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SUPREME COURT OF NORTH CAROLINA

PETITIONS

5 June 1997

1P97	Peter M. Bicket, et al. v. McLean Securities, Inc., et al.	Plts' PDR Under G.S. 7A-31	Denied
11A96	State v. Tyler	Def's Motion to Strike Memorandum of Additional Authority filed by State on 4/18/ 97	Allowed
21P97	Childress v. NC DHR	(1) Pet's Motion for Extension of Time to File PDR (Special Order entered 1/28/97) (2) Pet- Appellant's Petition for Writ of Certiorari	(1) Denied (2)
23P97	State v. Walker	(1) Def's NOA (Const. ?) (2) Def's PDR Under G.S. 7A-31	(1) Dismissed <i>ex mero motu.</i> (2) Denied
24A97*	Thomas v. NC DHR	(1) Plt's Motion to Strike Def's Reply Brief	(1) Denied

		(2) Plt's Motion to Supplement Record	(2) Denied
30P97	State v. Martin	(1) Def's PDR Under G.S. 7A-31 (2) State's Motion for Supreme Court to Accept the State's Response to PDR	(1) Denied (2) Allowed
40P97	State v. Adkins, Jr.	Def's (Pro Se) Petition for Writ of Certiorari to Review Order of NC COA	Denied
44P97	Collins v. Collins	Def's PDR Under G.S. 7A-31	Denied
58P97	State v. Jones	Def's (Pro Se) Petition for Writ of Certiorari to Review Superior Court Order	Denied
61P97	Curry, et al., and Scarvey v. First Federal Savings & Loan Asso.	Plts' (Curry, et al.) PDR Under G.S. 7A-31	Denied
64P97	Teleflex Information Systems v. David Arnold, Jr., et al.	(1) Plt's PDR Under G.S. 7A-31 (2) Plt's Alternative Pet. for Writ of Cert. to Review	(1) Denied (2) Denied

		Decision of COA	
70P97	The Knight Publishing Co., Inc. v. The Chase Manhattan Bank, N.A. and First Union National Bank of NC	Defs' PDR Under G.S. 7A-31	Denied
72A97*	Messer and Hunt v. Town of Chapel Hill	Def's Motion to Dismiss Appeal	Allowed. See opinion filed 6/6/97.
75P97	Woodstone Apts. v. Stywalt and All Occupants	Def's PDR Under G.S. 7A-31	Denied
76P97	State v. Boyd, Jr.	Def's Pet. For Writ of Cert. To Review Decision of NC COA	Denied
78P97	Baynor v. Cook, M.D., et al	Plt's PDR Under G.S. 7A-31	Denied
79P97	In the Matter of: The Appeal of Springmoor, Inc. and Ammons, Inc.	(1) App's (Wake Co.) Motion for Temporary Stay (2) App's Wake Co.) Petition for Writ of Supersedeas (3) App's (Wake Co.) NOA (Constitutional Question) (4) App's (Wake Co.) PDR Under G.S. 7A-31	(1) Allowed 2/24/97 (2) Allowed (3) - - - - (4) Allowed
81P97	Janet Stone, et al. v. NC Dept. of Labor	AG's PDR Under G.S. 7A-31	Allowed
89P97	State v. McLaughlin	(1) Def's NOA (Const. ?)	(1) Dismissed <i>ex mero motu.</i>

		(2) Def's PDR Under G.S. 7A-31	(2) Denied
94P97	Robert Crouch, Jr., et al. v. Essie Jones	(1) Def's PDR Under G.S. 7A-31 (2) Plts' Alternative PDR Under G.S. 7A-31	(1) Denied (2) Denied
9A94-2	State v. Randy Lynn Atkins	Def's Motion to File Amended Brief and Amended Record on Appeal	Def's motion is allowed but said proposed amended record and brief shall be served upon the State for purposes of agreeing to the proposed new record and if agreement cannot be reached, then the trial judge shall settle the record. 5/30/97
103P97	Kurtzman v. Applied Analytical Industries	Plt's Motion to Strike NCCBI's Motion for Leave to File Amicus Curiae Brief if PDR is Granted	Denied
103P97	Kurtzman v. Applied Analytical Industries, Inc.	(1) Def's PDR Under G.S. 7A-31 (2) NC Citizens' for Business & Industry Motion for Leave to File Amicus Curiae Brief if PDR is Allowed	(1) Allowed (2) Allowed

