

North Carolina Court of Appeals

Docket Sheet

Live, Inc. et al v Domino's Pizza, LLC., et al

Case Number: P14-648

As of: 04/19/2024

Case Closed: Yes

Close Date:

Case Type: Civil (Civil_othr)

Mediation: No

LIVE, INC.,
PLAINTIFF AND COUNTERCLAIM
DEFENDANT,

V.

DOMINO'S PIZZA LLC,
DEFENDANT
COUNTERCLAIMANT AND
THIRD-PARTY PLAINTIFF,

AND

MARK RUDD, GERALD
CARPENTER, AND STEVE KUONE,
DEFENDANTS,

V.

CONAN MAK,
THIRD-PARTY DEFENDANT.

Docket Date:		File Date:		File Time:		Acquired Date:	08-21-2014
Bond Collected:	No	Docket Fee:	No	Pauper:	No	Print Deposit:	No
						State Appeals:	No

History

Venue: Vance (11) **Heard In:** Superior Court

To SC: **From SC:**

Lower Court Number(s)

Location: Vance (11)

Judge:

Case #: 12CVS164

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
-----------------	-------------------	------------------------	--------------------	------------------	--------------------	-------------------	---------------	--------------------

(1) M-GEN	08-21-2014	08-20-2014					Allowed	08-21-2014
(2) M-GEN	10-01-2014	09-30-2014					Allowed	10-01-2014
(3) M-GEN	01-08-2015	01-08-2015					Allowed	01-09-2015
(4) M-P-HAC-V	01-09-2015	01-08-2015					Allowed	01-12-2015
(5) M-GEN	01-22-2015	01-22-2015					Allowed	01-23-2015
(6) M-GEN	02-16-2015	02-13-2015					Allowed	02-19-2015
(7) M-GEN	02-25-2015	02-25-2015					Allowed	03-02-2015

1 - MOTION MOTION FOR EXTENSION OF TIME TO PRODUCE TRANSCRIPT (Allowed) - 08-21-2014

Filed: 08-21-2014 @ 09:47:02

FOR: Appellant Live, Inc., et al

BY : Mr. Sidney S. Eagles, Jr.

SMITH MOORE LEATHERWOOD, LLP

The following order was entered:

The motion filed in this cause on the 21st of August 2014 and designated 'Motion for Extension of Time to Produce Transcript' is allowed. Transcript shall be produced and delivered on or before 3 October 2014.

By order of the Court this the 21st of August 2014.

2 - MOTION MOTION FOR EXTENSION OF TIME TO PRODUCE TRANSCRIPT (Allowed) - 10-01-2014

Filed: 10-01-2014 @ 08:30:29

FOR: Appellant Live, Inc., et al

BY : Mr. Richard W. Farrell

The following order was entered:

The motion filed in this cause on the 1st of October 2014 and designated 'Motion for Extension of Time to Produce Transcript' is allowed. Transcript shall be produced and delivered on or before 3 November 2014.

By order of the Court this the 1st of October 2014.

3 - MOTION APPELLEE'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO SERVE NOTICE OF APPROVAL OF PROPOSED RECORD ON APPEAL OR OBJECTIONS, AMENDMENTS, OR PROPOSED ALTERNATIVE RECORD ON APPEAL (Allowed) - 01-09-2015

Filed: 01-08-2015 @ 17:07:27

FOR:

BY : Ms. Corby Anderson

NEXSEN PRUET, PLLC

The following order was entered:

The motion filed in this cause on the 8th of January 2015 and designated 'Appellee's Unopposed Motion for Extension of Time to Serve Notice of Approval of Proposed Record on Appeal or Objections, Amendments, or Proposed Alternative Record on Appeal' is allowed. Defendant-appellee shall serve amendments, objections, a proposed alternative record on appeal, or a notice of approval upon appellants on or before 26 January 2015.

By order of the Court this the 9th of January 2015.

4 - M-P-HAC-V (Allowed) - 01-12-2015

Filed: 01-09-2015 @ 10:16:29

FOR:

BY : Ms. Corby Anderson

NEXSEN PRUET, PLLC

The following order was entered:

The motion filed in this cause on the 9th of January 2015 and designated 'Motion to Appear as Counsel PRO HAC VICE' is allowed. Norman Leon is admitted to practice pro hac vice. Some panels of this Court require sponsoring counsel to be present for oral argument.

By order of the Court this the 12th of January 2015.

