

North Carolina Court of Appeals

Docket Sheet

DOT v. James

Case Number: 15-1353

As of: 05/01/2024

Case Closed: Yes **Close Date:** 04-01-2016 **Case Type:** Civil (Civil_othr) **Mediation:** Yes

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

v.

KENNETH M. JAMES, UNITED STATES OF
AMERICA, through its Agency, INTERNAL
REVENUE SERVICE; and BRANCH BANKING
AND TRUST COMPANY,
Defendants.

Docket Date: 12-16-2015	File Date: 12-15-2015	File Time: 04:14	Acquired Date: 12-15-2015
Bond Collected: Yes	Docket Fee: Yes	Pauper: No	Print Deposit: No
			State Appeals: No

History

Venue: Forsyth (31)	Heard In: Superior Court
To SC:	From SC:

Lower Court Number(s)

Location: Forsyth (31)

Judge: Richard L. Doughton

Case #: 13CVS1342

Tracking/Argue

Opinion

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	12-15-2015	12-15-2015				12-16-2015		
(2) INFORM SHT	12-28-2015	12-28-2015						
(3) M-GEN	12-29-2015	12-29-2015					Allowed	12-30-2015
(4) ADDENDUM	01-08-2016	01-08-2016				01-11-2016		
(5) M-GEN	01-11-2016	01-11-2016					Allowed	01-12-2016
(6) M-DSSAPP	03-31-2016	03-30-2016					Allowed	04-01-2016

1 - RECORD

Filed: 12-15-2015 @ 04:14:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

2 - AIS INFORM SHT

Filed: 12-28-2015 @ 14:27:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

3 - MOTION PLAINTIFF'S MOTION TO HAVE RECORD ON APPEAL AMENDED (Allowed) - 12-30-2015

Filed: 12-29-2015 @ 09:33:30

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 29th of December 2015 and designated 'Plaintiff's Motion to Have Record on Appeal Amended' is allowed contingent upon counsel filing an addendum to the record on appeal containing the corrected page iii along with a cover page containing the case caption and case number on or before 8 January 2016. The addendum to the record on appeal shall then be printed.

By order of the Court this the 30th of December 2015.

4 - RECORD ADDENDUM

Filed: 01-08-2016 @ 02:08:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

5 - MOTION MOTION FOR 60 DAY EXTENSION OF TIME (Allowed) - 01-12-2016

Filed: 01-11-2016 @ 14:22:01

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 11th of January 2016 and designated 'Motion for 60 Day Extension of Time' is allowed. Appellant's brief shall be filed on or before 15 March 2016.

By order of the Court this the 12th of January 2016.

6 - M-DSSAPP (Allowed) - 04-01-2016

Filed: 03-31-2016 @ 10:08:11

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. J. Aldean Webster, III

N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 31st of March 2016 and designated 'Plaintiff's Motion for Dismissal of its Appeal with Prejudice' is allowed. Appeal dismissed. Plaintiff-Appellant to pay costs.

And it is considered and adjudged further, that the Plaintiff-Appellant, Department of Transportation, do pay the costs of the appeal in this Court incurred, to wit, the sum of Nine Dollars and 00/100 (\$9.00), and execution issue therefor.

By order of the Court this the 1st of April 2016.

Financial Information

Receipts							
Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
12-16-2015	Docket Fee	10.00	10.00			R122026915	12-16-2015
12-16-2015	Bond	250.00	250.00			R122026915	12-16-2015

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
12-16-2015	Docket Fee	10.00	10.00			R122026915	12-16-2015
12-16-2015	Bond	250.00	250.00			R122026915	12-16-2015

01-05-2016	Printing	309.75	309.75	RECORD	177	R042008516	04-08-2016
02-03-2016	Printing	7.00	7.00	RECORD	4	R042012216	04-08-2016

Payments

Payment Date	Payment Type	Amount	Check Number
04-15-2016	Disburse	241.00	41357

Exhibits**Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellant
James, Kenneth M.	Defendant-Appellee
United States of America	Defendant-Appellee
Internal Revenue Service	Defendant-Appellee
Branch Banking and Trust Company	Defendant-Appellee

Attorneys**Attorney for Plaintiff-Appellant - Department of Transportation**

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