North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

This calendar is available at: https://appellate.nccourts.org/calendar.php?court=2

All oral arguments on this calendar will be heard via Webex, subject to change based on courtroom safety. Cases will be called on the days calendared in the order listed. The Court, however, may reorder the schedule in the event it grants a request for an oral argument to occur by Webex.

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COURT CALENDAR BY PANEL

Thursday, 1 May 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE JOHN M. TYSON
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 1ST OF MAY 2008 AT 9:30 a. m.**

A. Perin Development v Ty-Par Realty	07-1500	Union

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 1ST OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Allen	07-1528	Wake
State v Washington	07-1517	Durham
State v Cowan	07-1521	Iredell
In The Matter Of: Fayette Place LLC	07-1483	Property Tax Commission
Friends of Mt. Vernon v Siler City	07-1484	Chatham
Batts v Lumbermens Mutual Casualty	07-1514	Pitt
Christopher v NC State University	07-1516	N.C. Industrial Commission

Sent Date: 27 March 2008

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COURT CALENDAR BY PANEL

Thursday, 1 May 2008

PANEL NO. 1
HONORABLE JOHN C. MARTIN
HONORABLE WANDA G. BRYANT
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 1ST OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Rossetto USA v Greensky Financial	07-1529	Guilford

Sent Date: 27 March 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

3.1 Calendar

Monday, 5 May 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **5 MAY 2008** BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

In the Matter of: R.S.	07-1566	Forsyth

Sent Date: 15 April 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Monday, 5 May 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **5 MAY 2008** BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Shine	07-1148	Cabarrus
State v Craig	07-1147	Mecklenburg
State v Lomax	07-1183	Iredell
State v Stewart	07-1199	Forsyth
State v Evans	07-1222	Forsyth
State v Metcalf	07-1228	Davidson
State v Matthews	07-1237	Guilford
State v Melvin	07-1284	Sampson
State v Smith	07-1297	Cleveland
State v Wheeler	07-1306	Pitt
In Re: B.C.	07-1487	Rockingham
In The Matter Of: J.M.	08-34	Johnston
In the Matter of: C.B., E.B.	08-41	Scotland
In The Matter Of: J.E.K. and L.A.F.K.	08-140	Haywood
In Re: S.F.	08-197	Polk

Sent Date: 31 March 2008

North Carolina Court of Appeals

Court of Appeals Building
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Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Tuesday, 13 May 2008

PANEL NO. 2
HONORABLE JAMES A. WYNN, JR.
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 13TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Godwin	07-1280	Johnston
State v Jackson	07-1351	Buncombe
State v Sink	07-1407	Forsyth
Ballew v Ballew	06-548	Buncombe
Johns v Johns	07-1259	New Hanover
Watkins v Phillips	07-1263	Wake
Boje v D.W.I.T., L.L.C.	07-1294	N.C. Industrial Commission
Hammond v Wray	07-1323	Wake
Perdue v Fuqua	07-1358	Rockingham

Sent Date: 14 April 2008

North Carolina Court of Appeals

Court of Appeals Building
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COURT CALENDAR BY PANEL

Wednesday, 14 May 2008

PANEL NO. 3
HONORABLE LINDA M. MCGEE
HONORABLE RICK ELMORE
HONORABLE BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF MAY 2008 AT 9:30 a.m.**

Hall, et al v City of Asheville	07-1520	Buncombe

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Caldwell	07-1463	Forsyth
State v Wilson	07-1465	Carteret
State v Randall	07-1470	Durham
Kenion v Maple View Farm, Inc.	07-1478	N.C. Industrial Commission
In The Matter Of: S.D.R.	07-1481	Anson
Gillis v Montgomery Co. Sheriff's Dept.	07-1503	Montgomery
Hughes v Frito Lay, Inc.	07-1510	N.C. Industrial Commission
In Re Will Of: Harts	07-1523	New Hanover

Sent Date: 14 April 2008

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All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: http://govu.us/nc-coa-oral-arguments ***

COURT CALENDAR BY PANEL

Wednesday, 14 May 2008

PANEL NO. 4
HONORABLE ROBERT C. HUNTER
HONORABLE SANFORD STEELMAN
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF MAY 2008 AT 1:00 p.m.**

Norwood v Village of Sugar Mountain	07-1402	Avery
Gaines v Cumberland County Hospital	07-1419	Cumberland
Boileau v Seagrave	07-1431	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Rankin	07-1386	Rowan
State v Sizemore	07-1489	Macon
State v Harris	07-1494	Martin
State v Parks	07-1495	Cleveland
Street v Street	07-1452	Person
Stacy v Merrill	07-1466	Alamance
Household Realty Corp. v Crowder	07-1467	Guilford

Sent Date: 14 April 2008

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COURT CALENDAR BY PANEL

Thursday, 15 May 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE JOHN M. TYSON
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 15TH OF MAY 2008 AT 9:30 a.m.**

