

**SUPREME COURT OF NORTH CAROLINA**

**PETITIONS**

Decided by the Court in Conference: 24 June 2004

{Posted on the Internet Web Site: 25 June 2004 at 11:30 a.m.}

**COMMON ABBREVIATIONS**

<b>Abbreviation</b>	<b>Full Term</b>
<b>PWC</b>	<b>Petition for Writ of Certiorari</b>
<b>MAR</b>	<b>Motion for Appropriate Relief</b>
<b>COA</b>	<b>North Carolina Court of Appeals</b>
<b>MTS</b>	<b>Motion for Temporary Stay</b>
<b>Def</b>	<b>Defendant</b>
<b>NOA</b>	<b>Notice of Appeal</b>
<b>Plt</b>	<b>Plaintiff</b>
<b>PDR</b>	<b>Petition for Discretionary Review</b>
<b>Cert</b>	<b>Certiorari</b>
<b>AG</b>	<b>Attorney General</b>

<b>009P01-5</b>	<b>Irving D. Chappell v. The North Carolina State Bar</b>	<b>Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus</b>	<b>Denied</b>
<b>009P04</b>	<b>Lutze Hahne v. John F. Hanzel</b> <hr/> <b>Willie M. Easterwood and Raymond Monroe v. Daniel Bauguess; Invinca-Shield, Inc.; and John F. Hanzel</b>	<b>Plts' PDR Under N.C.G.S. § 7A-31 (COA03-72)</b>	<b>Denied</b>
<b>012P04</b>	<b>Northfield Development Co., Inc., Petitioner v. The City of Burlington, a</b>	<b>Petitioner's PWC to Review the Order of the</b>	<b>Denied</b>

	political subdivision of the State of North Carolina	COA (COA03-65)	
013P04	State v. Kenneth Manzi Kagonyera	1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA03-643)  2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Denied  2. Allowed
030P04	Mary Cannon Morris, and Joseph E. Morris, Individually and Derivatively on Behalf of The E.A. Morris Charitable Foundation, Plaintiffs v. John S. Thomas, Katharine A. Thomas, K. Barry Morgan, and Dorothy S. Shaw, Defendants and The E.A. Morris Charitable Foundation, Nominal Defendant, Intervenor and Interested Party Defendants	1. Plts' PDR Under N.C.G.S. § 7A-31 (COA03-237)  2. Defs' Conditional PDR as to Additional Issues	1. Denied  2. Dismissed as moot  Edmunds, J., recused
049P04	State v. Julian Pickett	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-1089)	Dismissed
052P04-2	Susan Norman v. North Carolina Department of Transportation	1. Plt's PWC to Review the Decision of the COA (COA02-1053)  2. Def's Conditional Response to Plt's PWC	1. Denied  2. Dismissed as moot

<b>055P04</b>	<b>In the Matter of: C.A.M.</b>	<b>Respondent's PDR Under N.C.G.S. § 7A-31 (COA03-314)</b>	<b>Denied</b>
<b>058A02-2</b>	<b>State v. Travis LeVance Walters</b>	<b>1. Def's Motion to Extend Time for Court Reporter to Prepare and Deliver Transcript on 7/10/2004  2. Def's Motion for a New Trial</b>	<b>1. Dismiss as moot (See Special Order) 06/11/04  2. See Special Order 06/11/04</b>
<b>060P04</b>	<b>Linda S. Dillard, Widow of Walter Dillard, Employee, Plaintiff v. Merchants, Incorporated, Employer; Safeco Insurance, Carrier, Defendants</b>	<b>Plt's PDR Under N.C.G.S. § 7A-31 (COA03-126)</b>	<b>Denied</b>
<b>062P04</b>	<b>State v. Harold James Brandon</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-227)</b>	<b>Denied</b>
<b>068P04</b>	<b>Vivica McIntyre, Petitioner v. Forsyth County Department of Social Services, Respondent</b>	<b>Petitioner's (Robert Winfrey) PDR Under N.C.G.S. § 7A-31 (COA03-231)</b>	<b>Denied</b>
<b>078P04</b>	<b>State v. Khadijah Dara Owens</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-144)</b>	<b>Denied</b>
<b>081P04</b>	<b>In the Matter of:  D.S. DOB: 9-19-87; S.S. DOB: 2-8-89;</b>	<b>Respondent's (Mother) PDR Under N.C.G.S. § 7A-31 (COA03-212)</b>	<b>Denied</b>

