SUPREME COURT OF NORTH CAROLINA

PETITIONS 27 September 2019

1A96-3	State v. Walter R. Goldston	Def's Pro Se Motion to Invoke Court's Jurisdiction	Dismissed
23P19	Brinkley Properties of Kings Mountain, LLC, Jerry Moore, Carolyn Moore, Don Baber, Gail Baber, Barry Rikard, Jenny Rikard, Stephanie Short, Shane Short, Alice White, Mabel Moore, Mike Whitehead, Elizabeth Whitehead, Leonard White, George Greer, and Mary Greer v. City of Kings Mountain, North Carolina, Orchard Trace of Kings Mountain, LLC	Plt's PDR Under N.C.G.S. § 7A-31 (COA18-615)	Denied
41P17-6	Arthur O. Armstrong v. Wilson County, et al.	Plt's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Wilson County	Denied
50P19-2	Jonathan E. Brunson v. Office of the District Attorney for the 12th Prosecutorial District, the North Carolina Department of Social Services, and the State of North Carolina	Plt's Pro Se Motion for Petition for Rehearing of PDR (COA18-658)	Dismissed

57P19-2	Jonathan E. Brunson v. North Carolina Department of Justice, North Carolina Department of Public Safety, and the State of North Carolina	Plt's Pro Se Motion for Petition for Rehearing of PDR (COA18-837)	Dismissed
61P19-2	Jonathan E. Brunson v. North Carolina Department of Justice and the State of North Carolina	Plt's Pro Se Motion for Petition for Rehearing of PDR (COA18-656)	Dismissed
74P19	State v. Justin Alexander Vandergriff	1. Def's Petition for Writ of Certiorari to Review Order of the COA (COAP19-123)	1. Dismissed
		2. Def's Motion to Consolidate Matters	2. Dismissed as moot
		3. Def's Petition for Writ of Certiorari to Review Order of the COA	3. Dismissed
		4. Def's Motion for Leave of Court to Consider Defendant's Reply	4. Denied

91P14-6	State v. Salim Abdu Gould	1. Def's Pro Se Notice of Appeal Based Upon A Constitutional Question (COA18-425)	1.
		2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	2.
		3. Def's Pro Se Motion for Notice of Appeal	3.
		4. Def's Pro Se Motion for Writ of Habeas Corpus Arbitration-Mediation	4. Denied 07/24/2019
		5. Def's Pro Se Petition for Writ of Mandamus	5. Denied 09/23/2019
		6. Def's Pro Se Motion for Jurisdictional Hearing and to Issue Transport Order	6. Denied 09/23/2019
		7. Def's Pro Se Motion for Averment of Jurisdiction - Quo Warranto	7.
		8. Def's Pro Se Motion for Subpoena <i>Duces Tecum</i>	8.
			Davis, J., recused

97P19	State v. Justin Alexander Vandergriff	1. Def's Petition for Writ of Certiorari to Review Order of the COA (COAP19-112)	1. Dismissed
		2. Def's Petition for Writ of Certiorari to Review Orders of District and Superior Court, Wake County	2. Dismissed
		3. Def's Motion for Leave of Court to Consider Defendant's Reply	3. Denied
101P15-3	State v. Christopher Anthony Clegg	1. Def's Notice of Appeal Based Upon A Constitutional Question (COA17-76)	1 08/14/2018
		2. Def's PDR Under N.C.G.S. § 7A-31	2. Special Order 08/14/2018
		3. State's Motion to dismiss appeal	3. Allowed 08/14/2018
		4. Def's Motion for Leave to File Supplemental PDR	4. Special Order 09/25/2019
123P19	State v. Raymond Carl Gilbert	Def's PDR Under N.C.G.S. § 7A-31 (COA18-614)	Denied
128P19	State v. Justin Alexander Vandergriff	Def's Petition for Writ of Certiorari to Review Order of the COA (COAP19-121)	Dismissed
130P19	State v. Terrence Andrew Thomas	Def's Pro Se PDR Under N.C.G.S. § 7A-31 (COA18-959)	Denied
			Davis, J., recused

