

North Carolina Court of Appeals

Docket Sheet

Keyes v NC Dept. of Transportation

Case Number: 08-1542

As of: 05/01/2024

Case Closed: Yes

Close Date: 11-09-2009

Case Type: Civil (Civil_othr)

Mediation: No

JAMES ALBERT KEYES,
Petitioner,

V

NORTH CAROLINA DEPARTMENT
OF TRANSPORTATION,
Respondent.

Docket Date: 01-06-2009

File Date: 12-18-2008

File Time: 11:19

Acquired Date: 12-18-2008

Bond Collected: Yes

Docket Fee: Yes

Pauper: No

Print Deposit: No

State Appeals: No

History

Venue: Beaufort (2)

Heard In: Superior Court

To SC:

From SC:

Lower Court Number(s)

Location: Beaufort (2)

Judge: William C. Griffin

Case #: 06CVS540

Tracking/Argue

Argue Date: 08-18-2009 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 10-20-2009

Cert Date: 11-09-2009

Author: Honorable James A. Wynn, Jr.

Decision: Affirmed in part, remanded in part

Opinion Notes:

Opinion Pages: 11

Opinion Cost: \$ 2.20

Cite: 200 NC App 395

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=5204>

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	12-18-2008	12-07-2008				01-12-2009		
(2) MOTION	02-06-2009	02-05-2009					Allowed	02-09-2009
(3) INFORM SHT	03-09-2009	03-06-2009						
(4) APPELLANT BRIEF	03-13-2009	03-11-2009				03-19-2009		
(5) MOTION	04-09-2009	04-09-2009					Allowed	04-13-2009
(6) APPELLEE BRIEF	04-23-2009	04-23-2009				04-30-2009		
(7) REPLY	07-23-2009	07-21-2009				07-27-2009		

1 - RECORD

Filed: 12-18-2008 @ 11:19:00
FOR: Petitioner James Albert Keyes
BY : Mr. Rudolph A. Ashton, III
MCCOTTER, ASHTON & SMITH, PA

2 - MOTION (Allowed) - 02-09-2009

Filed: 02-06-2009 @ 12:00:00
FOR: Petitioner James Albert Keyes
BY : Mr. Rudolph A. Ashton, III
MCCOTTER, ASHTON & SMITH, PA

The following order was entered:

The motion filed in this cause on the 6th day of February 2009 and designated Motion for Extension of Time to File Petitioner-Appellant's Brief is allowed. Petitioner-appellant's brief shall be filed on or before 12 March 2009.

By order of the Court this the 9th day of February 2009.

3 - AIS INFORM SHT

Filed: 03-09-2009 @ 13:01:00
FOR: Petitioner James Albert Keyes
BY : Mr. Rudolph A. Ashton, III
MCCOTTER, ASHTON & SMITH, PA

4 - APPELLANT BRIEF

Filed: 03-13-2009 @ 08:17:00
FOR: Petitioner James Albert Keyes
BY : Mr. Rudolph A. Ashton, III
MCCOTTER, ASHTON & SMITH, PA

5 - MOTION (Allowed) - 04-13-2009

Filed: 04-09-2009 @ 12:00:00
FOR: NC Dept. of Transportation
BY : Ms. Alexandra M. Hightower
N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 9th day of April 2009 and designated Motion for Extension of Time to File Respondent's Brief is allowed. Respondent-appellee's brief shall be filed on or before 23 April 2009.

By order of the Court this the 13th day of April 2009.

6 - APPELLEE BRIEF

Filed: 04-23-2009 @ 15:47:00
FOR: NC Dept. of Transportation
BY : Ms. Alexandra M. Hightower
N.C. DEPARTMENT OF JUSTICE

7 - APPELLANT BRIEF REPLY

Filed: 07-23-2009 @ 10:26:09
FOR: Petitioner James Albert Keyes
BY : Mr. Rudolph A. Ashton, III
MCCOTTER, ASHTON & SMITH, PA

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
12-18-2008	Docket Fee	10.00	10.00			R122046408	01-06-2009
12-18-2008	Bond	250.00	250.00			R122046408	01-06-2009
01-12-2009	Printing	182.00	180.25	RECORD	104	R012016809	01-12-2009
01-12-2009	Balance	1.75	1.75	RECORD	104	R012016909	03-24-2009
03-19-2009	Printing	101.50	101.50	APPELLANT BRIEF	58	R032035109	03-19-2009
07-27-2009	Printing	36.75	36.75	APPELLANT BRIEF	21	R072021009	07-30-2009
04-30-2009	Printing	70.00	70.00	APPELLEE BRIEF	40	R042054009	06-01-2009
10-20-2009	Assess	100.50	100.50			R122102509	12-10-2009

Payments

Payment Date	Payment Type	Amount	Check Number
12-15-2009	Disburse	341.50	34179

Exhibits

Parties

Party Name	Role
NC Department Of Transportation	Respondent-Appellee
James Albert Keyes	
NC Dept. of Transportation	
Keyes, James Albert	Petitioner-Appellant

Attorneys

Attorney for Petitioner - James Albert Keyes

Mr. Rudolph A. Ashton, III [Primary Attorney]

Attorney at Law

RAshton@dunnpittman.com

MCCOTTER, ASHTON & SMITH, PA

P.O. Box 12800

New Bern, NC 28561

(252) 633-3800

Attorney for Petitioner - James Albert Keyes

Mr. Stephen A. Graves [Primary Attorney]

Attorney at Law

P.O. Box 430

Washington, NC 27889

Attorney for - NC Dept. of Transportation

Ms. Alexandra M. Hightower [Primary Attorney]

Special Deputy Attorney General

ahightower@ncdoj.gov

N.C. DEPARTMENT OF JUSTICE

P.O. Box 629

Raleigh, NC 27602

(919) 707-4480
