

North Carolina Court of Appeals

Docket Sheet

Weaver's Asphalt And Maintenance Company v Williams, et al

Case Number: 10-585

As of: 05/18/2024

Case Closed: Yes

Close Date: 03-21-2011

Case Type: Civil (Civil_othr)

Mediation: No

WEAVER'S ASPHALT & MAINTENANCE
COMPANY, INC.,

Plaintiff,

V

CECIL WILLIAMS d/b/a CT WILLIAMS
CONSTRUCTION CO., C.T. WILLIAMS
CONSTRUCTION, LLC, HEATON
CONSTRUCTION, INC., and HANOVER
INSURANCE COMPANY, Surety,
Defendants.

Docket Date: 05-28-2010

File Date: 05-17-2010

File Time: 08:38

Acquired Date: 05-17-2010

Bond Collected: Yes

Docket Fee: Yes

Pauper: No

Print Deposit: No

State Appeals: No

History

Venue: Nash (8)

Heard In: Superior Court

To SC:

From SC:

Lower Court Number(s)

Location: Nash (8)

Judge: Quentin T. Sumner

Case #: 09CVS206

Tracking/Argue

Argue Date: 11-16-2010 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 03-01-2011

Cert Date: 03-21-2011

Author: Honorable Cheri Beasley

Decision: Affirmed in part; Remanded in part

Opinion Notes:

Opinion Pages: 13

Opinion Cost: \$ 2.60

Cite:

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=7349>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
----------	------------	-----------------	-------------	-----------	-------------	------------	--------	-------------

(1) RECORD	05-17-2010					06-03-2010		
(2) M-GEN	06-21-2010	06-21-2010					Allowed	06-22-2010
(3) M-GEN	08-03-2010	08-03-2010		08-17-2010			Allowed	08-18-2010
(4) INFORM SHT	08-05-2010							
(5) APPELLANT BRIEF	08-05-2010					08-06-2010		
(6) ADDENDUM	08-19-2010					09-21-2010		
(7) APPELLEE BRIEF	09-07-2010	09-07-2010				09-09-2010		

1 - RECORD

Filed: 05-17-2010 @ 08:38:00
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

2 - MOTION MOTION FOR EXTENSION OF TIME TO FILE BRIEF (Allowed) - 06-22-2010

Filed: 06-21-2010 @ 15:06:43
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

The following order was entered:

The motion filed in this cause on the 21st of June 2010 and designated 'Motion for Extension of Time to File Brief' is allowed. Defendant-appellants' brief shall be filed on or before 6 August 2010.

By order of the Court this the 22nd of June 2010.

3 - MOTION MOTION TO AMEND RECORD (Allowed) - 08-18-2010

Filed: 08-03-2010 @ 15:39:33
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

The following order was entered:

The motion filed in this cause on the 3rd of August 2010 and designated 'Motion to Amend Record' is allowed contingent upon counsel filing an addendum to the record on appeal which contains the complete judgment on or before 2 September 2010. The addendum shall then be printed.

By order of the Court this the 18th of August 2010.

4 - AIS INFORM SHT

Filed: 08-05-2010 @ 13:33:07
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

5 - APPELLANT BRIEF

Filed: 08-05-2010 @ 13:27:32
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

6 - RECORD ADDENDUM

Filed: 08-19-2010 @ 12:27:34
FOR: Appellant Williams, Cecil, et al
BY : Mr. W. Michael Spivey

7 - APPELLEE BRIEF

Filed: 09-07-2010 @ 11:50:00
FOR: Appellee Heaton Construction, Inc., et al
BY : Mr. Bradley A. Elliott

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
05-28-2010	Docket Fee	10.00	10.00			R052074110	05-28-2010
05-28-2010	Bond	250.00	250.00			R052074110	05-28-2010
06-03-2010	Printing	203.00	203.00	RECORD	116	R062044510	06-29-2010
08-06-2010	Printing	87.50	87.50	APPELLANT BRIEF	50	R082032610	08-23-2010
09-21-2010	Printing	21.00	21.00	RECORD	12	R102017310	10-04-2010
09-09-2010	Printing	36.75	36.75	APPELLEE BRIEF	21	R092024110	09-20-2010

Payments

Payment Date	Payment Type	Amount	Check Number
04-12-2011	Disburse	204.25	35719
09-21-2016	Disburse	36.75	41821

Exhibits**Transcript(s) Electronically Filed**

WeaversAsphalt[1].pdf
WeaversAsphaltII[1].pdf

Parties

Party Name	Role
Weaver's Asphalt & Maintenance Company, Inc.	Plaintiff-Appellee
Williams, Cecil	Defendant-Appellant
CT Williams Construction Co. (d/b/a)	Defendant-Appellant
C.T. Williams Construction, LLC	Defendant-Appellant
Heaton Construction, Inc.	Defendant-Appellee
Hanover Insurance Company	Defendant-Appellee

Attorneys**Attorney for Appellant - Williams, Cecil, et al**

Mr. W. Michael Spivey [Primary Attorney]

Attorney at Law

mspivey@earthlink.net

P.O. Box 1159

Rocky Mount, NC 27802

(252) 972-2711

Attorney for Plaintiff-Appellee - Weaver's Asphalt & Maintenance Company, Inc.

Mr. Charles S. Rountree, III [Primary Attorney]

Attorney at Law

charles@csrountreelaw.com

P.O. Box 1175

Tarboro, NC 27886

(252) 823-3183

Attorney for Appellee - Heaton Construction, Inc., et al

Mr. Bradley A. Elliott [Primary Attorney]

Attorney at Law

mesdlaw@ncol.net

P.O. Drawer M

Roanoke Rapids, NC 27870

(252) 537-3534
