

North Carolina Court of Appeals

Docket Sheet

DOT v Elm Land Co.

Case Number: 03-468

As of: 04/30/2024

Case Closed: Yes

Close Date: 04-05-2004

Case Type: Civil (Civil_othr)

Mediation: Yes

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

V

ELM LAND COMPANY; FIRST AMERICAN
TITLE OF THE CAROLINAS, L.L.C., Trustee;
TEXTRON FINANCIAL CORPORATION; DAVID
L. HENDERSON, Trustee; CHARLOTTE
NATIONAL INVESTMENT COMPANY;
and CHARLOTTE GOLD LINKS, LLC,
Defendants.

Docket Date: 04-17-2003	File Date: 04-11-2003	File Time: 02:26	Acquired Date: 04-11-2003
Bond Collected: No	Docket Fee: Yes	Pauper: No	Print Deposit: No
			State Appeals: Yes

History

Venue: Mecklenburg (26)	Heard In: Superior Court
To SC:	From SC: 06-24-2004

Lower Court Number(s)

Location: Mecklenburg (26)

Judge: Marcus L. Johnson

Case #: 00CVS18104

Tracking/Argue

Argue Date: 01-13-2004 #

Opinion

Opinion Date: 03-16-2004 **Cert Date:** 04-05-2004

Author: Honorable Patricia Timmons-Goodson

Decision: Affirmed

Opinion Notes:

Opinion Pages: 14 **Opinion Cost:** \$ 2.80

Cite: 163 NC App 257

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=22492>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	04-11-2003					04-24-2003		
(2) MOTION	05-16-2003	05-16-2003					Allowed	05-19-2003
(3) APPELLANT BRIEF	06-19-2003	06-19-2003				06-26-2003		
(4) INFORM SHT	06-19-2003	06-19-2003						
(5) MOTION	07-03-2003	07-02-2003					Allowed	07-07-2003
(6) APPELLEE BRIEF	08-22-2003	08-22-2003				09-17-2003		
(7) MOTION	09-23-2003	09-18-2003					Allowed	09-24-2003
(8) APPELLEE BRIEF	09-23-2003	09-22-2003				10-13-2003		

1 - RECORD

Filed: 04-11-2003 @ 02:26:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

2 - MOTION (Allowed) - 05-19-2003

Filed: 05-16-2003 @ 12:00:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

The following order was entered:

The motion filed in this cause on the 16th day of May 2003 and designated Motion For Extension Of Time To File And Serve Plaintiff Appellant's Brief is allowed. Plaintiff-appellant's brief shall be filed on or before 26 June 2003.

By order of the Court this the 19th day of May 2003.

3 - APPELLANT BRIEF

Filed: 06-19-2003 @ 02:10:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

4 - AIS INFORM SHT

Filed: 06-19-2003 @ 02:10:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

5 - MOTION (Allowed) - 07-07-2003

Filed: 07-03-2003 @ 12:00:00

FOR: Defendant-Appellee Elm Land Company

BY : Mr. T. LaFontaine Odom, Sr.

THE ODOM FIRM

The following order was entered:

The motion filed in this cause on the 3rd day of July 2003 and designated Defendant Appellee's Motion For Extension Of Time To File Appellee's Brief is allowed. Defendant-appellee's brief shall be filed on or before 22 August 2003.

By order of the Court this the 7th day of July 2003.

6 - APPELLEE BRIEF
 Filed: 08-22-2003 @ 04:55:00
 FOR: Defendant-Appellee Elm Land Company
 BY : Mr. T. LaFontine Odom, Sr.
 THE ODOM FIRM

7 - MOTION (Allowed) - 09-24-2003
 Filed: 09-23-2003 @ 12:00:00
 FOR: Defendant-Appellee Elm Land Company
 BY : Mr. T. LaFontine Odom, Sr.
 THE ODOM FIRM

The following order was entered:

The motion filed in this cause on the 23rd day of September 2003 and designated Defendant Appellee's Motion To Amend Brief Filed Electronically With The North Carolina Court Of Appeals is allowed. Defendant-appellee's brief is stricken, and the attached brief shall be substituted and printed.

By order of the Court this the 24th day of September 2003.

8 - APPELLEE BRIEF
 Filed: 09-23-2003 @ 08:46:00
 FOR: Defendant-Appellee Elm Land Company
 BY : Mr. T. LaFontine Odom, Sr.
 THE ODOM FIRM

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
09-17-2003	Printing	70.00	70.00	APPELLEE BRIEF	40	R092038003A	12-29-2003
10-13-2003	Printing	148.75	145.25	APPELLEE BRIEF	85	R102022203A	10-13-2003
10-13-2003	Balance	3.50	3.50	APPELLEE BRIEF	85	R102022303A	12-29-2003
04-24-2003	Printing	196.00	196.00	RECORD	112	R042050303A	07-18-2003
06-04-2003	Docket Fee	10.00	10.00			R062002003A	06-04-2003
06-26-2003	Printing	117.25	117.25	APPELLANT BRIEF	67	R062058703A	07-25-2003
03-16-2004	Assess	157.75	157.75			R032023104A	03-26-2004

Payments

Payment Date	Payment Type	Amount	Check Number
03-29-2004	Disburse	148.75	26361

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Elm Land Company	Defendant-Appellee
First American Title of Carolinas	Defendant-Appellee

Textron Financial Corporation	Defendant-Appellee
Henderson, David L.	Defendant-Appellee
Charlotte National Investment Co.	Defendant-Appellee
Charlotte Gold Links, LLC	Defendant-Appellee

Attorneys

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