5 - MOTION APPELLEE'S SECOND UNOPPOSED MOTION FOR EXTENSION OF TIME TO SERVE NOTICE OF APPROVAL OF PROPOSED RECORD ON APPEAL OR OBJECTIONS, AMENDMENTS, OR PROPOSED ALTERNATIVE RECORD ON APPEAL (Allowed) - 01-23-2015

Filed: 01-22-2015 @ 14:26:55

FOR:

BY : Ms. Corby Anderson
NEXSEN PRUET, PLLC

The following order was entered:

The motion filed in this cause on the 22nd of January 2015 and designated 'Appellee's Second Unopposed Motion for Extension of Time to Serve Notice of Approval of Proposed Record on Appeal or Objections, Amendments, or Proposed Alternative Record on Appeal' is allowed. Defendant-appellee shall serve amendments, objections, a proposed alternative record on appeal, or a notice of approval upon appellants on or before 5 February 2015.

By order of the Court this the 23rd of January 2015.

6 - MOTION JOINT MOTION FOR EXTENSION OF TIME FOR ALL PARTIES TO EITHER REQUEST JUDICIAL SETTLEMENT OF RECORD ON APPEAL OR TO SETTLE RECORD ON APPEAL IN ACCORDANCE WITH APPELLATE RULE 11 (Allowed) - 02-19-2015

Filed: 02-16-2015 @ 12:20:29

FOR: Appellant Live, Inc., et al

BY : Ms. Elizabeth Brooks Scherer
SMITH MOORE LEATHERWOOD, LLP

The following order was entered:

The motion filed in this cause on the 16th of February 2015 and designated 'Joint Motion for Extension of Time for All Parties to Either Request Judicial Settlement of Record on Appeal or to Settle Record on Appeal in Accordance with Appellate Rule 11' is allowed. The parties shall either settle the record by agreement or request judicial settlement, if appropriate, on or before 2 March 2015. The record on appeal shall then be filed in accordance with N.C.R. App. P. 12(a).

By order of the Court this the 19th of February 2015.

7 - MOTION JOINT MOTION FOR SECOND EXTENSION OF TIME FOR ALL PARTIES TO EITHER REQUEST JUDICIAL SETTLEMENT OF RECORD ON APPEAL OR TO SETTLE RECORD ON APPEAL IN ACCORDANCE WITH APPELLATE RULE 11 (Allowed) - 03-02-2015

Filed: 02-25-2015 @ 16:06:56

FOR: Appellant Live, Inc., et al

BY : Mr. Sidney S. Eagles, Jr.
SMITH MOORE LEATHERWOOD, LLP

The following order was entered:

The motion filed in this cause on the 25th of February 2015 and designated 'Joint Motion for Second Extension of Time for All Parties to Either Request Judicial Settlement of Record on Appeal or to Settle Record on Appeal in Accordance with Appellate Rule 11' is allowed. The parties shall either settle the record by agreement or request judicial settlement, if appropriate, on or before 16 March 2015. The record on appeal shall then be filed in accordance with N.C.R. App. P. 12(a).

By order of the Court this the 2nd of March 2015.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
08-21-2014	Pre Docket Fees	10.00	10.00			R082031814	08-21-2014
01-09-2015	Pro Hac Vice	225.00	225.00			R032012715	03-06-2015

Exhibits

Parties

Party Name	Role
Live, Inc.	Plaintiff-Appellant
Domino's Pizza, LLC	Defendant-Appellee
Rudd, Mark	Defendant-Appellant
Carpenter, Gerald	Defendant-Appellant
Kuone, Steve	Defendant-Appellant
Mak, Conan	3rd Party-Appellee

Attorneys

Attorney for Appellant - Live, Inc., et al

Mr. Richard W. Farrell [Primary Attorney]

Attorney at Law

rfarrell@farrell-lawgroup.com

5000 Falls of Neuse Road

Suite 410

Raleigh, NC 27609

(919) 872-0300

Attorney for Appellant - Live, Inc., et al

Mr. Sidney S. Eagles, Jr. [Primary Attorney]

Attorney at Law

sid.eagles@smithmoorelaw.com

Ms. Elizabeth Brooks Scherer [Primary Attorney]

Attorney at Law

bscherer@foxrothschild.com

SMITH MOORE LEATHERWOOD, LLP

434 Fayetteville Street, Suite 2800

P.O. Box 27525 (27611)

Raleigh, NC 27601

(919) 755-8700

Attorney for -

Ms. Corby Anderson [Primary Attorney]

Attorney at Law

canderson@bradley.com

NEXSEN PRUET, PLLC

227 W Trade Street

Suite 1550

Charlotte, NC 28202

(704) 338-6000

Attorney for -

Mr. Richard E. Jester [Primary Attorney]

Attorney at Law

Richard.E.Jester@nccourts.org

75 Joyful Lane

Louisburg, NC 27549

(252) 433-9300

Attorney for -

Mr. Norman Leon [Primary Attorney]

DLA Piper LLP (US)

norman.leon@dlapiper.com

203 North LaSalle Street

Suite 1900

Chicago, IL 60601
