

North Carolina Court of Appeals

Docket Sheet

DOT v Hilliard

Case Number: 01-225

As of: 05/01/2024

Case Closed: Yes

Close Date: 05-06-2002

Case Type: Civil (Civil_othr)

Mediation: No

DEPARTMENT OF TRANSPORTATION,
Plaintiff

v

GEORGE HILLIARD,
Defendant

Docket Date: 02-20-2001

File Date: 02-19-2001

File Time: 12:42

Acquired Date: 02-19-2001

Bond Collected: No

Docket Fee: Yes

Pauper: No

Print Deposit: No

State Appeals: Yes

History

Venue: Moore (29)

Heard In: Superior Court

To SC:

From SC: 02-27-2003

Lower Court Number(s)

Location: Moore (29)

Judge: A. Moses Massey

Case #: 99CVS410

Tracking/Argue

Argue Date: 02-11-2002 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 04-16-2002

Cert Date: 05-06-2002

Author: Honorable Sidney S. Eagles, Jr.

Decision: Affirmed in part, reversed and remanded in part

Opinion Notes:

Opinion Pages: 10

Opinion Cost: \$ 2.00

Cite: 149 NC App 972

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=19302>

Documents

Document	Date Recvd	Cert of Service	Rec/Brt Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	02-19-2001					03-08-2001		
(2) INFORM SHT	02-26-2001	02-26-2001						

(3) MOTION	03-30-2001	03-30-2001					Allowed	04-02-2001
(4) APPELLANT BRIEF	05-02-2001	05-02-2001				05-24-2001		
(5) MOTION	05-25-2001	05-24-2001					Allowed	05-25-2001
(6) APPELLEE BRIEF	07-10-2001	07-05-2001				07-20-2001		
(7) MOTION	07-16-2001	07-16-2001		07-30-2001			Allowed	08-01-2001
(8) MOTION	07-16-2001	07-16-2001		07-30-2001			Allowed	08-01-2001
(9) ADDENDUM	08-01-2001					08-21-2001		

1 - RECORD

Filed: 02-19-2001 @ 12:42:00
FOR: Plaintiff-Appellant DOT
BY : Mr. Fred Lamar

2 - AIS INFORM SHT

Filed: 02-26-2001 @ 03:34:00
FOR: Plaintiff-Appellant DOT
BY : Mr. Fred Lamar

3 - MOTION (Allowed) - 04-02-2001

Filed: 03-30-2001 @ 12:00:00
FOR: Plaintiff-Appellant DOT
BY : Mr. Fred Lamar

The following order was entered:

The motion filed in this cause on the 30th day of March 2001 and designated Motion For Extension Of Time To File Plaintiff-Appellant's Brief is allowed. Plaintiff-appellant's brief shall be filed on or before 7 May 2001. No further extensions of time to file plaintiff-appellant's brief shall be allowed in the absence of a showing of extraordinary cause.

By order of the Court this the 2nd day of April 2001.

4 - APPELLANT BRIEF

Filed: 05-02-2001 @ 10:48:00
FOR: Plaintiff-Appellant DOT
BY : Mr. Fred Lamar

5 - MOTION (Allowed) - 05-25-2001

Filed: 05-25-2001 @ 12:00:00
FOR: Defendant-Appellee George Hilliard
BY : Stephen S. Schmidly
MOSER SCHMIDLY & ROOSE

The following order was entered:

The motion filed in this cause on the 25th day of May 2001 and designated Motion For Extension Of Time is allowed. Defendant-appellee's brief shall be filed on or before 5 July 2001.

By order of the Court this the 25th day of May 2001.

6 - APPELLEE BRIEF

Filed: 07-10-2001 @ 08:57:00
FOR: Defendant-Appellee George Hilliard
BY : Mr. Marsh Smith
CUNNINGHAM, DEDMOND, PETERSEN & SMITH

7 - MOTION (Allowed) - 08-01-2001
 Filed: 07-16-2001 @ 12:00:00
 FOR: Plaintiff-Appellant DOT
 BY : Mr. Fred Lamar

The following order was entered:

The motion filed in this cause on the 16th day of July 2001 and designated Motion To Amend Record On Appeal is allowed. The attached pages shall be printed as an addendum to the record on appeal.
 By order of the Court this the 1st day of August 2001.

8 - MOTION (Allowed) - 08-01-2001
 Filed: 07-16-2001 @ 12:00:00
 FOR: Plaintiff-Appellant DOT
 BY : Mr. Fred Lamar

The following order was entered:

The motion filed in this cause on the 16th day of July 2001 and designated Motion To Amend Plaintiff-Appellant's Brief is allowed. Counsel for plaintiff-appellant shall make arrangements with the Clerk of this Court to personally amend each copy of the printed briefs to reflect the correct date.
 By order of the Court this the 1st day of August 2001.

9 - RECORD ADDENDUM
 Filed: 08-01-2001 @ 12:00:00
 FOR: Plaintiff-Appellant DOT
 BY : Mr. Fred Lamar

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
07-20-2001	Printing	91.00	91.00	APPELLEE BRIEF	52	R072042601A	07-27-2001
04-16-2002	Assess	216.00	216.00			R042028502A	05-15-2002
03-08-2001	Printing	413.00	413.00	RECORD	236	R032036701A	05-30-2001
05-24-2001	Printing	75.25	75.25	APPELLANT BRIEF	43	R052059101A	06-22-2001
08-21-2001	Printing	10.50	10.50	RECORD	6	R082047601A	11-07-2001
04-16-2002	Assess	4.50	4.50			R042028402A	04-24-2002

Payments

Payment Date	Payment Type	Amount	Check Number
05-29-2002	Disburse	211.50	22147

Exhibits

Parties

Party Name

Role

Department of Transportation	Plaintiff-Appellant
Hilliard, George	Defendant-Appellee
DOT	Plaintiff-Appellant
George Hilliard	Defendant-Appellee

Attorneys

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