131P16-13	Somchai Noonsab v. Amy L. Funderburk	Def's Pro Se Motion to Vacate (COAP16-103)	Dismissed
138P19	Vincent Bordini v. Donald J. Trump for President, Inc., and Earl Phillip	Plt's Petition for Writ of Certiorari to Review Decision of the COA (COA18-409)	Denied
			Ervin, J., recused
149P19	State v. James Brandon Smith	Def's PDR Under N.C.G.S. § 7A-31 (COA18-789)	Denied
			Davis, J., recused
156A17-2	Christopher DiCesare, et al. v. the Charlotte-Mecklenburg Hospital Authority	1. Def's Motion to Admit Richard A. Feinstein, Pro Hoc Vice	1. Allowed 09/03/2019
		2. Def's Motion to Admit Nicholas A. Widnell, Pro Hoc Vice	2. Allowed 09/03/2019
156P09-3	Waddell Bynum v. Mecklenburg County School Board	Plt's Pro Se Motion for Notice of Appeal	Dismissed
157P19	State v. Virginia Lee Loftis	Def's PDR Under N.C.G.S. § 7A-31 (COA18-709)	Denied
			Davis, J., recused
160PA18	State v. James Harold Courtney, III	State's Motion to Stay Enforcement of the Mandate (COA17-1095)	Special Order 09/05/2019

162P18-2	State v. Ronnie Lee Ford	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Guilford County (COA17-817)	1. Dismissed
		2. Def's Pro Se Motion to Proceed In Forma Pauperis	2. Allowed
163P19	Marion Edward Pearson, Jr. v. Judicial Standards Commission	1. Petitioner's Pro Se Petition for Writ of Mandamus	1. Denied
		2. Petitioner's Pro Se Motion for Revised Complaint of Misconduct	2. Dismissed
			Ervin, J., recused Davis, J., recused
168A19	Cardiorentis AG v. Iqvia Ltd. and Iqvia RDS, Inc.	Def's Motion for Leave for Charles Marshall to Withdraw as Counsel of Record	Allowed 09/17/2019
181A93-4	State v. Rayford Lewis Burke (DEATH)	Motion of ACLU Capital Punishment Project, ACLU of North Carolina Legal	Allowed
		Foundation, N.C. Advocates for Justice, and N.C. Conference of the NAACP for Leave to File Brief as Amici Curiae	Ervin, J., recused
193P18-5	State v. Joshua Bolen	1. Def's Pro Se Motion for Appropriate Relief (COAP18-238)	1.
		2. Def's Pro Se Petition for Writ of Habeas Corpus	2. Dismissed without prejudice 09/25/2019

200P19	Pender County and the Town of Atkinson v. Donald Sullivan and Marion P. Sullivan	Defs' Pro Se PDR Under N.C.G.S. § 7A-31 (COA18-774)	Denied
202P18	Jennifer L. Haulcy, Employee v. The Goodyear Tire & Rubber Company, Employer, and Liberty Mutual Insurance Company, Carrier	Plt's PDR Under N.C.G.S. § 7A-31 (COA17-844)	Denied
204P18	Carra Jane Penegar, Widow and Executrix of the Estate of Johnny	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA17-404)	1. Denied
	Ray Penegar, Deceased Employee v. United Parcel Service, Employer, and Liberty Mutual Insurance Co., Carrier	2. Plt's Motion to Amend the PDR	2. Allowed
216A19	Milton Draughon, Sr., Plaintiff v. Evening Star Holiness Church of Dunn, Defendant/	1. Defendant/Third-Party Plt's Notice of Appeal Based Upon a Dissent (COA18-887)	1
	Third-Party Plaintiff v. Dafford Funeral Home, Inc., Third-Party Defendant	2. Defendant/Third-Party Plt's PDR as to Additional Issues	2. Allowed
		3. Defendant/Third-Party Plt's Motion for John W. Graebe to Withdraw as Counsel of Record	3. Allowed
		4. Defendant/Third-Party Plt's Motion to Substitute Denaa J. Griffin as Counsel of Record	4. Allowed

