

SUPREME COURT OF NORTH CAROLINA

Docket Sheet

United Daughters of the Confederacy, NC Division, Inc., et al. v City of Winston-Salem, et al.

Case Number: 21A21
As of: 04/25/2024
Case Closed: Yes **Close Date:** 01-05-2023 **Case Type:** Civil (Tort, Contract, Real Property)

UNITED DAUGHTERS OF THE CONFEDERACY, NORTH CAROLINA DIVISION, INC. and JAMES B. GORDON CHAPTER #211 OF THE UNITED DAUGHTERS OF THE CONFEDERACY, NORTH CAROLINA DIVISION, INC.

v

CITY OF WINSTON-SALEM, by and through ALLEN JOINES, MAYOR OF WINSTON-SALEM, NORTH CAROLINA, COUNTY OF FORSYTH, by and through DAVID R. PLYER, CHAIRMAN OF THE BOARD OF COMMISSIONERS, and WINSTON COURTHOUSE, LLC

Docket Date: 01-14-2021 **Acquired Date:** 01-14-2021
Bond Collected: No **Docket Fee:** No **Pauper:** No **Rule 16b:** No

History

Venue: Forsyth (31) **Previous Venue:** N.C. Court of Appeals (200)

Lower Court Number(s)

Location: N.C. Court of Appeals (200)
Judge: Wanda G. Bryant
Case #: 19-947

Location: Forsyth (31)
Judge: Eric C. Morgan
Case #: 19CVS725

Tracking/Argue

Argue Date: 08-29-2022 #

Opinion

Opinion Date: 12-16-2022 **Cert Date:** 01-05-2023
Author: Honorable Sam J. Ervin, IV
Decision: Affirmed in Part, Reversed in Part, and Remanded
Opinion Notes: Chief Justice Newby concurring in the result only; Justices Berger and Barringer join in this concurring opinion.
Opinion Pages: 68 **Opinion Cost:** \$ 13.60
Cite: 383 NC 612
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=1&pdf=41966>

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	01-14-2021					01-14-2021		
(2) MISCELLANEOUS	01-21-2021							
(3) APPELLANT BRIEF	02-18-2021					02-23-2021		
(4) NOTICE OF APPEARANCE	02-19-2021							
(5) M-EXT-BR	02-19-2021						Allowed	02-19-2021
(6) APPELLEE BRIEF	04-21-2021					05-07-2021		
(7) APPELLEE BRIEF	04-21-2021					05-07-2021		
(8) APPELLEE BRIEF	04-21-2021					05-07-2021		
(9) M-AMICUS	04-21-2021						Allowed	04-22-2021
(10) AMICUS	04-21-2021					05-07-2021		
(11) CORRESPONDENCE	10-29-2021							
(12) M-AMICUS	04-06-2022						Allowed	04-07-2022
(13) AMICUS	04-06-2022					04-08-2022		
(14) M-GEN	04-07-2022						Allowed	04-07-2022
(15) M-EXT-BR	04-11-2022						Allowed	04-12-2022
(16) SIGNATURE PAGE	04-13-2022							
(17) REPLY	06-06-2022					06-07-2022		
(18) ADD-AUTH	08-25-2022							
(19) ADD-AUTH	08-29-2022							
(20) ADD-AUTH	09-01-2022							
(21) M-GEN	09-01-2022				09-07-2022		Denied	12-13-2022

1 - NA-DISSNT

Filed: 01-14-2021 @ 10:48:14

FOR: Plaintiff-Appellant United Daughters of the Confederacy, NC Division, Inc.

BY : Mr. James A. Davis

JAMES A. DAVIS & ASSOCIATES

2 - MISCELLANEOUS

Filed: 01-21-2021 @ 15:37:38

FOR:

BY : N.C. Supreme Court Clerk

3 - APPELLANT BRIEF

Filed: 02-18-2021 @ 09:43:26

FOR: Plaintiff-Appellant United Daughters of the Confederacy, NC Division, Inc.

BY : Mr. James A. Davis

JAMES A. DAVIS & ASSOCIATES

4 - NOTICE OF APPEARANCE

Filed: 02-19-2021 @ 15:04:03

FOR: Defendant-Appellee Winston Courthouse, LLC

BY : Mr. Lorin J. Lapidus

NELSON MULLINS RILEY & SCARBOROUGH LLP

5 - M-EXT-BR (Allowed) - 02-19-2021

Filed: 02-19-2021 @ 15:05:33

FOR: Defendant-Appellee Winston Courthouse, LLC

BY : Mr. Lorin J. Lapidus

NELSON MULLINS RILEY & SCARBOROUGH LLP

6 - APPELLEE BRIEF

Filed: 04-21-2021 @ 11:51:23

FOR: Defendant-Appellee Winston Courthouse, LLC

BY : Ms. Jodi D. Hildebran

ALLMAN SPRY DAVIS LEGGETT & CRUMPLER, P.A.

7 - APPELLEE BRIEF

Filed: 04-21-2021 @ 12:06:34

FOR: Defendant-Appellee County of Forsyth

BY : Mr. B. Gordon Watkins, III

8 - APPELLEE BRIEF

Filed: 04-21-2021 @ 12:24:52

FOR:

BY : Mr. Jerry N. Kontos

CITY OF WINSTON-SALEM

9 - M-AMICUS (Allowed) - 04-22-2021

Filed: 04-21-2021 @ 16:37:07

FOR: Amicus Chatham for All, et al.

