

North Carolina Court of Appeals

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

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

COURT CALENDAR BY PANEL

Monday, 11 February 2013

PANEL NO. 1

HON. JOHN C. MARTIN
HON. LINDA M. MCGEE
HON. ANN MARIE CALABRIA

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 11TH OF FEBRUARY 2013 AT 1:00 p.m.**

| | | |
|-------------------------------------|---------|--------|
| Hardison v KIA Motors America, Inc. | 12-981 | Craven |
| Blitz v Agean, Inc. | 12-1133 | Durham |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 11TH OF FEBRUARY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-------------|
| State v Hodges | 12-915 | Caldwell |
| State v Bradsher | 12-1010 | Wake |
| State v Sweatt | 12-1050 | Cumberland |
| State v Steen | 12-1069 | Lincoln |
| State v Hazel | 12-1102 | Mecklenburg |
| State v Askew | 12-1187 | Martin |
| City of Wilson v The Batten Family, L.L.... | 12-1103 | Wilson |
| Trantham v Michael L. Martin, Inc., et a... | 12-1160 | Henderson |
| McKee v Smith | 12-1194 | Onslow |
| Krupinski v Forrest | 12-1225 | Durham |

Sent Date: 22 January 2013

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COURT CALENDAR BY PANEL

Tuesday, 12 February 2013

PANEL NO. 2

HON. ROBERT C. HUNTER
HON. DOUGLAS MCCULLOUGH
HON. MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 12TH OF FEBRUARY 2013 AT 9:30 a.m.**

| | | |
|---|---------|-------------|
| Revolutionary Concepts, Inc., et al v Cl... | 12-1167 | Mecklenburg |
| Adams Creek Associates v Davis, et al | 12-1200 | Carteret |
| Smallwood v Smallwood | 12-1229 | Alamance |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 12TH OF FEBRUARY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---------------------------------|---------|----------------------------|
| State v Tarleton | 12-916 | Union |
| State v Burroughs | 12-1015 | Durham |
| State v Lewis | 12-1056 | Wayne |
| State v Narron | 12-1077 | Johnston |
| State v Primus | 12-1106 | Scotland |
| State v Woods | 12-1189 | Alamance |
| Scheerer, et al v Fisher, et al | 12-1002 | Haywood |
| Avent v PLT Construction, et al | 12-1107 | N.C. Industrial Commission |
| Edwards v Hackney | 12-1146 | Alleghany |

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COURT CALENDAR BY PANEL

Wednesday, 13 February 2013

PANEL NO. 3

HON. WANDA G. BRYANT
HON. RICK ELMORE
HON. SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013**
AT 9:30 a.m.

| | | |
|---|---------|-------------|
| Outdoor Lighting Perspectives Franchisin... | 12-1204 | Mecklenburg |
|---|---------|-------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|----------------------------|
| State v Kanapaux | 12-739 | Brunswick |
| State v Fennell | 12-993 | Pender |
| State v Gentry | 12-1017 | Person |
| State v Caudill | 12-1064 | Brunswick |
| State v Jenkins | 12-1085 | Guilford |
| State v Rorie | 12-1110 | Mecklenburg |
| Hubble v Hubble | 12-936 | Forsyth |
| Quality Built Homes, Inc. v NC Departmen... | 12-1020 | Moore |
| Toney v Colonial Properties Trust | 12-1114 | N.C. Industrial Commission |
| Covington v Service Corporation Internat... | 12-1149 | Forsyth |
| McCallister v Lee, et al | 12-1168 | Onslow |

Sent Date: 22 January 2013

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COURT CALENDAR BY PANEL

Wednesday, 13 February 2013

PANEL NO. 4

HON. SANFORD STEELMAN
HON. MARTHA GEER
HON. ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013**
AT 1:00 p.m.

| | | |
|--|---------|-----------------------------------|
| In The Matter Of: Cline | 12-964 | Durham |
| Caromont Health, Inc., et al v NC DHHS | 12-1044 | N.C. Dept. of Health & Human Svcs |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|------------------------------|---------|-------------|
| State v Marley | 12-770 | Caldwell |
| State v Ellerbee | 12-1007 | Hoke |
| State v Hunnicutt | 12-1018 | Guilford |
| State v Agustin | 12-1065 | Burke |
| State v Gibert | 12-1087 | Forsyth |
| State v McMillian | 12-1170 | Moore |
| In Re: Foreclosure of Raynor | 12-1116 | New Hanover |
| McKinney v McKinney | 12-1152 | Guilford |
| In Re: Whittacre | 12-1175 | Wake |
| Walters v Cooper | 12-1221 | Nash |

