

SUPREME COURT OF NORTH CAROLINA

Docket Sheet

Kornegay Family Farms, LLC, et al. v Cross Creek Seed, Inc.

Case Number: 187PA16

As of: 05/29/2023

Case Closed: Yes

Close Date: 09-07-2017

Case Type: Civil (Business)

KORNEGAY FAMILY FARMS, LLC

v

CROSS CREEK SEED, INC.

MICHAEL CLAYTON

v

CROSS CREEK SEED, INC.

EDWARDS & FOSTER FARMS

v

CROSS CREEK SEED, INC.

MATTHEW W. GRISSOM and T. WAYNE GRISSOM

v

CROSS CREEK SEED, INC.

DAVID LEE SMITH

v

CROSS CREEK SEED, INC.

RICKY SNOW

v

CROSS CREEK SEED, INC.

TRENT WILSON FARMS, LLC

v

CROSS CREEK SEED, INC.

W.I. WELLONS & SONS, LLC and W. BRYANT WELLONS

v

CROSS CREEK SEED, INC.

Docket Date: 05-13-2016 **Acquired Date:** 05-13-2016
Bond Collected: Yes **Docket Fee:** No **Pauper:** No **Rule 16b:** No

History

Venue: Johnston (11B) **Previous Venue:** N.C. Business Court (200)

Lower Court Number(s)

Location: N.C. Business Court (200)

Judge:

Case #: 15CVS1646

Location: Harnett (11A)

Judge:

Case #: 15CVS1202

Location: Surry (17B)

Judge:

Case #: 15CVS939

Location: Vance (09)

Judge:

Case #: 15CVS551

Location: Franklin (09)

Judge:

Case #: 15CVS427 15CVS428

Location: Person (09A)

Judge:

Case #: 15CVS338

Location: Johnston (11B)

Judge:

Case #: 15CVS1646 15CVS2064

Tracking/Argue

Argue Date: 04-10-2017 #

Opinion

Opinion Date: 08-18-2017 Cert Date: 09-07-2017

Author: Honorable Barbara Jackson

Decision: Affirmed

Opinion Notes:

Opinion Pages: 16 Opinion Cost: \$ 3.20

Cite: 370 NC 23

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=1&pdf=35902>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) PWC-B	05-13-2016					06-02-2016	Allowed	09-22-2016
(2) M-AMICUS	05-13-2016						Allowed	09-22-2016
(3) M-EXT-BR	09-28-2016						Allowed	09-29-2016
(4) M-GEN	11-07-2016						Allowed	11-08-2016
(5) RECORD	11-08-2016					11-10-2016		
(6) AMICUS	11-23-2016					11-29-2016		
(7) APPELLANT BRIEF	11-23-2016					11-29-2016		
(8) APPELLEE BRIEF	12-28-2016					01-05-2017		
(9) M-AMICUS	12-28-2016						Allowed	12-29-2016
(10) M-AMICUS	12-28-2016						Allowed	12-29-2016
(11) AMICUS	12-28-2016					12-30-2016		
(12) AMICUS	12-28-2016					12-30-2016		
(13) M-EXT-BR	01-05-2017						Allowed	01-06-2017
(14) REPLY	01-31-2017					02-02-2017		

1 - PWC-B (Allowed) - 09-22-2016
 Filed: 05-13-2016 @ 10:31:59
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

RESPONSE TO PWC-B
 Filed: 05-26-2016
 BY : Mr. L. Neal Ellis, Jr.
 ELLIS & PARKER PLLC

2 - M-AMICUS (Allowed) - 09-22-2016
 Filed: 05-13-2016 @ 15:48:21
 FOR: Amicus N.C. Association of Defense Attorneys
 BY : Mr. Matthew Nis Leerberg
 SMITH MOORE LEATHERWOOD, LLP

3 - M-EXT-BR (Allowed) - 09-29-2016
 Filed: 09-28-2016 @ 17:19:48
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik

4 - MOTION FOR LEAVE TO FILE RECORD ON APPEAL (Allowed) - 11-08-2016
 Filed: 11-07-2016 @ 17:03:54
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

5 - RECORD

Filed: 11-08-2016 @ 10:01:33
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

