

SUPREME COURT OF NORTH CAROLINA

Docket Sheet

McKinney, et al. v Goins, et al.

Case Number: 109PA22-2

As of: 07/02/2024

Case Closed: No

Close Date:

Case Type: Civil (Civil_othr)

DUSTIN MICHAEL MCKINNEY, GEORGE JERMEY MCKINNEY, and JAMES ROBERT TATE, Plaintiffs

STATE OF NORTH CAROLINA, Intervenor

v

GARY SCOTT GOINS and THE GASTON COUNTY BOARD OF EDUCATION, Defendants

Docket Date: 09-20-2023 **Acquired Date:** 09-20-2023

Bond Collected: No

Docket Fee: No

Pauper: No

Rule 16b: Yes

History

Venue: Wake (10) **Previous Venue:** N.C. Court of Appeals (200)

Lower Court Number(s)

Location: N.C. Court of Appeals (200)

Judge: Allison Riggs

Case #: 22-261

Location: Wake (10)

Judge: R. Gregory Horne

Case #: 21CVS7438

Tracking/Argue

Argue Date: 09-18-2024 #

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
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(1) NA-DISSNT	09-20-2023							
(2) NA-CQ-RD	09-20-2023						Dismissed ex mero motu	03-20-2024
(3) NA-DISSNT	10-02-2023						Dismissed as moot	03-20-2024
(4) NA-CQ-RD	10-02-2023						Dismissed as moot	03-20-2024
(5) M-EXT-BR	10-05-2023						Allowed	10-10-2023
(6) M-AMICUS	11-20-2023						Allowed	11-20-2023

(7) M-AMICUS	11-20-2023						Allowed	11-27-2023
(8) AMICUS	11-20-2023					11-21-2023		
(9) APPELLANT BRIEF	11-20-2023					11-21-2023		
(10) M-AMICUS	11-20-2023						Allowed	11-21-2023
(11) M-AMICUS	11-20-2023						Allowed	11-21-2023
(12) M-AMICUS	11-20-2023						Allowed	11-21-2023
(13) AMICUS	11-20-2023					11-21-2023		
(14) AMICUS	11-20-2023					11-21-2023		
(15) AMICUS	11-20-2023					11-21-2023		
(16) AMICUS	11-20-2023					11-27-2023		
(17) APPELLEE BRIEF	12-28-2023					01-02-2024		
(18) APPELLEE BRIEF	12-28-2023					01-02-2024		
(19) M-AMICUS	12-28-2023						Allowed	12-29-2023
(20) AMICUS	12-28-2023					01-02-2024		
(21) M-AMICUS	01-04-2024						Allowed	01-05-2024
(22) AMICUS	01-04-2024					01-08-2024		
(23) M-EXT-BR	01-08-2024						Allowed	01-08-2024
(24) REPLY	01-26-2024					02-07-2024		
(25) REPLY	02-06-2024					02-07-2024		
(26) ADD-AUTH	03-19-2024							
(27) OTHER	03-22-2024							
(28) M-GEN	05-15-2024						Allowed	05-15-2024
(29) ADD-AUTH	06-27-2024							

1 - NA-DISSNT

Filed: 09-20-2023 @ 11:49:19

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

2 - NA-CQ-RD (Dismissed ex mero motu) - 03-20-2024

Filed: 09-20-2023 @ 15:52:45

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

3 - NA-DISSNT (Dismissed as moot) - 03-20-2024

Filed: 10-02-2023 @ 12:43:30

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

4 - NA-CQ-RD (Dismissed as moot) - 03-20-2024

Filed: 10-02-2023 @ 13:59:37

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

5 - M-EXT-BR (Allowed) - 10-10-2023

Filed: 10-05-2023 @ 16:45:06

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Lindsey S. Barber

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

6 - M-AMICUS (Allowed) - 11-20-2023

Filed: 11-20-2023 @ 12:43:36

FOR: Amicus North Carolina School Boards Association

BY : Mr. Stephen G. Rawson
THARRINGTON SMITH LLP

7 - M-AMICUS (Allowed) - 11-27-2023

Filed: 11-20-2023 @ 13:54:47

FOR: Amicus Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA

BY : Mr. Lorin J. Lapidus
NELSON MULLINS RILEY & SCARBOROUGH LLP

8 - OTHER BRIEF AMICUS

Filed: 11-20-2023 @ 12:43:36

FOR: Amicus North Carolina School Boards Association

BY : Mr. Stephen G. Rawson
THARRINGTON SMITH LLP

9 - APPELLANT BRIEF

Filed: 11-20-2023 @ 14:17:10

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman
BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

10 - M-AMICUS (Allowed) - 11-21-2023

Filed: 11-20-2023 @ 15:33:40

FOR: Amicus American Tort Reform Association, et al.

BY : Ms. Caroline Marie Gieser
SHOOK, HARDY & BACON, LLP

11 - M-AMICUS (Allowed) - 11-21-2023

Filed: 11-20-2023 @ 15:57:13

FOR: Amicus North Carolina Association of Defense of Attorneys

BY : Mr. M. Duane Jones
HEDRICK GARDNER KINCHELOE & GAROFALO LLP

12 - M-AMICUS (Allowed) - 11-21-2023

Filed: 11-20-2023 @ 17:13:36

FOR: Amicus Roman Catholic Diocese of Charlotte, North Carolina

BY : Mr. Joshua D. Davey
TROUTMAN PEPPER HAMILTON SANDERS, LLP

13 - OTHER BRIEF AMICUS

Filed: 11-20-2023 @ 15:57:13

FOR: Amicus North Carolina Association of Defense of Attorneys

BY : Mr. M. Duane Jones
HEDRICK GARDNER KINCHELOE & GAROFALO LLP

14 - OTHER BRIEF AMICUS

Filed: 11-20-2023 @ 15:33:40

FOR: Amicus American Tort Reform Association, et al.