105P97	State v. Mason	Def's PDR Under G.S. 7A-31	Denied
10A94-2	State v. George Earl Goode, Jr.	(1) AG's Motion for Temporary Stay (2) AG's Petition for Writ of Supersedeas (3) AG's Petition for Writ of Certiorari to Review Superior Court Order	(1) Allowed (2) - - - - (3) - - - -
110P97	Jason Hunt v. NC Dept. of Labor	AG's PDR Under G.S. 7A-31	Allowed
112P97	Trailmobile, Inc.; The Pullman Company; Liberty Mutual Ins. Co.; and International Ins. Co. v. Wilson Trailer Sales and Service, Incorporated	(1) Plts' Petition for Writ of Mandamus (2) Plts' Petition for Prohibition (3) Plts' NOA (Const. ?) (4) Plts' PDR Under G.S. 7A-31 (5) Martins' Motion for Leave to File <i>Amicus Curiae</i> Brief (6) Def's Motion to Dismiss Appeal for Lack	(1) See separate order. (2) See separate order. (3) See separate order. (4) See separate order. (5) Denied (6) Denied

		of Substantial Const. ?	
117P97	Cooper v. Piedmont Area Mental Health	(1) Resp's (Piedmont) Motion for Temporary Stay (2) Resp's (Piedmont) Petition for Writ of Supersedeas (3) Resp's (Piedmont) Petition for Writ of Certiorari to Review Order of NC COA	(1) Allowed pending review of petition for cert. 3/18/97 (2) Denied. Temp. Stay dissolved. (3) Denied
120P97	State v. Brown	Def's (Pro Se) Pet. for Writ of Cert. to Review Decision of COA	Dismissed
121P97	Renner, M.D. v. Hawk, et al.	Plt's PDR Under G.S. 7A-31	Denied
122P97	Carolina Builders Corporation v. The Alexander Scott Group, Ltd., et al.	Defs' PDR Under G.S. 7A-31	Allowed
124P97	State v. Fletcher	Def's PDR Under G.S. 7A-31	Denied
129P97	Lafferty v. Lafferty	Plt's PDR Under G.S. 7A-31	Denied
136P97	State v. Fountain	Def's PDR Under G.S. 7A-31	Denied
137P97	King v. State of NC Dept. of Env., Health & Natural Resources,	Plt's PDR Under G.S. 7A-31	Denied

	Division of Coastal Management & Environmental Management		
138P97	City of Winston-Salem v. J.R. Yarbrough	Defs' PDR Under G.S. 7A-31	Denied
141P97	Wall v. North Hills Properties, Inc. and Aetna Life & Casualty Co. and/or Theodore Bunn, Uninsured	Defs' (North Hills & Aetna Life) PDR Under G.S. 7A-31	Denied
145P97	Wendy H. Poole v. Copland, Inc. and John Haynes	(1) Plt's PDR Under G.S. 7A-31 (2) Def's (Copland, Inc.) PDR Under G.S. 7A-31	(1) See separate order. (2) See separate order.
146P97	Hospital Corp. International & American Medical Centers v. Pepsico, Inc.	(1) Pet's (Pepsico) Petition for Remedial Relief Pursuant to Rule 2, or in the Alternative, (2) Pet's (Pepsico) Writ of Certiorari	(1) Denied (2) Denied
148A91-2	State v. McHone	Def's Pet. For Writ of Cert. To Review Order of Superior Court	See separate order.
148A91-2	State v. McHone	Def's Motion to Expand Record on Appeal	Allowed

149P97	Winn v. State of NC	Plt's Pro Se Petition for Writ of Certiorari	Denied
153P97	Sanders v. West, et al. v. Brady	Plt's PDR Under G.S. 7A-31	Denied
154P97	State v. Cox	Def's PDR Under G.S. 7A-31	Denied
156P97	State v. Mitchell	Def's PDR Under G.S. 7A-31	Denied
157P97	State v. Godwin	Def's (Pro Se) Petition for Writ of Certiorari to Review Superior Court Order	Denied
158P97	State v. Batts	Def's (Pro Se) Pet. For Writ of Cert. To Review Order of COA	Dismissed
159P97	Van Every v. McQuire	Def's PDR Under G.S. 7A-31	Allowed
160P97	Jones v. Piggly Wiggly of Rocky Mount, NC	Plt's PDR Under G.S. 7A-31	Denied
161P97	Taylor v. Nationsbank Corporation	Defs' PDR Under G.S. 7A-31 JUSTICE FRYE RECUSED	Allowed
162P97	Ledford v. Asheville Housing Authority	Defs' PDR Under G.S. 7A-31	Denied
163P97	Markham and Gibson v. Nationwide Ins. Co.	Def's PDR Under G.S. 7A-31	Denied
164P97	NationsBank of NC, N.A. v. American	Defs' (Donald H. Parsons &	Denied

