

North Carolina Court of Appeals

Docket Sheet

Walters v State

Case Number: P17-65

As of: 03/29/2024

Case Closed: Yes

Close Date:

Case Type: Criminal (Crim_othr)

Mediation: No

MICHAEL T. WALTERS
PETITIONER

VS.

STATE OF NORTH CAROLINA
RESPONDENT

Docket Date:		File Date:		File Time:		Acquired Date:	01-25-2017
Bond Collected:	No	Docket Fee:	No	Pauper:	Yes	Print Deposit:	No
						State Appeals:	No

History

Venue: Gaston (38) **Heard In:** Superior Court

To SC: **From SC:**

Lower Court Number(s)

Location: Gaston (38)

Judge:

Case #: 13CRS056903-04

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) WR-MAN	01-25-2017	01-25-2017		02-09-2017	01-31-2017		Special Order	02-03-2017
(2) M-EXT-PR	05-01-2017	05-01-2017		05-16-2017			Allowed	05-18-2017
(3) PWC	05-19-2017	05-19-2017		06-05-2017	06-02-2017		Dismissed	06-08-2017
(4) M-GEN	06-13-2017	06-13-2017					Allowed	06-15-2017

1 - WR-MAN (Special Order) - 02-03-2017
Filed: 01-25-2017 @ 10:03:09
FOR: Petitioner-Appellant Walters, Michael T.
BY : Mr. Michael T. Walters

The following order was entered:

The petition filed in this cause by defendant Michael T. Walters on 25 January 2017 and designated 'Petition for Writ of Mandamus' is allowed as follows: It appearing that the Gaston County Superior Court entered an order on 9 December 2016 denying defendant's motion for post-conviction DNA testing, that defendant filed notice of appeal from the order pursuant to N.C. Gen. Stat. 15A-270.1 on 19 December 2016, and that defendant requested appointment of counsel due to indigency, the Gaston County Superior Court is hereby ordered to determine whether defendant is entitled to proceed as an indigent and to appoint counsel for defendant, if indigent, within thirty days from the date of this order so that defendant may come forward with his appeal. A copy of this order shall be mailed to Senior Resident Superior Court Judge and the District Attorney of Judicial District 27A.

By order of the Court this the 3rd of February 2017.

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

RESPONSE TO WR-MAN
Filed: 01-31-2017
BY : Ms. Kristin Jo Uicker
N.C. DEPARTMENT OF JUSTICE

2 - M-EXT-PR (Allowed) - 05-18-2017
Filed: 05-01-2017 @ 16:05:18
FOR: Petitioner-Appellant Walters, Michael T.
BY : Mr. Aaron Thomas Johnson
N.C. APPELLATE DEFENDERS OFFICE

The following order was entered:

The motion filed in this cause on the 1st of May 2017 and designated 'Defendant-Appellant's Motion for NUNC PRO TUNC Extension of Time to Serve Proposed Record on Appeal' is allowed. Proposed record on appeal shall be served on or before 19 June 2017.

By order of the Court this the 18th of May 2017.

3 - PWC (Dismissed) - 06-08-2017
Filed: 05-19-2017 @ 08:34:27
FOR: Petitioner-Appellant Walters, Michael T.
BY : Mr. Michael T. Walters

The following order was entered:

The petition filed in this cause on the 19th of May 2017 and designated 'Petition for a Writ of Certiorari' is dismissed without prejudice.

By order of the Court this the 8th of June 2017.

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

RESPONSE TO PWC
Filed: 06-02-2017
BY : Ms. Kristin Jo Uicker
N.C. DEPARTMENT OF JUSTICE

4 - MOTION DEFENDANT-APPELLANT'S SECOND MOTION FOR EXTENSION OF TIME TO SERVE PROPOSED RECORD ON APPEAL
 (Allowed) - 06-15-2017
 Filed: 06-13-2017 @ 11:30:59
 FOR: Petitioner-Appellant Walters, Michael T.
 BY : Mr. Aaron Thomas Johnson
 N.C. APPELLATE DEFENDERS OFFICE

The following order was entered:

The motion filed in this cause on the 13th of June 2017 and designated 'Defendant-Appellant's Second Motion for Extension of Time to Serve Proposed Record on Appeal' is allowed. Proposed record on appeal shall be served on or before 19 July 2017.

By order of the Court this the 15th of June 2017.

Financial Information

Receipts

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

Parties

Party Name	Role
State of North Carolina	Respondent-Appellee
Walters, Michael T.	Petitioner-Appellant

Attorneys

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Attorney at Law
Hon. Jesse B. Caldwell, III [Primary Attorney]
Emergency Judge
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