

# SUPREME COURT OF NORTH CAROLINA

## Docket Sheet

### Byrd, et al. v Franklin County

**Case Number:** 462A14  
**As of:** 10/23/2020  
**Case Closed:** Yes      **Close Date:** 11-30-2015      **Case Type:** Civil (Civil\_othr)

AARON BYRD and ERIC COOMBS

v

FRANKLIN COUNTY, NORTH CAROLINA

**Docket Date:** 12-22-2014      **Acquired Date:** 12-22-2014  
**Bond Collected:** Yes      **Docket Fee:** No      **Pauper:** No      **Rule 16b:** Yes

#### History

**Venue:** Franklin (09)      **Previous Venue:** N.C. Court of Appeals (200)

#### Lower Court Number(s)

Location: N.C. Court of Appeals (200)  
 Judge: Chris Dillon  
 Case #: 13-1457

Location: Franklin (09)  
 Judge: Robert H. Hobgood  
 Case #: 13CVS450

#### Tracking/Argue

Argue Date: 10-05-2015 #

#### Opinion

**Opinion Date:** 11-06-2015      **Cert Date:** 11-30-2015  
**Author:** Honorable Per Curiam  
**Decision:** Reversed  
**Opinion Notes:**  
**Opinion Pages:** 1      **Opinion Cost:** \$ 0.20  
**Cite:** 368 NC 409  
**Slip Opinion:** <https://appellate.nccourts.org/opinions/?c=1&pdf=33680>

#### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) NA-DISSNT	12-22-2014					12-29-2014		

(2) PDR-ADISS	01-02-2015						Denied	04-09-2015
(3) M-GEN	03-04-2015						Allowed	04-09-2015
(4) M-EXT-BR	04-14-2015						Allowed	04-15-2015
(5) M-AMICUS	05-28-2015						Allowed	05-29-2015
(6) AMICUS	05-28-2015					06-02-2015		
(7) APPELLANT BRIEF	06-01-2015					06-02-2015		
(8) M-GEN	06-02-2015						Dismissed as moot	11-05-2015
(9) M-EXT-BR	06-24-2015						Allowed	07-01-2015
(10) APPELLEE BRIEF	08-03-2015					08-05-2015		
(11) M-GEN	08-12-2015						Allowed	08-24-2015
(12) M-GEN	08-20-2015				08-26-2015		Dismissed as moot	11-05-2015
(13) REPLY	08-20-2015					08-24-2015		
(14) M-GEN	08-26-2015						Dismissed as moot	11-05-2015
(15) M-GEN	08-26-2015						Dismissed as moot	11-05-2015

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1 - NA-DISSNT  
 Filed: 12-22-2014 @ 16:19:36  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

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2 - PDR-ADISS (Denied) - 04-09-2015  
 Filed: 01-02-2015 @ 15:26:23  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

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RESPONSE TO PDR-ADISS  
 Filed: 01-14-2015  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

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3 - MOTION TO WITHDRAW AS COUNSEL (Allowed) - 04-09-2015  
 Filed: 03-04-2015 @ 09:52:51  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Ms. Robin Tatum Currin  
 CURRIN & CURRIN

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4 - M-EXT-BR (Allowed) - 04-15-2015  
 Filed: 04-14-2015 @ 15:50:42  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

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5 - M-AMICUS (Allowed) - 05-29-2015  
 Filed: 05-28-2015 @ 15:33:31  
 FOR: Amicus Second Amendment Foundation, Inc.  
 BY : Mr. Camden R. Webb  
 WILLIAMS MULLEN

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6 - OTHER BRIEF AMICUS  
 Filed: 05-28-2015 @ 15:35:01  
 FOR: Amicus Second Amendment Foundation, Inc.  
 BY : Mr. Camden R. Webb  
 WILLIAMS MULLEN

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7 - APPELLANT BRIEF  
 Filed: 06-01-2015 @ 14:06:54  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

8 - MOTION TO STRIKE SECOND AMENDMENT FOUNDATION, INC.'S AMICUS CURIAE BRIEF (Dismissed as moot) - 11-05-2015  
 Filed: 06-02-2015 @ 09:16:24  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

9 - M-EXT-BR (Allowed) - 07-01-2015  
 Filed: 06-24-2015 @ 13:18:42  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

10 - APPELLEE BRIEF  
 Filed: 08-03-2015 @ 15:47:26  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

11 - MOTION TO AMEND CERTIFICATE OF SERVICE ON NEW BRIEF (Allowed) - 08-24-2015  
 Filed: 08-12-2015 @ 09:38:51  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

12 - MOTION TO AMEND RECORD ON APPEAL (Dismissed as moot) - 11-05-2015  
 Filed: 08-20-2015 @ 15:49:53  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

RESPONSE TO MOTION TO AMEND RECORD ON APPEAL  
 Filed: 08-26-2015  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

13 - APPELLANT BRIEF REPLY  
 Filed: 08-20-2015 @ 15:56:15  
 FOR: Petitioner-Appellant Byrd, Aaron, et al  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

14 - MOTION TO STRIKE PROPOSED AMENDMENT TO RECORD ON APPEAL (Dismissed as moot) - 11-05-2015  
 Filed: 08-26-2015 @ 10:59:30  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

15 - MOTION TO STRIKE REPLY BRIEF (Dismissed as moot) - 11-05-2015  
 Filed: 08-26-2015 @ 11:00:25  
 FOR: Respondent-Appellee Franklin County (NC)  
 BY : Mr. Aubrey S. Tomlinson, Jr.  
 DAVIS, STURGES & TOMLINSON

RESPONSE TO MOTION TO STRIKE REPLY BRIEF  
 Filed: 08-31-2015  
 BY : Mr. George B. Currin  
 CURRIN & CURRIN

**Financial Information**

**Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
12-29-2014	Printing	42.00	42.00	NOTICE	24	R041003315	04-17-2015
06-02-2015	Printing	85.75	85.75	APPELLANT BRIEF	49	R061001515	06-15-2015
08-24-2015	Printing	64.75	64.75	APPELLANT BRIEF	37	R091001815	09-03-2015
09-28-2015	Bond	250.00	250.00			R101003915	10-13-2015
09-28-2015	Docket Fee	10.00	10.00			R101004015	10-13-2015

06-02-2015	Printing	24.50	24.50	OTHER BRIEF	14	R061003715	06-23-2015
08-05-2015	Printing	89.25	89.25	APPELLEE BRIEF	51	R081001415	08-13-2015
12-02-2015	Assess	211.50	211.50			R011000316	01-06-2016

**Payments**

Payment Date	Payment Type	Amount	Check Number
01-12-2016	Disburse	452.50	4163

**Parties**

Party Name	Role
Byrd, Aaron	Petitioner-Appellant
Coombs, Eric	Petitioner-Appellant
Franklin County (NC)	Respondent-Appellee
Byrd, Aaron, et al	Petitioner-Appellant

**Attorneys**

**Attorney for Respondent-Appellee - Franklin County (NC)**

[Mr. Aubrey S. Tomlinson, Jr.] [Primary Attorney] [Signed Brief]  
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