

**SUPREME COURT OF NORTH CAROLINA**

**PETITIONS**

**7 APRIL 2011**

003P11	In the Matter of: J.K., S.K., S.C., Minor Children	Burke County Department of Social Services' PDR Under N.C.G.S. § 7A-31 (COA10-649)	Denied
008P11	State v. Chris Alan Jones	1. State's Motion for Temporary Stay (COA10-475)  2. State's Petition for Writ of Supersedeas  3. State's PDR under N.C.G.S. § 7A-31	1. Allowed <b>01/10/11</b>  2. Allowed  3. Allowed
022A02-2	State v. Marcus Douglas Jones	1. Def's Motion for Stay of Proceeding  2. Def's Motion in the Alternative for an Extension of Time to File Petition for Writ of Certiorari	1. Denied <b>03/31/11</b>  2. Allowed <b>03/31/11</b>
035P11	State v. Javon Capers	1. Def's NOA Based Upon a Constitutional Question (COA09- 1613)  2. Def's PDR Under N.C.G.S. § 7A-31	1. Dismissed Ex Mero Motu  2. Denied  <b>Jackson, J., Recused</b>

042P11	Afrika S. Roberts, by and through her Guardian ad Litem, Frankie J. Perry v. Adventure Holdings, LLC and 3311 Capital Boulevard, LLC d/b/a Adventure Landing	Plt's PDR Under N.C.G.S. § 7A-31 (COA10-589)	Denied  <b>Jackson, J., Recused</b>
043P11	State v. Mario Pier Fortune	Def's PDR Under N.C.G.S. § 7A-31 (COA10-81)	Denied
044P11	Mecklenburg County v. Simply Fashion Stores, Ltd.	1. Def's NOA Based Upon a Constitutional Question (COA09-1625)  2. Def's PDR Under N.C.G.S. § 7A-31	1. Dismissed Ex Mero Motu  2. Denied  <b>Jackson, J., Recused</b>
051P11	Maude Rumble v. Lynda DeLellis	3. Def's <i>Pro Se</i> Motion to Void Superior Court October 2, 2009 Order and Judgment  4. Def's <i>Pro Se</i> Motion to Stay March 15, 2011 Contempt Order to Enforce Said Order and Judgment	3. Dismissed <b>03/22/11</b>  4. Denied <b>03/22/11</b>  <b>Jackson, J., Recused</b>
058A02-5	State v. Travis Levance Walters	Defendant-Appellant's PDR Under N.C.G.S. § 7A-31 (COA10-281)	Denied  <b>Jackson, J., Recused</b>

058P11	Markus Perry and his wife, Veronica Perry v. The Presbyterian Hospital, Hawthorne Cardiovascular Surgeons, and David Scott Andrews, M.D.	Def's (The Presbyterian Hospital) PDR Under N.C.G.S. § 7A-31 (COA10-150)	Denied  <b>Jackson, J., Recused</b>
066P11	State v. Sandy Delandore Graves	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the COA (COA09-595)	Denied
070P11	State v. Reginald McKinley Williams	Def's PDR Under N.C.G.S. § 7A-31 (COA09-1656)	Denied
073P11	State v. Norman Ray Roberts, III	1. Def's NOA Based Upon a Constitutional Question (COA10-741)  2. Def's PDR Under N.C.G.S. § 7A-31  3. State's Motion to Dismiss Appeal	1. - - -  2. Denied  3. Allowed
076P11	State v. Roman Wiloth Vasquez-Guardo	Def's PDR Under N.C.G.S. § 7A-31 (COA10-633)	Denied
086P11	State v. James M. Womble	Def's <i>Pro Se</i> Motion for Review of M.A.R. Denied by COA (COAP11-143)	Dismissed