222P19	Department of Transportation v. Hutchinsons, LLC	 Def's Notice of Appeal Based Upon A Constitutional Question (COA18-675) Def's PDR Under N.C.G.S. § 7A-31 	1 2. Denied
		3. Plt's Motion to Dismiss Appeal	3. Allowed
237P19	State v. William Brandon Mosley	1. Def's Petition for Writ of Certiorari to Review Decision of the COA (COAP18-474)	1. Dismissed
		2. Def's Petition for Writ of Certiorari to Review Order of Superior Court, Rutherford County	2. Dismissed Beasley, C.J., recused Ervin, J., recused
238P19	State v. Matthew Garret McMahan	1. State's Motion for Temporary Stay (COA18-672)	1. Allowed 06/24/2019 Dissolved 09/25/2019
		2. State's Petition for Writ of Supersedeas	2. Denied
		3. State's PDR Under N.C.G.S. § 7A-31	3. Denied
241PA19	Anita Kathleen Parkes v. James Howard Hermann	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA18-888)	1. Allowed
		2. Def's Conditional PDR Under N.C.G.S. § 7A-31	2. Allowed

245A08-3	State v. Terrence Lowell Hyman	1. Def's PDR Under N.C.G.S. § 7A-31 (COA16-398-2)	1. Denied
		2. Def's Petition in the Alternative for Writ of Certiorari to Review Decision of the COA	2. Denied
245P19	Medport, Inc. v. Craig Smith	Plt's PDR Under N.C.G.S. § 7A-31 (COA18-950)	Denied
246A09-2	State v. Michael Wayne Sherrill	1. Def's Motion for Appropriate Relief	1. Special Order
		2. State's Motion for Extension of Time to File Response to Motion for Appropriate Relief	2. Allowed 04/26/2019
246P19	Margarita Walston, Employee v. Duke University, Self-Insured Employer	Plt's PDR Under N.C.G.S. § 7A-31 (COA18-981)	Denied
261P19	The North Carolina Reinsurance Facility v. Mike Causey, Commissioner of the North Carolina Department of Insurance, and Allstate Indemnity Company	Respondent's (Allstate Indemnity Company) PDR Under N.C.G.S. § 7A-31 (COA18-1303)	Denied

263P17-2	NNN Durham Office Portfolio 1, LLC, et al. v Highwoods Realty Limited Partnership, et al.	 Plt's PDR Under N.C.G.S. § 7A-31 (COA17-756) Plts' Motion to Withdraw PDR Under N.C.G.S. § 7A-31 as to Appellants NNN Durham Office Portfolio 12, LLC and St. Kitts Investments, LLC 	 Denied Allowed
270P19	State v. Loveless Decarlos Hoskins	Def's PDR Under N.C.G.S. § 7A-31 (COA18-1181)	Denied
274P11-2	Jorge Galeas-Menchu, Jr. v. Dennis M. Daniel, Warden Pasquotank Correctional	Petitioner's Pro Se Petition for Writ of Habeas Corpus (COAP11-423)	Dismissed without prejudice 09/25/2019
274A19	In the Matter of: L.T.	Respondent's Motion for Extension of Time to File Brief	Allowed 08/15/2019
275P19-2	Elizabeth M.T. O'Nan v. Nationwide Insurance Company, et al.	Plt's Pro Se Motion for Reconsideration (COA18-990)	Dismissed
277P18-5	State v. Gabriel Adrian Ferrari	Def's Pro Se Motion to Strike Supreme Court of North Carolina Order 14 August 2019 as Illegal and Non-Constitutional (COA98-724)	Dismissed
281P18-3	State v. Jason Robert Vickers	Def's Pro Se Motion for PDR Under N.C.G.S. § 7A-31 (COAP17-628; COA17-1216; COA18-35)	Dismissed
			Davis, J., recused