	J.S. DOB: 7-6-90; A.S. DOB: 2-7-92		
086A02	State v. Bryan Christopher Bell	1. Def's Motion to File Supplemental Brief  2. Def's Motion to Amend Record on Appeal	1. See Special Order 05/07/04  2. See Special Order 05/07/04
093P04	State v. Harry Lee Fuller	1. Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus  2. Petitioner's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Denied  2. Allowed
096P04	State v. Marcos Antonio Velazquez	1. Def's NOA Based Upon a Constitutional Question (COA03-68)  2. Def's PDR Under N.C.G.S. § 7A-31  3. AG's Motion to Dismiss Appeal	1. ---  2. Denied  3. Allowed
101P04	Cleveland E. Coley, Jr. and wife, Sharon Coley, and Edwin Davis v. Champion Home Builders Co. f/k/a	Def's (Champion Home Builders	Denied

	<b>CHB Merger Corp., and Redman Homes, Inc. f/k/a Redman Mobile Homes, Inc.</b>	<b>Co.) PDR Under N.C.G.S. § 7A-31 (COA02-1697)</b>	
<b>108P04</b>	<b>George P. Hunter, Jr. and Annette Hunter in their individual capacities, and Amy S. Hunter, Michael S. Hunter, and G. Patrick Hunter III, as trustees of the Charlotte Insurance Trust Agreement v. The Guardian Life Insurance Company of America, Consolidated Planning, Inc., Robert M. Ball, Todd H. Dickens and Lang MacBain</b>	<b>1. Def's (The Guardian Life Insurance Company of America) Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA02-1533) 2. Defs' (Consolidated Planning, Inc., Robert M. Ball, Todd H. Dickens, and Lang MacBain) Petition for Discretionary Review Under N.C.G.S. § 7A-31</b>	<b>1. Denied 2. Denied</b>
<b>109A04</b>	<b>Claude M. Viar, Jr., Co-Admin. of the Estate of Megan Rae Viar, Deceased and Claude M. Viar, Jr., Co-Admin. of the Estate of Macy Lauren Viar, Deceased v. North Carolina Department of Transportation</b>	<b>Plts' Motion to Amend Record on Appeal</b>	<b>Denied</b>
<b>116P04</b>	<b>David Felton v. C.D. Harkleroad, et al.</b>	<b>1. Plt's <i>Pro Se</i> PWC to Review the Order of the Superior Court 2. Plt's <i>Pro Se</i> Motion to</b>	<b>1. Denied 2. Allowed 3. Denied</b>

		<p><i>Proceed In Forma Pauperis</i></p> <p>3. Plt's <i>Pro Se</i> Motion to Appoint Counsel</p>	
118P04	State v. James Edward Gladden	<p>Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-95)</p>	Dismissed
120P04	State v. Anthony Leon Moore	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-73)</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Denied</p>
127P04	Helen Ruth Cockrell v. Pierre A. LeMaire, M.D. and Wilson Surgical Associates, P.A.	<p>Plt's PDR Under N.C.G.S. § 7A-31 (COA03-327)</p>	Denied
130P04	Dan Phillips v. Ike Gray, individually and in his official capacity as Sheriff of Chatham County, Randy Keck, in his official capacity as Chief Deputy Sheriff of Chatham County	<p>1. Def's (Ike Gray) PDR Under N.C.G.S. § 7A-31 (COA02-1570)</p> <p>2. Plt's Conditional Petition for</p>	<p>1. Denied</p> <p>2. Dismissed as moot</p>

		<b>Discretionary Review Under N.C.G.S. § 7A-31</b>	
<b>131P04</b>	<b>State v. Shan Carter</b>	<b>Def's PWC to Review the Decision of the COA (COA02-24)</b>	<b>Denied</b>
<b>132P02-2</b>	<b>State v. Donald Westmoreland</b>	<b>1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA02-884) (Filed as NOA Based on a Constitutional Question)  2. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (Filed as a PDR)</b>	<b>1. Denied 2. Denied</b>
<b>133P04</b>	<b>State v. Apryl Denise Smith</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA02-1494)</b>	<b>Denied Orr, J., recused</b>
<b>137P04</b>	<b>State v. Antione Denard Allen</b>	<b>1. Def's NOA Based Upon a Constitutional Question (COA02-1624)  2. Def's PDR Under N.C.G.S. § 7A-31</b>	<b>1. Dismissed ex mero motu 2. Allowed for the limited purpose of remanding to the COA for reconsideration in light of <i>Crawford v.</i></b>

