

SUPREME COURT OF NORTH CAROLINA

PETITIONS

16 June 2023

5P23	State v. Xavier Jamel Underwood	Def's PDR Under N.C.G.S. § 7A-31 (COA22-268)	Denied
10A23	Latoya Canteen and Pamela Phillips v. Charlotte Metro Credit Union	<p>1. Plt's (Pamela Phillips) Notice of Appeal Based Upon a Dissent (COA22-59)</p> <p>2. Plt's (Pamela Phillips) PDR as to Additional Issues</p> <p>3. Plt's (Pamela Phillips) Motion to Admit Vess A. Miller Pro Hac Vice</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>Dietz, J., recused</p>
13P23-2	Dianne G. Nickles v. Tabitha Gwynn	<p>1. Plt's Pro Se Motion for Extension of Time to File Response</p> <p>2. Plt's Pro Se Motion for Relief from Dismissal Order</p>	<p>1. Dismissed as moot</p> <p>2. Denied</p>
14P23	MidFirst Bank v. Betty J. Brown and Michelle Anderson	Plt's PDR Under N.C.G.S. § 7A-31 (COA22-283)	Allowed
18P23	In the Matter of: E.B.	Respondent's PDR Under N.C.G.S. § 7A-31 (COA21-694)	Denied
20P23	State v. Kenneth Lee Bailey	Def's PDR Under N.C.G.S. § 7A-31 (COA22-196)	Denied

21P23	State v. Quartez Travon Moore	1. Def's Pro Se Motion for PDR (COAP22-630) 2. Def's Pro Se Motion for Notice of Appeal of Right 3. Def's Pro Se Motion for Suspension of the Rules	1. Dismissed 2. Dismissed 3. Dismissed
27P23	State v. Kevin Flake Johnson	Def's PDR Under N.C.G.S. § 7A-31 (COA22-128)	Denied Dietz, J., recused
31PA19-2	Eve Gyger v. Quintin Clement	1. Plt's Notice of Appeal Based Upon a Constitutional Question (COA22-81) 2. Plt's PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied Dietz, J., recused
35PA21	In the Matter of: A.J.L.H., C.A.L.W., M.J.L.H.	Respondent-Parents' Petition for Rehearing	Denied 05/17/2023
36P23	State v. Ausban Monroe, III	Def's PDR Under N.C.G.S. § 7A-31 (COA20-839)	Denied
40P23	In the Matter of: C.H.	Respondent's PDR Under N.C.G.S. § 7A-31 (COA22-476)	Special Order

41P23	State v. Michael Paul Nelson	<p>1. Def's Pro Se Notice of Appeal Based Upon a Constitutional Question (COA22-332)</p> <p>2. Def's Pro Se PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Dismissed</p> <p>3. Allowed</p>
43P23	State v. Glenn Spencer Boyette, Jr.	Def's PDR Under N.C.G.S. § 7A-31 (COA21-612)	Allowed
45P23	Smith v. Wisniewski	<p>1. Plt's Pro Se Motion for Temporary Stay</p> <p>2. Plt's Pro Se Petition for Writ of Supersedeas</p> <p>3. Plt's Pro Se Notice of Appeal Based Upon a Constitutional Question</p> <p>4. Plt's Pro Se PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 02/02/2023 Dissolved</p> <p>2. Denied</p> <p>3. Dismissed <i>ex mero motu</i></p> <p>4. Denied</p>

46P23	State v. David Raeford Tripp, Jr.	<p>1. Def's Motion for Temporary Stay</p> <p>2. Def's Petition for Writ of Supersedeas</p> <p>3. Def's Notice of Appeal Based Upon a Constitutional Question</p> <p>4. Def's PDR Under N.C.G.S. § 7A-31</p> <p>5. State's Motion to Dismiss Appeal</p>	<p>1. Allowed 02/02/2023 Dissolved</p> <p>2. Dismissed as moot</p> <p>3. ---</p> <p>4. Denied</p> <p>5. Allowed</p>
49P23	State v. Damian R. Taylor	Def's PDR Under N.C.G.S. § 7A-31 (COA22-243)	Denied
50P23	State v. Charles David Hall	<p>1. Def's Notice of Appeal Based Upon a Constitutional Question (COA21-496)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>Dietz, J., recused</p>
51P23	State v. Quency Andre McVay	Def's PDR Under N.C.G.S. § 7A-31 (COA22-241)	Denied