6 - OTHER BRIEF AMICUS

Filed: 11-23-2016 @ 14:24:01
 FOR: Amicus N.C. Association of Defense Attorneys
 BY : Mr. Matthew Nis Leerberg
 SMITH MOORE LEATHERWOOD, LLP

7 - APPELLANT BRIEF

Filed: 11-23-2016 @ 18:12:47
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

8 - APPELLEE BRIEF

Filed: 12-28-2016 @ 09:51:58
 FOR: Plaintiff-Appellee Kornegay Family Farms, LLC, et al.
 BY : Mr. L. Neal Ellis, Jr.
 ELLIS & PARKER PLLC

9 - M-AMICUS (Allowed) - 12-29-2016

Filed: 12-28-2016 @ 09:11:35
 FOR: Amicus N.C. Advocates for Justice
 BY : Mr. Jon Ward
 PINTO, COATES, KYRE & BOWERS, PLLC

10 - M-AMICUS (Allowed) - 12-29-2016

Filed: 12-28-2016 @ 15:33:14
 FOR: Amicus N.C. Farm Bureau Federation, Inc., et al.
 BY : Mr. Phillip Jacob Parker, Jr.
 North Carolina Farm Bureau

11 - OTHER BRIEF AMICUS

Filed: 12-28-2016 @ 09:12:33
 FOR: Amicus N.C. Advocates for Justice
 BY : Mr. Jon Ward
 PINTO, COATES, KYRE & BOWERS, PLLC

12 - OTHER BRIEF AMICUS

Filed: 12-28-2016 @ 15:34:09
 FOR: Amicus N.C. Farm Bureau Federation, Inc., et al.
 BY : Mr. Phillip Jacob Parker, Jr.
 North Carolina Farm Bureau

13 - M-EXT-BR (Allowed) - 01-06-2017

Filed: 01-05-2017 @ 14:20:50
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

14 - APPELLANT BRIEF REPLY

Filed: 01-31-2017 @ 16:20:27
 FOR: Defendant-Appellant Cross Creek Seed, Inc.
 BY : Mr. Andrew H. Erteschik
 POYNER & SPRUILL, LLP

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
06-02-2016	Printing	353.50	353.50	PETITION	205	R061004616	06-08-2016
06-09-2016	Docket Fee	10.00	10.00			R061006816	06-15-2016
09-30-2016	Bond	250.00	250.00			R101000816	10-04-2016
11-10-2016	Printing	1503.25	1503.25	RECORD	859	R111003316	11-28-2016

11-29-2016	Printing	187.25	187.25	APPELLANT BRIEF	107	R121001316	12-05-2016
02-02-2017	Printing	112.00	112.00	APPELLANT BRIEF	64	R021001617	02-13-2017
12-30-2016	Printing	33.25	33.25	OTHER BRIEF	19	R011003317	01-17-2017
11-29-2016	Printing	70.00	70.00	OTHER BRIEF	40	R121003816	12-13-2016
01-05-2017	Printing	96.25	96.25	APPELLEE BRIEF	55	R011004417	01-23-2017
12-30-2016	Printing	71.75	71.75	OTHER BRIEF	41	R011000317	01-11-2017

Payments

Payment Date	Payment Type	Amount	Check Number
09-12-2017	Disburse	96.25	4264
09-12-2017	Disburse	144.75	4263

Parties

Party Name	Role
Cross Creek Seed, Inc.	Defendant-Appellant
Kornegay Family Farms, LLC	Plaintiff-Appellee
Clayton, Michael	Plaintiff-Appellee
Edwards \$ Foster Farms	Plaintiff-Appellee
Kornegay Family Farms, LLC, et al.	Plaintiff-Appellee
Grissom, Matthew W.	Plaintiff-Appellee
Grissom, T. Wayne	Plaintiff-Appellee
Smith, David Lee	Plaintiff-Appellee
Snow, Ricky	Plaintiff-Appellee
Trent Wilson Farms, LLC	Plaintiff-Appellee
W.I. Wellons & Sons, LLC	Plaintiff-Appellee
Wellons, W. Bryant	Plaintiff-Appellee

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