

North Carolina Court of Appeals

Docket Sheet

DOT v Fiseas Partnership, et al

Case Number: 10-1254

As of: 05/01/2024

Case Closed: Yes

Close Date: 02-02-2011

Case Type: Civil (Civil_othr)

Mediation: Yes

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

V

FISEAS PARTNERSHIP, a North Carolina
General Partnership,
Defendant,

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

V

MARCIA S. REGAN and JOHN R. SEARS,
as Co-Trustees of the Percy H. Sears
Revocable Trust dated September 29, 1992,
Defendants,

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

V

GLADYS S. SEARS a/k/a Gladys M. Sears,
Defendant.

Docket Date: 10-13-2010

File Date: 10-07-2010

File Time: 12:36

Acquired Date: 10-07-2010

Bond Collected: No

Docket Fee: No

Pauper: No

Print Deposit: No

State Appeals: Yes

History

Venue: Guilford (24)

Heard In: Superior Court

To SC:

From SC:

Lower Court Number(s)

Location: Guilford (24)

Judge: A. Moses Massey

Case #: 08CVS13638-39 08CVS13785 08CVS13790-91 08CVS13794-95 09CVS4524

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	10-07-2010	10-07-2010				10-18-2010		
(2) M-GEN	11-16-2010	11-16-2010					Allowed	11-17-2010
(3) M-GEN	12-10-2010	12-10-2010					Allowed	12-14-2010
(4) M-GEN	01-31-2011	01-31-2011					Allowed	02-02-2011
(6) M-GEN	05-11-2011	05-11-2011					Dismissed	05-13-2011

1 - RECORD

Filed: 10-07-2010 @ 12:36:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. W. Richard Moore

2 - MOTION MOTION FOR EXTENSION OF TIME TO FILE THE PLAINTIFF'S BRIEF (Allowed) - 11-17-2010

Filed: 11-16-2010 @ 14:02:45

FOR: Plaintiff-Appellant Department of Transportation

BY : Ms. Hilda Burnett-Baker

The following order was entered:

The motion filed in this cause on the 16th of November 2010 and designated 'Motion for Extension of Time to File the Plaintiff's Brief' is allowed. Plaintiff-appellant's brief shall be filed on or before 20 December 2010.

By order of the Court this the 17th of November 2010.

3 - MOTION APPELLANT'S MOTION FOR SECOND EXTENSION OF TIME (Allowed) - 12-14-2010

Filed: 12-10-2010 @ 14:31:55

FOR: Plaintiff-Appellant Department of Transportation

BY : Ms. Hilda Burnett-Baker

The following order was entered:

The motion filed in this cause on the 10th of December 2010 and designated 'Appellant's Motion for Second Extension of Time' is allowed. Plaintiff-appellant's brief shall be filed on or before 31 January 2011.

[b]No further extensions of time shall be allowed.{b}

By order of the Court this the 14th of December 2010.

4 - MOTION NOTICE OF WITHDRAWAL OF APPEAL (Allowed) - 02-02-2011

Filed: 01-31-2011 @ 14:48:28

FOR: Plaintiff-Appellant Department of Transportation

BY : Ms. Hilda Burnett-Baker

The following order was entered:

The motion filed in this cause on the 31st of January 2011 and designated 'Notice of Withdrawal of Appeal' is allowed. Appeal dismissed. Plaintiff-appellant to pay costs.

And it is considered and adjudged further, that the Plaintiff-appellant, Department of Transportation, do pay the costs of the appeal in this Court incurred, to wit, the sum of Nine Dollars and 00/100 (\$9.00), and execution issue therefor.

By order of the Court this the 2nd of February 2011.

6 - MOTION APPELLANT'S MOTION FOR REMAND (Dismissed) - 05-13-2011
 Filed: 05-11-2011 @ 10:03:08
 FOR: Plaintiff-Appellant Department of Transportation
 BY : Ms. Hilda Burnett-Baker

The following order was entered:

The motion filed in this cause on the 11th of May 2011 and designated 'Appellant's Motion for Remand' is dismissed.

By order of the Court this the 13th of May 2011.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
10-13-2010	Docket Fee	10.00	10.00			R112026210	11-16-2010
10-30-2010	Printing	1279.25	1279.25	RECORD	731	R022051511	02-15-2011
02-02-2011	Assess	9.00	9.00			R022076011	02-18-2011

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Fiseas Partnership	Defendant-Appellee
Regan, Marcia S.	Defendant-Appellee
Sears, John R.	Defendant-Appellee
Percy H. Sears Revocable Trust	Defendant-Appellee
Sears, Gladys S.	Defendant-Appellee

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