52A23	Bradshaw, et al. v. Maiden, et al.	<p>1. Def's (SS&C Technologies, Inc.) Motion to Admit Robert A. Atkins Pro Hac Vice</p> <p>2. Def's (SS&C Technologies, Inc.) Motion to Admit Jeffrey J. Recher Pro Hac Vice</p>	<p>1. Allowed</p> <p>2. Allowed</p> <p>Dietz, J., recused</p>
60P23	State v. Timothy Ronald Cox, II	Def's PDR Under N.C.G.S. § 7A-31 (COA22-628)	Denied
73P23	State v. Tyrone Sequine Reynolds	<p>1. Def's Pro Se Motion to Dismiss Allegations</p> <p>2. Def's Pro Se Motion to Dismiss - Grounds Applicable to All Criminal Proceedings</p> <p>3. Def's Pro Se Motion to Dismiss - Grounds Applicable to Indictments</p>	<p>1. Dismissed</p> <p>2. Dismissed</p> <p>3. Dismissed</p>
75P23	In the Matter of: L.L.J.	Respondent-Mother's PDR Under N.C.G.S. § 7A-31 (COA22-386)	Denied
76P23	State v. Daniel Jeremiah Minton	Def's PDR Under N.C.G.S. § 7A-31 (COA22-306)	Denied
77P23	State v. Daryl Spencer Scott	<p>1. Def's Notice of Appeal Based Upon a Constitutional Question (COA22-326)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>

82P23	Paula Carol Denton v. Steven Louis Baumohl	1. Def's Pro Se Notice of Appeal Based Upon a Constitutional Question (COA22-500) 2. Def's Pro Se PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied
84P15-6	State v. Curtis Louis Sangster	Def's Petition for Writ of Certiorari to Review Order of the COA	Dismissed as moot
93P23	State v. Jerry L. Sharpe	Def's Pro Se Motion for Default Judgment	Dismissed
94P23	State v. Kenyatta Lindsey	1. Def's Pro Se Petition for Writ of Habeas Corpus 2. Def's Pro Se Motion to Appoint Counsel	1. Denied 04/05/2023 2. Dismissed as moot 04/05/2023
96P23	State v. Keayone Lamont Murphy	Def's Pro Se Motion for Case Review	Dismissed
97P23	State v. Casey Adam Haney	Def's Pro Se Motion for Appeal	Dismissed
98P23	State v. Tiffany Adonnis Campbell	Def's Motion for Temporary Stay (COA22-634)	Allowed 04/11/2023
99P23	Danielle Wheeler v. City of Charlotte, a North Carolina Municipal Corporation, and 300 Park Avenue Homeowners' Association, Inc.	Plt's PDR Under N.C.G.S. § 7A-31 (COA22-570)	Denied

102P13-7	State v. Charles Anthony Ball	1. Def's Pro Se Motion for PDR 2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 05/16/2023 2. Allowed 05/16/2023
102A20-3	Taylor, et al. v. Bank of America, N.A.	Plts' Motion to Admit Caitlyn Miller and Chelsie Warner Pro Hac Vice	Allowed 04/20/2023 Berger, J., recused
102P23	Demarcus Tyron Davis and Jamille Rasheen King v. Lavonte Reon Jackson	Plt's (Demarcus Tyron Davis) Pro Se Motion for Appeal	Dismissed
103P23	Darrick Lorenzo Fuller v. Teresa Jordan, Doug Newton, Warden, Foothills Correctional Institution	1. Def's Pro Se Motion for Notice of Appeal 2. Def's Pro Se Petition for Writ of Habeas Corpus	1. Dismissed 04/14/2023 2. Denied 04/14/2023
104P23	State v. Markus Odon McCormick	Def's Pro Se Petition for Writ of Habeas Corpus	Denied 04/17/2023
105A22	State v. Connor Orion Bradley	Def's Motion for Judicial Notice	Allowed
109P01-2	State v. William Dawson	Def's Pro Se Petition for Writ of Mandamus	Denied 04/05/2023 Dietz, J., recused
109P23	State v. Keylan Johnson	Def's Motion for Temporary Stay (COA22-363)	Allowed 04/26/2023