BY : Mr. Mark Dorosin

LAWYERS' COMMITTEE FOR CIVIL RIGHTS UNDER LAW

10 - OTHER BRIEF AMICUS

Filed: 04-21-2021 @ 16:38:31

FOR: Amicus Chatham for All, et al.

BY : Mr. Mark Dorosin

LAWYERS' COMMITTEE FOR CIVIL RIGHTS UNDER LAW

11 - CORRESPONDENCE

Filed: 10-29-2021 @ 15:54:42

FOR: Plaintiff-Appellant United Daughters of the Confederacy, NC Division, Inc.

BY : Mr. James A. Davis

JAMES A. DAVIS & ASSOCIATES

12 - M-AMICUS (Allowed) - 04-07-2022

Filed: 04-06-2022 @ 17:07:41

FOR: Amicus Sons of Confederate Soldiers

BY : Mr. Matthew R. Joyner

13 - OTHER BRIEF AMICUS

Filed: 04-06-2022 @ 17:07:40

FOR: Amicus Sons of Confederate Soldiers

BY : Mr. Matthew R. Joyner

14 - Sons of Confederate Soldiers' Motion to Deem Amicus Brief Timely (Allowed) - 04-07-2022

Filed: 04-07-2022 @ 14:56:43

FOR: Amicus Sons of Confederate Soldiers

BY : Mr. Matthew R. Joyner

15 - M-EXT-BR (Allowed) - 04-12-2022

Filed: 04-11-2022 @ 13:37:16

FOR: Defendant-Appellee Winston Courthouse, LLC

BY : Mr. Lorin J. Lapidus

NELSON MULLINS RILEY & SCARBOROUGH

16 - SIGNATURE PAGE

Filed: 04-13-2022 @ 15:55:18

FOR: Amicus Sons of Confederate Soldiers

BY : Mr. Henry Edward Phillips, III

THE LAW OFFICE OF H. EDWARD PHILLIPS, PLLC

17 - APPELLEE BRIEF REPLY

Filed: 06-06-2022 @ 11:49:20

FOR: Defendant-Appellee Winston Courthouse, LLC

BY : Mr. Lorin J. Lapidus

NELSON MULLINS RILEY & SCARBOROUGH

18 - MEMOS ADD-AUTH
 Filed: 08-25-2022 @ 14:26:47
 FOR: Defendant-Appellee Winston Courthouse, LLC
 BY : Mr. Lorin J. Lapidus
 NELSON MULLINS RILEY & SCARBOROUGH LLP

19 - MEMOS ADD-AUTH
 Filed: 08-29-2022 @ 14:32:45
 FOR: Plaintiff-Appellant United Daughters of the Confederacy, NC Division, Inc.
 BY : Mr. James A. Davis
 JAMES A. DAVIS & ASSOCIATES

20 - MEMOS ADD-AUTH
 Filed: 09-01-2022 @ 08:20:23
 FOR: Defendant-Appellee Winston Courthouse, LLC
 BY : Mr. Lorin J. Lapidus
 NELSON MULLINS RILEY & SCARBOROUGH LLP

21 - Plaintiff's Motion to Strike Memorandum of Additional Authority Dated September 1, 2022 (Denied) - 12-13-2022
 Filed: 09-01-2022 @ 16:03:28
 FOR: Plaintiff-Appellant United Daughters of the Confederacy, NC Division, Inc.
 BY : Mr. James A. Davis
 JAMES A. DAVIS & ASSOCIATES

RESPONSE TO Plaintiff's Motion to Strike Memorandum of Additional Authority Dated September 1, 2022
 Filed: 09-07-2022
 BY : Mr. Lorin J. Lapidus
 NELSON MULLINS RILEY & SCARBOROUGH LLP

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
06-07-2022	Printing	21.00	21.00	APPELLEE BRIEF	12	R061002522	06-14-2022
01-14-2021	Printing	57.75	57.75	NOTICE	33	R021007021	02-23-2021
01-14-2021	Docket Fee	10.00	10.00			R021008621	02-25-2021
02-23-2021	Printing	77.00	77.00	APPELLANT BRIEF	44	R031004521	03-10-2021
01-06-2023	Assess	213.75	0.00				
05-07-2021	Printing	66.50	66.50	APPELLEE BRIEF	38	R051001321	05-11-2021
05-07-2021	Printing	80.50	80.50	APPELLEE BRIEF	46	R051003221	05-21-2021
05-07-2021	Printing	36.75	36.75	APPELLEE BRIEF	21	R051002821	05-21-2021
05-07-2021	Printing	120.75	120.75	OTHER BRIEF	69	R051002621	05-21-2021
04-08-2022	Printing	35.00	35.00	OTHER BRIEF	20	R051003622	05-09-2022

Payments

Payment Date	Payment Type	Amount	Check Number
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Parties

Party Name	Role
United Daughters of the Confederacy, NC Division, Inc.	Plaintiff-Appellant
James B. Gordon Chapter #211	Plaintiff-Appellee
City of Winston-Salem	Defendant-Appellee

Joines Allen (Mayor)	Defendant-Appellee
County of Forsyth	Defendant-Appellee
Plyer, David R. (Chairman)	Defendant-Appellee
Winston Courthouse, LLC	Defendant-Appellee

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