			<i>Washington</i> (2004)
138A94-2	State v. Marlow Tyrone Williams	Def's <i>Pro Se</i> PWC to Review the Order of the Forsyth County Superior Court (93CRS2145 and 93CRS2482)	Denied
140P04	Fantasy World, Inc., Petitioner v. Greensboro Board of Adjustment and City of Greensboro, Respondents	1. Petitioner's NOA Based Upon a Constitutional Question (COA03-52) 2. Petitioner's PDR Under N.C.G.S. § 7A-31	1. Dismissed ex mero motu 2. Denied
141P04	Jerry Gibbs, et al., Individually and on Behalf of Hyde County v. Troy Lane Mayo, et al.	1. Def's (Mayo) PDR Under N.C.G.S. § 7A-31 (COA03-290) 2. Plts' PDR Under N.C.G.S. § 7A-31 3. Def's (Mayo) Conditional PDR Under N.C.G.S. § 7A-31	1. Denied 2. Denied 3. Dismissed as moot
144P04	State v. Phillip Bostic	1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA	1. Dismissed 2. Dismissed

		2. Def's <i>Pro Se</i> PWC to Review the Order of the COA	
147P04	State v. Marty Lee Rorie	1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA02-1555) 2. Def's <i>Pro Se</i> Motion for Leave to Proceed <i>In Forma Pauperis</i> 3. Def's <i>Pro Se</i> Motion for Tolling of One-Year Statute of Limitations of Anti-Terrorism and Effective Death Penalty Act	1. Dismissed 2. Allowed 3. Dismissed
151P04	Renee Katsifos v. Pulte Home Corporation	Plt-Appellant's PDR Under N.C.G.S. § 7A-31 (COA03-429)	Denied
154P04	State v. James Bruce Massey, Jr.	1. Def's <i>Pro Se</i> PWC to Review an Order of the COA (COAP03-206) 2. Def's <i>Pro Se</i> Motion to Amend PWC	1. Dismissed 2. Allowed 3. Denied

		<b>3. Def's <i>Pro Se</i> Motion to Produce Trial Transcript</b>	
<b>156P04</b>	<b>North Carolina Farm Partnership, North Carolina Farm of Wise, L.L.C. and NCF Investments, L.L.C. v. Pig Improvement Company, Inc.</b>	<b>1. Def's Motion for Temporary Stay</b> <b>2. Def's Petition for Writ of Supersedeas</b> <b>3. Def's PDR Under N.C.G.S. § 7A-31 (COA03-328)</b> <b>4. Conditional Motion by Embrex, Inc. For Leave to File <i>Amicus Curiae</i> Brief</b> <b>5. Conditional Motion by North Carolina Biosciences Organization for Leave to File <i>Amicus Curiae</i> Brief</b> <b>6. Conditional Motion by Dr. Max F. Rothschild for Leave to File <i>Amicus Curiae</i> Brief</b>	<b>1. Allowed 04/02/04 Stay Dissolved 06/24/04</b> <b>2. Denied</b> <b>3. Denied</b> <b>4. Dismissed as moot</b> <b>5. Dismissed as moot</b> <b>6. Dismissed as moot</b> <b>7. Dismissed as moot</b> <b>8. Dismissed as moot</b> <b>9. Dismissed as moot</b> <b>10. Dismissed as moot</b>

		<p><b>7. Conditional Motion by Hubbard L.L.C. for Leave to File <i>Amicus Curiae</i> Brief</b></p> <p><b>8. Conditional Motion by Via Glen, Inc. For Leave to File <i>Amicus Curiae</i> Brief</b></p> <p><b>9. Motion for Rachel C. Lattimore to be Admitted <i>Pro Hac Vice</i></b></p> <p><b>10. Conditional Motion by Biotechnology Industry Organization to File <i>Amicus Curiae</i> Brief</b></p>	
<p><b>166P04</b></p>	<p><b>Hobbs Realty &amp; Construction Company, James O. Hobbs, and James S. Hobbs v. Scottsdale Insurance Company</b></p>	<p><b>1. Def's PWC to Review the Decision of the COA (COA03-514)</b></p> <p><b>2. Def's Motion to Withdraw the PWC</b></p> <p><b>3. Def's PWC to Review the Decision of the COA</b></p>	<p><b>1. ---</b></p> <p><b>2. Allowed</b></p> <p><b>3. Denied</b></p>

