

# North Carolina Court of Appeals

## Docket Sheet

Dep't of Transp. v. Decker

**Case Number:** 17-1046

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

**Case Closed:** Yes

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

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

**Mediation:** No

DEPARTMENT OF TRANSPORTATION,  
Plaintiff,

v.

DONNA B. DECKER and husband,  
JEFFREY DECKER; BANK OF AMERICA  
CORPORATION; MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS INC. (MERS);  
UNITED STATES OF AMERICA, through  
its Agency, Internal Revenue  
Service; and NORTH CAROLINA  
DEPARTMENT OF REVENUE,  
Defendants.

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

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

**File Time:** 03:38

**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 #: 17CVS2776

### Tracking/Argue

**Argue Date:** 04-16-2018 (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				09-28-2017		
(2) M-EXT-BR	10-23-2017	10-23-2017					Allowed	10-24-2017
(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 @ 03:38:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

**2 - M-EXT-BR (Allowed) - 10-24-2017**

Filed: 10-23-2017 @ 08:25:16

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 23rd 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 24th of October 2017.

**3 - APPELLANT BRIEF**

Filed: 11-27-2017 @ 15:04:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

**4 - APPELLEE BRIEF**

Filed: 12-27-2017 @ 16:54:12

FOR: Appellee Decker, Donna B., et al

BY : Mr. Matthew H. Bryant

HENDRICK BRYANT NERHOOD SANDERS &amp; OTIS, LLP

**5 - APPELLANT BRIEF REPLY**

Filed: 01-10-2018 @ 14:14:00

FOR: Plaintiff-Appellant Department of Transportation

BY : Mr. James M. Stanley, Jr.

N.C. DEPARTMENT OF JUSTICE

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

Filed: 04-11-2018 @ 08:17:53

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			R102010217	10-10-2017
10-03-2017	Printing	621.25	621.25	RECORD	355	R112028617	11-17-2017
01-03-2018	Printing	134.75	134.75	APPELLANT BRIEF	77	R012048018	01-26-2018
02-01-2018	Printing	49.00	49.00	APPELLANT BRIEF	28	R032005418	03-02-2018

04-13-2018	Assess	84.25	84.25			R042050718	04-25-2018
12-29-2017	Printing	75.25	75.25	APPELLEE BRIEF	43	R012045418	01-26-2018

**Payments**

Payment Date	Payment Type	Amount	Check Number
05-21-2018	Disburse	75.25	43529

**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
Decker, Donna B.	Defendant-Appellee
Decker, Jeffrey	Defendant-Appellee
Bank of America Corporation	Defendant-Appellee
Mortgage Electronic Registration Systems Inc. (MERS)	Defendant-Appellee
United States of America	Defendant-Appellee
North Carolina Department of Revenue	Defendant-Appellee

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

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Corporation Trust Center

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