

**SUPREME COURT OF NORTH CAROLINA**

**PETITIONS**

**6 DECEMBER 2007**

007P06-2	State v. Anh Viet Thai	<p>1. Def’s NOA Based Upon a Constitutional Question (COA05-347-2)</p> <p>2. Def’s PDR Under N.C.G.S. § 7A-31</p> <p>3. AG’s Motion to Dismiss Appeal</p>	<p>1. - - -</p> <p>2. Denied</p> <p>3. Allowed</p> <p><b>Hudson, J., Recused</b></p>
025P06-2	State v. Sonya Case Harris	Def’s PDR Under N.C.G.S. § 7A-31 (COA05-111-2)	<p>Denied</p> <p><b>Hudson, J., Recused</b></p>
027P06-3	State v. Calvin Wilson, Jr.	Def’s “Amended Petition for Writ of Certiorari and/or Other Available Relief Pursuant to the All Writs Act”	Denied
028P05-3	State v. Aaron Richard Estes	<p>1. Def’s PWC to Review the Order of Cabarrus County Superior Court</p> <p>2. Def’s PWC to Review the Order of the COA (COAP07-759)</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>

053P06-2	Terrilynn Walker v. Wayne Charles Walker and Gary S. Walker	1. Def's (Wayne Walker) PWC to Review Decision of COA (COA04-1601)  2. Plt's Motion for Sanctions	1. Dismissed  2. Denied
074P07	State v. Erick Daniels	Def's PDR Under N.C.G.S. 7A-31 (COA06-282)	Denied  <b>Hudson, J., Recused</b>
079P07	Norma G. Hollin, Employee v. Johnston County Council On Aging, Employer; Liberty Mutual Insurance Co., Carrier	1. Defs' Motion for Temporary Stay (COA06-310)  2. Defs' Petition for Writ of Supersedeas  3. Defs' PDR Under N.C.G.S. § 7A-31	1. Allowed <b>02/08/07</b>  2.  3.  <b>Hudson, J., Recused</b>
086P07	Cobey Wade Lakemper v. Theodis Beck, Commissioner of Corrections	1. Def's PWC to Review the Order of Stokes Couty Superior Court  2. Def's Motion to Proceed in Forma Pauperis	1. Denied  2. Allowed
123P07	State v. John Marvin Overman, Jr.	Def's Petition for Writ of Certiorari to Review Order of Guilford County Superior Court	Dismissed
182P07	State v. Abu-Bakr Rahman	Def's Motion for "Petition for Discretionary Review Under G.S. 7A-31" (COA06-272)	Denied

242P07	State v. Yilien Osnarque	Def's PWC	Dismissed
247P07	In the Matter of: S.M.S.	Respondent-Mother's PDR Under N.C.G.S. § 7A-31 (COA06-229)	Denied
248P04-3	State v. Vernon Ray Tabor	Def's PWC to Review the Order of Franklin Couty Superior Court	Dismissed
253P07	James Eddie Wilson, Jr. v. Barbara Waters Wilson	1. Appellant's (Aylward at Fenton Place) NOA Based upon a Constitutional Question(COA06-1147)  2. Appellant's (Aylward at Fenton Place) PDR Under N.C.G.S. 7A-31	1. Dismissed <i>Ex Mero Motu</i>  2. Denied
267P07	In the Matter of: S.L.H., a Minor Child	Respondent's (Mother) PDR Under N.C.G.S. 7A-31 (COA06-1049)	Denied
271P99-2	State v. Michael Rankins	Def's PWC to Review Order of COA (COAP07-690)	Denied
274P07	State v. Donnie Dean Sholar	Def's Motion for "Petition for Writ of Certiorari/ or Amicus Curiae" (COAP07-101)	Dismissed
309P07	Charles W. Stone, et al. v. the State of N.C., et al.	Plts' PDR (Prior to Determination) (COA07-718)	Denied