111P23	Becky Ann Chappell v. John Daniel Chappell	<p>1. Def's Motion for Temporary Stay (COA22-607)</p> <p>2. Def's Petition for Writ of Supersedeas</p> <p>3. Def's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 04/26/2023 Dissolved</p> <p>2. Denied</p> <p>3. Denied</p>
113P23	State v. David Henderson	<p>1. Def's Pro Se Petition for Writ of Habeas Corpus</p> <p>2. Def's Pro Se Motion for Evidentiary Hearing</p> <p>3. Def's Pro Se Motion for Assignment of Counsel</p> <p>4. Def's Pro Se Motion for Subpoena <i>Duces Tecum</i></p>	<p>1. Denied 04/27/2023</p> <p>2. Dismissed 04/27/2023</p> <p>3. Dismissed 04/27/2023</p> <p>4. Dismissed 04/27/2023</p>
116P23	State v. Angel Marie Sawyer	Def's PDR Under N.C.G.S. § 7A-31 (COA22-397)	Denied
119A23	State v. Jason William King	<p>1. State's Motion for Temporary Stay (COA22-469)</p> <p>2. State's Petition for Writ of Supersedeas</p> <p>3. State's Notice of Appeal Based Upon a Dissent</p>	<p>1. Dismissed as moot 05/08/2023</p> <p>2. Allowed 05/08/2023</p> <p>3. ---</p>
123P23	State v. Tevin Q. Williams	<p>1. Def's Pro Se Motion for Racial Justice Act and False Claim Act Relief</p> <p>2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i></p>	<p>1. Dismissed</p> <p>2. Allowed</p>

124P23	State v. Jeffery Dean Tucker	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Catawba County 2. Def's Pro Se Motion to Appoint Counsel	1. Dismissed 2. Dismissed as moot
125P23	State v. Amaechi Osmond Nwakuche	Def's Pro Se Motion for Notice of Appeal Re: Application for Writ of Habeas Corpus	Denied 05/25/2023
131P16-27	State v. Somchai Noonsab	1. Def's Pro Se Motion for Complaint 2. Def's Pro Se Motion for Direct Attack on Quo Warranto Writ	1. Dismissed 05/01/2023 2. Dismissed 05/01/2023
132P23	State v. Karim Anthony Brown	Def's Pro Se Motion for Superseding Indictment	Dismissed
134P23	State v. Torrian Kane Faggart	1. Def's Pro Se PDR Under N.C.G.S. § 7A-31 (COA22-798) 2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	1. Denied 2. Allowed
137P23	State v. Juan Manuel Castaneda-Rojas	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Guilford County 2. Def's Pro Se Motion to Appoint Counsel	1. Dismissed 2. Dismissed as moot
138A23	State v. Joshua David Reber	State's Motion for Temporary Stay (COA22-130)	Allowed 06/02/2023

139P23	Robert Brewer, Employee v. Rent-A- Center, Employer, Travelers Insurance Co. (Sedgwick Claims Services, Third-Party Administrator), Carrier	Defs' Motion for Temporary Stay (COA22-296)	Allowed 06/08/2023
142A23	In the Matter of: K.C.	1. Petitioner's Motion for Temporary Stay (COA22-396) 2. Petitioner's Petition for Writ of Supersedeas 3. Petitioner's Notice of Appeal Based Upon a Dissent	1. Dismissed as moot 06/08/2023 2. Allowed 06/08/2023 3. ---
143P22	Bio-Medical Application of North Carolina, Inc. d/b/a BMA of South Greensboro and Fresenius Kidney Care West Johnston, Petitioner v. NC Department of Health and Human Services, Division of Health Service Regulation, Health Care Planning & Certificate of Need Section, Respondent and Total Renal Care of North Carolina, LLC, d/b/a Central Greensboro Dialysis and Clayton Dialysis, Respondent-Intervenor	1. Petitioner's PDR Under N.C.G.S. § 7A-31 (COA21-318) 2. North Carolina Specialty Hospital, LLC's Motion for Leave to File Amicus Brief Supporting PDR	1. Denied 2. Dismissed as moot