283P19	State v. Nathan Elisha Tyler, Jr.	Def's PDR Under N.C.G.S. § 7A-31 (COA18-1184)	Denied
285P19	Eric M. McMillian v. Tim Mullally (Wake County Director of Safety and Security) and Doug Goodwin Director, General Security Agency (GSA) of Wake County and Trepass Assessment Review Committee (TARC)	Plt's Pro Se Motion for Civil Claim (COAP19-347)	Dismissed
286P19	Jeffrey Hunt v. N.C. Department of Public Safety	Respondent's PDR Under N.C.G.S. § 7A-31 (COA18-1195)	Denied Davis, J.,
			recused
287P19	State v. Henry Arnaldo Padilla-Amaya	1. Def's PDR Under N.C.G.S. § 7A-31 (COA18-856)	1. Denied
		2. State's Motion to Deem Response Timely Filed	2. Dismissed as moot
293A19	State v. Adam Richard Carey	1. State's Motion for Temporary Stay (COA18-1233)	1. Allowed 08/05/2019
		2. State's Petition for Writ of Supersedeas	2. Allowed 08/21/2019
		3. State's Notice of Appeal Based upon a Dissent	3
295A19	In the Matter of: A.L.S.	Respondent's Motion to Amend the Record on Appeal to Include a Rule 9(d) Exhibit	Allowed 09/06/2019

296P18	Department of Transportation v. Jay Butmataji, LLC; Byrd, Byrd, Ervin, McMahon	1. Def's (Jay Butmataji, LLC) PDR Under N.C.G.S. § 7A-31 (COA17-689)	1. Denied
	& Denton, P.A., Trustee; Mukti, Inc., BB&T Collateral Service Corporation, Trustee, and Branch Banking and Trust Company	2. Kevin G. Mahoney's Motion to Withdraw as Counsel	2. Allowed
297P19	Tonya A. Spahr v. Timothy D. Spahr v. Carol Pearce, Intervenor	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of the COA (COAP19-316)	1. Denied
		2. Def's Pro Se Petition for Writ of Mandamus	2. Denied
		3. Def's Pro Se Petition for Writ of Prohibition	3. Denied
		4. Def's Pro Se Motion to Vacate Order	4. Denied
305P19	State v. Walter Paul Thomas	Def's Pro Se Motion for PDR (COA05-480)	Denied
306P19	Janet H. Solesbee and husband, Carl Solesbee v. Cheryl H. Brown and husband, Roger Brown; Gwenda H. Angel and husband, Wesley Angel; and Lisa H. Debruhl and husband, J. Delaine Debruhl	Respondents' (Lisa H. Debruhl and J. Delanie Debruhl) PDR Under N.C.G.S. § 7A-31 (COA18-842)	Denied

309A19	In re: J.L.	1. Respondent's Motion to Stay Proceedings	1. Dismissed as moot 08/29/2019
		2. Respondent's Amended Motion to Stay Proceedings	2. Special Order 08/29/2019
315P19	State v. Tony Maurice Gorham	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Halifax County (COAP18-578)	1. Dismissed
		2. Def's Pro Se Motion for Appropriate Relief	2. Dismissed without prejudice
317P19	In the Matter of: Phillip Entzminger, Assistant District Attorney, Prosecutorial District 3A	 Respondent's Motion for Temporary Stay (COA18-1224) Respondent's Petition for Writ of Supersedeas Respondent's Petition for Discretionary Review Under N.C.G.S. § 7A-31 	1. Allowed 08/15/2019 2. 3.

321P19	Gary Dellinger, Virginia Dellinger, and Timothy S. Dellinger v. Lincoln County,	1. Intervenors' Motion for Temporary Stay (COA18-1080)	1. Allowed 08/16/2019
	Lincoln County Board of Commissioners, and Strata Solar, LLC and Mark Morgan, Bridgette Morgan, Timothy Mooney, Nadine Mooney, Andrew Schott, Wendy Schott, Robert Bonner, Michelle Bonner, Jeffrey Deluca, Lisa Deluca, Martha Mclean, Charleen Montgomery, Robert Montgomery, David Ward, Intervenors	2. Intervenors' Petition for Writ of Supersedeas	2.
324A19	State v. Jack Howard Hollars	1. State's Motion for Temporary Stay (COA18-932)	1. Allowed 08/21/2019
		2. State's Petition for Writ of Supersedeas	2.
		3. Plt's Notice of Appeal Based upon a Dissent	3.
		4. Plt's Petition for Discretionary Review As To Additional Issues	4.
		5. Def's Motion for extension of time to file response	5. Allowed 09/19/2019
			Davis, J., recused