320P03-3	State v. Clarence Gillis	1. Def's Motion for NOA (COAP07-674) 2. Def's PDR 3. Def's Motion for "Alternative Petition for Writ of Certiorari"	1. Dismissed <i>Ex Mero Motu</i> 2. Dismissed 3. Dismissed
325P07	State v. Michael Ray Heinricy	Def's PDR Under N.C.G.S. § 7A-31 (COA06-1068)	Denied
328P07	In the Matter of: D.Z.F.	Respondent's (Father) PDR Under N.C.G.S. § 7A-31 (COA06-995)	Denied
346P07	State v. John Joseph Manning	1. Def's PDR Under N.C.G.S. 7A-31 (COA06-1314) 2. Def's PDR Under N.C.G.S. 7A-31	1. Dismissed 2. Denied
352P07	Eugene S. Ball, Peggy M. Ball, Patricia G. Miller and Kenneth C. Miller, Sr. v. Robert E. Maynard, Jr.	Def's PDR Under N.C.G.S. 7A-31 (COA06-1545)	Denied
358P07	In re: Z.D.H.	Petitioner's (New Hanover DSS) PDR Under N.C.G.S. 7A-31 (COA06-945)	Denied
371P99-2	State v. Robert Dondera Batts	Def's for Writ of Certiorari to Review Order of Duplin County Superior Court	Dismissed

378P07	State v. Judy Naylor McPhail	Def's PDR Under N.C.G.S. 7A-31 (COA06-1177)	Denied
387P07	In the Matter of: S.L.M., T.S.M.	Respondent's (Mother) PDR Under N.C.G.S. 7A-31 (COA07-163)	Denied
391P07	Bio-Medical Applications of North Carolina, Inc., Bio-Medical Applications of Clinton, Inc., and Bio-Medical Applications of Fayetteville, Inc. v. Electronic Data Systems Corporation	Def's PDR Under N.C.G.S. § 7A-31 (COA06-1249)	Denied  <b>Martin, J., Recused</b>
396P07	Glenn C. McDowell v. Forsyth Motorports, LLC	1. Plt's NOA (COA06-1360)  2. Plt's PDR Under N.C.G.S. 7A-31	1. Dismissed <i>Ex Mero Motu</i>  2. Denied

402A00-3	State v. Terry Alvin Hyatt	<p>1. Def's PWC to Review Order of Buncombe County Superior Court</p> <p>2. Def's Motion to Hold Petition in Abeyance (filed 12/12/05)</p> <p>3. Def's Motion to Hold Petition in Abeyance (filed 6/27/06)</p> <p>4. Def's Motion to Allow Supplemental Memorandum in Support of Petition (filed 6/27/06)</p> <p>5. Def's Motion to Hold Petition in Abeyance (filed 7/25/06)</p> <p>6. Def's Motion to Allow Supplemental Memorandum in Support of PWC (filed 1/18/07)</p> <p>7. Def's Motion to Hold Petition in Abeyance (filed 3/5/07)</p> <p>8. Def's "Second" Motion to Hold Petition in Abeyance (filed 5/2/07)</p>	<p>1. Denied</p> <p>2. Dismissed as Moot</p> <p>3. Allowed <b>6/28/06</b></p> <p>4. Allowed <b>6/28/06</b></p> <p>5. Dismissed as Moot</p> <p>6. Allowed</p> <p>7. Dismissed as Moot</p> <p>8. Dismissed as Moot</p>
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414P07	Joseph O'Mara, a Minor, by and through his Guardian Ad Litem, Larry Reavis; and Janella O'Mara v. Wake Forest University Health Sciences; et al.	Plt's PDR Under N.C.G.S. 7A-31 (COA06-1067)	See Special Order <b>12/06/07</b>
431P07	State v. Vernon Webster Hatley	Def's PDR Under N.C.G.S. 7A-31 (COA06-817)	Denied
450P07	Purcell International Textile Group, Inc. v. Algemene AFW N.V.; Algemene USA, LLC; et al.	Defs' PDR Under N.C.G.S. § 7A-31 (COA06-1075)	Denied
457P07	Roger Badrock, in His Capacity as Administrator, C.T.A. for the Estate of Jane B. Pickard v. Carl Glenn Pickard, Jr.	Def's PDR Under N.C.G.S. 7A-31 (COA06-1581)	Denied  <b>Hudson, J., Recused</b>

