



**SUPREME COURT OF ALABAMA
DECISIONS ANNOUNCED ON
FRIDAY, APRIL 7, 2023**

CHIEF JUSTICE PARKER

2022-0622 *Sandra Phillips and Dennis Phillips v. Jim W. Cox, Jr.*
(Appeal from Lee Circuit Court: CV-20-900431).

Affirmed. No Opinion.

2022-0738 *State of Alabama v. Doyce W. Ellenburg and Shirley F. Ellenburg* (Appeal from Baldwin Circuit Court: CV-18-900576).

Affirmed. No Opinion.

JUSTICE SHAW

2022-0976 *Carlos Clark and Nicole Clark v. Alfa Mutual Insurance Company, Alfa Mutual General Insurance Company, and Travis Dan Franklin* (Appeal from Jefferson Circuit Court: CV-21-903430).

Affirmed. No Opinion.

2023-0037 *Ex parte Jamarkus Montrez Holifield* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jamarkus Montrez Holifield v. State of Alabama) (Mobile Circuit Court: CC-19-3478; Criminal Appeals: CR-2022-0650).

Writ Denied. No Opinion.

2023-0048 *Ex parte B.H.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: B.H. v. Lauderdale County Department of Human Resources) (Lauderdale Juvenile Court: JU-18-896.03; Civil Appeals CL-2022-0690).

Writ Denied. No Opinion.

2023-0049 *Ex parte B.H.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: B.H. v. Lauderdale County Department of Human Resources) (Lauderdale Juvenile Court: JU-18-897.03; Civil Appeals: CL-2022-0691).

Writ Denied. No Opinion.

2023-0124 *Ex parte William Earl Latham* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William Earl Latham v. State of Alabama) (Lawrence Circuit Court: CC-20-323; Criminal Appeals: CR-21-0459).

Writ Denied. No Opinion.

2023-0167 *Ex parte Shaeffer Coleman* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Shaeffer Coleman v. State of Alabama) (Calhoun Circuit Court: CC-98-665.69 and CC-98-666.69; Criminal Appeals: CR-2022-0888).

Writ Denied. No Opinion.

2023-0195 *Ex parte Mario Maldonado Moreno* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Mario Maldonado Moreno v. State of Alabama) (Etowah Circuit Court: CC-22-46; Criminal Appeals: CR-2022-1076).

Writ Denied. No Opinion.

JUSTICE WISE

2023-0162 *Ex parte John W. Maddox, Jr.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: John W. Maddox, Jr. v. State of Alabama) (Lee Circuit Court: CC-18-301; Criminal Appeals: CR-21-0202).

Writ Denied. No Opinion.

2023-0194 *Ex parte Joseph Win Wampler* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Joseph Win Wampler v. State of Alabama) (Madison Circuit Court: CC-12-1438.73, CC-16-2318.72, and CC-19-1204.70; Criminal Appeals: CR-2022-0638).

Writ Denied. No Opinion.

JUSTICE BRYAN

2022-0591 *Joy B. MeGehee and Shawn D. MeGehee v. Baker Foods, Inc. d/b/a Piggly Wiggly #238* (Appeal from Tallapoosa Circuit Court: CV-21-900024).

Affirmed. No Opinion.

2023-0126 *Ex parte K.C.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Chambers County Department of Human Resources) (Chambers Juvenile Court: JU-14-129.04; Civil Appeals CL-2022-0705).

Writ Denied. No Opinion.

2023-0128 *Ex parte K.C.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: K.C. v. Chambers County Department of Human Resources) (Chambers Juvenile Court: JU-14-130.04; Civil Appeals: CL-2022-0706).

Writ Denied. No Opinion.

2023-0160 *Ex parte Jerome Adams, Jr.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jerome Adams, Jr. v. State of Alabama) (Montgomery Circuit Court: CC-10-1219.61; Criminal Appeals: CR-21-0116).

Writ Denied. No Opinion.

JUSTICE SELLERS

2022-0630 *Christine Bradley v. SCI Alabama Funeral Services, LLC; SE Funeral Homes of Alabama, LLC; and Service Corporation International* (Appeal from Mobile Circuit Court: CV-18-901260).

Affirmed. No Opinion.

2022-0869 *Tommy Hanes; David Calderwood, M.D.; and Focus on America v. John Merrill, in his official capacity as Alabama Secretary of State, and Bill English, Wes Allen, Clay Crenshaw, Jeff Elrod, and Will Barfoot, in their official capacities as members of the Alabama Electronic Voting Committee* (Appeal from Montgomery Circuit Court: CV-22-900595).

Affirmed.

2022-0985 *Sasanque Youvon Jackson v. Lakitta Jackson, individually and as next friend of Tak.J. and Ty.J., minors; Ebone McGilvery, individually and as next friend of Tar.J., a minor; Jessa Roginski, individually and as next friend of J.J., a minor; and Destinie Anderson, individually and as next friend of S.T.A., a minor* (Appeal from Montgomery Circuit Court: CV-20-900843).

