

# North Carolina Court of Appeals

## Docket Sheet

State v. Yates

**Case Number:** P16-908

**As of:** 03/29/2024

**Case Closed:** Yes

**Close Date:**

**Case Type:** Criminal (Crim\_othr)

**Mediation:** No

STATE OF NORTH CAROLINA  
PLAINTIFF

V.

WILLIAM YATES  
DEFENDANT

**Docket Date:**

**File Date:**

**File Time:**

**Acquired Date:** 11-30-2016

**Bond Collected:** No

**Docket Fee:** No

**Pauper:** Yes

**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 #:** 14CRS57498 14CRS57500

### 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	11-30-2016	11-30-2016					Allowed	11-30-2016
(2) M-EXTTRANS	12-28-2016	12-28-2016					Allowed	12-30-2016
(3) M-EXTTRANS	01-27-2017	01-27-2017					Allowed	01-27-2017
(4) M-EXTTRANS	03-01-2017	03-01-2017					Allowed	03-01-2017
(5) M-EXTTRANS	03-28-2017	03-28-2017					Allowed	03-29-2017
(6) M-GEN	04-10-2017	04-10-2017					Allowed	04-12-2017
(7) M-EXTTRANS	04-24-2017	04-24-2017					Allowed	04-25-2017
(8) M-EXTTRANS	05-26-2017	05-26-2017					Allowed	05-26-2017
(9) M-EXTTRANS	06-23-2017	06-23-2017					Allowed	06-26-2017
(10) M-EXTTRANS	08-23-2017	08-23-2017					Allowed	08-24-2017

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) M-EXTTRANS	11-30-2016	11-30-2016					Allowed	11-30-2016
(2) M-EXTTRANS	12-28-2016	12-28-2016					Allowed	12-30-2016
(3) M-EXTTRANS	01-27-2017	01-27-2017					Allowed	01-27-2017
(4) M-EXTTRANS	03-01-2017	03-01-2017					Allowed	03-01-2017
(5) M-EXTTRANS	03-28-2017	03-28-2017					Allowed	03-29-2017
(6) M-GEN	04-10-2017	04-10-2017					Allowed	04-12-2017
(7) M-EXTTRANS	04-24-2017	04-24-2017					Allowed	04-25-2017
(8) M-EXTTRANS	05-26-2017	05-26-2017					Allowed	05-26-2017
(9) M-EXTTRANS	06-23-2017	06-23-2017					Allowed	06-26-2017
(10) M-EXTTRANS	08-23-2017	08-23-2017					Allowed	08-24-2017

(11) M-EXTTRANS	09-29-2017	09-29-2017					Allowed	10-02-2017
(12) M-EXTTRANS	10-18-2017	10-18-2017					Allowed	10-20-2017

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1 - M-EXTTRANS (Allowed) - 11-30-2016

Filed: 11-30-2016 @ 10:45:53

FOR: Defendant-Appellant William Yates

BY : Ms. Ann B. Petersen

GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 30th of November 2016 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be produced and delivered on or before 30 December 2016.

By order of the Court this the 30th of November 2016.

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2 - M-EXTTRANS (Allowed) - 12-30-2016

Filed: 12-28-2016 @ 13:18:48

FOR: Defendant-Appellant William Yates

BY : Ms. Ann B. Petersen

GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 28th of December 2016 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be produced and delivered on or before 30 January 2017.

By order of the Court this the 30th of December 2016.

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3 - M-EXTTRANS (Allowed) - 01-27-2017

Filed: 01-27-2017 @ 11:58:20

FOR: Defendant-Appellant William Yates

BY : Ms. Ann B. Petersen

GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 27th of January 2017 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared and delivered on or before 1 March 2017.

By order of the Court this the 27th of January 2017.

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4 - M-EXTTRANS (Allowed) - 03-01-2017

Filed: 03-01-2017 @ 11:24:37

FOR: Defendant-Appellant William Yates

BY : Ms. Ann B. Petersen

GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 1st of March 2017 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared on or before 31 March 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

By order of the Court this the 1st of March 2017.

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5 - M-EXTTRANS (Allowed) - 03-29-2017  
Filed: 03-28-2017 @ 15:42:00  
FOR: Defendant-Appellant William Yates  
BY : Ms. Ann B. Petersen  
GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 28th of March 2017 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared and delivered on or before 1 May 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

By order of the Court this the 29th of March 2017.