462P07	State v. Patrice M. Parker and Ramelle D. Holloway	<p>1. Defs' Motion for Stay of Execution of the Judgment of Imprisonment</p> <p>2. Defs' Petition for Writ of Supersedeas</p> <p>3. Def's NOA Based Upon a Constitutional Question (COA06-870)</p> <p>4. Def's PDR Under N.C.G.S. 7A-31</p> <p>5. AG's Motion to Dismiss Appeal</p>	<p>1. Allowed <b>09/21/07</b> Dissolved the Stay <b>12/06/07</b></p> <p>2. Denied</p> <p>3. - - -</p> <p>4. Denied</p> <p>5. Allowed</p>
465P07	State v. Bryan Keith Hess	<p>1. Def's NOA Based Upon a Constitutional Question (COA06-1413)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Dismissed <i>Ex Mero Motu</i></p> <p>2. Allowed</p>
471P07	Bruning & Federle Mfg. Co. v. Ricky D. Mills and Associated Metal Works, Inc.	Defs' PWC to Review Decision of COA (COA06-1047)	Denied
476P07	In re: M.M., Minor Child	Respondent's (Father) PDR Under N.C.G.S. 7A-31 (COA07-323)	Denied
478P07	State v. Reginald V. Rucker	Def's Motion for Discretionary Review by the Supreme Court (COAP07-704)	Dismissed



483P07-2	State v. Keith Kennard Carter	Def's Motion for Court Appointed Experts Pursuant to N.C.G.S. Sec. 8C-1 Rule 706	Dismissed as Moot
484A06	State v. Jeremy Dushane Murrell	1. Def's Motion for Appropriate Relief  2. Def's Motion to Amend Record on Appeal	1. - - -  2. Allowed
487P06-3	Arthur O. Armstrong v. Quality Auto Repair, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
487P07	State v. John David Campbell	1. AG's Motion for Temporary Stay (COA06-1043)  2. AG's Petition for Writ of Supersedeas  3. AG's PDR Under N.C.G.S. § 7A-31	1. Allowed <b>10/04/07</b> Dissolved the Stay <b>12/06/07</b>  2. Denied  3. Denied
488A07	Barney Britt v. State	1. Plt's NOA (Dissent) (COA06-714)  2. Plt's NOA Based Upon a Constitutional Question	1. - - -  2. Dismissed <i>Ex Mero Motu</i>

488P06-3	State v. Arthur O. Armstrong	<p>1. Def's Motion for Judgment in His Favor, and Against State, with Supporting Affidavit and Documentation to Dismiss</p> <p>2. Def's Motion for Judgment in Favor of Def, Dropping All Charges and Dismissing the Case, in Accordance to N.C. Rules of Appellate Procedure , be Granted</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>
489P06-3	State v. Arthur O. Armstrong	<p>1. Def's Motion for Judgment in His Favor, and Against State, with Supporting Affidavit and Documentation to Dismiss</p> <p>2. Def's Motion for Judgment in Favor of Def, Dropping All Charges and Dismissing the Case, in Accordance to N.C. Rules of Appellate Procedure , be Granted</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>

489P07	State v. William Roger McLamb	<p>1. AG's Motion for Temporary Stay (COA06-1319)</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG;s PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed <b>10/08/07</b></p> <p>2.</p> <p>3.</p>
490P06-3	Arthur O. Armstrong v. D.C. Automotive, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
490P07	State v. Russell Antoine Cooper	<p>1. AG's Motion for Temporary Stay (COA06-1356)</p> <p>2. Attorney General's Petition for Writ of Supersedeas</p> <p>3. AG's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed <b>10/08/07</b></p> <p>2.</p> <p>3.</p>
491P06-3	Arthur O. Armstrog v. Ernest J. Albright, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
492P06-3	State v. Arthur O. Armstrong	Def's Motion for Judgment in His Favor and Against State with Supporting Affidavit and Documentation to Dismiss	Dismissed