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COURT CALENDAR BY PANEL

Thursday, 14 February 2013

PANEL NO. 5

HON. LINDA STEPHENS
HON. DONNA STROUD
HON. R. CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 14TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-------------|
| State v Torres-Gonzalez | 12-831 | Guilford |
| State v Combs | 12-1008 | Ashe |
| State v Galloway | 12-1049 | Stokes |
| State v Farmer | 12-1067 | Cabarrus |
| State v McRae | 12-1088 | Hoke |
| State v Johnson | 12-1184 | Mecklenburg |
| Ussery v Branch Banking And Trust | 12-940 | Richmond |
| Carle, et al v Wyrick, Robbins, Yates An... | 12-1093 | Wake |
| Moore v Smith | 12-1118 | Buncombe |
| In The Matter Of: K.C. | 12-1157 | Mecklenburg |
| Anglin v Dunbar Armored, Inc., et al | 12-1176 | Mecklenburg |
| HPT IHG Properties Trust, et al v The Sh... | 12-1223 | Mecklenburg |

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COURT CALENDAR BY PANEL

Tuesday, 26 February 2013

PANEL NO. 2

HON. ROBERT C. HUNTER
HON. DOUGLAS MCCULLOUGH
HON. MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 26TH OF FEBRUARY 2013 AT 3:00 p.m.**

| | | |
|---|---------|----------|
| State v Tucker | 12-1068 | Guilford |
| Sasso, et al v Statesville Flying Servic... | 12-935 | Iredell |

NOTE: Oral argument will be held at the following location:

**Wake Forest University School of Law
Worrell Professional Center
Wake Forest Road
Winston-Salem, N. C. 27106**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 26TH OF FEBRUARY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|------------|
| State v Gardner | 12-969 | Pitt |
| State v Womack | 12-1006 | Guilford |
| State v Williams | 12-1097 | Pasquotank |
| State v Baber | 12-1121 | Brunswick |
| State v Salgado | 12-1178 | Wake |
| State v McCullers | 12-1214 | Wake |
| State v Rojas | 12-1255 | Cabarrus |
| State v McCray | 12-1309 | Hoke |
| Erie Insurance Exchange, et al v Builder... | 12-1104 | Rutherford |
| McKinnon v CV Industries, Inc. | 12-1165 | Catawba |

Sent Date: 5 February 2013

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COURT CALENDAR BY PANEL

Wednesday, 27 February 2013

PANEL NO. 3

HON. WANDA G. BRYANT
HON. RICK ELMORE
HON. SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF FEBRUARY 2013**
AT 9:30 a.m.

| | | |
|-------------------------------|---------|-------------|
| State v Oliphant and Hamilton | 12-1219 | Mecklenburg |
| State v Harwood | 12-1301 | Buncombe |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-----------|
| State v Thomas | 12-979 | Rowan |
| State v Davis | 12-1054 | Henderson |
| State v Martin | 12-1080 | Wayne |
| State v Hanif | 12-1108 | Forsyth |
| State v Phifer | 12-1124 | Rowan |
| State v Shaw | 12-1186 | Forsyth |
| State v Long | 12-1263 | Guilford |
| Bell And Watson Telecom Consulting Group... | 12-1036 | Catawba |
| Gordon v Gordon | 12-1126 | Guilford |
| Snider v Snider | 12-1181 | Rowan |

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Wednesday, 27 February 2013

PANEL NO. 4

HON. SANFORD STEELMAN
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---------------------------------|---------|-------------|
| State v Harris | 12-864 | Mecklenburg |
| State v Williams | 12-995 | Moore |
| State v Cates | 12-1055 | Durham |
| State v Haire | 12-1086 | Moore |
| State v Quick | 12-1111 | Cumberland |
| State v Ward | 12-1125 | Alamance |
| State v Scriven | 12-1188 | Wayne |
| State v Williams | 12-1227 | Mecklenburg |
| State v Webb | 12-1268 | Craven |
| Johnson v Robertson, et al | 12-959 | Wake |
| NC Board Of Pharmacy v Najarian | 12-1140 | Wake |
| Wellons v White v Wellons | 12-1205 | New Hanover |

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COURT CALENDAR BY PANEL

Thursday, 28 February 2013

PANEL NO. 5

HON. LINDA STEPHENS
HON. DONNA STROUD
HON. R. CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 28TH OF FEBRUARY 2013 AT 9:30 a.m.**

| | | |
|-------------------------|---------|------------|
| State v Brown | 12-952 | Cumberland |
| In the Matter of V.C.R. | 12-1127 | Wake |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 28TH OF FEBRUARY 2013**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|------------------------------|---------|-------------|
| State v Williams | 12-1034 | Wake |
| State v Murray | 12-1066 | Cleveland |
| State v James | 12-1089 | Guilford |
| State v Davis | 12-1120 | Mecklenburg |
| State v Jiggetts | 12-1172 | Robeson |
| State v Thompson | 12-1193 | Cumberland |
| State v Sessoms | 12-1232 | Bladen |
| State v Threadgill | 12-1293 | Moore |
| Higginbotham v DAmico, et al | 12-1099 | Durham |
| In The Matter Of: E.K.H. | 12-1253 | Mecklenburg |

Sent Date: 5 February 2013