

North Carolina Court of Appeals

Docket Sheet

Dep't of Transp. v Evans

Case Number: 14-376
As of: 05/01/2024
Case Closed: Yes **Close Date:** 12-22-2014 **Case Type:** Civil (Civil_othr) **Mediation:** No

DEPARTMENT OF TRANSPORTATION,
 Plaintiff,

V

PETER R. EVANS, JR. and wife
 DELORES L. EVANS,
 Defendants.

Docket Date: 04-02-2014 **File Date:** 04-02-2014 **File Time:** 04:38 **Acquired Date:** 04-02-2014
Bond Collected: Yes **Docket Fee:** Yes **Pauper:** No **Print Deposit:** No **State Appeals:** No

History

Venue: Cumberland (14) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Cumberland (14)
Judge: James Gregory Bell
Case #: 11CVS3044

Tracking/Argue

Argue Date: 09-08-2014 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 12-02-2014 **Cert Date:** 12-22-2014
Author: Honorable Sam J. Ervin, IV
Decision: Affirmed
Opinion Notes:
Opinion Pages: 10 **Opinion Cost:** \$ 2.00
Cite:
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=31950>

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	04-02-2014	04-02-2014				04-04-2014		
(2) APPELLANT BRIEF	05-05-2014	05-05-2014				05-07-2014		

(3) M-AMICUS	06-03-2014	06-03-2014					Other	06-05-2014
(4) AMICUS	06-06-2014					06-09-2014		

1 - RECORD

Filed: 04-02-2014 @ 04:38:00
 FOR: Appellant Evans, Peter R. (Jr.), et al
 BY : Mr. Spurgeon Fields, III

2 - APPELLANT BRIEF

Filed: 05-05-2014 @ 04:09:00
 FOR: Appellant Evans, Peter R. (Jr.), et al
 BY : Mr. Spurgeon Fields, III

3 - M-AMICUS (Other) - 06-05-2014

Filed: 06-03-2014 @ 11:01:37
 FOR: Appellant Evans, Peter R. (Jr.), et al
 BY : Mr. Garris Neil Yarborough
 YARBOROUGH, WINTERS & NEVILLE

The following order was entered:

The motion filed in this cause on the 3rd of June 2014 and designated 'Motion for Leave to File Amicus Curiae Brief' is decided as follows: Movant may file an amicus curiae brief not exceeding fifteen pages (nonproportional type) or 3,750 words (proportional type) in length on or before 10 June 2014. The oversize brief filed with this motion is deemed stricken.

By order of the Court this the 5th of June 2014.

4 - OTHER BRIEF AMICUS

Filed: 06-06-2014 @ 11:22:11
 FOR: Appellant Evans, Peter R. (Jr.), et al
 BY : Mr. Garris Neil Yarborough
 YARBOROUGH, WINTERS & NEVILLE

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
06-09-2014	Printing	33.25	33.25	OTHER BRIEF	19	R062012014	06-16-2014
04-03-2014	Docket Fee	10.00	10.00			R042001814	04-03-2014
04-03-2014	Bond	250.00	250.00			R042001814	04-03-2014
04-04-2014	Printing	98.00	98.00	RECORD	56	R042031214	04-22-2014
05-07-2014	Printing	22.75	22.75	APPELLANT BRIEF	13	R062011114	06-13-2014

Payments

Payment Date	Payment Type	Amount	Check Number
02-13-2015	Disburse	241.00	39725

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Evans, Peter R. (Jr.)	Defendant-Appellant
Evans, Delores L.	Defendant-Appellant

Attorneys

Attorney for Appellant - Evans, Peter R. (Jr.), et al

Mr. Spurgeon Fields, III [Primary Attorney]

Attorney at Law

esseff3@gmail.com

5 West Hargett Street

Suite 709

Raleigh, NC 27601

(919) 926-1460

Attorney for Plaintiff-Appellee - Department of Transportation

Mr. Gaines M. Weaver [Primary Attorney]

Assistant Attorney General

Gweaver@ncdoj.gov

ATTORNEY GENERAL'S OFFICE

101 Manning Drive

4th Floor, Med Wing E

Chapel Hill, NC 27514

(919) 733-3316

Attorney for Appellant - Evans, Peter R. (Jr.), et al

Mr. Garris Neil Yarborough

Attorney at Law

gnyesq@ywnlaw.com

YARBOROUGH, WINTERS & NEVILLE

P. O. Box 705

Fayetteville, NC 28302

(910) 433-4433