

# North Carolina Court of Appeals

## Docket Sheet

Simmons v NCDOT

**Case Number:** 97-422

**As of:** 05/01/2024

**Case Closed:** Yes

**Close Date:** 02-09-1998

**Case Type:** Civil (Civil\_othr)

**Mediation:** No

EDWARD EARL SIMMONS,  
Plaintiff,

v

NORTH CAROLINA DEPARTMENT  
OF TRANSPORTATION,  
Defendant.

**Docket Date:** 04-16-1997

**File Date:** 04-02-1997

**File Time:** 03:25

**Acquired Date:** 04-02-1997

**Bond Collected:** No

**Docket Fee:** Yes

**Pauper:** No

Print Deposit: No

**State Appeals:** Yes

### History

**Venue:** N.C. Industrial Commission (204)

**Heard In:** N.C. Industrial Commission

**To SC:**

**From SC:**

### Lower Court Number(s)

Location: N.C. Industrial Commission (204)

Judge:

Case #: TA13384

### Tracking/Argue

**Argue Date:** 12-03-1997 #

### Opinion

Opinion Date: 01-20-1998

Cert Date: 02-09-1998

Author: Honorable Ralph A. Walker

Decision: Affirmed

Opinion Notes:

Opinion Pages: 10

Opinion Cost: \$ 2.00

Cite: 128 NC App 402

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=13744>

### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	04-02-1997					05-05-1997		
(2) APPELLANT BRIEF	06-04-1997	06-04-1997				06-23-1997		

(3) INFORM SHT	06-04-1997						
(4) APPELLEE BRIEF	06-30-1997	06-27-1997				07-08-1997	

**1 - RECORD**

Filed: 04-02-1997 @ 03:25:00

FOR: Plaintiff-Appellant State of North Carolina.

BY : Ms. M.A. Kelly Chambers

**2 - APPELLANT BRIEF**

Filed: 06-04-1997 @ 04:27:00

FOR: Plaintiff-Appellant State of North Carolina.

BY : Ms. M.A. Kelly Chambers

**3 - AIS INFORM SHT**

Filed: 06-04-1997 @ 04:27:00

FOR: Plaintiff-Appellant State of North Carolina.

BY : Ms. M.A. Kelly Chambers

**4 - APPELLEE BRIEF**

Filed: 06-30-1997 @ 08:39:00

FOR: Plaintiff-Appellee NCDOT

BY : Mr. Stephen E. Culbreth  
YOW, CULBRETH & FOX**Financial Information****Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
07-08-1997	Printing	40.25	40.25	APPELLEE BRIEF	23	R072010497A	07-08-1997
05-05-1997	Printing	94.50	94.50	RECORD	54	R052022797A	07-09-1997
06-23-1997	Printing	50.75	50.75	APPELLANT BRIEF	29	R062024797A	07-17-1997

**Exhibits****Parties**

Party Name

Role

Simmons, Edward Earl

Plaintiff-Appellee

N.C. Department of Transportation

Defendant-Appellant

NCDOT

Plaintiff-Appellee

State of North Carolina.

Plaintiff-Appellant

**Attorneys****Attorney for Plaintiff-Appellee - NCDOT**

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