

# North Carolina Court of Appeals

## Docket Sheet

State v Biddix

**Case Number:** 15-161

**As of:** 04/19/2024

**Case Closed:** Yes

**Close Date:** 01-04-2016

**Case Type:** Criminal (Crim\_othr)

**Mediation:** No

STATE OF NORTH CAROLINA

V

MARK ALLAN BIDDIX

**Docket Date:** 02-09-2015

**File Date:** 02-09-2015

**File Time:** 08:03

**Acquired Date:** 02-09-2015

**Bond Collected:** No

**Docket Fee:** No

**Pauper:** Yes

Print Deposit: No

**State Appeals:** No

### History

**Venue:** Catawba (19)

**Heard In:** Superior Court

**To SC:**

**From SC:**

### Lower Court Number(s)

Location: Catawba (19)

Judge: Eric L. Levinson

Case #: 13CRS2878-79 13CRS50847

### Tracking/Argue

**Argue Date:** 08-25-2015 (No oral argument by Rule 30(f))

### Opinion

Opinion Date: 12-15-2015

Cert Date: 01-04-2016

Author: Honorable John M. Tyson

Decision: Dismissed

Opinion Notes: Geer (c)(d)

Opinion Pages: 28

Opinion Cost: \$ 5.60

Cite:

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=33151>

### 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	02-09-2015					02-10-2015		
(2) M-EXT-BR	03-09-2015	03-09-2015					Allowed	03-10-2015
(3) PWC	03-27-2015	03-27-2015		04-12-2015	04-09-2015		Denied	10-06-2015
(4) APPELLANT BRIEF	03-27-2015					03-30-2015		

(5) INFORM SHT	03-27-2015							
(6) M-DSSAPP	04-09-2015	04-09-2015		04-22-2015	04-20-2015		Allowed	10-06-2015
(7) APPELLEE BRIEF	04-29-2015					04-30-2015		
(8) M-GEN	10-12-2015	10-12-2015			10-23-2015			
(9) NA-DISSNT	01-19-2016	01-19-2016						

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1 - RECORD

Filed: 02-09-2015 @ 08:03:00

FOR: Defendant-Appellant Biddix, Mark Allan

BY : Mr. Raymond C. Tarlton  
TARLTON LAW PLLC

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2 - M-EXT-BR (Allowed) - 03-10-2015

Filed: 03-09-2015 @ 13:37:00

FOR: Defendant-Appellant Biddix, Mark Allan

BY : Mr. Raymond C. Tarlton  
TARLTON LAW PLLC

The following order was entered:

The motion filed in this cause on the 9th of March 2015 and designated 'Motion for Extension of Time to File Defendant-Appellant's Brief' is allowed in part. Defendant-appellant's brief shall be filed on or before 27 March 2015.

By order of the Court this the 10th of March 2015.

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3 - PWC (Denied) - 10-06-2015

Filed: 03-27-2015 @ 16:28:47

FOR: Defendant-Appellant Biddix, Mark Allan

BY : Mr. Raymond C. Tarlton  
TARLTON LAW PLLC

The following order was entered:

The petition filed in this cause on the 27th of March 2015 and designated 'Petition for Writ of Certiorari' is denied per opinion.

By order of the Court this the 6th of October 2015.

The above order is therefore certified to the Clerk of the Superior Court, Catawba County.

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RESPONSE TO PWC

Filed: 04-09-2015

BY : Ms. Kimberly N. Callahan

N.C. DEPARTMENT OF JUSTICE

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4 - APPELLANT BRIEF

Filed: 03-27-2015 @ 16:31:49

FOR: Defendant-Appellant Biddix, Mark Allan

BY : Mr. Raymond C. Tarlton  
TARLTON LAW PLLC

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5 - AIS INFORM SHT

Filed: 03-27-2015 @ 23:44:00

FOR: Defendant-Appellant Biddix, Mark Allan

BY : Mr. Raymond C. Tarlton  
TARLTON LAW PLLC

6 - M-DSSAPP (Allowed) - 10-06-2015  
 Filed: 04-09-2015 @ 10:55:18  
 FOR: Plaintiff-Appellee State of North Carolina  
 BY : Ms. Kimberly N. Callahan  
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 9th of April 2015 and designated 'Motion to Dismiss Appeal' is allowed per opinion.

By order of the Court this the 6th of October 2015.

RESPONSE TO M-DSSAPP  
 Filed: 04-20-2015  
 BY : Mr. Raymond C. Tarlton  
 TARLTON LAW PLLC

7 - APPELLEE BRIEF  
 Filed: 04-29-2015 @ 11:20:15  
 FOR: Plaintiff-Appellee State of North Carolina  
 BY : Ms. Kimberly N. Callahan  
 N.C. DEPARTMENT OF JUSTICE

8 - MOTION DEFENDANT-APPELLANT'S MOTION TO STAY ISSUANCE OF MANDATE AND TO WITHDRAW THE COURT'S PUBLISHED OPINION  
 Filed: 10-12-2015 @ 15:37:27  
 FOR: Defendant-Appellant Biddix, Mark Allan  
 BY : Mr. Raymond C. Tarlton  
 TARLTON LAW PLLC

RESPONSE TO MOTION DEFENDANT-APPELLANT'S MOTION TO STAY ISSUANCE OF MANDATE AND TO WITHDRAW THE COURT'S PUBLISHED OPINION  
 Filed: 10-23-2015  
 BY : Ms. Kimberly N. Callahan  
 N.C. DEPARTMENT OF JUSTICE

9 - NA-DISSNT  
 Filed: 01-19-2016 @ 12:20:11  
 FOR: Defendant-Appellant Biddix, Mark Allan  
 BY : Mr. Raymond C. Tarlton  
 TARLTON LAW PLLC

### Financial Information

#### Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
05-08-2015	Printing	28.00	28.00	APPELLEE BRIEF	16	R052044915	05-29-2015
03-06-2015	Printing	99.75	99.75	RECORD	57	R032035215	03-20-2015
04-06-2015	Printing	31.50	31.50	APPELLANT BRIEF	18	R042027315	04-17-2015
	Assess	37.00	0.00				

#### Payments

Payment Date	Payment Type	Amount	Check Number
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### Exhibits

Transcript(s) Electronically Filed

biddix-motion-to-suppress.pdf  
state-v-mark-allan-biddix.pdf  
transcript-st-v-biddix-may-8th-2014-volume-1-of-1.pdf

### Parties

Party Name	Role
State of North Carolina	Plaintiff-Appellee
Biddix, Mark Allan	Defendant-Appellant

### Attorneys

#### Attorney for Defendant-Appellant - Biddix, Mark Allan

Mr. Raymond C. Tarlton [Primary Attorney]

Attorney at Law

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#### Attorney for Plaintiff-Appellee - State of North Carolina

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Special Deputy Attorney General

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