).

**Application Overruled. No Opinion.**



2022-0561 *Wendy Nichols Lamar v. Ed Parish, Jr., administrator of the Estate of William Nichols* (Appeal from Montgomery Circuit Court: CV-21-278; Civil Appeals: CL-2022-0533).

**Application Overruled. No Opinion.**

2022-0573 *Vivian P. Whitten v. Mary Lamont* (Appeal from Calhoun Circuit Court: CV-21-900398).

**Application Overruled. No Opinion.**