158P08-3	State v. Lenin Javier Flores-Matamoros	1. Def's Pro Se Motion to Stay Lower Court Orders 2. Def's Pro Se Motion for Emergency Application for Writ of Injunction 3. Def's Pro Se Petition for Writ of Mandamus	1. Denied 06/07/2023 2. Dismissed 06/07/2023 3. Denied 06/07/2023
172PA22	In the Matter of: S.R.	Respondent's Petition for Writ of Certiorari to Review Decision of the COA (COA21-633)	Dismissed as moot 05/01/2023
173P21-3	State v. Aaron Lance Stephen	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Wake County 2. Def's Pro Se Motion to Appoint Counsel 3. Def's Pro Se Motion to Procure Jury Trial Transcript 4. Def's Pro Se Motion for Hearing Seeking New Trial 5. Def's Pro Se Motion in the Alternative for Leave of Appeal	1. Dismissed 2. Dismissed 3. Dismissed 4. Dismissed 5. Dismissed
193A94-2	State v. Samuel Griffin	Def's Pro Se Motion for Petition for New Trial	Dismissed

200P07-11	State v. Kenneth E. Robinson	Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Halifax County	Dismissed
202PA21	State v. Scott Warren Flow	Def's Motion to File Reply Brief	Dismissed as moot 05/02/2023
230P22	State v. Jermaine Lydell Sanders	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA21-358) 2. Def's PDR Under N.C.G.S. § 7A-31 3. Mooresville's Motion to Dismiss Appeal	1. --- 2. Denied 3. Allowed
256P22	State v. William Moses Hooker	1. Def's PDR Under N.C.G.S. § 7A-31 (COAP22-119) 2. Def's Petition for Writ of Certiorari to Review Order of the COA 3. Def's Petition for Writ of Certiorari to Review Order of Superior Court, Cabarrus County	1. Dismissed 2. Denied 3. Denied
264A21	State v. Isaiah Scott Beck	State's Motion to Continue Oral Argument	Denied 06/14/2023

273P22-2	Amy M. Black v. Andrew T. Black	1. Plt's Pro Se Motion for Notice of Appeal (COAP22-175) 2. Plt's Pro Se Motion for Notice of Appeal 3. Plt's Pro Se Motion for PDR 4. Plt's Pro Se Petition in the Alternative for Writ of Certiorari to Review Order of the COA 5. Plt's Pro Se Motion for Petition for Stay of Orders 6. Plt's Pro Se Motion to Proceed <i>In Forma Pauperis</i> 7. Plt's Pro Se Motion for Extension 8. Plt's Pro Se Motion for Consideration of Brief 9. Plt's Pro Se Motion for Proposed Record on Appeal 10. Plt's Pro Se Motion for Consolidation of Actions on Appeal	1. Dismissed 2. Dismissed 3. Dismissed 4. Denied 5. Dismissed 6. Allowed 7. Dismissed 8. Dismissed 9. Dismissed 10. Dismissed
274A22	In the Matter of: R.A.F., R.G.F.	Respondent-Mother's Petition for Writ of Certiorari to Review Order of District Court, Henderson County	Dismissed as moot 04/28/2023

277PA22	Gray v. Eastern Carolina Medical Services, PLLC, et al.	<p>1. Defs' (Eastern Carolina Medical Services, PLLC and Mark Cervi, M.D.) Motion to Withdraw Appeal</p> <p>2. Def's (Donna McLean, D.N.P., F.N.P.-B.C.) Motion to Withdraw Appeal</p> <p>3. Def's (Garry Leonhardt, M.D.) Motion to Withdraw Appeal</p> <p>4. Defs' (Carol Lee Keech/Oxendine, Charles Ray Faulkner, RN, Kimberly Jordan, RN, and Jacqueline Lymon, L.P.N.) Motion to Withdraw Appeal</p>	<p>1. Allowed 04/06/2023</p> <p>2. Allowed 05/17/2023</p> <p>3. Allowed 05/17/2023</p> <p>4. Allowed 05/17/2023</p>
281P06-13	Joseph E. Teague, Jr., P.E., C.M. v. N.C. Department of Transportation, J.E. Boyette, Secretary	<p>1. Plt's Pro Se Motion to Rehear</p> <p>2. Plt's Pro Se Motion to Rehear to Consider Additional Authority</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>
290A22	McKnight, et al. v. Wakefield Missionary Baptist Church, Inc., et al.	Defs' and Counterclaim Plt's Motion to Dismiss Appeal	Special Order
297PA18	State v. Antwaun Sims	Def's Motion for Leave to File Supplemental Briefs	Special Order

