

North Carolina Court of Appeals

Docket Sheet

People For The Ethical Treatment Of Animals, Inc. v Myers

Case Number: 15-366
As of: 04/23/2018
Case Closed: Yes **Close Date:** 04-25-2016 **Case Type:** Civil (Civil_othr) **Mediation:** No

PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC.,
JACOB MATTHEW NORRIS, and
JULIE COVELESKI,
Plaintiffs/Petitioners,

V

GORDON S. MYERS, EXECUTIVE
DIRECTOR of the NORTH CAROLINA
WILDLIFE RESOURCES COMMISSION,
in his official capacity,
Defendant/Respondent.

Docket Date:	03-31-2015	File Date:	03-31-2015	File Time:	12:14	Acquired Date:	03-31-2015		
Bond Collected:	No	Docket Fee:	No	Pauper:	No	Print Deposit:	No	State Appeals:	Yes

History

Venue: Wake (10) **Heard In:** Superior Courts
To SC: **From SC:**

Lower Court Number(s)

Location: Wake (10)
Judge: G. Bryan Collins
Case #: 14CVS10671

Tracking/Argue

Argue Date: 10-21-2015 #

Opinion

Opinion Date: 04-05-2016 Cert Date: 04-25-2016
Author: Honorable Donna Stroud
Decision: Dismissed
Opinion Notes:
Opinion Pages: 8 Opinion Cost: \$ 1.60
Cite:
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=33457>

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	03-31-2015	03-31-2015			04-01-2015		
(2) M-GEN	04-07-2015	04-07-2015				Allowed	04-08-2015
(3) ADDENDUM	04-08-2015				04-14-2015		
(4) NOTICE OF APPEARANCE	04-14-2015	04-08-2015					
(5) M-GEN	04-29-2015	04-29-2015				Allowed	04-29-2015
(6) M-GEN	05-22-2015	05-22-2015		06-04-2015		Allowed	06-02-2015
(7) APPELLANT BRIEF	06-01-2015				06-02-2015		
(8) M-EXT-RS	06-03-2015	06-03-2015				Allowed	06-04-2015
(9) INFORM SHT	06-01-2015						
(10) M-EXT-BR	07-31-2015	07-31-2015				Denied	08-04-2015
(11) M-GEN	08-03-2015	08-03-2015				Allowed	08-04-2015
(12) APPELLEE BRIEF	08-12-2015				08-13-2015		
(13) REPLY	08-26-2015				08-27-2015		

1 - RECORD

Filed: 03-31-2015 @ 12:14:00

FOR: Appellant Myers, Gordon S. (Executive Director), et al

BY : Ms. Susannah P. Holloway

N.C. DEPARTMENT OF JUSTICE

2 - MOTION MOTION TO CORRECT THE RECORD ON APPEAL SO THAT THE INDEX TO THE RECORD DISPLAYS THE RECORD PAGE NUMBERS FOR THE DOCUMENTS COMPRISING THE RECORD (Allowed) - 04-08-2015

Filed: 04-07-2015 @ 15:54:29

FOR: Appellant Myers, Gordon S. (Executive Director), et al

BY : Ms. Susannah P. Holloway

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 7th of April 2015 and designated 'Motion to Correct the Record on Appeal so That the Index to the Record Displays the Record Page Numbers for the Documents Comprising the Record' is allowed. The attached addendum to the record on appeal shall be printed.

By order of the Court this the 8th of April 2015.

3 - RECORD

Filed: 04-08-2015 @ 12:17:13

FOR: Appellant Myers, Gordon S. (Executive Director), et al

BY : Ms. Susannah P. Holloway

N.C. DEPARTMENT OF JUSTICE

4 - NOTICE OF APPEARANCE

Filed: 04-14-2015 @ 11:59:09

FOR: Appellee People For The Ethical Treatment Of Animals, Inc., et al

BY : Ms. Kelly Margolis Dagger

ELLIS & WINTERS LLP

5 - MOTION MOTION FOR EXTENSION OF TIME TO FILE BRIEF FOR THE RESPONDENT-APPELLANTS (Allowed) - 04-29-2015

Filed: 04-29-2015 @ 09:49:54

FOR: Appellant Myers, Gordon S. (Executive Director), et al

BY : Ms. Susannah P. Holloway

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 29th of April 2015 and designated 'Motion for Extension of Time to File Brief for the Respondent-Appellants' is allowed. Respondent-appellants' brief shall be filed on or before 1 June 2015.

By order of the Court this the 29th of April 2015.

6 - MOTION APPELLANTS' MOTION TO SUPPLEMENT THE RECORD (Allowed) - 06-02-2015

Filed: 05-22-2015 @ 16:08:44

FOR:

BY : Ms. Tamara S. Zmuda
N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 22nd of May 2015 and designated 'Appellants' Motion to Supplement the Record' is allowed contingent upon counsel filing two additional copies of the attached supplement on or before 15 June 2015. See N.C.R. App. P. 9(b)(5)(a).

By order of the Court this the 2nd of June 2015.

