

North Carolina Court of Appeals

Docket Sheet

State v Willis

Case Number: P14-284

As of: 03/28/2024

Case Closed: Yes

Close Date:

Case Type: Criminal (Crim_othr)

Mediation: No

STATE OF NORTH CAROLINA

VS

ANTHONY K. WILLIS,
PETITIONER

Docket Date: **File Date:** **File Time:** **Acquired Date:** 04-22-2014

Bond Collected: No

Docket Fee: No

Pauper: No

Print Deposit: No

State Appeals: No

History

Venue: Cumberland (14) **Heard In:** Superior Court

To SC: **From SC:**

Lower Court Number(s)

Location: Cumberland (14)

Judge:

Case #: 96CRS9401

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) PWC	04-22-2014	04-16-2014		05-01-2014	04-30-2014		Special Order	05-05-2014
(2) COURT ORDER	08-04-2017	08-04-2017					Special Order	08-04-2017

1 - PWC (Special Order) - 05-05-2014
 Filed: 04-22-2014 @ 12:52:08
 FOR: Defendant-Appellant Willis, Anthony K.
 BY : Mr. J. Clark Fischer
 RANDOLPH & FISCHER

The following order was entered:

The petition for writ of certiorari filed in this cause by defendant on 21 April 2014 is allowed to review the order entered 5 September 2013 by Judge James F. Ammons, Jr. The appeal shall be held in abeyance pending the North Carolina Supreme Court's determination of State v. Young (No. 80A14-1), State v. Seam (No. 82A14-1), or State v. Perry (No. 81A14-1).

By order of the Court this the 5th of May 2014.

The above order is therefore certified to the Clerk of the Superior Court, Cumberland County.

RESPONSE TO PWC
 Filed: 04-30-2014
 BY : Ms. Amy Kunstling Irene
 N.C. DEPARTMENT OF JUSTICE

2 - CT_ORDER COURT ORDER (Special Order) - 08-04-2017
 Filed: 08-04-2017 @ 07:43:23
 FOR:
 BY : Hon. Linda McGee

The following Order was entered:

On 5 May 2014, this Court allowed defendant's petition for writ of certiorari to review Judge James Floyd Ammons, Jr. s 5 September 2013 order denying defendant's motion for appropriate relief seeking resentencing based upon the United States Supreme Court's decision in Miller v. Alabama, 567 U.S. ___, 183 L.Ed.2d (2012). Defendant's appeal was held in abeyance pending determination of State v. Young (80A14), State v. Seam (82A14), and State v. Perry (81A14) by the North Carolina Supreme Court. On 21 December 2016, the North Carolina Supreme Court filed decisions in each case holding that Miller v. Alabama, 567 U.S. ___, 183 L.Ed.2d 407 (2012), is retroactive and remanding for resentencing. See State v. Young, ___ N.C. ___, 794 S.E.2d 274 (2016); State v. Seam, ___ N.C. ___, 794 S.E.2d 439 (2016); and State v. Perry ___ N.C. ___ 794 S.E.2d 280 (2016).

It is therefore ordered that the trial court's order denying defendant's motion for appropriate relief is reversed and this case is remanded to the Superior Court, Cumberland County, for proceedings not inconsistent with our Supreme Court's holdings in State v. Young, State v. Seam, and State v. Perry.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
04-22-2014	Pre Docket Fees	10.00	10.00			R042031514	04-22-2014

Exhibits

Parties

Party Name	Role
State of North Carolina	Plaintiff-Appellee
Willis, Anthony K.	Defendant-Appellant

Attorneys

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