171P04	State v. Edwin Albert Brown	Def's PDR Under N.C.G.S. § 7A-31 (COA03-174)	Denied
172P04	State v. Herbert Thomas Shore	Def's PWC to Review the Order of the COA (COAP03-893)	Denied
174P04	State v. Jerome Michael Stokes	1. Def's <i>Pro Se</i> PWC 2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i> 3. Def's <i>Pro Se</i> Motion to Appoint Counsel	1. Denied 2. Allowed 3. Denied
175P04	State v. Chauncey Marshburn	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-177)	Dismissed Wainwright, J., recused
178P04	Humane Society of Union County v. Naomi Delores Perez	Def's PDR Prior to Determination by the COA (COA04-434)	Denied
180P04	Department of Transportation v. Elm Land Company, et al.	Plt's PDR Under N.C.G.S. § 7A-31 (COA03-468)	Denied
181P04	Tony Smith v. Staci Day Barbour and Bilal Kanawati	1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COA4-63)	1. Denied 2. Denied 3. Denied

		<p>2. Def's <i>Pro Se</i> Motion for Writ of Mandamus</p> <p>3. Plt's Motion for Additional Sanctions</p>	
184A96-2	State v. Elmer Ray McNeill	Def's PWC to Review the Order of the Wake County Superior Court	Denied
186P04	Anthony Dove v. Wil- O-Wisp Apartments, et al.	Plt's <i>Pro Se</i> PDR Review Under N.C.G.S. § 7A-31 (COA03-1219)	Denied
187P04	State v. David William Hedgecock	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-216)</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Denied</p>
189P04	State v. Damaso Arias-Rodriguez	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the Superior Court</p> <p>2. Def's <i>Pro Se</i> Motion to</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Denied</p>

		<p><i>Proceed In Forma Pauperis</i></p> <p><b>3. Def's Pro Se Motion to Appoint Counsel</b></p>	
191P04	State v. Melvin Wayne Beck	<p><b>1. AG's Motion for Temporary Stay</b></p> <p><b>2. AG's Petition for Writ of Supersedeas</b></p> <p><b>3. AG's PDR Under N.C.G.S. § 7A-31 (COA03-466)</b></p> <p><b>4. Def's NOA Based Upon a Constitutional Question</b></p> <p><b>5. Def's PDR Under N.C.G.S. § 7A-31</b></p> <p><b>6. AG's Motion to Dismiss Appeal</b></p>	<p><b>1. Allowed 04/26/04</b></p> <p><b>2. Allowed</b></p> <p><b>3. Allowed</b></p> <p><b>4. ---</b></p> <p><b>5. Denied</b></p> <p><b>6. Allowed</b></p>
193P04	State v. Robert A. Williams, Jr.	<p><b>Def's Pro Se PWC to Review the Order of the COA (COA04-180)</b></p>	<p><b>Dismissed</b></p>
194P04	In the Matter of:	<p><b>1. Respondent's (Mother) PDR Under N.C.G.S.</b></p>	<p><b>1. Denied</b></p> <p><b>2. Denied</b></p>

	H.W., DOB: 11/12/1995  R.W., DOB: 2/23/1998	§ 7A-31 (COA03-679)  2. Respondent's (Father) PDR Under N.C.G.S. § 7A-31	
195P04	State v. Allen Wayne Crawford	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP02-755)	Dismissed
196P04	State v. Herbert Core	Def's PWC to Review the Order of the COA (COA04-5)	Denied  Orr, J., recused
197P04	Alice Corbett Stafford, and husband, William E. Stafford, Jr., Plaintiffs v. Bladen County, Defendant	1. Plts' NOA Based Upon a Constitutional Question (COA03-405)  2. Plts' PDR Under N.C.G.S. § 7A-31  3. Def's Motion to Dismiss Appeal  4. Def's Motion to Dismiss PDR	1. --- 2. Denied 3. Allowed 4. Dismissed
198P04	State v. Kawame Lloyd Mays	1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA01-1387)	1. Denied 2. Dismissed as moot

		<b>2. AG's Motion to Dismiss Appeal</b>	
<b>199P04</b>	<b>State v. Kawame Lloyd Mays</b>	<b>1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA01-1388)</b> <b>2. AG's Motion to Dismiss Appeal</b>	<b>1. Denied</b> <b>2. Dismissed as moot</b>
<b>200P04</b>	<b>John D. Oliver, OHR Building, Inc., and Glenda Faye Motsinger Oliver, Plaintiffs v. Zachary T. Bynum, III, Bynum &amp; Murphrey, PLLC, MTNJ Construction Company, Inc., and MTNJ Development Company, Inc., Defendants and Counterclaim Plaintiffs v. Randolph M. James and Paul Freer, Counterclaim Defendants</b>	<b>Plts' and Counterclaim Def's (James) PDR Under N.C.G.S. § 7A-31 (COA03-6)</b>	<b>Denied</b>
<b>201P04</b>	<b>Horace Edward Hollis, Jr. v. State of North Carolina</b>	<b>Def's <i>Pro Se</i> Petition for Writ of Mandamus</b>	<b>Denied</b>
<b>202P04</b>	<b>Sandy R. Towns, Employee v. Epes Transport, Employer, Self-Insured and Kemper Risk Management, Servicing Agent</b>	<b>Defs' PDR Under N.C.G.S. § 7A-31 (COA03-527)</b>	<b>Denied</b>
<b>203P04</b>	<b>Unifour Construction Services, Inc. d/b/a Extraordinary Kitchens, David B. Newton, and Nancy B. Newton v. BellSouth Telecommunications, Inc. and First South Construction, Inc.</b>	<b>Defs' PDR Under N.C.G.S. § 7A-31 (COA02-1640)</b>	<b>Denied</b>
<b>205P04</b>	<b>State v. Derrick Jovan McRae</b>	<b>1. Def's NOA Based on a Constitutional Question (COA03-261)</b>	<b>1. ---</b> <b>2. Denied</b>