Hensley v National Freight Transp.	07-1544	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 15TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Ramsey v Harman	07-1536	Madison
State v Tomlin	07-1558	Guilford
State v Doe aka Martinez	07-1560	Wake
State v Robledo	07-1568	Henderson
Atkins v Peek	07-1535	Buncombe
Eagle Eng'g, Inc. v Continental Cas. Co	07-1537	Union
Roemer v Preferred Roofing, Inc.	07-1554	Forsyth
S.B. Simmons Landscaping v Boggs	07-1563	Forsyth

Sent Date: 14 April 2008

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COURT CALENDAR BY PANEL

Monday, 19 May 2008

PANEL NO. 1
HONORABLE JOHN C. MARTIN
HONORABLE ANN MARIE CALABRIA
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Tadeja	07-1391	Lincoln
State v Dunston	07-1423	Durham
State v Chance	07-1491	Moore
Bennett v Equity Residential	07-1240	Wake
Carolina Power & Light v Atlantic Forks	07-1347	Wake
Cline v Owens	07-1354	Rowan
Floyd v Allen	07-1365	Robeson
Keystone Builder v Town of Indian Trail	07-1416	Union
In The Matter Of: J.C.D.	08-116	Forsyth

Sent Date: 21 April 2008

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Tuesday, 20 May 2008

PANEL NO. 2
HONORABLE JAMES A. WYNN, JR.
HONORABLE RICK ELMORE
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 20TH OF MAY 2008 AT 9:30 a. m.**

Cross v Capital Transaction Group, Inc.	07-1519	Wake
Pacific Mulch, Inc., et al v Senter	07-1538	Vance

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Herring	07-1506	Wake
State v Rodriguez	07-1525	Wake
State v Collier	07-1556	Guilford
Semon v Dozier	07-1460	Buncombe
Camara v Gbarbera	07-1480	Mecklenburg
Padgett v Brunswick County Board	07-1502	Brunswick
In The Matter Of: S.J.	08-132	Pitt

Sent Date: 21 April 2008

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COURT CALENDAR BY PANEL

Wednesday, 21 May 2008

PANEL NO. 3
HONORABLE LINDA M. MCGEE
HONORABLE SANFORD STEELMAN
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2008 AT 9:30 a.m.**

State v Williams	07-1575	Robeson
Lord v Beerman	07-1550	Surry

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Veazey	07-1569	Stokes
State v Lynch	08-6	Wake
Sivita USA, Inc. v Stutts	07-1509	Harnett
Holmes v Guthrie	07-1511	Davidson
Pawlus v Wise-Pawlus	07-1539	Hoke
Holmes v CSX Transportation, et al	07-1571	Wake
In The Matter Of: B.G.	08-149	Durham

Sent Date: 21 April 2008

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COURT CALENDAR BY PANEL

Wednesday, 21 May 2008

PANEL NO. 4
HONORABLE ROBERT C. HUNTER
HONORABLE JOHN M. TYSON
HONORABLE BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2008 AT 1:00 p.m.**

Livesay v Carolina First Bank, et al	07-1578	Henderson
State ex rel. v Town of Kill Devil Hill	08-42	N.C. Utilities Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hunt	08-14	Robeson
State v Smith	08-21	Buncombe
Hackos v Smith	07-1543	Durham
Elm St. Gallery, Inc., et al v Williams	08-10	Guilford
Hackos v Smith	08-63	Durham
In The Matter Of: J.W.S.	08-185	Carteret

Sent Date: 21 April 2008

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COURT CALENDAR BY PANEL

Wednesday, 21 May 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE WANDA G. BRYANT
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2008 AT 1:00 p.m.**

State v Anderson	08-67	Wayne

Sent Date: 21 April 2008

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Thursday, 22 May 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE WANDA G. BRYANT
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 22ND OF MAY 2008 AT 9:30 a.m.**

In Re: Atchison	08-247	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF MAY 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Early	08-68	Cleveland
State v Little	08-82	Sampson
State v Sinclair	08-103	Beaufort
BB&T v Morrison, et al	08-12	Hoke
Majestic Cinema v High Point Cinema	08-17	Guilford
Cagle v P.H. Glatfelter	08-26	N.C. Industrial Commission
Oliphant Financial Corporation v Silver	08-27	Halifax
In The Matter Of: C.T.H-C et als	08-206	New Hanover

Sent Date: 21 April 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Tuesday, 27 May 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **27 MAY 2008** BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

In Re: R.C.J.	08-7	Onslow
In The Matter Of: H.N.B.	08-62	Haywood
In Re: N.R. and Z.R.	08-114	Harnett
In The Matter Of: S.F.P.	08-131	Pasquotank
In Re: V.S.W.	08-126	Iredell
In The Matter Of: M.T.T.	08-234	Richmond

Sent Date: 7 May 2008