

LEGAL REPORT

May 21, 2019

CRIMINAL CASES:

CRAIGHEAD DISTRICT TRIALS	
2019 TO DATE (36 DATES)	1009 TRIALS
TOTAL TRIALS FOR 2018 (87 DATES)	2122 CASES
CRIMINAL APPEALS PENDING IN CIRCUIT COURT	53 CASES
AFFIDAVITS FILED WITH JONESBORO CITY ATTORNEY'S OFFICE	
2019 TO DATE	253
TOTAL AFFIDAVITS FILED 2018	665

CIVIL CASES:

THERE IS CURRENTLY 1 CIVIL CASE PENDING WHICH IS BEING HANDLED BY THE JONESBORO CITY ATTORNEY'S OFFICE.

City of Jonesboro, Arkansas v. Marjorie Kitterman et. al
Craighead Circuit Case No. 16JCV-18-1292

On January 28, 2019, the Judge signed an Order of Possession of the land was granted to the City of Jonesboro. Case is now awaiting final court date.

THERE ARE CURRENTLY 15 CIVIL CASES BEING HANDLED BY ARKANSAS PUBLIC ENTITIES RISK MANAGEMENT ASSOCIATION (APERMA) ATTORNEY BURT NEWELL (SEE ATTACHED).

LEGAL REPORT: CITY OF JONESBORO

I. APERMA CASES CBN WILL CONTINUE TO DEFEND UNDER MEMORANDUM OF INTENT:

1. Adam and Eve v. City of Jonesboro
Status:
 - The case was won at trial and is currently on appeal at 8th US Court of Appeals in St. Louis.
 - Argument set for June 12, 2019.
 - CBN will be present.

2. Erick Woodruff v. City of Jonesboro, Mayor
Status:
 - Just remanded to this court following Federal Court dismissal on most issues.
 - Only issue is Arkansas Whistleblower Protection Act.
 - MSJ filed April 26, 2019 by CBN.
 - No current trial date

3. Jimmy Ashley v. City of Jonesboro
Status:
 - This is an ADA suit in which the plaintiff is suing the city for portions of the city sidewalks that allegedly do not meet ADA standards.
 - Currently in the discovery phase.
 - Bench trial set for April, 2020

4. Solomon Boston v. Sally Lodholtz, JETS
Status:
 - This is an MVA, personal injury case.
 - Trial is October 29, 2019.

5. C.A.M.P. v. City of Jonesboro
Status:
 - The is a very old suit seeking damages for alleged pollution issues with the city landfill.
 - No current deadlines.
 - Needs some discovery or affidavits and then a motion for summary judgment.

6. Chris Finley v. Heath Loggains, City of Jonesboro
Status:
 - This case is active in discovery phase.
 - Death case; police shooting.
 - Trial date in September 2020.

7. Justice Network v. Jonesboro; Craighead County
Status:
 - The case was in City of Jonesboro's favor at trial court and currently is on appeal at the 8th Circuit Court of Appeals in St. Louis.
8. Sims v. City of Jonesboro
Status:
 - Pro Se case alleging excessive force by J.P.D

II. UNCOVERED CASES CBN ASSUMED 1/1/2019 UNDER CONTRACTOR STATUS

1. Wallace v. City of Jonesboro
Status:
 - Resolved favorably
2. City of Jonesboro v. Wendell Parrish, et. al
Status:
 - Lis Pendens/Complaint/Summons filed on 3/26/19
 - Defendant was served by Craighead Co. SO following 4th attempt
 - Awaiting service documents to arrive by mail; will file Affidavit of Service
3. CFK, LLC v. City of Jonesboro
Status:
 - This is a circuit court appeal from a city council denial of a zoning change.
 - No current deadlines; no trial date.
4. Robin Caldwell v. City of Jonesboro
Status:
 - Resolved favorably
5. Hart and Winters v. City of Jonesboro
Status:
 - This is a circuit court appeal from a city council denial of a zoning change request.
 - No current deadlines
6. Islas v. City of Jonesboro
Status:
 - This is a circuit court appeal from a city council denial of a zoning change request.
 - No current deadlines.

7. Arkansas Vending v. Jonesboro

Status:

- This is a suit seeking the return of alleged gambling game which JPD seized in connection with arrest.
- No current deadlines.