

# North Carolina Court of Appeals

## Docket Sheet

### High Rock Lake Partners, LLC, v NC DOT

**Case Number:** 13-1010**As of:** 05/01/2024**Case Closed:** Yes**Close Date:** 07-07-2014**Case Type:** Civil (Civil\_othr)**Mediation:** No

HIGH ROCK LAKE PARTNERS, LLC,  
A North Carolina Limited  
Liability Company, and JOHN  
DOLVEN,

Petitioners,

V

NORTH CAROLINA DEPARTMENT  
OF TRANSPORTATION,  
Respondent.

<b>Docket Date:</b> 09-12-2013	<b>File Date:</b> 09-06-2013	<b>File Time:</b> 10:11	<b>Acquired Date:</b> 09-06-2013
<b>Bond Collected:</b> Yes	<b>Docket Fee:</b> Yes	<b>Pauper:</b> No	<b>Print Deposit:</b> No
			<b>State Appeals:</b> No

#### History

**Venue:** Mecklenburg (26) **Heard In:** Superior Court

**To SC:** **From SC:**

#### Lower Court Number(s)

**Location:** Mecklenburg (26)

**Judge:** Richard D. Boner

**Case #:** 07CVS18706

#### Tracking/Argue

**Argue Date:** 03-04-2014 #

#### Opinion

**Opinion Date:** 06-17-2014 **Cert Date:** 07-07-2014

**Author:** Honorable Linda M. McGee

**Decision:** Affirmed

**Opinion Notes:**

**Opinion Pages:** 11 **Opinion Cost:** \$ 2.20

**Cite:**

**Slip Opinion:** <https://appellate.nccourts.org/opinions/?c=2&pdf=31285>

#### Documents

<b>Document</b>	<b>Date Recvd</b>	<b>Cert of Service</b>	<b>Rec/Brf Due</b>	<b>Resp. Due</b>	<b>Resp. Recvd</b>	<b>Mailed Out</b>	<b>Ruling</b>	<b>Ruling Date</b>
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(1) RECORD	09-06-2013					09-12-2013		
(2) M-EXT-BR	10-03-2013	10-03-2013					Allowed	10-04-2013
(3) APPELLANT BRIEF	11-19-2013	11-13-2013				11-19-2013		
(4) INFORM SHT	11-19-2013	11-13-2013						
(5) M-GEN	12-11-2013	12-10-2013					Allowed	12-11-2013
(6) APPELLEE BRIEF	01-15-2014	01-15-2014				01-16-2014		
(7) APPELLANT BRIEF	01-28-2014					01-30-2014		
(8) COURT ORDER	03-03-2014						Special Order	03-03-2014
(9) ADD-AUTH	03-05-2014	03-04-2014						

## 1 - RECORD

Filed: 09-06-2013 @ 10:11:00

FOR: Appellant High Rock Lake Partners, LLC, et al

BY : Mr. Craig D. Justus

THE VAN WINKLE LAW FIRM

## 2 - M-EXT-BR (Allowed) - 10-04-2013

Filed: 10-03-2013 @ 14:01:57

FOR: Appellant High Rock Lake Partners, LLC, et al

BY : Mr. Craig D. Justus

THE VAN WINKLE LAW FIRM

The following order was entered:

The motion filed in this cause on the 3rd of October 2013 and designated 'Petitioners/Appellants Motion for Extension of Time to File Brief' is allowed. Petitioner-appellants' brief shall be filed on or before 13 November 2013.

By order of the Court this the 4th of October 2013.

## 3 - APPELLANT BRIEF

Filed: 11-19-2013 @ 07:10:00

FOR: Appellant High Rock Lake Partners, LLC, et al

BY : Mr. Craig D. Justus

THE VAN WINKLE LAW FIRM

## 4 - AIS INFORM SHT

Filed: 11-19-2013 @ 07:10:00

FOR: Appellant High Rock Lake Partners, LLC, et al

BY : Mr. Craig D. Justus

THE VAN WINKLE LAW FIRM

## 5 - MOTION MOTION FOR EXTENSION OF TIME TO FILE AND SERVE BRIEF (Allowed) - 12-11-2013

Filed: 12-11-2013 @ 07:56:55

FOR: Respondent-Appellee North Carolina Department Of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 11th of December 2013 and designated 'Motion for Extension of Time to File and Serve Brief' is allowed. Respondent-appellee's brief shall be filed on or before 15 January 2014.

By order of the Court this the 11th of December 2013.

## 6 - APPELLEE BRIEF

Filed: 01-15-2014 @ 04:37:00

FOR: Respondent-Appellee North Carolina Department Of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

## 7 - APPELLANT BRIEF

Filed: 01-28-2014 @ 16:24:44

FOR: Appellant High Rock Lake Partners, LLC, et al

BY : Mr. Craig D. Justus

THE VAN WINKLE LAW FIRM

8 - CT\_ORDER COURT ORDER (Special Order) - 03-03-2014  
 Filed: 03-03-2014 @ 11:30:45  
 FOR:  
 BY : Hon. Linda McGee

The following Order was entered:

The Court hereby directs that this matter be re-scheduled from Tuesday, 4 March 2014 at 9:30 a.m. to Wednesday, 5 March 2014 at 11:00 a.m.

9 - MEMOS ADD-AUTH  
 Filed: 03-05-2014 @ 10:00:18  
 FOR: Appellant High Rock Lake Partners, LLC, et al  
 BY : Mr. Craig D. Justus  
 THE VAN WINKLE LAW FIRM

### Financial Information

#### Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
02-03-2014	Printing	73.50	73.50	APPELLEE BRIEF	42	R022038614	02-21-2014
09-09-2013	Docket Fee	10.00	10.00			R092008213	09-12-2013
09-09-2013	Bond	250.00	250.00			R092008213	09-12-2013
09-12-2013	Printing	470.75	470.75	RECORD	269	R092018413	09-23-2013
11-19-2013	Printing	122.50	122.50	APPELLANT BRIEF	70	R122001013	12-02-2013
01-30-2014	Printing	21.00	21.00	APPELLANT BRIEF	12	R022010614	02-11-2014

#### Payments

Payment Date	Payment Type	Amount	Check Number
08-20-2015	Disburse	73.50	40636
08-20-2015	Disburse	167.50	40637

### Exhibits

### Parties

Party Name	Role
High Rock Lake Partners, LLC	Petitioner-Appellant
Dolven, John	Petitioner-Appellant
North Carolina Department Of Transportation	Respondent-Appellee

### Attorneys

#### Attorney for Appellant - High Rock Lake Partners, LLC, et al

Mr. Craig D. Justus [Primary Attorney]

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**Attorney for Respondent-Appellee - North Carolina Department Of Transportation**

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