492P07	Department of Transportation v. Fernwood Hill Townhome Homeowners' Association	Plt's PDR Under N.C.G.S. § 7A-31 (COA06-964)	Denied
493P06-3	State v. Arthur O. Armstrong	Def's Motion to Dismiss with Supporting Affidavit and Documentation, to Dismiss	Dismissed
499P06-3	Arthur O. Armstrong v. UC Lending Corporation, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
501P06-3	Arthur O. Armstrong v. Nina A. Knight, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
501P07	State v. Henry Dowd Edwards, Jr.	Def's PDR Under N.C.G.S. 7A-31 (COA06-1415)	Denied
504P06-3	Arthur O. Armstrong v. Kathryn Barrack, et al.	Plt's Motion for Judgment with Supporting Affidavit and Documentation in His Favor and Against Appellees	Dismissed
505A99-3	State v. Rodney Taylor	Def's Motion to Dismiss Post-Conviction Counsel(s) and Have New Post-Conviction Counsel(s) Appointed	Dismissed

509P06-2	State v. Arthur O. Armstrong	<p>1. Def's Motion for Judgment in His Favor and Against State with Supporting Affidavit and Documentation, to Dismiss</p> <p>2. Def's Motion for Judgment in Favor of Def, Dropping All Charges and Dismissing the Case, in Accordance to N.C. Rules of Appellate Procedure, be Granted</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>
509P07	In the Matter of: B.M.	<p>1. Petitioner's Motion for Temporary Stay (COA07-525)</p> <p>2. Petitioner's Petition for Writ of Supersedeas</p> <p>3. Petitioner's PDR Under N.C.G.S. 7A-31</p>	<p>1. Allowed <b>10/16/07</b> Dissolved the Stay <b>12/06/07</b></p> <p>2. Denied</p> <p>3. Denied</p>

512P07	State v. Kendrick Donta Colson	<p>1. AG's Motion for Temporary Stay (COA07-107)</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG's NOA Based Upon a Constitutional Question</p> <p>4. AG's PDR Under N.C.G.S. 7A-31</p>	<p>1. Allowed <b>10/19/07</b> Dissolved the Stay <b>12/06/07</b></p> <p>2. Denied</p> <p>3. Dismissed <i>Ex Mero Motu</i></p> <p>4. Denied</p>
513P07	State v. Shannon Denise Haislip	<p>1. AG's Motion for Temporary Stay (COA06-1488)</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG's PDR Under N.C.G.S. 7A-31</p>	<p>1. Allowed <b>10/19/07</b></p> <p>2.</p> <p>3.</p>
516P07	W. Duke Kimbrell v. Diane C. Roberts	Def's PDR Under N.C.G.S. § 7A-31 (COA06-1110)	Denied
519P07	State v. Raymond Lee Mueller	Def's PWC to Review Decision of COA (COA05-1524)	Denied
524P07	State v. Webster Dayton Vann	<p>1. Def's NOA (Constitutional Question) (COA06-584)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Dismissed <i>Ex Mero Motu</i></p> <p>2. Denied</p>

526P07	Mary E. Fulmore, Administrator of the Estate of Priscilla Ann Maulsby, Plt v. Gregory Howell and PFS Distribution Company, Inc., Defs and Third-Party Plts v. Ina Loftin Harper, Third-Party Def	1. Defs and Third Party Plts' (Howell & PFS) PWC to Review Orders of COA (COA07-984)  2. Defs and Third Party Plts' (Howell & PFS) Supplemental PWC to Review Orders of the COA	1. Denied  2. Denied
527P07	State v. Floyd Jean Davis	Def's PDR Under N.C.G.S. 7A-31 (COA06-1558)	Dismissed Without Prejudice
528P07	In the Matter of: M.R.S., L.N.S., Minor Children	1. Respondent's (Mother) PWC to Review the Order of the COA (COA07- 715)  2. Petitioner's (DSS) Motion to dismiss PWC	1. Denied  2. Dismissed as Moot
530P07	In re: T.M.H.	1. Respondent (Father's) Motion for Temporary Stay (COA07-609)  2. Respondent (Father's) Petition for Writ of Supersedeas  3. Respondent (Father's) PDR Under N.C.G.S. § 7A-31	1. Allowed <b>11/01/07</b> Dissolved the Stay <b>12/06/07</b>  2. Denied  3. Denied

