

# North Carolina Court of Appeals

## Docket Sheet

Dep't of Transp. v. Vanhoy

**Case Number:** 17-1039

**As of:** 04/30/2024

**Case Closed:** Yes

**Close Date:** 04-13-2018

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

**Mediation:** No

DEPARTMENT OF TRANSPORTATION,  
Plaintiff,

v.

DALE C. VANHOY and  
BRANCH BANKING & TRUST,  
Defendants.

**Docket Date:** 09-26-2017

**File Date:** 09-22-2017

**File Time:** 03:36

**Acquired Date:** 09-22-2017

**Bond Collected:** No

**Docket Fee:** Yes

**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 #: 17CVS1165

### Tracking/Argue

**Argue Date:** 04-02-2018 (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	09-22-2017	09-25-2017				09-27-2017		
(2) M-EXT-BR	10-24-2017	10-24-2017					Allowed	10-25-2017
(3) APPELLANT BRIEF	11-27-2017	11-27-2017				12-01-2017		
(4) APPELLEE BRIEF	12-27-2017					12-29-2017		
(5) REPLY	01-10-2018	01-10-2018				01-11-2018		
(6) M-GEN	04-11-2018	04-11-2018					Allowed	04-13-2018

**1 - RECORD**

Filed: 09-22-2017 @ 03:36:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

**2 - M-EXT-BR (Allowed) - 10-25-2017**

Filed: 10-24-2017 @ 07:52:46

FOR: Defendant-Appellee Branch Banking &amp; Trust

BY : Ms. Katrina D. Ramsey

BRANCH BANKING &amp; TRUST COMPANY

The following order was entered:

The motion filed in this cause on the 24th of October 2017 and designated 'Motion for Extension of Time to File and Serve Appellant's Brief' is allowed. Plaintiff-Appellant's brief shall be filed on or before 27 November 2017.

By order of the Court this the 25th of October 2017.

**3 - APPELLANT BRIEF**

Filed: 11-27-2017 @ 16:52:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Steven M. Sartorio

SMITH ANDERSON BLOUNT DORSETT MITCHELL &amp; JERNIGAN, LLP

**4 - APPELLEE BRIEF**

Filed: 12-27-2017 @ 17:00:01

FOR: Appellee Vanhoy, Dale C., et al

BY : Mr. Matthew H. Bryant

HENDRICK BRYANT NERHOOD SANDERS &amp; OTIS, LLP

**5 - APPELLANT BRIEF REPLY**

Filed: 01-10-2018 @ 16:34:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. Steven M. Sartorio

SMITH ANDERSON BLOUNT DORSETT MITCHELL &amp; JERNIGAN, LLP

**6 - MOTION DEFENDANT-APPELLANT'S MOTION FOR LEAVE TO WITHDRAW APPEALS (Allowed) - 04-13-2018**

Filed: 04-11-2018 @ 08:19:09

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 11th of April 2018 and designated 'Defendant-Appellant's Motion for Leave to Withdraw Appeals' is allowed. Appeal dismissed. Appellant to pay costs.

And it is considered and adjudged further, that the Appellant, North Carolina Department of Transportation, do pay the costs of the appeal in this Court incurred, to wit, the sum of Eighty Four Dollars and 25/100 (\$84.25), and execution issue therefor.

By order of the Court this the 13th of April 2018.

**Financial Information****Receipts**

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
09-26-2017	Docket Fee	10.00	10.00			R102009917	10-10-2017
10-03-2017	Printing	593.25	593.25	RECORD	339	R112027817	11-17-2017
04-13-2018	Assess	84.25	84.25			R042050118	04-25-2018
12-01-2017	Printing	127.75	127.75	APPELLANT BRIEF	73	R122012517	12-14-2017
01-11-2018	Printing	49.00	49.00	APPELLANT BRIEF	28	R022001818	02-02-2018
12-29-2017	Printing	75.25	75.25	APPELLEE BRIEF	43	R012045918	01-26-2018

**Payments**

Payment Date	Payment Type	Amount	Check Number
05-21-2018	Disburse	75.25	43535

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

dot-5-30-2017-tues-forsyth-judge-john-o-craig-5c-civil.pdf

**Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Vanhoy, Dale C.	Defendant-Appellee
Branch Banking & Trust	Defendant-Appellee

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

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