		<p><b>2. Def's PDR Under N.C.G.S. § 7A-31</b></p> <p><b>3. AG's Motion to Dismiss Appeal</b></p>	<b>3. Allowed</b>
<b>206P04</b>	<b>Hayo Nie-Hmok and Yngik Hmok, Guardian ad Litem for H Yuen Nie-Hmok v. William Eugene Ayers</b>	<b>Plts' PDR Under N.C.G.S. § 7A-31 (COA03-604)</b>	<b>Denied</b>
<b>207P04</b>	<b>Sara Katherine Painter-Jamieson, Personal Representative of the Estate of Carroll John Painter v. Deborah Woodward Painter</b>	<p><b>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA02-1752)</b></p> <p><b>2. Plt's Motion to Withdraw PDR</b></p>	<p><b>1. ---</b></p> <p><b>2. Allowed</b></p>
<b>208P04</b>	<p><b>State v. James McDonald</b></p> <hr/> <p><b>State v. Linwood Earl Forte</b></p>	<b>Def's (McDonald) PDR Under N.C.G.S. § 7A-31 (COA03-1)</b>	<b>Denied</b>
<b>210P04</b>	<b>State v. Riley Mason, Jr.</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-166)</b>	<b>Denied</b>
<b>211P04</b>	<b>J. Emery Crawford and wife, Martha Crawford v. Charles F. Impink and wife, Gladys E. Impink and Gale Jenkins</b>	<p><b>1. Defs' (Impinks) PDR Under N.C.G.S. § 7A-31 (COA03-710)</b></p> <p><b>2. Plts' Conditional PDR</b></p>	<p><b>1. Denied</b></p> <p><b>2. Dismissed as moot</b></p>

213P04	State v. Ernest F. Davis	Def's PDR Under N.C.G.S. § 7A-31 (COA03-88)	Denied
215P02-3	State v. Stephan David Brooks	Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus (Filed as "Request This Court to Act <i>Ex Mero Motu</i> or <i>Sua Sponte</i> )	Denied 05/27/04
215P02-4	State v. Stephan David Brooks	Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Dismissed
216P04	Elizabeth Sloan v. John F. Hitt	Plt's PWC to Review the Decision of the COA (COA03-455)	Denied
220P04	Marketplace Antique Mall, Inc., D.G. Samuel, Jr., Individually and D.G. Samuel, Jr., d/b/a Queen Street Antiques v. Steven M. Lewis	Plt's (Samuel) PDR Under N.C.G.S. § 7A-31 (COA03-562)	Denied
221P04	State v. Donald Willis and Telena Gay Willis	Def's PDR Under N.C.G.S. § 7A-31 (COA03-681)	Denied
222P04	State v. Salramon Gonzales	1. Def's NOA Based on a Constitutional Question (COA03-653)  2. Def's PDR Under N.C.G.S. § 7A-31	1. --- 2. Denied 3. Allowed

		<b>3. AG's Motion to Dismiss Appeal</b>	
223P04	State v. Jeffrey Craig Poteat	<b>1. Appellant-Bondsman's (Mathis) PDR Under N.C.G.S. § 7A-31 (COA03-764)</b> <b>2. Appellant-Bondsman's (Mathis) Second PDR Under N.C.G.S. § 7A-31</b>	<b>1. Denied</b> <b>2. Denied</b>
225P04	State v. Walter Devon Pouncy	<b>Def's PWC to Review the Decision of the COA (COA03-407)</b>	<b>Denied</b> <b>Orr, J., recused</b>
229P04	State v. Billy Lee McNair	<b>1. Def's NOA Based Upon a Substantial Constitutional Question (COA03-298)</b> <b>2. Def's PDR Under N.C.G.S. § 7A-31</b> <b>3. AG's Motion to Dismiss Appeal</b>	<b>1. ---</b> <b>2. Denied</b> <b>3. Allowed</b>
230P04	Virginia Y. Powell, Employee-Plaintiff v. Standard Products Company, Employer, and Twin City Fire Insurance, Carrier and Cranfill,	<b>1. Plt's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></b>	<b>1. Allowed</b> <b>2. Denied</b>

