

# North Carolina Court of Appeals

## Docket Sheet

DOT v Stewart

**Case Number:** 98-229

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

**Case Closed:** Yes

**Close Date:** 06-02-1998

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

**Mediation:** No

DEPARTMENT OF TRANSPORTATION,

Plaintiff,

v

ANN STEWART,

Defendant.

<b>Docket Date:</b>	02-24-1998	<b>File Date:</b>	02-23-1998	<b>File Time:</b>	08:44	<b>Acquired Date:</b>	02-23-1998
<b>Bond Collected:</b>	Yes	<b>Docket Fee:</b>	Yes	<b>Pauper:</b>	No	<b>Print Deposit:</b>	No
						<b>State Appeals:</b>	No

### History

**Venue:** Buncombe (40) **Heard In:** Superior Court

**To SC:** **From SC:**

### Lower Court Number(s)

**Location:** Buncombe (40)

**Judge:** J. Marlene Hyatt

**Case #:** 92CVS2126

### Tracking/Argue

### Opinion

### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
----------	------------	-----------------	-------------	-----------	-------------	------------	--------	-------------

(1) RECORD	02-23-1998					03-03-1998		
(2) APPELLANT BRIEF	04-06-1998	04-08-1998				04-22-1998		
(3) INFORM SHT	04-13-1998	04-07-1998						
(4) MOTION	05-21-1998	05-18-1998		06-02-1998			Allowed	06-02-1998

**1 - RECORD**

Filed: 02-23-1998 @ 08:44:00

FOR: Defendant-Appellant Ann Stewart

BY : Mr. Robert B. Long, Jr.

LONG, PARKER &amp; WARREN, PA

**2 - APPELLANT BRIEF**

Filed: 04-06-1998 @ 08:27:00

FOR: Defendant-Appellant Ann Stewart

BY : Mr. Robert B. Long, Jr.

LONG, PARKER &amp; WARREN, PA

**3 - AIS INFORM SHT**

Filed: 04-13-1998 @ 08:33:00

FOR: Defendant-Appellant Ann Stewart

BY : Mr. Robert B. Long, Jr.

LONG, PARKER &amp; WARREN, PA

**4 - MOTION (Allowed) - 06-02-1998**

Filed: 05-21-1998 @ 12:00:00

FOR: Defendant-Appellant Ann Stewart

BY : Mr. Robert B. Long, Jr.

LONG, PARKER &amp; WARREN, PA

The following order was entered:

The motion filed in this cause on the 21st day of May 1998 and designated Motion to Dismiss Appeal, Refund of Appeal Bond, and Taxing of Costs is allowed. Appeal dismissed. Plaintiff-appellee to pay costs.

By order of the Court this the 2nd day of June 1998.

And it is considered and adjudged further, that the PLAINTIFF-APPELLEE DO PAY the costs of the appeal in this Court incurred, it wit, the sum of ONE HUNDRED FOUR AND 75/100 dollars (\$104.75), and execution issue therefore.

**Financial Information****Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
03-03-1998	Printing	57.75	56.00	RECORD	33	R032027198A	03-03-1998
03-03-1998	Balance	1.75	1.75	RECORD	33	R032027298A	03-12-1998
04-22-1998	Printing	28.00	26.00	APPELLANT BRIEF	16	R042024598A	04-22-1998
04-22-1998	Balance	2.00	2.00	APPELLANT BRIEF	16	R042024698A	05-05-1998

**Exhibits****Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Stewart, Ann	Defendant-Appellant
Ann Stewart	Defendant-Appellant
DOT	Plaintiff-Appellee

**Attorneys**

---

**Attorney for Defendant-Appellant - Ann Stewart**

Mr. Robert B. Long, Jr. [Primary Attorney]

Attorney at Law

fran@longparker.com

Kimberly A. Lyda

LONG, PARKER & WARREN, PA

P.O. Box 7216

Asheville, NC 28802

---

**Attorney for Plaintiff-Appellee - DOT**

Mr. James P. Erwin, Jr. [Primary Attorney]

Special Deputy Attorney General

11 North Market Street

Suite 203

Asheville, NC 28801

(704) 251-6083

---