

# North Carolina Court of Appeals

## Docket Sheet

### DOT v Haywood Oil Company

**Case Number:** 08-420

**As of:** 04/30/2024

**Case Closed:** Yes

**Close Date:** 04-06-2009

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

**Mediation:** No

DEPARTMENT OF TRANSPORTATION,  
Plaintiff,

V

HAYWOOD OIL COMPANY,  
Defendant.

<b>Docket Date:</b> 04-22-2008	<b>File Date:</b> 04-17-2008	<b>File Time:</b> 08:56	<b>Acquired Date:</b> 04-17-2008
<b>Bond Collected:</b> Yes	<b>Docket Fee:</b> Yes	<b>Pauper:</b> No	Print Deposit: No <b>State Appeals:</b> No

**History**

<b>Venue:</b> Haywood (43)	<b>Heard In:</b> Superior Court
<b>To SC:</b>	<b>From SC:</b>

**Lower Court Number(s)**

Location: Haywood (43)  
 Judge: Dennis J. Winner  
 Case #: 01CVS474

**Tracking/Argue**

**Argue Date:** 11-19-2008 (No oral argument by Rule 30(f))

**Opinion**

Opinion Date: 03-17-2009	Cert Date: 04-06-2009
Author: Honorable Wanda G. Bryant	
Decision: No error	
Opinion Notes:	
Opinion Pages: 14	Opinion Cost: \$ 2.80
Cite: 195 NC App 668	
Slip Opinion: <a href="https://appellate.nccourts.org/opinions/?c=2&amp;pdf=4033">https://appellate.nccourts.org/opinions/?c=2&amp;pdf=4033</a>	

**Documents**

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	04-17-2008	04-16-2008				04-24-2008		

(2) MOTION	05-07-2008	05-07-2008		06-26-2008			Allowed	05-08-2008
(3) APPELLANT BRIEF	06-26-2008					07-01-2008		
(4) MOTION	07-23-2008	07-23-2008					Allowed	07-24-2008
(5) APPELLEE BRIEF	08-27-2008	08-27-2008				09-03-2008		
(6) REPLY	09-15-2008					09-17-2008		

1 - RECORD

Filed: 04-17-2008 @ 08:56:00  
 FOR: Defendant-Appellant Haywood Oil Company  
 BY : Mr. Jones P. Byrd  
 THE VAN WINKLE LAW FIRM

2 - MOTION (Allowed) - 05-08-2008

Filed: 05-07-2008 @ 12:00:00  
 FOR: Defendant-Appellant Haywood Oil Company  
 BY : Mr. Jones P. Byrd  
 THE VAN WINKLE LAW FIRM

The following order was entered:

The motion filed in this cause on the 7th day of May 2008 and designated Defendant-Appellant's Motion for Extension of Time to File and Serve Brief is allowed. Defendant-appellant's brief shall be filed on or before 26 June 2008.

By order of the Court this the 8th day of May 2008.

3 - APPELLANT BRIEF

Filed: 06-26-2008 @ 10:23:00  
 FOR: Defendant-Appellant Haywood Oil Company  
 BY : Mr. Jones P. Byrd  
 THE VAN WINKLE LAW FIRM

4 - MOTION (Allowed) - 07-24-2008

Filed: 07-23-2008 @ 12:00:00  
 FOR: Plaintiff-Appellee DOT  
 BY : Mr. Martin T. McCracken  
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 23rd day of July 2008 and designated Appellee's Motion for Extension of Time is allowed. Plaintiff-appellee's brief shall be filed on or before 27 August 2008.

By order of the Court this the 24th day of July 2008.

5 - APPELLEE BRIEF

Filed: 08-27-2008 @ 14:35:00  
 FOR: Plaintiff-Appellee DOT  
 BY : Mr. Martin T. McCracken  
 N.C. DEPARTMENT OF JUSTICE

6 - APPELLANT BRIEF REPLY

Filed: 09-15-2008 @ 17:10:00  
 FOR: Defendant-Appellant Haywood Oil Company  
 BY : Mr. Jones P. Byrd  
 THE VAN WINKLE LAW FIRM

**Financial Information**

**Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
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09-03-2008	Printing	73.50	73.50	APPELLEE BRIEF	42	R092004008	12-05-2008
04-17-2008	Docket Fee	10.00	10.00			R042040808	04-22-2008
04-17-2008	Bond	250.00	250.00			R042040808	04-22-2008
04-24-2008	Printing	82.25	84.00	RECORD	47	R042045808	04-24-2008
07-01-2008	Printing	64.75	64.75	APPELLANT BRIEF	37	R072003508	07-14-2008
09-17-2008	Printing	40.25	40.25	APPELLANT BRIEF	23	R092033708	09-29-2008

**Payments**

Payment Date	Payment Type	Amount	Check Number
03-17-2009	Disburse	73.50	33239
03-17-2009	Disburse	167.50	33240

**Exhibits**

**Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Haywood Oil Company	Defendant-Appellant
DOT	Plaintiff-Appellee

**Attorneys**

**Attorney for Defendant-Appellant - Haywood Oil Company**

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