315A22	State v. Kahleighia Rogers	1. Def's Notice of Appeal Based Upon a Dissent 2. Def's Conditional Petition for Writ of Certiorari to Review Order of the COA (COAP22-388) 3. State's Motion to Dismiss Appeal	1. --- 2. Denied 3. Allowed
323P11-3	State v. Ricky Dean Norman	Def's Pro Se Petition for Writ of Habeas Corpus	Denied 04/21/2023
331P22	Michael Keith Sulier v. Tina Bastian Veneskey	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA21-506) 2. Def's PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied
332PA14-3	State v. Gregory Aldon Perkins	Def's PDR Under N.C.G.S. § 7A-31 (COA20-572)	Denied
332P22	Michael Keith Sulier v. Tina Bastian Veneskey	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA21-523) 2. Def's PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied
333A22	Digital Realty Trust, Inc.; Digital Realty Trust, L.P.; and DLR, LLC v. Peter Sprygada	Plts' Motion to Dismiss Appeal	Denied

340P22	The North Carolina State Bar v. Patrick Michael Megaro, Attorney	Def's Pro Se PDR Under N.C.G.S. § 7A-31 (COA22-135)	Denied Dietz, J., recused
362P22	State v. Timothy Gerard Walker	Def's PDR Under N.C.G.S. § 7A-31 (COA22-260)	Denied Dietz, J., recused
363P22-2	State v. Jamaal Gittens	Def's Pro Se Motion to Reconsider	Dismissed Dietz, J., recused
370P04-20	State v. Anthony Leon Hoover	Def's Pro Se Motion for Mandamus Writ of Errors Waiver of Contractual Rights	Dismissed
370P22	State v. Priscilla Anne Modlin	Def's PDR Under N.C.G.S. § 7A-31 (COA22-132)	Denied Dietz, J., recused
380P22	A & M Real Estate Dev. Co. LLC v. G-Force Cheer, LLC	1. Def's PDR Under N.C.G.S. § 7A-31 (COA22-212) 2. Def's Petition in the Alternative for Writ of Certiorari to Review Decision of the COA	1. Dismissed 2. Denied
424A21	Cryan, et al. v. National Council of Young Men's Christian Associations of the United States of America, et al.	Def's (Kernersville Family YMCA) Motion to Dismiss Appeal	Denied

554P07-3	State v. Percy Allen Williams, Jr.	<p>1. Def's Pro Se Motion for Order to Show Cause</p> <p>2. Def's Pro Se Motion for Temporary Restraining Order/Injunctive Relief</p> <p>3. Def's Pro Se Motion for Notice of Appeal</p> <p>4. Def's Pro Se Motion for Notice of Appeal</p> <p>5. Def's Pro Se Motion for Notice of Appeal</p> <p>6. Def's Pro Se Petition for Writ of Certiorari to Review Order of the COA</p> <p>7. Def's Pro Se Motion for Notice of Appeal (COAP23-231)</p> <p>8. Def's Pro Se Petition for Writ of Certiorari to Review Order of the COA</p>	<p>1. Dismissed as moot 05/26/2023</p> <p>2. Dismissed as moot 05/26/2023</p> <p>3. Dismissed <i>ex mero motu</i> 05/26/2023</p> <p>4. Dismissed <i>ex mero motu</i> 05/26/2023</p> <p>5. Dismissed <i>ex mero motu</i> 05/26/2023</p> <p>6. Denied 05/26/2023</p> <p>7. Dismissed <i>ex mero motu</i> 05/26/2023</p> <p>8. Denied 05/26/2023</p> <p>Dietz, J., recused</p>
----------	------------------------------------	--	--

580P05-28	In re: David Lee Smith	1. Def's Pro Se Petition for Writ of Mandamus 2. Def's Pro Se Petition for Writ of Mandamus 3. Def's Pro Se Petition for Writ of Mandamus 4. Def's Pro Se Petition for Writ of Mandamus En Banc 5. Def's Pro Se Petition for Writ of Mandamus or Alternatively Demand or Remand for Calendar of Declaratory Default Hearing 6. Def's Pro Se Petition for Writ of Mandamus 7. Def's Pro Se Petition for Writ of Mandamus	1. Denied 2. Denied 3. Denied 4. Denied 5. Denied 6. Denied 7. Denied
584P99-6	State v. Harry James Fowler	Def's Pro Se Motion for Petition for Judicial Review	Dismissed