087P11	Mitchell, Brewer, Richardson, Adams, Burge & Boughman, PLLC; Glenn B. Adams; Harold L. Boughman, Jr.; and Vickie L. Burge v. Coy E. Brewer, Jr.; Ronnie A. Mitchell; William O. Richardson; and Charles Brittain	1. Def's (Coy E. Brewer, Jr.) <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA09-1020)  2. Plts' Motion to Strike Response of Charles Brittain	1. Denied  2. Allowed  <b>Martin, J., Recused; Timmons-Goodson, J., Recused</b>
090P11	State v. Clyde Milton Boyd	Def's PDR Under N.C.G.S. § 7A-31 (COA09-1666)	Denied
091P11	State v. Ron Dale Johnson	1. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of Superior Court of Granville County  2. Def's <i>Pro Se</i> Motion to Appoint Counsel	1. Dismissed  2. Dismissed as Moot
094A11	State v. Roger Gene Moore	Motion by Carol Ann Bauer to Withdraw as Appellate Counsel and to Re-Appoint Appellate Defender's Office	Allowed <b>03/30/11</b>
097P11	State v. Glorbman Lamont Brown	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Decision of COA (COA09-1293)	Denied

100P11	State v. David Ordis Lawrence	<p>1. State's Motion for Temporary Stay (COA10-348)</p> <p>2. State's Petition for Writ of Supersedeas</p> <p>3. State's NOA Based Upon a Constitutional Question</p> <p>4. State's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed <b>03/17/11</b></p> <p>2.</p> <p>3.</p> <p>4.</p>
103P11	Roger Stevenson v. N.C. Department of Correction	Plt's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA10-1169)	Dismissed Ex Mero Motu
104P11	State v. Titus Batts	Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied <b>03/22/11</b>
105P11	State v. Meco Tarnell Wiggins	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA10-450)	Denied
108A11	Leonard A. Boyles, Jr. v. North Carolina Real Estate Commission	<p>1. Plt's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA10-367)</p> <p>2. Respondent's Motion to Dismiss Appeal (COA10-367)</p>	<p>1. - - -</p> <p>2. Allowed</p>
120P11	Robert Allen Sartori v. Andrew Patterson	Plt's <i>Pro Se</i> Petition for Writ of Mandamus (COAP11-36)	Denied

121P11	State v. Patrick Loren Towe	1. State's Motion for Temporary Stay (COA10-401)  2. State's Petition for Writ of Supersedeas  3. State's PDR Under N.C.G.S. § 7A-31	1. Allowed <b>03/30/11</b>  2.  3.
123P11	State v. Artis Tamar Perkins	1. Def's <i>Pro Se</i> Petition for Certiorari to Review Order of Superior Court of Wake County (COA02-158)  2. Def's <i>Pro Se</i> Motion to Appoint Counsel  3. Def's <i>Pro Se</i> Motion to Proceed in Forma Pauperis	1. Dismissed  2. Dismissed as Moot  3. Allowed  <b>Hudson, J., Recused</b>
132P11	State v. Gregory Lynn Gordon	Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus (COAP11-153)	Denied <b>04/05/11</b>

136P09-3	Corinda D. Greene v. Lorenzo D. Richardson	1. Def's <i>Pro Se</i> Motion for Temporary Stay (COA10-1067)  2. Def's <i>Pro Se</i> Petition for Writ of Supersedeas  3. Def's <i>Pro Se</i> Motion for NOA  4. Def's <i>Pro Se</i> Motion to Proceed In <i>Forma Pauperis</i>	1. Denied <b>02/21/11</b>  2. Denied  3. Denied  4. Allowed
148P10-3	State v. Lance Adam Goldman	1. Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus  2. Def's <i>Pro Se</i> Motion to Proceed In <i>Forma Pauperis</i>	1. Denied <b>03/25/11</b>  2. Allowed <b>03/25/11</b>
171P10	David E. Combs v. City Electric Supply Co., et al.	1. Defs' PDR Under N.C.G.S. § 7A-31 (COA09-108)  2. Plt's Motion for Leave to File Response to Petition	1. Denied  2. Allowed <b>11/19/10</b>
253P10-2	State v. James Earl Lassiter	1. Def's <i>Pro Se</i> Motion for NOA (COAP10-353)  2. Def's <i>Pro Se</i> Petition for Writ of Mandamus	1.  2. Denied <b>03/11/11</b>