	Doubloon Corp., Abrams, et al.	Resources Planning Corp.) PDR Under G.S. 7A-31	
166P97	Smith and Batten v. Johnson, Hardee and Day	Defs' (Johnson and Hardee) PDR Under G.S. 7A-31	Denied
167P97	Childress v. Trion, Inc., The PMA Group	Defs' PDR Under G.S. 7A-31	Denied
168P97	Scott v. Byrd Food Stores, Inc.	Def's PDR Under G.S. 7A-31	Denied
169P97	State v. Wells	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
173P97	State v. Farrish	Def's PDR Under G.S. 7A-31	Denied
174A97	Mitchell Edwards, et al. v. Joseph Robert West	(1) Def's NOA (2) Def's PDR as to Additional Issues	(1) - - - - (2) Allowed
176P97	State v. Solomon	Def's Pet. for Writ of Cert. to Review Superior Court Order	Denied
177P97	Phillips v. Sanders	Plt's PDR	Denied
178P97	Thacker v. City of Winston-Salem	Plt's PDR Under G.S. 7A-31	Denied
179P97	State v. Knox	Def's (Pro Se) Petition for Writ of Certiorari to Review Superior Court Order	Denied

180A97	Hefter v. CorNet, Inc.	Def's NOA (Constitutional ?)	Dismissed <i>ex mero motu</i> .
182P97	State v. Zamora	Def's PDR Under G.S. 7A-31	Denied
183P97	State v. Elledge	(1) Def's PDR Under G.S. 7A-31 (2) Def's Motion to Amend Record	(1) Denied (2) Denied
184A96	State v. Elmer Ray McNeill	(1) Def's Petition for Writ of Certiorari to Review Superior Court Order (2) Def's Motion for Extension of Time to Serve Proposed Record on Appeal	(1) Denied (2) Allowed 5/20/97
185P97	State v. Boykin, Jr.	Def's (Pro Se) Petition for Writ of Certiorari to Review Superior Court Order	Denied
186P97	State v. Jackson	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
187P97	State v. Lambert, Sr.	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
188P97	Carter, et al. v. Stanly County	Plt's PDR Under G.S. 7A-31	Denied

191P97	State v. Moore, Jr.	(1) AG's NOA (Const. ?) (2) AG's PDR Under G.S. 7A-31	(1) Dismissed <i>ex mero motu.</i> (2) Denied
192P97	State v. Brooks, Jr.	Def's (Pro Se) Petition for Writ of Certiorari to Review Superior Court Order	Dismissed
193P97	State v. Banks, Jr.	(1) Def's NOA (Const. ?) (2) Def's PDR Under G.S. 7A-31 (3) AG's Motion to Dismiss Appeal for Lack of Subst. Const. ?	(1) ---- (2) Allowed (3) Denied
194P97	Benchmark Carolina Aggregates, Inc. v. Martin Marietta Materials, Inc., Central Rock Company and American Stone Company	(1) Defs' PDR Under G.S. 7A-31 (2) Plt's Alternative PDR Under G.S. 7A-31	(1) Denied (2) Denied
195P97	Melvin v. Home Federal Savings & Loan Asso. and Lane	Def's (Lane) PDR Under G.S. 7A-31	Denied
196P97	State v. Jones	Def's Pet. for Writ of Cert. to Review Decision of NC COA	Denied
197P97	Booe v. Passerallo	Plt's PDR Under G.S. 7A-31	Denied

198P97	State v. Cheatham, III	(1) Def's NOA (Const. ?) (2) Def's PDR Under G.S. 7A-31 (3) AG's Motion to Dismiss for Lack of Substantial Const. ?	(1) - - - - (2) Denied (3) Allowed
199P97	Recreech, Inc. v. Swaringen, d/b/a Express Printing	Def's PDR Under G.S. 7A-31	Denied
201P97	Bailey v. Bailey	Def's PDR Under G.S. 7A-31	Denied
202A97	Cook v. Wake Co. Hospital System, Inc., d/b/a Wake Medical Center	(1) Def's NOA (Dissent) (2) Def's PDR as to Additional Issues	(1) - - - - (2) Allowed
206P97	State v. Warren	(1) Def's (Pro Se) PDR (2) Def's (Pro Se) Alternative Petition for Writ of Certiorari	(1) Denied (2) Denied
207P97	State v. Bernard	Def's (Pro Se) Petition for Writ of Cert. to Review Order of NC COA	Dismissed
208P97	State v. Miles	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of COA	Denied