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6 - MOTION MOTION FOR SUBSTITUTION OF COUNSEL (Allowed) - 04-12-2017  
Filed: 04-10-2017 @ 16:22:55  
FOR: Defendant-Appellant William Yates  
BY : Ms. Ann B. Petersen  
GLOVER & PETERSEN, P.A.

The following order was entered:

The motion filed in this cause on the 10th of April 2017 and designated 'Motion for Substitution of Counsel' is allowed. James R. Glover is permitted to withdraw as counsel of record, and Mark L. Hayes shall be substituted.

By order of the Court this the 12th of April 2017.

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7 - M-EXTTRANS (Allowed) - 04-25-2017  
Filed: 04-24-2017 @ 12:37:02  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 24th of April 2017 and designated 'Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared and delivered on or before 31 May 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

By order of the Court this the 25th of April 2017.

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8 - M-EXTTRANS (Allowed) - 05-26-2017  
Filed: 05-26-2017 @ 13:47:58  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 26th of May 2017 and designated 'Seventh Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared and delivered on or before 30 June 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

By order of the Court this the 26th of May 2017.

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9 - M-EXTTRANS (Allowed) - 06-26-2017  
Filed: 06-23-2017 @ 15:58:11  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 23rd of June 2017 and designated 'Eighth Motion for Extension of Time for Court Reporter to Prepare Transcripts' is decided as follows: This Court has previously granted seven extensions of time for preparation and delivery of the transcript. The present motion is allowed, and the transcript shall be prepared and delivered on or before 31 July 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

Mr. Jester shall investigate, and if the court reporter is unable to produce and deliver the transcript within this latest extension of time, Mr. Jester shall reassign the responsibility for production and delivery of the transcript.

By order of the Court this the 26th of June 2017.

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10 - M-EXTTRANS (Allowed) - 08-24-2017  
Filed: 08-23-2017 @ 08:34:15  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 23rd of August 2017 and designated 'Ninth Motion for Extension of Time for Court Reporter to Prepare Transcripts' is allowed. Transcript shall be prepared and delivered on or before 22 September 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, 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.

By order of the Court this the 24th of August 2017.

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11 - M-EXTTRANS (Allowed) - 10-02-2017  
Filed: 09-29-2017 @ 10:10:11  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 29th of September 2017 and designated 'Tenth Motion for Extension of Time for Court Reporter to Prepare Transcripts' is decided as follows: This Court has previously granted nine extensions of time for preparation and delivery of the transcript. The present motion is allowed. Court reporter McClain shall prepare and deliver the missing portion of the transcript on or before 23 October 2017.

A copy of this order and the motion shall be mailed to the Honorable Marion Warren, Director of the Administrative Office of the Courts, David F. Hoke, Assistant Director of the Administrative Office of the Courts, Court Reporting Manager David Jester, Trial Court Administrator Ellen Hancox, and Court Reporter Veronica McClain.

By order of the Court this the 2nd of October 2017.

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12 - M-EXTTRANS (Allowed) - 10-20-2017  
Filed: 10-18-2017 @ 14:45:55  
FOR: William Yates  
BY : Mr. Mark L. Hayes  
LAW OFFICE OF MARK L. HAYES

The following order was entered:

The motion filed in this cause on the 18th of October 2017 and designated 'Eleventh Motion for Extension of Time to Prepare Transcripts' is allowed as follows: Transcript shall be prepared and delivered on or before 22 November 2017.

By order of the Court this the 20th of October 2017.

**R e c e i p t s**

Date Charged	Charge Type	Amount Chaged	Amount Paid	Document	Pages	Receipt #	Date Paid
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**E x h i b i t s****P a r t i e s**

Party Name	Role
State of North Carolina	Appellee
Yates, William	Defendant-Appellant

**A t t o r n e y s****Attorney for -**

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Assistant District Attorney  
TWELFTH PROSECUTORIAL DISTRICT ATTORNEY'S OFFICE  
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**Attorney for Appellee - State of North Carolina**

Attorney General [Primary Attorney]  
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**Attorney for - William Yates**

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**Attorney for -**

Mr. David N. Hoke [Primary Attorney]

Supreme Court  
Raleigh, NC 27602

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**Attorney for -**

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Court Reporting Manager  
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**Attorney for -**

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**Attorney for -**

Ms. Veronica McClain [Primary Attorney]  
Court Reporter  
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**Attorney for -**

Hon. Marion R. Warren [Primary Attorney]  
ADMINISTRATIVE OFFICE OF THE COURTS  
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Raleigh, NC 27602

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