

North Carolina Court of Appeals

Docket Sheet

Dep't of Transp. v. Chapman

Case Number: 17-597
As of: 05/01/2024
Case Closed: Yes **Close Date:** 04-09-2018 **Case Type:** Civil (Civil_othr) **Mediation:** No

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

v.

LEE LEBRUN CHAPMAN and PEGGY
HODGE CHAPMAN TRUSTEES OF THE
CHAPMAN FAMILY TRUST ESTABLISHED
AUGUST 20, 1996,

Defendant.

Docket Date:	06-07-2017	File Date:	06-06-2017	File Time:	03:30	Acquired Date:	06-06-2017		
Bond Collected:	No	Docket Fee:	No	Pauper:	No	Print Deposit:	No	State Appeals:	Yes

History

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

Lower Court Number(s)

Location: Forsyth (31)
Judge: John O. Craig III
Case #: 16CVS7476

Tracking/Argue

Argue Date: 11-13-2017 #

Opinion

Opinion Date: 03-20-2018 **Cert Date:** 04-09-2018
Author: Honorable Linda M. McGee
Decision: Affirmed
Opinion Notes:
Opinion Pages: 5 **Opinion Cost:** \$ 1.00
Cite:
Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=36147>

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	06-06-2017	06-06-2017				06-08-2017		
(2) APPELLANT BRIEF	07-07-2017	07-07-2017				07-10-2017		
(3) M-GEN	07-19-2017	07-19-2017		08-01-2017	07-26-2017		Denied	08-02-2017
(4) M-EXT-BR	07-19-2017	07-19-2017					Allowed	07-20-2017
(5) APPELLEE BRIEF	09-18-2017					09-18-2017		
(6) REPLY	10-02-2017	10-02-2017				10-03-2017		
(7) INFORM SHT	10-12-2017	10-12-2017						
(8) M-GEN	10-31-2017	10-31-2017					Allowed	11-08-2017

1 - RECORD

Filed: 06-06-2017 @ 03:30:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

2 - APPELLANT BRIEF

Filed: 07-07-2017 @ 14:56:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

3 - MOTION MOTION TO CONSOLIDATE CASES AND REVISE BRIEFING SCHEDULE (Denied) - 08-02-2017

Filed: 07-19-2017 @ 07:04:55

FOR: Appellee Chapman, Lee Lebrun, et al

BY : Mr. Matthew H. Bryant

HENDRICK BRYANT NERHOOD SANDERS & OTIS, LLP

The following order was entered:

The motion filed in this cause on the 19th of July 2017 and designated 'Motion to Consolidate Cases and Revise Briefing Schedule' is denied.

By order of the Court this the 2nd of August 2017.

RESPONSE TO MOTION MOTION TO CONSOLIDATE CASES AND REVISE BRIEFING SCHEDULE

Filed: 07-26-2017

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

4 - M-EXT-BR (Allowed) - 07-20-2017

Filed: 07-19-2017 @ 07:05:43

FOR: Appellee Chapman, Lee Lebrun, et al

BY : Mr. Matthew H. Bryant

HENDRICK BRYANT NERHOOD SANDERS & OTIS, LLP

The following order was entered:

The motion filed in this cause on the 19th of July 2017 and designated 'Appellees' Motion to Extend Time to File Brief' is allowed. Appellees' brief shall be filed on or before 18 September 2017.

By order of the Court this the 20th of July 2017.

5 - APPELLEE BRIEF

Filed: 09-18-2017 @ 11:54:04

FOR: Appellee Chapman, Lee Lebrun, et al

BY : Mr. Matthew H. Bryant

HENDRICK BRYANT NERHOOD SANDERS & OTIS, LLP

6 - APPELLANT BRIEF REPLY

Filed: 10-02-2017 @ 15:05:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

7 - AIS INFORM SHT
 Filed: 10-12-2017 @ 13:06:00
 FOR: Plaintiff-Appellant Department of Transportation
 BY : Mr. William A. Smith
 N.C. DEPARTMENT OF JUSTICE

8 - MOTION MOTION TO CONSOLIDATE APPEALS APPELLATE RULE 40 (Allowed) - 11-08-2017
 Filed: 10-31-2017 @ 09:45:57
 FOR: Plaintiff-Appellant Department of Transportation
 BY : Mr. James M. Stanley, Jr.
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion filed in this cause on the 31st of October 2017 and designated 'Motion to Consolidate Appeals Appellate Rule 40' is granted to allow consolidation of these three appeals for hearing on 13 November 2017, with a total of one hour of consolidated argument for these appeals.

By order of the Court this the 8th of November 2017.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
06-07-2017	Docket Fee	10.00	10.00			R062094217	06-19-2017
07-06-2017	Printing	306.25	306.25	RECORD	175	R072036617	07-21-2017
08-07-2017	Printing	120.75	120.75	APPELLANT BRIEF	69	R082039917	08-25-2017
10-03-2017	Printing	50.75	50.75	APPELLANT BRIEF	29	R122055017	12-29-2017
03-21-2018	Assess	150.75	150.75			R042000218	04-02-2018
09-18-2017	Printing	141.75	141.75	APPELLEE BRIEF	81	R092041717	09-28-2017

Payments

Payment Date	Payment Type	Amount	Check Number
04-24-2018	Disburse	141.75	43452

Exhibits

Transcript(s) Electronically Filed

021317dotfp.pdf
 021317dotfp.pdf
 transcript-ncdot-v.mdc-investments-april-3-2017-volume-i-of-i.pdf
 transcript-ncdot-v.mdc-investments-april-10-2017-volume-i-of-i.pdf

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Chapman, Lee Lebrun	Defendant-Appellee
Chapman, Peggy Hodge	Defendant-Appellee

Attorneys

Attorney for Plaintiff-Appellant - Department of Transportation

Mr. James M. Stanley, Jr. [Primary Attorney]

Special Deputy Attorney General

jstanley@ncdoj.gov

Ms. Alexandra M. Hightower

Special Deputy Attorney General

ahightower@ncdoj.gov

Mr. William A. Smith

Assistant Attorney General

wsmith@ncdoj.gov

Mr. J. Aldean Webster, III

Special Deputy Attorney General

jwebster@ncdoj.gov

N.C. DEPARTMENT OF JUSTICE

Transportation Section

1505 Mail Service Center

Raleigh, NC 27699

(919) 707-4480

Attorney for Appellee - Chapman, Lee Lebrun, et al

Mr. Matthew H. Bryant [Primary Attorney]

Attorney at Law

mbryant@hendricklawfirm.com

Mr. T. Paul Hendrick

Attorney at Law

phendrick@hendricklawfirm.com

Mr. Timothy A. Nerhood

Attorney at Law

tnerhood@hendricklawfirm.com

Mr. W. Kirk Sanders

Attorney at Law

ksanders@hendricklawfirm.com

Mr. Kenneth C. Otis, III

Attorney at Law

cotis@hendricklawfirm.com

HENDRICK BRYANT NERHOOD SANDERS & OTIS, LLP

723 Coliseum Drive

Suite 101

Winston-Salem, NC 27106

(336) 723-7200

Attorney for -

Mr. Stephen D. Poe [Primary Attorney]

Attorney at Law

BELL DAVIS & PITT, P.A.

P.O. Box 21029

Winston-Salem, NC 27120

(336) 722-3700

Attorney for -

Mr. Johnathan Blake Davis [Primary Attorney]

Attorney at Law

jodavis@logs.com

SHAPIRO & INGLE, LLP

10130 Perimeter Parkway

Suite 400

Charlotte, NC 28216

(704) 333-8107
