



ARKANSAS JUDICIARY

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## CR 95-975

Case Number CR 95-975 filed at this court on 09/14/1995

Case Caption:

JIMMY DON WOOTEN

V

STATE OF ARKANSAS

Jimmy Don Wooten (ACTIVE) Appellant's counsel:

David L. Gibbons Jr - COURT-APP

Frances Shane Fendler - OTHER

Joseph Blake Hendrix Jr - LEAD

Michael Wiseman - LEAD

Billy H Nolas - LEAD

Rebecca Blaskey - LEAD

Conviction Information:

Convicted of: ??????????

Sentence: 0- 0- 1 (yyy-mm-ddd)

Sentence Type ??????????

State Of Arkansas (ACTIVE) Appellee's counsel:

Attorney General - LEAD

J. Winston Bryant - OTHER

Trial Court: Pope

Pope Circuit

Trial Court Number: CR-94-214

Trial Judge: John S. Patterson

----- EVENT LISTING -----

12/02/2010 Mandate Recalled

12/02/2010 Formal Orders - Supreme Court

12/02/2010 Majority Opinion Rendered - on Grant of Motion

ACTION = OTHER OPINION ACTION (MISC)

Opinion Date - 12/02/10 Consist of 0 pages,

Cite Number - Publish - yes

James Robert Hannah -- WRITING

Dissents

Wills, J., joins.

Robert Laidlaw Brown -- WRITING

Concurs

James Houston Gunter Jr -- WRITING

Motion to recall mandate. Motion Granted.

Motion to recall mandate. Motion granted. Brown, J., concurs. Hannah, C.J., and Wills, J., dissent.

12/02/2010 Opinion Panel

James Robert Hannah -- WRITING

Robert Laidlaw Brown -- WRITING

James Houston Gunter Jr -- WRITING

10/21/2010 Supreme Court Votesheet Issued

10/21/2010 Case Submitted

09/28/2010 Letter of Disclosure filed by Justice Wills

05/24/2010 MEMO FROM STAFF. READY TO BE SUBMITTED.

05/11/2010 Printed Reply Brief Filed Jimmy Don Wooten  
Appellant's Attorney - Joseph Blake Hendrix Jr

05/06/2010 Letter Orders - Reply Brief due 5-20-10.  
Submitted to the court on - 04/29/10  
Appellant's Attorney - Joseph Blake Hendrix Jr

04/30/2010 Response to Motion to Supplement the Record -  
Appellee's Attorney - Attorney General

04/26/2010 Response in Opposition to Motion for Consider  
Appellee's Attorney - Attorney General  
Response in opposition to motion for consideration of brief  
filed out of time.

04/22/2010 Motion to Supplement the Record - Jimmy Don W  
Submitted to the court on - 04/29/10  
Action = DENIED on 05/06/10  
Appellant's Attorney - Billy Nolas  
Appellant's motion to supplement the record is denied.

04/16/2010 Motion to File Belated Brief - Jimmy Don Woot  
Submitted to the court on - 04/29/10  
Action = GRANTED on 05/06/10  
Appellant's Attorney - Billy Nolas  
Motion for consideration of brief filed out of time treated  
as motion to file a belated reply brief and granted;  
compliant brief due within fourteen days.  
Appellant's reply brief due by May 20, 2010.

04/14/2010 Motion to File Enlarged Reply Brief - Jimmy D

Submitted to the court on - 04/29/10  
Action = DENIED on 05/06/10  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Appellant's motion for leave to file twenty-one page reply  
brief is denied.

04/14/2010 Motion for Leave to File Reply Brief by US Mail  
Submitted to the court on - 04/29/10  
Action = MOOT on 05/06/10  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Appellant's motion for leave to file reply brief by U.S.  
Mail. Moot.  
Reply brief was due on April 9, 2010. Tendered in the  
Clerk's office April 14, 2010.

04/14/2010 Brief tendered but was rejected  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Belated.  
Pending motion.  
Additional copies required.