313PA10	Cheyenne Saleena Stark, a Minor, Cody Brandon Stark, a Minor, by Their Guardian ad Litem Nicole Jacobsen v. Ford Motor Company, a Delaware Corporation	<p>1. Def's PDR Under N.C.G.S. § 7A-31 (COA09-286)</p> <p>2. Motion for Cary Silverman to be Admitted Pro Hac Vice</p> <p>3. Motion for Mark A. Behrens to be Admitted Pro Hac Vice</p> <p>4. Motion by the National Association of Manufacturers, et al., for Leave to File Amici Curiae Brief</p> <p>5. Motion by NC Association of Defense Attorneys, et al., for Leave to File Amici Curiae Brief</p> <p>6. Motion by Product Liability Advisory Council for Leave to File Amicus Brief</p> <p>7. Motion by Defendant to Admit Robert L. Wise and Sandra Giannone Ezell <i>Pro Hac Vice</i></p> <p>8. Motion by Defendant to Amend ROA</p> <p>9. Motion, in the Alternative, by Plaintiff to Amend ROA</p>	<p>1. Allowed <b>02/03/11</b></p> <p>2. Dismissed <b>03/10/11</b></p> <p>3. Dismissed <b>03/10/11</b></p> <p>4. Dismissed Without Prejudice to Refile Pursuant to 28(i) N.C. R. App. P. <b>02/03/11</b></p> <p>5. Dismissed Without Prejudice to Refile Pursuant to 28(i) N.C. R. App. P. <b>02/03/11</b></p> <p>6. Dismissed Without Prejudice to Refile Pursuant to 28(i) N.C. R. App. P. <b>02/03/11</b></p> <p>7. Allowed <b>03/21/11</b></p> <p>8.</p> <p>9.</p>
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313PA10, cont'd		<p>10. Plt's Motion to Reconsider Motion for Leave to file Amici Curiae Brief of Former Legislators</p> <p>11. Plt's Motion to Strike Amicus Brief of Former Legislators</p> <p>12. Motion by K. Edward Green for Admission of James L. Gilbert <i>Pro Hac Vice</i></p> <p>13. The Covenant with North Carolina's Children and KidsandCars.org's Motion for Leave to File Amicus Brief</p> <p>14. Advocates for Justice's Motion for Leave to File Amicus Brief</p>	<p>10. Denied</p> <p>11.</p> <p>12. Allowed <b>4/04/11</b></p> <p>13. Allowed <b>04/05/11</b></p> <p>14. Allowed <b>4/05/11</b></p>
331P01-3	State v. Nicholas Nathaniel Cauley	<p>1. Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus (COAP11-102)</p> <p>2. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of COA</p>	<p>1. Denied <b>03/24/11</b></p> <p>2. Dismissed <b>03/24/11</b></p> <p><b>Hudson, J., Recused</b></p>

348P06-2	State v. Stuart Wayne Tompkins	<p>1. Def's <i>Pro Se</i> Motion for NOA (COAP11-211)</p> <p>2. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of COA</p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed Ex Mero Motu</p> <p>2. Dismissed</p> <p>3. Dismissed as Moot</p>
400A10	James W. Langston v. Julie Richardson, as Executrix of the Estate of Jeanne E. Langston	<p>1. Plt's NOA Based Upon a Dissent (COA09-1535)</p> <p>2. Plt's Petition for Writ of Certiorari to Review Decision of COA</p>	<p>1. Dismissed Ex Mero Motu</p> <p>2. Denied</p>
412P10	In the Matter of: K.S. & K.S., Minor Children	Respondent Mother's PDR Under N.C.G.S. § 7A-31 (COA10-371)	Denied
429P10	Todd M. Bodine and Janet L. Paczkowski v. Harris Village Property Owners Association, Inc.	<p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA09-1458)</p> <p>2. Plt's Motion to Strike Exhibit to Response</p>	<p>1. Denied</p> <p>2. Dismissed as Moot</p>
441P92-5	State v. Johnnie L. Harrington	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of Superior Court of Lee County	Dismissed