326P18	Raymond A. Da Silva, Executor of the Estate of Dolores J. Pierce v. Wakemed, Wakemed d/b/a Wakemed Cary Hospital, and Wakemed Faculty Practice Plan	Defs' PDR Under N.C.G.S. § 7A-31 (COA17-820; 17-820-2)	Allowed
328P19	Cathy Anne Carswell Reis, et al. v. Barbara Anthony Carswell, et al.	1. Plt's Pro Se Petition for Discretionary Review (COA18-1039)	1.
		2. Plt's Pro Se Motion to Withdraw Opinion	2.
		3. Plt's Pro Se Motion for Temporary Stay	3. Denied 08/29/2019
		4. Plt's Pro Se Petition for Writ of Supersedeas	4.
		5. Plt's Pro Se Notice of Appeal Based Upon A Constitutional Question	5.
330A19	State v. Jesse James Tucker	1. State's Motion for Temporary Stay (COA18-1295)	1. Allowed 08/22/2019
		2. State's Petition for Writ of Supersedeas	2. Allowed 09/09/2019
		3. State's Notice of Appeal Based upon a Dissent	3
332P19	State v. Dalton Dewayne Flowers	1. Def's Motion for Temporary Stay (COA18-832)	1. Allowed 08/23/2019
		2. Def's Petition for Writ of Supersedeas	2.

333P18-3	State v. Douglas Wayne Stanaland	1. Def's Pro Se Petition for Writ of Habeas Corpus	1. Denied 09/04/2019
		2. Def's Pro Se Motion for Judicial Review/Writ of Certiorari/Motion to Appeal	2. Dismissed 09/04/2019
333P19-1	Sunaina S. Glaize v. Samuel G. Glaize	1. Plt's Pro Se Petition for Writ of Certiorari to Review Order of the COA (COA19-612)	1. Denied 08/29/2019
		2. Plt's Pro Se Petition for Writ of Mandamus	2. Denied 08/29/2019
		3. Plt's Pro Se Petition for Writ of Supersedeas	3. Denied 08/29/2019
		4. Plt's Pro Se Petition for Writ of Prohibition	4. Denied 08/29/2019
		5. Plt's Pro Se Motion to Disqualify Clerk, Daniel M. Horne	5. Denied 08/29/2019
334P19	State v. Tenedrick Strudwick	1. State's Motion for Temporary Stay (COA18-794)	1. Allowed 08/26/2019
		2. State's Petition for Writ of Supersedeas	2.
340A19	State v. Shawn Patrick Ellis	1. Def's Motion for Temporary Stay (COA18-817)	1. Allowed 08/29/2019
		2. Def's Petition for Writ of Supersedeas	2. Allowed 09/25/2019
		3. Def's Notice of Appeal Based upon a Dissent	3

342P19	Jabari Holmes, Fred	Plt's Petition for	Denied
	Culp, Daniel E. Smith,	Discretionary Review (Prior	09/25/2019
	Brendon Jaden Peay,	to Determination)	
	Shakoya Carrie	(COA19-762)	
	Brown, and Paul		
	Kearney, Sr. v.		
	Timothy K. Moore, in		
	His Official Capacity		
	as Speaker of the		
	North Carolina House		
	of Representatives;		
	Philip E. Berger, in		
	His Official Capacity		
	as President Pro		
	Tempore of the North		
	Carolina Senate; David		
	R. Lewis, in His		
	Official Capacity as		
	Chairman of the House		
	Select Committee on		
	Elections for the 2018		
	Third Extra Session;		
	Ralph E. Hise, in His		
	Official Capacity as		
	Chairman of the		
	Senate Select		
	Committee on		
	Elections for the 2018		
	Third Extra Session;		
	the State of North		
	Carolina; and the		
	North Carolina State		
	Board of Elections		