BY : Ms. Caroline Marie Gieser
SHOOK, HARDY & BACON, LLP

15 - OTHER BRIEF AMICUS

Filed: 11-20-2023 @ 17:13:36

FOR: Amicus Roman Catholic Diocese of Charlotte, North Carolina

BY : Mr. Joshua D. Davey
TROUTMAN PEPPER HAMILTON SANDERS, LLP

16 - OTHER BRIEF AMICUS

Filed: 11-20-2023 @ 13:54:47

FOR: Amicus Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA

BY : Mr. Lorin J. Lapidus
NELSON MULLINS RILEY & SCARBOROUGH LLP

17 - APPELLEE BRIEF

Filed: 12-28-2023 @ 08:34:35

FOR: Intervenor-Appellee State of North Carolina

BY : Mr. Ryan Y. Park
N.C. DEPARTMENT OF JUSTICE

18 - APPELLEE BRIEF

Filed: 12-28-2023 @ 16:06:34

FOR: Plaintiff-Appellee McKinney, Dustin Michael, et al

BY : Mr. Robert O. Jenkins

LANIER LAW GROUP, P.A.

19 - M-AMICUS (Allowed) - 12-29-2023

Filed: 12-28-2023 @ 16:48:57

FOR: Amicus CHILD USA

BY : Mr. M. Samuel McGee

WILDER PANTAZIS LAW GROUP

20 - OTHER BRIEF AMICUS

Filed: 12-28-2023 @ 16:48:57

FOR: Amicus CHILD USA

BY : Mr. M. Samuel McGee

WILDER PANTAZIS LAW GROUP

21 - M-AMICUS (Allowed) - 01-05-2024

Filed: 01-04-2024 @ 18:55:38

FOR: Amicus Jane Does 1 and 2

BY : Mr. Troy D. Shelton

DOWLING PLLC

22 - OTHER BRIEF AMICUS

Filed: 01-04-2024 @ 18:55:38

FOR: Amicus Jane Does 1 and 2

BY : Mr. Troy D. Shelton

DOWLING PLLC

23 - M-EXT-BR (Allowed) - 01-08-2024

Filed: 01-08-2024 @ 10:55:52

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

24 - APPELLANT BRIEF REPLY

Filed: 01-26-2024 @ 16:11:16

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

25 - APPELLANT BRIEF REPLY

Filed: 02-06-2024 @ 12:47:27

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

26 - MEMOS ADD-AUTH

Filed: 03-19-2024 @ 13:53:51

FOR: Defendant-Appellant The Gaston County Board of Education

BY : Ms. Elizabeth Lea Troutman

BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, L.L.P.

27 - OTHER

Filed: 03-22-2024 @ 09:32:07

FOR: Amicus Jane Does 1 and 2

BY : Mr. Troy D. Shelton

FOX ROTHSCHILD LLP

28 - State of North Carolina's Motion for Leave to Withdraw Appearance of Mary Elizabeth D. Reed (Allowed) - 05-15-2024

Filed: 05-15-2024 @ 12:15:36

FOR: Intervenor-Appellee State of North Carolina

BY : Ms. Mary Elizabeth D. Reed

29 - MEMOS ADD-AUTH

Filed: 06-27-2024 @ 11:17:17

FOR: Plaintiff-Appellee McKinney, Dustin Michael, et al

BY : Mr. Robert O. Jenkins

LANIER LAW GROUP, P.A.

R e c e i p t s

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
11-27-2023	Printing	29.75	29.75	OTHER BRIEF	17	R111007423	11-30-2023
01-02-2024	Printing	264.25	264.25	APPELLEE BRIEF	151	R011001624	01-08-2024
11-21-2023	Printing	56.00	56.00	OTHER BRIEF	32	R021004924	02-20-2024
11-21-2023	Printing	227.50	227.50	OTHER BRIEF	130	R111006923	11-29-2023
01-02-2024	Printing	47.25	47.25	OTHER BRIEF	27	R011002324	01-08-2024
01-02-2024	Printing	164.50	164.50	APPELLEE BRIEF	94	R011003224	01-11-2024
01-02-2024	Docket Fee	10.00	10.00			R031004224	03-25-2024
11-21-2023	Printing	400.75	400.75	APPELLANT BRIEF	229	R111006823	11-29-2023
01-02-2024	Docket Fee	10.00	10.00			R031004224	03-25-2024
01-02-2024	Docket Fee	10.00	10.00			R031004224	03-25-2024
01-02-2024	Docket Fee	10.00	10.00			R031004224	03-25-2024
01-05-2024	Printing	119.00	119.00	NOTICE	68	R011003924	01-16-2024
02-07-2024	Printing	246.75	246.75	APPELLANT BRIEF	141	R021004324	02-14-2024
02-07-2024	Printing	42.00	42.00	APPELLANT BRIEF	24	R021004224	02-14-2024
11-21-2023	Printing	42.00	42.00	OTHER BRIEF	24	R121000823	12-04-2023
11-21-2023	Printing	40.25	40.25	OTHER BRIEF	23	R121003123	12-12-2023
01-08-2024	Printing	42.00	42.00	OTHER BRIEF	24	R011003124	01-10-2024

P a r t i e s

Party Name	Role
McKinney, Dustin Michael	Plaintiff-Appellee
McKinney, George Jerney	Plaintiff-Appellee
Tate, James Robert	Plaintiff-Appellee
Goins, Gary Scott	Defendant-Appellee
The Gaston County Board of Education	Defendant-Appellant
State of North Carolina	Intervenor-Appellee
McKinney, Dustin Michael, et al	Plaintiff-Appellee

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