Affirmed. No Opinion.

2023-0118 *Ex parte Matthew Sherman Phillips* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Matthew Sherman Phillips v. Governor Kay Ivey; Commissioner Jefferson Dunn; Assoc. Comm. Steve Watson; Director Alcornelia Terry; Director Rosie Shingles; Asst. Director Cassandra Conway; Director Angie Baggett; Warden Guy Noe; Warden Errol Pickens; Captain Stephen Langford; Basic Corr. Officer Ashley Nance; Classification Angela Bailey (Michele); Classification Hope Kaupilla; Admin. Services Asst. I Amber Shelton; Admin. Services Asst. III Maronica Gholson Mason; Rachel Kitchens; Asst. Atty. General Carrie McCollum; Asst. Atty. General Bart Harmon (Montgomery Circuit Court: CV-21-369; Civil Appeals: CL-2022-0601).

Writ Denied. No Opinion.

2023-0147 *Ex parte Matthew Sherman Phillips* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: Matthew Sherman Phillips v. Governor Kay Ivey and Commissioner Jefferson Dunn) (Montgomery Circuit Court: CV-21-498; Civil Appeals: CL-2022-0576).

Writ Denied. No Opinion.

2023-0149 *Ex parte William Anthony Fagnes* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: William Anthony Fagnes v. State of Alabama) (Jefferson Circuit Court: CC-17-3822; Criminal Appeals: CR-2022-0668).

Writ Denied. No Opinion.

2023-0178 *Ex parte Patrick William Johnson* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Patrick William Johnson v. State of Alabama) (Mobile Circuit Court: CC-19-4462; Criminal Appeals: CR-2022-0632).

Writ Denied. No Opinion.

JUSTICE MENDHEIM

2022-0866 *H Development Corp. and Faheem Hason v. Hilliard, Smith & Hunt, LLC* (Appeal from Jefferson Circuit Court: CV-20-904107).

Affirmed. No Opinion.

2022-0986 *Desiree D. Million v. Albert L. Shumaker.* (Appeal from Dekalb Circuit Court: CV-22-900035).

[Appeal Dismissed.](#)

2023-0075 *Ex parte J.A.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.A. v. C.G.) (Shelby Circuit Court: DR-18-900660; Civil Appeals: 2210439)

Writ Denied. No Opinion.

2023-0101 *Ex parte Rama Raju Erramraju* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Rama Raj Erramraju v. State of Alabama). (Blount Circuit Court: CC-17-31.60; Criminal Appeals: CR-21-0338)

Writ Denied. No Opinion.

2023-0163 *Ex parte Rickey Antonio Hale, Jr.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Rickey Antonio Hale, Jr. v. State of Alabama) (Mobile Circuit Court: CC-19-1086.70) (Criminal Appeals: CR-21-0102).

Writ Denied. No Opinion.

JUSTICE STEWART

2023-0028 *Ex parte Tarrash Jackson* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Tarrash Jackson v. State of Alabama) (Mobile Circuit Court: CC-19-2823; Criminal Appeals: CR-2022-0689).

Writ Denied. No Opinion.

2023-0097 *Ex parte Michael Bullock* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Michael Bullock v. State of Alabama) (Crenshaw Circuit Court: CC-90-17.62; Criminal Appeals: CR-23-0050).

Writ Denied. No Opinion.

2023-0148 *Ex parte Andre Jamiel Thorne* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Andre Jamiel Thorne v. State of Alabama) (Madison Circuit Court: CC-20-877; Criminal Appeals: CR-20-0504).

Writ Denied. No Opinion.

JUSTICE MITCHELL

2022-0865 Michael A. Moody v. Elmore County Probate Court Judge John Thornton (Appeal from Elmore Probate Court: 2021-159).

Affirmed. No Opinion

JUSTICE COOK

2022-0478 *Carol N. Upchurch, individually and as executor of the Estate of Michael W. Upchurch, deceased v. David Upchurch and Jason Upchurch* (Appeal from Talladega Circuit Court: CV-20-900314).

Reversed and Remanded.

2023-0129 *Ex parte J.E.* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS (In re: J.E. v. S.M.) (Houston Juvenile Court: JU-20-563.01; Civil Appeals: CL-2022-0537).

Writ Denied. No Opinion.

2023-0138 *Ex parte Logan Michael Rogers* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Logan Michael Rogers v. State of Alabama) (Marion Circuit Court: CC-17-619.70; Criminal Appeals: CR-2022-1029).

Writ Denied. No Opinion.

2023-0174 *Ex parte Jason Todd Park* PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CRIMINAL APPEALS (In re: Jason Todd Park v. State of Alabama) (Dale Circuit Court: CC-20-125; CC-20-145; CC-20-146; CC-20-147; CC-20-148; CC-20-150; CC-20-151; CC-20-161; CC-20-162; CC-20-163; and CC-20-164; Criminal Appeals: CR-20-0772).

Writ Denied. No Opinion.