531A07	David Standley v. Town of Woodfin, an incorporated municipality in the State of North Carolina; and Brett Holloman, Chief of Police, in his Official Capacity	1. Plt-Appellant's NOA (Dissent) (COA06-1449)  2. Plt-Appellant's NOA Based Upon a Constitutional Question	1. - - -  2. Dismissed <i>Ex Mero Motu</i>
532P07	State v. John Thomas Jones, III	Def's PWC to Review Order of Catawba County Superior Court	Dismissed
534P02-2	State v. Frankie Ray Smith	Def's PWC to Review the Decision of the COA (COA04-660)	Denied  <b>Timmons-Goodson, J., Recused</b>
534P07	State v. Clifton Erwin Teachey	Def's PWC to Review Decision of COA (COA06-1471)	Denied
540P07	State v. Dena Inez Minton	Def-Appellant's PDR Under N.C.G.S. § 7A-31 (COA06-1566)	Denied
542P07	State v. Danny L. Bryant	1. Def-Appellant's NOA (Constitutional Question) (COA06-1555)  2. Def-Appellant's PWC  3. State's Motion to Dismiss Appeal	1. - - -  2. Denied  3. Allowed



544P06-3	State v. Arthur O. Armstrong	<p>1. Def's Motion to Dismiss Action</p> <p>2. Def's Motion for Permission to File Petition</p> <p>3. Def's Motion for Judgment in His Favor and Against State with Supporting Affidavit and Documentation to Dismiss</p>	<p>1. Dismissed</p> <p>2. Dismissed as Moot</p> <p>3. Dismissed</p>
544P07	State v. Lisa Louise Greene	<p>1. Def's Motion for Temporary Stay</p> <p>2. Def's PWC to Review Order of Cabarrus County Superior Court</p>	<p>1. Denied <b>11/13/07</b></p> <p>2. Denied <b>11/13/07</b></p>
546P07	State v. Dennie Lee Cherry, Jr.	Def's PDR Under N.C.G.S. § 7A-31 (COA06-1384)	Denied
548P07	State v. Alvin Hall	Def's PWC to Review Decision of COA (COA06-1436)	Denied

549P07	State v. Warren Rayvon Sanders	1. Def's Motion for "Notice of Appeal"  2. Def's PWC to Review the Order of the COA (COAP07-776)	1. Dismissed <i>Ex Mero Motu</i>  2. Dismissed
553P07	State v. Luther A. McKinney	Def's Motion for Application for Peremptory Writ of Mandamus	Denied
555P07	State v. Gerrick Lamont Bethea	Def's PWC to Review Decision of COA (COA03-1108)	Denied
565P07	State v. Lee Wayne Hunt	State's Motion for Extension of Time to File Response	Allowed <b>11/29/07</b>  <b>Brady, J., Recused</b>
567P07	Erick Gomez Munoz v. State	1. Def's PDR (COAP07-873)  2. Def's Motion to Appoint Counsel	1. Dismissed  2. Denied
593P06	State v. Antonio Ramille Ryals	Def's PDR Under N.C.G.S. § 7A-31 (COA05-1479)	Denied
604P05-4	State v. James Alfred Garfield Bunch, Jr.	Def's Petition for Writ of Habeas Corpus	Denied <b>11/16/07</b>
622P06	Eric A. Litvak and Castle Ventures v. Katie C. Smith	1. Plts' PDR Under N.C.G.S. § 7A-31 (COA06-116)  2. Def's Conditional PDR Under N.C.G.S. § 7A-31	1. Denied  2. Dismissed as Moot