	Sumner & Hartzog, Attorneys at Law, Defendants	2. Plt's <i>Pro Se</i> PWC to Review the Order of the COA (COA04-176)	
235P04	State v. Anthony DeWayne Johnson	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-209)	Dismissed
236P04	State v. Kevin Brian Smith	Def's <i>Pro Se</i> PWC to Review the Order of the COA	Dismissed
238P04	State v. Sidney Eddie	Def's PWC to Review the Order of the COA	Dismissed
241P04	State v. Cleveland Sylvester Harris	1. Def's <i>Pro Se</i> PWC to Review the Order of the Wake County Superior Court (74CRS36823 & 81CRS3752)  2. Def's <i>Pro Se</i> PWC to Review the Order of the Wake County Superior Court (74CRS36823 & 81CRS3752)	1. Dismissed  2. Dismissed
242P04	James Goodson, et al. v. RFS Ecusta, et al.	1. Def's (P.H. Glatfelter Co.) Motion for Temporary Stay  2. Def's (P.H. Glatfelter Co.) Petition for	1. Denied 05/25/04  2. Denied 05/25/04  3. Denied 05/25/04

		<p><b>Writ of Supersedeas</b></p> <p><b>3. Def's (P.H. Glatfelter Co.) PWC to Review the Order of the COA (COAP03-1082)</b></p>	
244P03-12	<b>Billy Watkins v. State of N.C. and Tracey Cline, Assistant D.A.</b>	<p><b>Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus (Motion to Release Prisoner From Unlawful Confinement in Durham County Jail)</b></p>	<p><b>Denied 06/11/04</b></p>
244P04	<b>Atlantic and East Carolina Railway Company v. Wheatly Oil Co., Inc.</b>	<p><b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-515)</b></p>	<p><b>Denied Wainwright, J., recused</b></p>
247P04	<b>State v. William Robert McKinney</b>	<p><b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-371)</b></p>	<p><b>Denied</b></p>
249P04	<b>State v. Larry Spencer Hill</b>	<p><b>1. Def's <i>Pro Se</i> Motion for Stay of Sentence</b></p> <p><b>2. Def's <i>Pro Se</i> Petition for Writ of Supersedeas</b></p> <p><b>3. Def's <i>Pro Se</i> Motion for Appointment of Counsel</b></p>	<p><b>1. Dismissed</b></p> <p><b>2. Dismissed</b></p> <p><b>3. Denied</b></p> <p><b>4. Dismissed</b></p>

		<b>4. Def's <i>Pro Se</i> Motion for Immediate Release</b>	
<b>250P03-2</b>	<b>State v. George Smith</b>	<b>Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-247)</b>	<b>Dismissed</b>
<b>251P04</b>	<b>State v. Taliferro Blue</b>	<b>Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus</b>	<b>Denied 05/27/04</b>
<b>256P04</b>	<b>State v. Donnie Coats Lee</b>	<b>Def-Appellant's PDR Under N.C.G.S. § 7A-31 (COA03-137)</b>	<b>Denied</b>
<b>259P04</b>	<b>State v. Lewis Thomas Cornell</b>	<b>Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-275)</b>	<b>Dismissed</b>
<b>260P04</b>	<b>State v. Ervin Williamson</b>	<b>1. Def's <i>Pro Se</i> Motion for Stay of Sentence 2. Def's <i>Pro Se</i> Petition for Writ of Supersedeas 3. Def's <i>Pro Se</i> Motion for Appointment of Counsel</b>	<b>1. Denied 2. Denied 3. Denied</b>
<b>262A03</b>	<b>In the Matter of the Purported Last Will and Testament of Francis M. Barnes, Dated November 22, 1989 and In the Matter of the Purported Last</b>	<b>Propounder-Appellee's (Propounders of 1989 Will)</b>	<b>Dismissed</b>