209P97	State v. White	Def's (Pro Se) Petition for Writ of Cert. to Review Order of NC COA	Denied
210P97	Virginia Mutual Ins. Co. v. Newcomb and Amburn, a minor	Def's (Amburn) PDR	Denied
211P97	Ward v. Lyall, Individually and as Agent & Director of O'Berry Center	(1) Plt's PDR Under G.S. 7A-31 (2) Plt's NOA (Constitutional Question) (3) Def's Motion to Dismiss Appeal for Lack of Subst. Const. Question	(1) Denied (2) - - - - (3) Allowed
212P97	State v. Strickland, Jr.	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
214P97	R.J. Reynolds Tobacco, et al. v. Leggett Group, Inc.	Defs' Emergency PDR	Denied
215P97	Tar Heel Home Health, Inc. v. NC DHR, Div. Of Facility Services, Certificate of Need Section, and Total Care, Inc.	(1) Pet's (Tar Heel Home Health) Motion for Temporary Stay (2) Pet's (Tar Heel Home Health) Petition for Writ of Supersedeas	(1) Denied 5/6/97 (2) Denied (3) Denied

		(3) Pet's (Tar Heel Home Health) Petition for Writ of Certiorari to Review Order of NC COA	
219P97	Barber v. Martin, et al.	Plt's PDR	Denied
220A97	Liberty Mutual Ins. Co. et al. v. Patricia Ditillo, et al.	(1) Plts' NOA & PDR as to Additional Issues (2) Def's (Burgoon) NOA and PDR as to Additional Issues (3) Def's (Ditillo) NOA and PDR as to Additional Issues	(1) Allowed (2) Allowed (3) Allowed
221P97	Jordan and Withers v. Crew	Plts' PDR Under G.S. 7A-31	Denied
223P97	Grasty v. Grasty	Def's PDR Under G.S. 7A-31	Denied
224P97	State v. Crisp	(1) Def's NOA (Const. ?) (2) Def's PDR Under G.S. 7A-31	(1) Dismissed (2) Denied
225P97	Dwyer, et al. v. Thurber	Def's (Mary Caroline Simmons	Denied

		Thurber) PDR Under G.S. 7A-31	
229P97*	Patricia Powers v. Kenneth Powers	(1) Def's (Pro Se) Motion for Temporary Stay (2) Def's (Pro Se) Petition for Writ of Supersedeas (3) Def's (Pro Se) Petition for Writ of Certiorari To Review Decision of NC COA	(1) Denied 5/15/97 (2) Denied 5/15/97 (3) Denied 5/15/97
230P97*	Hubert Chavis v. State of NC	(1) Pet's (Chavis) Petition For Writ of Certiorari To Review Superior Court Order (2) Pet's (Chavis) Motion for Temporary Stay (3) Pet's (Chavis) Petition for Writ of Supersedeas	(1) Denied 5/16/97 (2) Denied 5/16/97 (3) Denied 5/16/97
244P97	State v. Jackson	(1) AG's Motion for Temporary Stay (2) AG's Petition for Writ of Supersedeas	(1) Allowed 5/27/97 (2)
246P97	Huff v. Autos Unlimited, Inc., et al.	(1) Defs' (Autos Unlmt. &	(1) Denied

		Granger) Motion for Temp. Stay (2) Defs' (Autos Unlmt. & Granger) Petition for Writ of Supersedeas (3) Defs' (Auto Unlmt. & Granger) Petition for Writ of Certiorari to Review Decision of NC COA	(2) Denied (3) Denied
450A96	Kaplan, M.D., et al. v. Prolife Action League of Greensboro, et al.	(1) Plts' Motion to Amend Record (2) Plts' Motion for Extension of Time to File Brief Pending Decision on Motion to Amend Record on Appeal	(1) Denied (2) Allowed 5/7/97
504P96	Commissioner of Labor of NC v. House of Raeford Farms, Inc.	(1) Def's PDR Under G.S. 7A-31 (2) AG's Motion to Dismiss PDR	(1) Allowed (2) Denied
535A95	State v. Jerry Dale Hill	Def's Motion to Enlarge Record on Appeal	Allowed
435A90-2	State v. Jones	Def's Pet. For Writ of Cert. To Review Superior Court Order	See separate order.

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