

North Carolina Court of Appeals

Docket Sheet

Smith & Sons Paving Company v NC DOT

Case Number: 02-403
As of: 05/01/2024
Case Closed: Yes **Close Date:** 05-27-2003 **Case Type:** Civil (Civil_othr) **Mediation:** No

SMITH & SONS PAVING COMPANY,
 Plaintiff,

V

NORTH CAROLINA DEPARTMENT
 OF TRANSPORTATION,
 Defendant.

Docket Date: 04-04-2002 **File Date:** 03-22-2002 **File Time:** 02:48 **Acquired Date:** 03-22-2002
Bond Collected: Yes **Docket Fee:** Yes **Pauper:** No Print Deposit: No **State Appeals:** No

History

Venue: Wake (10) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Wake (10)
 Judge: Henry W. Hight
 Case #: 01CVS3264

Tracking/Argue

Argue Date: 02-10-2003 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 05-06-2003 Cert Date: 05-27-2003
 Author: Honorable Sidney S. Eagles, Jr.
 Decision: Affirmed
 Opinion Notes:
 Opinion Pages: 6 Opinion Cost: \$ 1.20
 Cite: 157 NC App 573
 Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=20905>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
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(1) RECORD	03-22-2002					04-24-2002		
(2) MOTION	05-23-2002	05-22-2002					Allowed	05-23-2002
(3) APPELLANT BRIEF	06-21-2002	06-20-2002				06-26-2002		
(4) INFORM SHT	06-25-2002	06-24-2002						
(5) MOTION	07-18-2002	07-18-2002					Allowed	07-18-2002
(6) APPELLEE BRIEF	08-26-2002	08-22-2002				09-04-2002		
(7) OTHER	04-08-2003						Special Order	04-08-2003

1 - RECORD

Filed: 03-22-2002 @ 02:48:00
 FOR: Plaintiff-Appellant Smith & Sons Paving Company
 BY : Harry R. Bivens
 SMITH, CURRIE & HANCOCK, LLP

2 - MOTION (Allowed) - 05-23-2002

Filed: 05-23-2002 @ 12:00:00
 FOR: Plaintiff-Appellant Smith & Sons Paving Company
 BY : Harry R. Bivens
 SMITH, CURRIE & HANCOCK, LLP

The following order was entered:

The motion filed in this cause on the 23rd day of May 2002 and designated Motion For Extension Of Time is allowed. Plaintiff-appellant's brief shall be filed on or before 24 June 2002.

By order of the Court this the 23rd day of May 2002.

3 - APPELLANT BRIEF

Filed: 06-21-2002 @ 08:50:00
 FOR: Plaintiff-Appellant Smith & Sons Paving Company
 BY : Harry R. Bivens
 SMITH, CURRIE & HANCOCK, LLP

4 - AIS INFORM SHT

Filed: 06-25-2002 @ 07:50:00
 FOR: Plaintiff-Appellant Smith & Sons Paving Company
 BY : Harry R. Bivens
 SMITH, CURRIE & HANCOCK, LLP

5 - MOTION (Allowed) - 07-18-2002

Filed: 07-18-2002 @ 12:00:00
 FOR: Defendant-Appellee NC DOT
 BY : Mr. Joseph E. Herrin

The following order was entered:

The motion filed in this cause on the 18th day of July 2002 and designated Motion To Extend Time To File Defendant-Appellee's is allowed. Defendant-appellee's brief shall be filed on or before 22 August 2002.

By order of the Court this the 18th day of July 2002.

6 - APPELLEE BRIEF

Filed: 08-26-2002 @ 08:58:00
 FOR: Defendant-Appellee NC DOT
 BY : Mr. Joseph E. Herrin

7 - OTHER (Special Order) - 04-08-2003

Filed: 04-08-2003 @ 11:25:00
 FOR: For the Court Farrar, Fletcher Lewis
 BY : Hon. S Eagles, Jr.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
09-04-2002	Printing	61.25	61.25	APPELLEE BRIEF	35	R092005902A	12-16-2002
04-04-2002	Bond	250.00	250.00			R042005302A	04-04-2002
04-04-2002	Docket Fee	10.00	10.00			R042005302A	04-04-2002
04-24-2002	Printing	234.50	236.25	RECORD	134	R042045202A	04-24-2002
06-26-2002	Printing	36.75	36.75	APPELLANT BRIEF	21	R062063402A	08-29-2002

Payments

Payment Date	Payment Type	Amount	Check Number
05-12-2003	Disburse	61.25	23801
05-12-2003	Disburse	179.75	23802

Exhibits

Parties

Party Name	Role
Smith & Sons Paving Company	Plaintiff-Appellant
NC Department Of Transportation	Defendant-Appellee
NC DOT	Defendant-Appellee

Attorneys

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