7 - APPELLANT BRIEF

Filed: 06-01-2015 @ 14:53:50

FOR: Appellant Myers, Gordon S. (Executive Director), et al

BY : Ms. Susannah P. Holloway
N.C. DEPARTMENT OF JUSTICE

8 - MOTION FOR EXTENSION OF TIME TO FILE RESPONSE (Allowed) - 06-04-2015

Filed: 06-03-2015 @ 12:45:13

FOR: Appellee People For The Ethical Treatment Of Animals, Inc., et al

BY : Ms. Kelly Margolis Dagger
ELLIS & WINTERS LLP

The following order was entered:

The motion filed in this cause on the 3rd of June 2015 and designated 'Petitioners-Appellees' Motion for Enlargement of Time for Filing Brief' is allowed. Petitioner-appellees' brief shall be filed on or before 5 August 2015.

By order of the Court this the 4th of June 2015.

9 - AIS

Filed: 06-01-2015 @ 14:52:08

FOR:

BY : Ms. Tamara S. Zmuda
N.C. DEPARTMENT OF JUSTICE

10 - MOTION FOR EXTENSION OF TIME TO FILE BRIEF (Denied) - 08-04-2015

Filed: 07-31-2015 @ 11:50:55

FOR: Appellee People For The Ethical Treatment Of Animals, Inc., et al

BY : Ms. Kelly Margolis Dagger
ELLIS & WINTERS LLP

The following order was entered:

The motion filed in this cause on the 31st of July 2015 and designated 'Petitioners-Appellees' Motion for Enlargement of Time for Filing Brief' is denied.

By order of the Court this the 4th of August 2015.

11 - MOTION PETITIONERS-APPELLEES' MOTION FOR RECONSIDERATION OF MOTION OF ENLARGEMENT OF TIME FOR FILING BRIEF (Allowed) - 08-04-2015

Filed: 08-03-2015 @ 17:15:54

FOR: Appellee People For The Ethical Treatment Of Animals, Inc., et al

BY : Ms. Kelly Margolis Dagger
ELLIS & WINTERS LLP

The following order was entered:

The motion filed in this cause on the 3rd of August 2015 and designated 'Petitioners-Appellees' Motion for Reconsideration of Motion of Enlargement of Time for Filing Brief' is allowed. Petitioner-appellees' brief shall be filed on or before 12 August 2015. See N.C.R. App. P. 27(c).

By order of the Court this the 4th of August 2015.

12 - APPELLEE BRIEF

Filed: 08-12-2015 @ 17:18:04

FOR: Appellee People For The Ethical Treatment Of Animals, Inc., et al

BY : Mr. Jonathan D. Sasser
ELLIS & WINTERS LLP

13 - APPELLANT BRIEF
 Filed: 08-26-2015 @ 14:24:31
 FOR: Appellant Myers, Gordon S. (Executive Director), et al
 BY : Ms. Susannah P. Holloway
 N.C. DEPARTMENT OF JUSTICE

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
08-13-2015	Printing	171.50	171.50	APPELLEE BRIEF	98	R082015615	08-20-2015
03-31-2015	Docket Fee	10.00	10.00			R042045015	04-29-2015
05-08-2015	Printing	246.75	246.75	RECORD	141	R052038815	05-29-2015
05-08-2015	Printing	8.75	8.75	RECORD	5	R052040915	05-29-2015
07-02-2015	Printing	38.50	38.50	APPELLANT BRIEF	22	R112005715	11-05-2015
09-04-2015	Printing	33.25	33.25	APPELLANT BRIEF	19	R092039115	09-25-2015
04-05-2016	Assess	180.50	180.50			R052009316	05-12-2016

Payments

Payment Date	Payment Type	Amount	Check Number
05-25-2016	Disburse	171.50	41479

Exhibits

Rule 11(c) Supplement; Pgs 1-292 (3 Copies)
 Rule 9(b) (5) Supplement to the Record on Appeal filed 6-2-15 (3 copies)

Parties

Party Name	Role
People For The Ethical Treatment Of Animals, Inc.	Plaintiff-Appellee
Norris, Jacob Matthew	Plaintiff-Appellee
Coveleski, Julie	Plaintiff-Appellee
Myers, Gordon S. (Executive Director)	Defendant-Appellant
North Carolina Wildlife Resources Commission	Defendant-Appellant

Attorneys

Attorney for Appellant - Myers, Gordon S. (Executive Director), et al
 Ms. Susannah P. Holloway [Primary Attorney]
 Assistant Attorney General
 sholloway@ncdoj.gov
 N.C. DEPARTMENT OF JUSTICE
 P.O. Box 629
 Raleigh, NC 27602

(919) 716-6800

Attorney for -

Ms. Tamara S. Zmuda [Primary Attorney]

Assistant Attorney General

tzmuda@ncdoj.gov

N.C. DEPARTMENT OF JUSTICE

P.O. Box 629

Raleigh, NC 27602

(919) 716-6804

Attorney for Appellee - People For The Ethical Treatment Of Animals, Inc., et al

Mr. Jonathan D. Sasser [Primary Attorney]

Attorney at Law

jon.sasser@elliswinters.com

Ms. Kelly Margolis Dagger [Primary Attorney]

Attorney at Law

kelly.dagger@elliswinters.com

ELLIS & WINTERS LLP

P.O. Box 33550

Raleigh, NC 27636

(919) 865-7000

Attorney for Appellee - People For The Ethical Treatment Of Animals, Inc., et al

Ms. Calley Gerber [Primary Attorney]

Attorney at Law

Gerber@AnimalLawNC.Com

GERBER ANIMAL LAW CENTER

4030 Wake Forest Road

Suite 300

Raleigh, NC 27609

(919) 510-6393
