

North Carolina Court of Appeals

Docket Sheet

State v. Portillo

Case Number: P13-875

As of: 04/20/2024

Case Closed: Yes

Close Date:

Case Type: Criminal (Crim_othr)

Mediation: No

STATE OF NORTH CAROLINA

V.

JOSE MERLIN HENRIQUEZ PORTILLO,
DEFENDANT.

Docket Date:		File Date:		File Time:		Acquired Date:	11-06-2013
Bond Collected:	No	Docket Fee:	No	Pauper:	Yes	Print Deposit:	No
						State Appeals:	No

History

Venue: Forsyth (31) **Heard In:** Superior Court

To SC: **From SC:**

Lower Court Number(s)

Location: Forsyth (31)

Judge:

Case #: 09 CRS 63424

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) M-EXTTRANS	11-06-2013	11-06-2013					Allowed	11-07-2013
(2) M-EXTTRANS	12-05-2013	12-05-2013					Allowed	12-06-2013
(3) M-EXTTRANS	01-06-2014	01-06-2014					Allowed	01-07-2014
(4) M-EXTTRANS	02-05-2014	02-05-2014					Allowed	02-06-2014
(5) M-EXTTRANS	03-07-2014	03-07-2014					Allowed	03-10-2014
(6) M-EXTTRANS	04-05-2014	04-05-2014					Allowed	04-07-2014
(7) M-EXTTRANS	05-07-2014	05-07-2014					Allowed	05-08-2014
(8) M-EXTTRANS	06-10-2014	06-10-2014					Allowed	06-12-2014
(9) M-EXTTRANS	07-10-2014	07-10-2014					Allowed	07-11-2014

1 - M-EXTTRANS (Allowed) - 11-07-2013
Filed: 11-06-2013 @ 16:45:46
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 6th of November 2013 and designated 'Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 6 December 2013.

[b]In any subsequent request for extension of time, counsel shall identify the two court reporters and provide this Court with an explanation as to why additional time is needed.{b}

By order of the Court this the 7th of November 2013.

2 - M-EXTTRANS (Allowed) - 12-06-2013
Filed: 12-05-2013 @ 20:31:20
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 5th of December 2013 and designated 'Second Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 6 January 2014.

By order of the Court this the 6th of December 2013.

3 - M-EXTTRANS (Allowed) - 01-07-2014
Filed: 01-06-2014 @ 17:57:53
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 6th of January 2014 and designated 'Third Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 5 February 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.{b}

By order of the Court this the 7th of January 2014.

4 - M-EXTTRANS (Allowed) - 02-06-2014
Filed: 02-05-2014 @ 18:45:59
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 5th of February 2014 and designated 'Fourth Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 7 March 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.{b}

By order of the Court this the 6th of February 2014.

5 - M-EXTTRANS (Allowed) - 03-10-2014
Filed: 03-07-2014 @ 14:13:59
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 7th of March 2014 and designated 'Fifth Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 7 April 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.{b}

By order of the Court this the 10th of March 2014.

6 - M-EXTTRANS (Allowed) - 04-07-2014
Filed: 04-05-2014 @ 15:17:12
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 5th of April 2014 and designated 'Sixth Motion for Extension of Time to Prepare and Deliver Transcript' is decided as follows: This Court has previously granted five extensions of time totaling 152 days for production and delivery of the transcript. The present motion is allowed, and the transcript shall be produced and delivered on or before 7 May 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.{b}

By order of the Court this the 7th of April 2014.

7 - M-EXTTRANS (Allowed) - 05-08-2014
Filed: 05-07-2014 @ 15:30:01
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 7th of May 2014 and designated 'Seventh Motion for Extension of Time to Prepare and Deliver Transcript' is decided as follows: This Court has previously granted six extensions of time totaling 182 days for production and delivery of the transcript. The present motion is allowed, and the transcript shall be produced and delivered on or before 6 June 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.{b}

By order of the Court this the 8th of May 2014.

8 - M-EXTTRANS (Allowed) - 06-12-2014
Filed: 06-10-2014 @ 15:48:30
FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 10th of June 2014 and designated 'Eighth Motion for Extension of Time to Prepare and Deliver Transcript' is allowed. Transcript shall be produced and delivered on or before 7 July 2014.

[b]A copy of this order and the motion shall be mailed to Appellate Defender Staples Hughes and Court Reporting Coordinator David Jester.{b}

By order of the Court this the 12th of June 2014.

9 - M-EXTTRANS (Allowed) - 07-11-2014
 Filed: 07-10-2014 @ 15:23:50
 FOR: Defendant-Appellant Jose Merlin Henriquez Portillo
 BY : Mr. Michael E. Casterline

The following order was entered:

The motion filed in this cause on the 10th of July 2014 and designated 'Ninth Motion for Extension of Time to Prepare and Deliver Transcript' is decided as follows: This Court has previously granted eight extensions of time totaling 213 days for production and delivery of the transcript. The present motion is allowed, and the transcript shall be produced and delivered on or before 6 August 2014.

[b]A copy of this order and the motion shall be mailed to the Honorable John W. Smith, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, and Court Reporting Manager David Jester.[b]

By order of the Court this the 11th of July 2014.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
--------------	-------------	----------------	-------------	----------	-------	-----------	-----------

Exhibits

Parties

Party Name	Role
State of North Carolina	Plaintiff-Appellee
Portillo, Jose Merlin Henriquez	Defendant-Appellant

Attorneys

Attorney for Defendant-Appellant - Jose Merlin Henriquez Portillo

Mr. Michael E. Casterline [Primary Attorney]

Attorney at Law

mcasterline@gmail.com

Buncombe CO Courthouse

60 Court Plaza

Asheville, NC 28801

(828) 253-6401

Attorney for -

Mr. Patrick Weede [Primary Attorney]

Assistant District Attorney

Ms. Jennifer Martin [Primary Attorney]

Pro Se

P.O. Box 20083
Winston-Salem, NC 27120

Attorney for -

Mr. Benjamin H. White [Primary Attorney]
Assistant District Attorney
benjamin.h.white@nccourts.org
P.O. Box 20083
Winston-Salem, NC 27120
(336) 779-6310

Attorney for Plaintiff-Appellee - State of North Carolina

Attorney General [Primary Attorney]
N.C. DEPARTMENT OF JUSTICE
P.O. Box 629
Raleigh, NC 27602
(919) 716-6500

Attorney for -

Mr. David Jester [Primary Attorney]
Court Reporting Manager
David.E.Jester@nccourts.org
Supreme Court
P.O. Box 2448
Raleigh, NC 27602

Attorney for -

Mr. David N. Hoke [Primary Attorney]
Supreme Court
Raleigh, NC 27602

Attorney for -

Hon. John W. Smith [Primary Attorney]
Director of the AOC
P.O. Box 2448
Raleigh, NC 27602
(919) 890-1321

Attorney for -

Mr. Staples Hughes [Primary Attorney]
staples.s.hughes@nccourts.org
N.C. APPELLATE DEFENDERS OFFICE

123 West Main Street
Suite 500
Durham, NC 27701
(919) 354-7210