343A19	In the Matter of: J.D.	1. State's Motion for Temporary Stay (COA18-1036)	1. Allowed 09/05/2019
		2. State's Petition for Writ of Supersedeas	2. Allowed 09/25/2019
		3. Plt's Notice of Appeal Based upon a Dissent	3
		4. Plt's Petition for Discretionary Review As To Additional Issues	4.
344P19	State v. Jacquel Levell Holliday	1. Def's Motion for Temporary Stay (COA18-1144)	1. Allowed 09/04/2019
		2. Def's Petition for Writ of Supersedeas	2.
351P19	State v. Danny Corey Williams	Petitioner's Pro Se Petition for Writ of Habeas Corpus	Denied 09/05/2019
352P19	State v. Kenneth Russell Anthony	1. State's Motion for Temporary Stay (COA18-1118)	1. Allowed 09/05/2019
		2. State's Petition for Writ of Supersedeas	2.
355P19	State v. Kenneth Brewer	1. Def's Pro Se Petition for Discretionary Review (COA18-1246)	1.
		2. Def's Pro Se Petition for Writ of Habeas Corpus	2. Denied 09/10/2019

358P19	State v. Jason Twardzik	1. Def's Pro Se Motion for Emergency Appeal of Denial of Defendant Request to Represent Self	1. Dismissed 09/10/2019
		2. Def's Pro Se Motion for Emergency Appeal of Denial of Defendant Request of Release on Own Recognizance	2. Dismissed 09/10/2019
		3. Def's Pro Se Motion for Emergency Appeal of Denial of Defendant Request of Dismissal of Charges	3. Dismissed 09/10/2019
		4. Def's Pro Se Motion for Emergency Appeal of Denial of Defendant Request for Removal of Counsel	4. Dismissed 09/10/2019
378P18-5	State v. Napier Sandford Fuller	1. Def's Pro Se Motion to Prescribe Rules in the General Court of Justice re: Requests for Accommodations Per Title II of the ADA (COAP18-623)	1. Dismissed
		2. Def's Pro Se Petition for Writ of Mandamus	2. Denied
		3. Def's Pro Se Motion to Seal Medical Records	3. Allowed
		4. Def's Pro Se Motion for Temporary Stay	4. Denied 09/09/2019
		5. Def's Pro Se Petition for Writ of Supersedeas	5. Denied 09/09/2019
		6. Def's Pro Se Motion to Correct a Clerical Error in Court Order	6. Denied

407P13-4	State v. Shawn Germaine Fraley	 Def's Pro Se Motion to Extend Time to Answer and Respond to North Carolina Court of Appeals Order (COA13-69 P14-509 P17-44) Def's Pro Se Motion for Appointment of Counsel 	 Dismissed 09/09/2019 2. Denied 09/09/2019
			Davis, J., recused
440P18-2	Waddell Bynum v. Progressive Universal Insurance	Plt's Pro Se Motion for Notice of Appeal	Dismissed
458P18	Lewis Scott Carlton and Thomas P. Wood v. Burke County Board of Education	 Def's PDR Under N.C.G.S. § 7A-31 (COA18-62) North Carolina School Boards Association's Motion for Leave to File Amicus Brief 	 Denied Dismissed as moot Ervin, J.,
			recused Davis, J., recused

548A04-2	State v. Vincent Lamont Harris	1. State's Motion for Temporary Stay (COA18-952)	1. Allowed 07/17/2019 Dissolved 09/25/2019
		2. State's Petition for Writ of Supersedeas	2. Dismissed as moot
		3. Def's Motion to Lift Temporary Stay and to Dismiss Petition for Writ of Supersedeas	3. Denied
		4. State's PDR	4. Special Order
		5. State's Motion to Deem the Petition Timely Filed	5. Denied
		6. Def's Motion to Dismiss State's PDR	6. Dismissed as moot
		7. Def's Motion in the Alternative to Deem State's PDR Filed on the Date this Court Decides on this Motion to Dismiss	7. Dismissed as moot