

North Carolina Court of Appeals

Docket Sheet

WidenI77 v. NC Dep't of Transp.

Case Number: 16-818
As of: 05/01/2024
Case Closed: Yes **Close Date:** 05-22-2017 **Case Type:** Civil (Civil_othr) **Mediation:** No

WIDENI77,
 Plaintiff,

v.

NORTH CAROLINA DEPARTMENT OF
 TRANSPORTATION, and I-77
 MOBILITY PARTNERS LLC, and
 STATE OF NORTH CAROLINA,
 Defendants.

Docket Date: 08-22-2016 **File Date:** 08-19-2016 **File Time:** 11:31 **Acquired Date:** 08-19-2016
Bond Collected: Yes **Docket Fee:** Yes **Pauper:** No **Print Deposit:** No **State Appeals:** No

History

Venue: Mecklenburg (26) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Mecklenburg (26)
Judge: W. Osmond Smith III
Case #: 15CVS1076

Tracking/Argue

Argue Date: 02-08-2017 #

Opinion

Opinion Date: 05-02-2017 **Cert Date:** 05-22-2017
Author: Honorable Ann Marie Calabria
Decision: Affirmed
Opinion Notes:
Opinion Pages: 24 **Opinion Cost:** \$ 4.80
Cite:
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=35124>

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	08-19-2016	08-18-2016			08-24-2016		
(2) INFORM SHT	09-16-2016						
(3) M-GEN	09-21-2016	09-21-2016				Allowed	09-23-2016
(4) M-GEN	09-21-2016			10-04-2016		Allowed	10-05-2016
(5) APPELLANT BRIEF	09-23-2016				09-26-2016		
(6) M-EXT-BR	10-11-2016	10-11-2016				Allowed	10-12-2016
(7) M-EXT-BR	10-14-2016	10-14-2016				Allowed	10-17-2016
(8) APPELLEE BRIEF	11-28-2016				11-28-2016		
(9) APPELLEE BRIEF	11-28-2016				11-28-2016		
(10) REPLY	12-12-2016				12-13-2016		

1 - RECORD

Filed: 08-19-2016 @ 11:31:00
FOR: Plaintiff-Appellant WidenI77
BY : Mr. Paul A. Tharp
ARNOLD & SMITH, PLLC

2 - AIS INFORM SHT

Filed: 09-16-2016 @ 08:32:00
FOR: Plaintiff-Appellant WidenI77
BY : Mr. Paul A. Tharp
ARNOLD & SMITH, PLLC

3 - MOTION MOTION FOR ADMISSION PRO HAC VICE FOR MITCHELL ALAN KARLAN AND JERILIN BUZZETTA AS COUNSEL FOR DEFENDANT-APPELLEE I-77 MOBILITY PARTNERS LLC (Allowed) - 09-23-2016

Filed: 09-21-2016 @ 11:18:51
FOR: Defendant-Appellee I-77 Mobility Partners LLC
BY : Mr. Michael G. Adams
PARKER POE ADAMS & BERNSTEIN LLP

The following order was entered:

The motion filed in this cause on the 21st of September 2016 and designated 'Motion for Admission Pro Hac Vice for Mitchell Alan Karlan and Jerilin Buzzetta as Counsel for Defendant-Appellee I-77 Mobility Partners LLC' is allowed. Mitchell Alan Karlan and Jerilin Buzzetta are admitted to practice pro hac vice.

By order of the Court this the 23rd of September 2016.

4 - MOTION DEFENDANT-APPELLEE I-77 MOBILITY PARTNERS' MOTION FOR ADDITION TO RECORD ON APPEAL (Allowed) - 10-05-2016

Filed: 09-21-2016 @ 11:54:53
FOR: Defendant-Appellee I-77 Mobility Partners LLC
BY : Mr. Michael G. Adams
PARKER POE ADAMS & BERNSTEIN LLP

The following order was entered:

The motion filed in this cause on the 21st of September 2016 and designated 'Defendant-Appellee I-77 Mobility Partners' Motion for Addition to Record on Appeal' is allowed. Counsel shall make the necessary arrangements with the court reporter to upload the 3 March 2015 Motion Transcript to this Court's e-filing site.