03/25/2010 Brief Filed Timely - State Of Arkansas  
Appellee's Attorney - Attorney General

02/23/2010 Briefing Commenced - State Of Arkansas  
This event was tickled for 03/25/10

02/23/2010 Printed Brief Filed Timely - Jimmy Don Woote  
Appellant's Attorney - Joseph Blake Hendrix Jr

01/14/2010 Briefing Commenced on Motion to Recall Mandate  
This event was tickled for 02/23/10  
Appellant's Attorney - Joseph Blake Hendrix Jr

01/14/2010 Letter Orders - Supreme Court  
Submitted to the court on - 01/07/10  
Appellant's Attorney - Billy Nolas

01/07/2010 Response to Second Motion to Recall the Manda  
Appellee's Attorney - Attorney General

12/28/2009 Letter from Attorney  
Appellant's Attorney - Billy Nolas

12/28/2009 Motion to Recall the Mandate - Jimmy Don Woot  
Submitted to the court on - 01/07/10  
Action = TAKEASCASE on 01/14/10  
Appellant's Attorney - Billy Nolas  
Motion to recall the mandate. Motion to be submitted as a  
case. Bowen, J., not participating.  
Appellant's brief will be due February 23, 2010.

Appellee's brief is due thirty days after appellant's brief is filed.

12/21/2009 Letter from Attorney  
requesting office to retain copies of Rule 37 petition and exhibits.

12/10/2009 Letter Orders - Supreme Court  
Submitted to the court on - 12/03/09  
Appellant's Attorney - Joseph Blake Hendrix Jr

11/30/2009 Tendered Reply to Response to Motion to - Jim  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Tendered reply to response to motion to clarify status of motion to recall the mandate and to address motion to recall the mandate.

11/16/2009 Response to Motion to Clarify Status of Motio  
Appellee's Attorney - Attorney General  
Response to motion to clarify staus of motion to recall the mandate and to address motion to recall the mandate.

11/05/2009 Letter Orders - Supreme Court  
Submitted to the court on - 10/22/09  
Appellant's Attorney - Joseph Blake Hendrix Jr

11/05/2009 Motion to Clarify Status of Motion to Recall Ma a  
Submitted to the court on - 12/03/09  
Action = OTHER on 12/10/09  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Motion to clarify status of motion to recall the mandate and to address motion to recall the mandate.  
with copy of Petition for post-conviction relief under Arkansas Rule of Criminal Procedure 37 filed in Pope Circuit.  
Motion to recall mandate denied without prejudice with right to refile motion to recall the mandate.

10/26/2009 Reply to Response to Application to be Appoin  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Reply to response to application for permission to be appointed as counsel on behalf of defendant.  
Tendered 10-26-09.

10/12/2009 Response to Application for Permission to be  
Appellee's Attorney - Attorney General  
Response to application for permission to be appointed as counsel on behalf of defendant.

10/01/2009 Tendered Motion to Clarify Status of Motion to c  
Appellant's Attorney - Joseph Blake Hendrix Jr

Tendered Motion to clarify status of motion to recall  
the mandate  
and to address motion to recall the mandate.  
10-1-09. Tendered pending motion of Blake Hendrix to be  
appointed.  
Motion filed on 11-5-09.

10/01/2009 Application for Permission to be Appointed as  
Submitted to the court on - 10/22/09  
Action = GRANTED on 11/05/09  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Application for permission to be appointed as counsel on  
behalf of defendant is granted.  
Arkansas Counsel, J. Blake Hendrix  
Out-of-State Counsel:  
Billy H. Nolas  
Michael Wiseman  
Rebecca Blaskey  
Federal Community Defender Office  
Eastern District of Pennsylvania  
601 Walnut Street, Suite 545W  
Philadelphia, PA 19106

04/26/2007 Letter Orders - Supreme Court  
Submitted to the court on - 04/12/07  
Appellant's Attorney - Joseph Blake Hendrix Jr

04/16/2007 Tendered Reply to Response to Appear as Counsel n  
Appellant's Attorney - David L. Gibbons Jr  
Reply to response to application for permission to appear  
as counsel on behalf of appellant.

04/04/2007 Response to Motion to Appear as Counsel - Sta  
Appellee's Attorney - Attorney General

03/26/2007 Motion to Appear as Counsel - Jimmy Don Woote  
Submitted to the court on - 04/12/07  
Action = DENIED on 04/26/07  
Appellant's Attorney - Joseph Blake Hendrix Jr  
Motion to appear as counsel on behalf of appellant is  
denied. Brown, J., would grant.

03/12/2007 Tendered Motion to Recall the Mandate - Jimmy  
Appellant's Attorney - Joseph Blake Hendrix Jr

02/21/1997 Mandate to Clerk

01/13/1997 Formal Orders - Supreme Court

12/18/1996 Motion (Miscellaneous)  
Submitted to the court on - 01/06/97

Appellant's Attorney - David L. Gibbons Jr  
Motion for Entry of Appearance Served. 1-13-97. Motion for entry of appearance of Jeff Rosenzweig as attorney of record is granted.