	<b>Will and Testament of Francis M. Barnes, Dated May 25, 1967</b>	<b>Petition for Rehearing</b>	
<b>262P04</b>	<b>State v. Terrence Lorenzo Robinson</b>	<b>1. AG's Motion for Temporary Stay</b> <b>2. AG's Petition for Writ of Supersedeas</b> <b>3. AG's PDR Under N.C.G.S. § 7A-31 (COA03-712)</b>	<b>1. Denied 06/09/04</b> <b>2. Denied 06/09/04</b> <b>3. Denied</b>
<b>268P04</b>	<b>State v. Domingo Betancourt</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-576)</b>	<b>Denied</b>
<b>275P04</b>	<b>State v. John Ervin Blyther</b>	<b>1. Def's <i>Pro Se</i> Motion for Stay of Sentence With Bail</b> <b>2. Def's <i>Pro Se</i> Petition for Writ of Supersedeas</b> <b>3. Def's <i>Pro Se</i> Motion for Appointment of Counsel</b> <b>4. Def's <i>Pro Se</i> Motion for Immediate Release</b>	<b>1. Dismissed</b> <b>2. Dismissed</b> <b>3. Denied</b> <b>4. Dismissed</b>
<b>278P04</b>	<b>Ronda F. Wright v. Corey A. Kraus</b>	<b>Plt's PDR Under N.C.G.S. § 7A-31 (COA03-926)</b>	<b>Denied</b>

286P04	State v. Glenn Davis Bowen	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA03-375)	Denied
288P04	Joseph J. Hardee, D.C. v. N.C. Board of Chiropractic Examiners	1. Petitioner's Motion for Temporary Stay 2. Petitioner's Petition for Writ of Supersedeas 3. Petitioner's PDR Under N.C.G.S. § 7A-31 (COA03-860)	1. Allowed 06/18/04 2. 3.
290P04	Robert A. Chavis v. State of North Carolina	Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
296P04	Baker, et al. v. Speedway Motorsports, et al.	Plt's (Hepler, Individually and as Administratrix) PWC to Review the Order of the COA (COAP04-451)	Temporary stay allowed ex mero motu 06/24/04 Martin, J., recused
297P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Susan D. Baker) Motion for Stay of Trial Court Proceedings	1. Allowed 2. Martin, J., recused

		2. Plt's (Susan D. Baker) PWC to Review the Order of the COA (COAP04-453)	
298P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Margaret F. Lindsey) Motion for Stay of Trial Court Proceedings 2. Plt's (Margaret F. Lindsey) PWC to Review the Order of the COA (COAP04-454)	1. Allowed 2. Martin, J., recused
299P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Bryan Heath Baker) Motion for Stay of Trial Court Proceedings 2. Plt's (Bryan Heath Baker) PWC to Review the Order of the COA (COAP04-455)	1. Allowed 2. Martin, J., recused
300P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Steven P. Vanderhoof)	1. Allowed

		<p><b>Motion for Stay of Trial Court Proceedings</b></p> <p><b>2. Plt's (Steven P. Vanderhoof) PWC to Review the Order of the COA (COAP04-456)</b></p>	<p><b>2. Martin, J., recused</b></p>
<b>301P04</b>	<b>King, et al. v. Speedway Motorsports, et al.</b>	<p><b>1. Plt's (Edwin L. King) Motion for Stay of Trial Court Proceedings</b></p> <p><b>2. Plt's (Edwin L. King) PWC to Review the Order of the COA (COAP04-450)</b></p>	<p><b>1. Allowed</b></p> <p><b>2. Martin, J., recused</b></p>
<b>302P04</b>	<b>King, et al. v. Speedway Motorsports, et al.</b>	<p><b>1. Plt's (Patricia C. King) Motion for Stay of Trial Court Proceedings</b></p> <p><b>2. Plt's (Patricia C. King) PWC to Review the Order of the COA (COAP04-452)</b></p>	<p><b>1. Allowed</b></p> <p><b>2. Martin, J., recused</b></p>

304P04	Thomas A. McCormick, in his official capacity as City Attorney for the City of Raleigh v. Hanson Aggregates Southeast, Inc.	<p>1. Plt's Motion for Temporary Stay</p> <p>2. Plt's Petition for Writ of Supersedeas</p> <p>3. Plt's NOA Based Upon a Constitutional Question (COA03-630)</p> <p>4. Plt's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 06/21/04</p> <p>2.</p> <p>3.</p> <p>4.</p>
402P03-2	State v. Benjamin L. Doyle	<p>1. AG's Motion for Temporary Stay</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG's PDR Under N.C.G.S. § 7A-31 (COA03-712)</p>	<p>1. Denied 06/09/04</p> <p>2. Denied 06/09/04</p> <p>3. Denied</p>
409P03	State v. Carlos Maurice Frink	<p>1. Def's NOA (Constitutional Question)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31 (COA02-570)</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed Brady, J., recused</p>