458P10	State v. Nakia Nickerson	1. State's Motion for Temporary Stay (COA09-1511) 2. State's Petition for Writ of Supersedeas 3. State's PDR Under N.C.G.S. § 7A-31 4. State's Motion to Withdraw PDR and Petition for Writ of Supersedeas 5. State's Motion for Temporary Stay 6. State's Petition for Writ of Supersedeas 7. State's PDR Under N.C.G.S. § 7A-31	1. Allowed <b>10/25/10</b> Dissolved the Stay <b>11/30/10</b> 2. Dismissed as Moot <b>11/30/10</b> 3. Dismissed as Moot <b>11/30/10</b> 4. Dismissed as Moot <b>11/30/10</b> 5. Allowed <b>11/30/10</b> 6. Allowed 7. Allowed
459P10	State v. Cody James Marler	1. Def's PDR Under N.C.G.S. § 7A-31 (COA09-1573) 2. Def's Motion to Deem PDR Timely Filed	1. Allowed 2. Allowed
466P10	Profile East Investments No. 25, LLC v. Ammons East Corporation	Plt's PDR Under N.C.G.S. § 7A-31 (COA09-1471)	Denied

479P10	State v. Elijah Omar Nabors	<p>1. State's Motion for Temporary Stay (COA10-176)</p> <p>2. State's Petition for Writ of Supersedeas</p> <p>3. State's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed <b>11/05/10</b></p> <p>2. Allowed</p> <p>3. Allowed</p> <p><b>Jackson, J., Recused</b></p>
480P10	Clinton W. Lunsford and Mary Ann Lunsford, et al. v. Lori Renn and Town of Franklinton, et al.	Plts' PDR Under N.C.G.S. § 7A-31 (COA09-1592)	Denied
489P10	Cary Creek Limited Partnership v. Town of Cary, North Carolina	Petitioner's PDR Under N.C.G.S. § 7A-31 (COA10-38)	<p>Denied</p> <p><b>Jackson, J., Recused</b></p>
500P10	WHD, L.P. v. Lawyers Mutual Liability Insurance Company of NC and Brent E. Wood	<p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA09-1633)</p> <p>2. Def's (Lawyers Mutual Liability Ins. Co. of NC) Conditional PDR Under N.C.G.S. § 7A-31</p>	<p>1. Denied</p> <p>2. Dismissed as Moot</p>
501P10	In the Matter of J.D.	<p>1. Respondent's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA10-422)</p> <p>2. Respondent's <i>Pro Se</i> Motion to Amend PDR</p>	<p>1. Denied</p> <p>2. Allowed</p>

520P10-2	State v. Larry Mackey	1. State's Motion for Temporary Stay (COA09-1382) 2. State's Petition for Writ of Supersedeas 3. State's PDR Under N.C.G.S. § 7A-31	1. Allowed <b>01/25/11</b> ; Dissolved the Stay <b>04/07/11</b> 2. Denied 3. Denied  <b>Jackson, J., Recused</b>
553P07-2	State v. Luther A. McKinney	1. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of COA (COAP07-135)  2. Def's <i>Pro Se</i> Motion to Appoint Counsel	1. Dismissed  2. Dismissed as Moot
702P05-2	State v. Furman Lindell Jacobs	Def's <i>Pro Se</i> Motion on "DNA" Testing (COAP11-216)	Dismissed  <b>Jackson, J., Recused</b>