12/17/1996 Motion (Miscellaneous)  
Submitted to the court on - 01/06/97  
Appellant's Attorney - David L. Gibbons Jr  
Motion to Extend Stay of Mandate Served. 1-27-96. Response to motion to extend stay of mandate. 1-13-97. Motion to extend stay of mandate is granted.

12/16/1996 Notice of Filing Petition in U. S. Supreme Court  
2-21-97. Letter order from U.S.Supreme Court denying certiorari. Filed.

10/14/1996 Formal Orders - Supreme Court

09/30/1996 Motion for Stay of Mandate  
Submitted to the court on - 10/07/96  
Appellant's Attorney - David L. Gibbons Jr  
10-14-96. Mandate stayed for ninety days. (January 13, 1997).

09/18/1996 Front Sheets - West

09/16/1996 ACTION/OPINION Information  
ANDREE LAYTON ROAF, Writing rendered on 09/16/96Published  
- Y AFF

09/16/1996 Panel Information  
ANDREE LAYTON ROAF SC Judge, Writing

09/13/1996 Front Sheets - Mead

09/03/1996 Hearing Information  
Submitted on - 09/03/96 Hearing type:REGULAR /  
Argument type:SUBMITTED

09/03/1996 Supreme Court Votesheet Issued

08/12/1996 Appellant's Reply Brief (Printed) Filed  
This event was tickled for 09/11/96  
The event was complied with on 09/11/96  
Appellant's Attorney - David L. Gibbons Jr

08/01/1996 Appellant's Reply Brief (Typed) Filed  
This event was tickled for 08/31/96  
The event was complied with on 08/31/96  
Appellant's Attorney - David L. Gibbons Jr

07/22/1996 Motion for Extension to File Brief  
This event was tickled for 08/01/96  
Appellant's Attorney - David L. Gibbons Jr

06/24/1996 Motion for Extension to File Brief  
This event was tickled for 07/20/96  
Appellant's Attorney - David L. Gibbons Jr

05/06/1996 Motion for Extension to File Brief  
This event was tickled for 06/23/96  
Appellant's Attorney - David L. Gibbons Jr

04/29/1996 7 Day Clerks Extension  
This event was tickled for 05/19/96  
Appellant's Attorney - David L. Gibbons Jr

04/12/1996 Appellee's Brief Filed  
This event was tickled for 04/27/96  
The event was complied with on 04/27/96  
Appellee's Attorney - J. Winston Bryant

03/21/1996 Motion for Extension to File Brief  
This event was tickled for 04/12/96  
Appellee's Attorney - J. Winston Bryant

03/08/1996 Motion for Extension to File Brief  
This event was tickled for 03/22/96  
Appellee's Attorney - J. Winston Bryant

02/22/1996 Motion for Extension to File Brief  
This event was tickled for 03/08/96  
Appellee's Attorney - J. Winston Bryant

01/22/1996 Motion for Extension to File Brief  
This event was tickled for 02/27/96  
Appellee's Attorney - J. Winston Bryant

01/18/1996 Appellant's Brief (Printed) Filed  
This event was tickled for 02/17/96  
The event was complied with on 02/17/96  
Appellant's Attorney - David L. Gibbons Jr

12/22/1995 Appellant's Brief (Typed) Filed  
This event was tickled for 01/21/96  
The event was complied with on 01/21/96  
Appellant's Attorney - David L. Gibbons Jr

12/14/1995 Motion for Extension to File Brief  
This event was tickled for 12/22/95  
Appellant's Attorney - David L. Gibbons Jr

11/17/1995 Motion for Extension to File Brief  
This event was tickled for 12/16/95  
Appellant's Attorney - David L. Gibbons Jr  
Granted by Justice Robert Brown

10/23/1995 Motion for Extension to File Brief  
This event was tickled for 11/25/95  
Appellant's Attorney - David L. Gibbons Jr

09/15/1995 Print Case Card

09/15/1995 Print Case Card

09/14/1995 Transcript Filed

09/14/1995 Briefing Commenced - Jimmy Don Wooten  
Appellant's Attorney - Joseph Blake Hendrix Jr

09/14/1995 Criminal Notice of Transcript Filed  
This event was tickled for 10/24/95  
The event was complied with on 10/24/95

**Date Filed:**

Thursday, September 14, 1995

**Caption:**

JIMMY DON WOOTEN

V

STATE OF ARKANSAS

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