

North Carolina Court of Appeals

Docket Sheet

DOT v Haggerty, et al

Case Number: 96-1303

As of: 05/01/2024

Case Closed: Yes

Close Date: 10-27-1997

Case Type: Civil (Civil_othr)

Mediation: No

DEPARTMENT OF TRANSPORTATION
Plaintiff,

v

RICHARD C. HAGGERTY, JR.,
Defendants.

DEPARTMENT OF TRANSPORTATION
Plaintiff,

v

MARILYN A. MCINTOSH, individually
and as Custodian for Bonnie
McIntosh and Betsy McIntosh; BONNIE
MCINTOSH; BETSY MCINTOSH;
AND ALEXANDER MCINTOSH,
Defendants.

DEPARTMENT OF TRANSPORTATION
Plaintiff,

v

HOWARD FRANKLIN WILLARD, JR.
AND WIFE, VIVIAN WILLARD,
Defendants.

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

v

WILLIAM F. STEVENS AND WIFE,
NANCY J. STEVENS; EUGENE W.
PURDOM, TRUSTEE; AND
SOUTHERN NATIONAL BANK OF
NORTH CAROLINA,
Defendants

Docket Date: 11-08-1996 **File Date:** 11-01-1996 **File Time:** 08:37 **Acquired Date:** 11-01-1996
Bond Collected: Yes **Docket Fee:** Yes **Pauper:** No Print Deposit: No **State Appeals:** No

History

Venue: Guilford (24) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Guilford (24)
 Judge: Howard R. Greeson
 Case #: 93CVS1539 93CVS7569 93CVS4203 93CVS7027

Tracking/Argue

Argue Date: 08-19-1997 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 10-07-1997 Cert Date: 10-27-1997
 Author: Honorable Sidney S. Eagles, Jr.
 Decision: Affirmed
 Opinion Notes: By order dated 20 October 1997 the Court ordered that the opinion in the above referenced case previously filed on 7 October 1997, as a unpublished opinion, be published.
 Opinion Pages: 5 Opinion Cost: \$ 1.00
 Cite: 127 NC App 499
 Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=13142>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	11-01-1996					11-25-1996		
(2) MOTION	12-13-1996	12-11-1996					Allowed	12-16-1996
(3) APPELLANT BRIEF	01-28-1997	01-27-1997				02-12-1997		
(4) INFORM SHT	01-28-1997	01-17-1997						
(5) MOTION	02-27-1997	02-27-1997					Allowed	02-27-1997
(6) APPELLEE BRIEF	03-12-1997	03-12-1997				03-18-1997		
(7) MOTION	06-27-1997	06-26-1997					Allowed	06-27-1997
(8) MOTION	10-16-1997	10-16-1997					Allowed	10-20-1997

1 - RECORD
 Filed: 11-01-1996 @ 08:37:00
 FOR: Defendant-Appellant Haggerty, Jr., et al
 BY : Mr. Stanley F. Hammer
 WYATT, EARLY, HARRIS, & WHEELER, LLP

2 - MOTION (Allowed) - 12-16-1996
Filed: 12-13-1996 @ 12:00:00
FOR: Defendant-Appellant Haggerty, Jr., et al
BY : Mr. Stanley F. Hammer
WYATT, EARLY, HARRIS, & WHEELER, LLP

The following order was entered:

The motion filed in this cause on the 13th day of December 1996 and designated Motion for Extension of Time is allowed. Appellants' brief shall be filed on or before 27 January 1997.

By order of the Court this the 16th day of December 1996.

3 - APPELLANT BRIEF
Filed: 01-28-1997 @ 11:19:00
FOR: Defendant-Appellant Haggerty, Jr., et al
BY : Mr. Stanley F. Hammer
WYATT, EARLY, HARRIS, & WHEELER, LLP

4 - AIS INFORM SHT
Filed: 01-28-1997 @ 11:19:00
FOR: Defendant-Appellant Haggerty, Jr., et al
BY : Mr. Stanley F. Hammer
WYATT, EARLY, HARRIS, & WHEELER, LLP

5 - MOTION (Allowed) - 02-27-1997
Filed: 02-27-1997 @ 12:00:00
FOR: Plaintiff-Appellee Depart. of Transpora
BY : David R. Minges
N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 27th day of February 1997 and designated Motion For Extension of Time to File Plaintiff-Appellee's Brief is allowed. Plaintiff-appellee's brief shall be filed on or before 13 March 1997.

By order of the Court this the 27th day of February 1997.

6 - APPELLEE BRIEF
Filed: 03-12-1997 @ 04:41:00
FOR: Plaintiff-Appellee Depart. of Transpora
BY : David R. Minges
N.C. DEPARTMENT OF JUSTICE

7 - MOTION (Allowed) - 06-27-1997
Filed: 06-27-1997 @ 12:00:00
FOR: Defendant-Appellant Haggerty, Jr., et al
BY : Mr. Stanley F. Hammer
WYATT, EARLY, HARRIS, & WHEELER, LLP

The following order was entered:

The motion filed in this cause on the 27th day of June 1997 and designated Motion For Reconsideration of 30(f) Ruling is allowed to the end that the case will be orally argued on 26 August 1997.

By order of the Court this the 27th day of June 1997.

8 - MOTION (Allowed) - 10-20-1997
 Filed: 10-16-1997 @ 12:00:00
 FOR: Plaintiff-Appellee Depart. of Transpora
 BY : David R. Minges
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 16th day of October 1997 and designated Motion is allowed.

By order of the Court this the 20th day of October 1997.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
11-25-1996	Printing	372.75	372.75	RECORD	213	R112036696A	11-25-1996
02-12-1997	Printing	73.50	68.25	APPELLANT BRIEF	42	R022009597A	02-12-1997
02-12-1997	Balance	5.25	5.25	APPELLANT BRIEF	42	R022009697A	02-24-1997
03-18-1997	Printing	68.25	68.25	APPELLEE BRIEF	39	R032003197A	05-07-1997

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Haggerty, Richard C., Jr.	Defendant-Appellant
McIntosh, Marily A.	Defendant-Appellant
McIntosh, Bonnie	Defendant-Appellant
McIntosh, Betsy	Defendant-Appellant
McIntosh, Alexander	Defendant-Appellant
Willard, Howard Franklin, Jr.	Defendant-Appellant
Willard, Howard Franklin, Jr.	Defendant-Appellant
Stevens, William f.	Defendant-Appellee
Stevens, William f.	Defendant-Appellee
Purdom, Eugene W.	Defendant-Appellant
Southern National Bank of N.C.	Defendant-Appellant
Depart. of Transpora	Plaintiff-Appellee

Attorneys

Attorney for Defendant-Appellant - Haggerty, Jr., et al

Mr. Stanley F. Hammer [Primary Attorney]

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Mr. Frank B. Wyatt

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