

# North Carolina Court of Appeals

## Docket Sheet

DOT v. Wood

**Case Number:** 15-1044

**As of:** 05/01/2024

**Case Closed:** Yes

**Close Date:** 06-30-2016

**Case Type:** Civil (Civil\_othr)

**Mediation:** No

DEPARTMENT OF TRANSPORTATION,  
Plaintiff,

vs.

KENNETH BUDDY WOOD, and wife,  
ELLEN M. WOOD,  
Defendants.

**Docket Date:** 09-17-2015

**File Date:** 09-17-2015

**File Time:** 03:13

**Acquired Date:** 09-17-2015

**Bond Collected:** Yes

**Docket Fee:** Yes

**Pauper:** No

Print Deposit: No

**State Appeals:** No

### History

**Venue:** Watauga (35)

**Heard In:** Superior Court

**To SC:**

**From SC:**

### Lower Court Number(s)

Location: Watauga (35)

Judge: Gary M. Gavenus

Case #: 08CVS812

### Tracking/Argue

**Argue Date:** 03-07-2016 (No oral argument by Rule 30(f))

### Opinion

### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	09-17-2015	09-10-2015				09-18-2015		
(2) M-EXT-BR	10-07-2015	10-07-2015					Allowed	10-08-2015
(3) APPELLANT BRIEF	11-09-2015					11-10-2015		
(4) INFORM SHT	11-09-2015							
(5) M-DSSAPP	11-10-2015	11-10-2015		11-23-2015	11-13-2015		Allowed	06-30-2016
(6) M-EXT-BR	11-17-2015	11-17-2015					Allowed	11-18-2015
(7) APPELLEE BRIEF	01-11-2016					01-12-2016		

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1 - RECORD  
Filed: 09-17-2015 @ 03:13:00  
FOR: Appellant Wood, Kenneth Buddy, et al  
BY : Mr. Jason White  
SIGMON, CLARK, MACKIE, HANVEY & FERRELL, P.A.

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2 - M-EXT-BR (Allowed) - 10-08-2015  
Filed: 10-07-2015 @ 12:00:28  
FOR: Appellant Wood, Kenneth Buddy, et al  
BY : Ms. Amber R. Mueggenburg  
SIGMON, CLARK, MACKIE, HANVEY & FERRELL, P.A.

The following order was entered:

The motion filed in this cause on the 7th of October 2015 and designated 'Motion for Extension of Time to File Appellants' Brief' is allowed in part. Defendant-appellants' brief shall be filed on or before 9 November 2015.

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

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3 - APPELLANT BRIEF  
Filed: 11-09-2015 @ 17:03:30  
FOR: Appellant Wood, Kenneth Buddy, et al  
BY : Mr. Jason White  
SIGMON, CLARK, MACKIE, HANVEY & FERRELL, P.A.

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4 - AIS INFORM SHT  
Filed: 11-09-2015 @ 18:02:58  
FOR: Appellant Wood, Kenneth Buddy, et al  
BY : Ms. Amber R. Mueggenburg  
SIGMON, CLARK, MACKIE, HANVEY & FERRELL, P.A.

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5 - M-DSSAPP (Allowed) - 06-30-2016  
Filed: 11-10-2015 @ 14:02:39  
FOR: Plaintiff-Appellee Department of Transportation  
BY : Mr. Douglas W. Corkhill  
N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 10th of November 2015 and designated 'Department of Transportation's Motion to Dismiss Interlocutory Appeal' is allowed. Appeal is dismissed. Appellant to pay costs.

And it is considered and adjudged further, that the Appellant, Kenneth Buddy Wood, et al, do pay the costs of the appeal in this Court incurred, to wit, the sum of Seventy Dollars and 25/100 (\$70.25), and execution issue therefor.

By order of the Court this the 30th of June 2016.

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RESPONSE TO M-DSSAPP  
Filed: 11-13-2015  
BY : Ms. Amber R. Mueggenburg  
SIGMON, CLARK, MACKIE, HANVEY & FERRELL, P.A.

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6 - M-EXT-BR (Allowed) - 11-18-2015  
Filed: 11-17-2015 @ 13:59:48  
FOR: Plaintiff-Appellee Department of Transportation  
BY : Mr. Douglas W. Corkhill  
N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 17th of November 2015 and designated 'Department of Transportation's Motion for Extension of Time to File Brief' is allowed. Plaintiff-appellee's brief shall be filed on or before 13 January 2016.

By order of the Court this the 18th of November 2015.

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7 - APPELLEE BRIEF  
Filed: 01-11-2016 @ 15:03:08  
FOR: Plaintiff-Appellee Department of Transportation  
BY : Mr. Douglas W. Corkhill  
N.C. DEPARTMENT OF JUSTICE

**Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
02-03-2016	Printing	61.25	61.25	APPELLEE BRIEF	35	R042012516	04-08-2016
09-17-2015	Docket Fee	10.00	10.00			R092014615	09-17-2015
09-17-2015	Bond	250.00	250.00			R092014615	09-17-2015
09-18-2015	Printing	136.50	136.50	RECORD	78	R092040015	09-28-2015
11-10-2015	Printing	59.50	59.50	APPELLANT BRIEF	34	R112037915	11-16-2015

**Payments**

Payment Date	Payment Type	Amount	Check Number
07-01-2016	Disburse	61.25	41594
07-01-2016	Disburse	179.75	41595

**Exhibits****Transcript(s) Electronically Filed**

transcript-state-v.williams-jr.may-9-2013-volume-i-of-i.pdf

**Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Wood, Kenneth Buddy	Defendant-Appellant
Wood, Ellen M.	Defendant-Appellant

**Attorneys****Attorney for Appellant - Wood, Kenneth Buddy, et al**

Mr. Forrest A. Ferrell [Primary Attorney]

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