		<b>3. AG's Motion to Dismiss Appeal</b>	
<b>460P03</b>	<b>State v. Jeffery Lancaster</b>	<b>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-649)</b> <b>2. Def's <i>Pro Se</i> PWC</b> <b>3. Def's <i>Pro Se</i> PWC to Review the Order of the COA</b> <b>4. Def's <i>Pro Se</i> Motion to Appoint Counsel</b> <b>5. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></b>	<b>1. Dismissed</b> <b>2. Dismissed</b> <b>3. Dismissed</b> <b>4. Denied</b> <b>5. Allowed</b>
<b>473P03-3</b>	<b>State v. Bobby Grady</b>	<b>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-703)</b> <b>2. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-703) (Filed as a NOA Based Upon a</b>	<b>1. Dismissed</b> <b>2. Dismissed</b>

		Constitutional Question)	
480A99-4	State v. Donald John Scanlon	<p>1. Def's Renewed Motion for Reversal of Judgments and Dismissal of Charges</p> <p>2. Def's Renewed Motion for New Trial</p> <p>3. Def's Motion for Amendment of Appellate Record, Expedited Briefing, and New Oral Argument</p>	<p>1. Denied</p> <p>2. Denied</p> <p>3. See Special Order</p>
541A01-2	State v. Marion Edward Pearson, Jr.	<p>1. Def's <i>Pro Se</i> Petition for Writ of Mandamus</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p>	<p>1. Denied</p> <p>2. Allowed</p>
563A99-2	State v. Ronald Lee Poindexter, a/k/a Sam Pugh	<p>1. Def's Motion to Amend Record on Appeal</p>	<p>1. Allowed 05/28/04</p> <p>2. Allowed 05/28/04</p>

		<p>2. Def's Motion for Supplemental Briefing and Oral Argument</p> <p>3. Def's Motion to Deem Transcript Timely Delivered</p>	<p>3. Allowed 05/28/04</p>
588P03	State v. Isaac H. Reynolds	AG's PDR Under N.C.G.S. § 7A-31 (COA02-1510)	Denied
592A03	State v. Benny Stanley	<p>1. Def's NOA Based Upon a Constitutional Question (COA02-1630)</p> <p>2. AG's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Allowed</p>
600P03-2	Ellen Fernandes v. Martin L. Herring	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-753)	Dismissed
603P03-2	Waymare Billups v. Theodis Beck, Boyd Bennett, Walter G. Edwards, Jr., and Robert Smith	Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
607P03	George T. Crowder, Employee v. Preston Trucking Company, Employer, Self- Insured (N.C. Self-Insurance Guaranty Association, Servicing Agent)	1. Def's (N.C. Self-Insurance Guaranty Association) PDR Under N.C.G.S. §	<p>1. Denied</p> <p>2. Denied</p>

		<p><b>7A-31 (COA02-1250)</b></p> <p><b>2. Def's (N.C. Self-Insurance Guaranty Association) Petition for Writ of Supersedeas</b></p>	
614P03	<p><b>Donna W. Wood, Administratrix of the Estate of Timothy Joe Wood, Deceased v. Monique Nicole Weldon and Unnamed Defendants</b></p>	<p><b>1. Unnamed Defs' (Interstate Insurance Company/ Harbor Specialty Insurance Company) PDR Under N.C.G.S. § 7A- 31 (COA02-1311)</b></p> <p><b>2. Plt's Conditional PDR as to Additional Issues</b></p>	<p><b>1. Denied</b></p> <p><b>2. Denied</b></p>
623P03	<p><b>Shannon Nicole Moon v. David Wayne Moon</b></p>	<p><b>Def's PWC to Review the Decision of the COA (COA02-1506)</b></p>	<p><b>Denied</b></p>
634P03	<p><b>State v. Nathan Lewis Brown</b></p>	<p><b>Def's PDR Under N.C.G.S. § 7A-31 (COA02-1448)</b></p>	<p><b>Denied</b></p>
647P03	<p><b>State v. Allen Fredrick Elliott</b></p>	<p><b>Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-986)</b></p>	<p><b>Dismissed</b></p>

<b>661P03</b>	<b>Patricia Medlin Russ, Amy S. Robinson, Tamela Brown, Terilyn L. Stafford, Sandra Sides, Sandra Powers, and Donna Jeffreys v. William F. Hedgecock, Jr., d/b/a Triad Business Forms</b>	<b>Plts' PDR Under N.C.G.S. § 7A-31 (COA02-1615)</b>	<b>Denied</b>
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