

North Carolina Court of Appeals

Docket Sheet

DOT v Marston Baptist Church, Inc.

Case Number: 08-856
As of: 05/01/2024
Case Closed: Yes **Close Date:** 05-05-2009 **Case Type:** Civil (Civil_othr) **Mediation:** No

DEPARTMENT OF TRANSPORTATION,
 Plaintiff,

V

MARSTON BAPTIST CHURCH, INC.,
 Defendant.

Docket Date: 07-31-2008 **File Date:** 07-22-2008 **File Time:** 01:46 **Acquired Date:** 07-22-2008
Bond Collected: No **Docket Fee:** Yes **Pauper:** No **Print Deposit:** No **State Appeals:** Yes

History

Venue: Richmond (21) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Richmond (21)
Judge: Michael E. Beale
Case #: 05CVS880

Tracking/Argue

Argue Date: 02-23-2009 #

Opinion

Opinion Date: 05-05-2009 **Cert Date:** 05-26-2009
Author: Honorable James A. Wynn, Jr.
Decision: No error
Opinion Notes:
Opinion Pages: 7 **Opinion Cost:** \$ 1.40
Cite: 196 NC App 756
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=4412>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	07-22-2008	07-18-2008				08-04-2008		

(2) MOTION	08-29-2008	08-29-2008					Allowed	09-02-2008
(3) APPELLANT BRIEF	10-02-2008	10-02-2008				10-08-2008		
(4) INFORM SHT	10-02-2008	10-02-2008						
(5) MOTION	10-16-2008	10-15-2008					Allowed	10-20-2008
(6) APPELLEE BRIEF	12-03-2008	12-03-2008				12-09-2008		
(7) ADD-AUTH	02-26-2009	02-26-2009						
(8) ADD-AUTH	03-04-2009	03-04-2009						

1 - RECORD

Filed: 07-22-2008 @ 13:46:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Martin T. McCracken

2 - MOTION (Allowed) - 09-02-2008

Filed: 08-29-2008 @ 12:00:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Martin T. McCracken

The following order was entered:

The motion filed in this cause on the 29th day of August 2008 and designated Appellant's Motion for Extension of Time is allowed. Plaintiff-appellant's brief shall be filed on or before 3 October 2008.

By order of the Court this the 2nd day of September 2008.

3 - APPELLANT BRIEF

Filed: 10-02-2008 @ 13:56:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Martin T. McCracken

4 - AIS INFORM SHT

Filed: 10-02-2008 @ 13:56:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Martin T. McCracken

5 - MOTION (Allowed) - 10-20-2008

Filed: 10-16-2008 @ 12:00:00

FOR: Defendant-Appellee Marston Baptist Church, INC

BY : Mr. George B. Autry

CRANFILL SUMNER & HARTZOG, LLP

The following order was entered:

The motion filed in this cause on the 16th day of October 2008 and designated Motion for Extension of Time to File Appellee's Brief is allowed. Defendant-appellee's brief shall be filed on or before 3 December 2008.

By order of the Court this the 20th day of October 2008.

6 - APPELLEE BRIEF

Filed: 12-03-2008 @ 13:50:00

FOR: Defendant-Appellee Marston Baptist Church, INC

BY : Mr. George B. Autry

CRANFILL SUMNER & HARTZOG, LLP

7 - MEMOS ADD-AUTH

Filed: 02-26-2009 @ 10:37:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Martin T. McCracken

8 - MEMOS ADD-AUTH
 Filed: 03-04-2009 @ 13:04:00
 FOR: Defendant-Appellee Marston Baptist Church, INC
 BY : Mr. George B. Autry
 CRANFILL SUMNER & HARTZOG, LLP

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
07-31-2008	Docket Fee	10.00	10.00			R072052008	10-28-2008
08-04-2008	Printing	84.00	75.25	RECORD	48	R082002508	12-05-2008
10-08-2008	Printing	50.75	50.75	APPELLANT BRIEF	29	R102008908	02-10-2009
05-05-2009	Assess	93.00	93.00			R062016709	06-22-2009
12-09-2008	Printing	84.00	0.00	APPELLEE BRIEF	48	R122020508	12-09-2008
12-09-2008	Balance	8.75	8.75	APPELLEE BRIEF	48	R122020608	12-19-2008

Payments

Payment Date	Payment Type	Amount	Check Number
06-29-2009	Disburse	84.00	33689

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Marston Baptist Church, INC	Defendant-Appellee
Marston Baptist Church, Inc.	Defendant-Appellee

Attorneys

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N.C. DEPARTMENT OF JUSTICE

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