By order of the Court this the 5th of October 2016.

5 - APPELLANT BRIEF

Filed: 09-23-2016 @ 16:47:18
FOR: Plaintiff-Appellant WidenI77
BY : Mr. Paul A. Tharp
ARNOLD & SMITH, PLLC

6 - M-EXT-BR (Allowed) - 10-12-2016
 Filed: 10-11-2016 @ 10:10:28
 FOR: Appellee North Carolina Department Of Transportation, et al
 BY : Mr. Scott T. Slusser
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 11th of October 2016 and designated 'Motion for Extension of Time in Which to File the Brief for the North Carolina Department of Transportation and State of North Carolina' is allowed. Appellees North Carolina Department of Transportation and State of North Carolina shall file their brief on or before 28 November 2016.

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

7 - M-EXT-BR (Allowed) - 10-17-2016
 Filed: 10-14-2016 @ 15:38:06
 FOR: Defendant-Appellee I-77 Mobility Partners LLC
 BY : Mr. Michael G. Adams
 PARKER POE ADAMS & BERNSTEIN LLP

The following order was entered:

The motion filed in this cause on the 14th of October 2016 and designated 'Defendant-Appellee I-77 Mobility Partners LLC's Consent Motion for Extension of Time to File Brief' is allowed. Defendant-Appellee I-77 Mobility Partners LLC's brief shall be filed on or before 28 November 2016.

By order of the Court this the 17th of October 2016.

8 - APPELLEE BRIEF
 Filed: 11-28-2016 @ 10:51:56
 FOR: Appellee North Carolina Department Of Transportation, et al
 BY : Mr. Scott T. Slusser
 N.C. DEPARTMENT OF JUSTICE

9 - APPELLEE BRIEF
 Filed: 11-28-2016 @ 11:32:00
 FOR: Defendant-Appellee I-77 Mobility Partners LLC
 BY : Mr. Michael G. Adams
 PARKER POE ADAMS & BERNSTEIN LLP

10 - APPELLANT BRIEF REPLY
 Filed: 12-12-2016 @ 16:34:35
 FOR: Plaintiff-Appellant WidenI77
 BY : Mr. Paul A. Tharp
 ARNOLD & SMITH, PLLC

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
09-23-2016	Pro Hac Vice	225.00	225.00			R092043816	09-23-2016
09-23-2016	Pro Hac Vice	225.00	225.00			R092043816	09-23-2016
11-28-2016	Printing	75.25	75.25	APPELLEE BRIEF	43	R122002216	12-05-2016
12-01-2016	Printing	66.50	66.50	APPELLEE BRIEF	38	R122014216	12-09-2016
08-22-2016	Docket Fee	10.00	10.00			R082039216	08-22-2016
08-22-2016	Bond	250.00	250.00			R082039216	08-22-2016
08-24-2016	Printing	8356.25	8356.25	RECORD	4775	R092004116	09-06-2016
09-26-2016	Printing	82.25	82.25	APPELLANT BRIEF	47	R102002416	10-04-2016
12-13-2016	Printing	42.00	42.00	APPELLANT BRIEF	24	R122041616	12-19-2016

Payments

Payment Date	Payment Type	Amount	Check Number
05-23-2017	Disburse	75.25	42553
05-23-2017	Disburse	66.50	42554
05-23-2017	Disburse	99.25	42555

Exhibits

Transcript(s) Electronically Filed

edit-widen-i-77-vs.ncdot-i-77-mobility-state-of-nc.pdf
widen-i-77-vs.mobility-partners-3-3-2015.pdf

Parties

Party Name	Role
WidenI77	Plaintiff-Appellant
North Carolina Department Of Transportation	Defendant-Appellee
I-77 Mobility Partners LLC	Defendant-Appellee
State of North Carolina	Defendant-Appellee

Attorneys

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