

North Carolina Court of Appeals

Docket Sheet

Dep't of Transp. v. Bloomsbury Est., LLC

Case Number: 18-773

As of: 04/30/2024

Case Closed: Yes

Close Date: 03-25-2019

Case Type: Civil (Tort, Contract, Real Property)

Mediation: No

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

v.

BLOOMSBURY ESTATES, LLC;
BLOOMSBURY ESTATES CONDOMINIUM
HOMEOWNERS ASSOCIATION, INC. and
COUNTY OF WAKE,
Defendants.

Docket Date: 07-27-2018

File Date: 07-27-2018

File Time: 11:16

Acquired Date: 07-27-2018

Bond Collected: Yes

Docket Fee: Yes

Pauper: No

Print Deposit: No

State Appeals: No

History

Venue: Wake (10)

Heard In: Superior Court

To SC:

From SC:

Lower Court Number(s)

Location: Wake (10)

Judge: G. Bryan Collins Jr.

Case #: 15CVS9786

Tracking/Argue

Argue Date: 02-13-2019 (No oral argument by Rule 30(f))

Opinion

Opinion Date: 03-05-2019

Cert Date: 03-25-2019

Author: Honorable John M. Tyson

Decision: Dismissed

Opinion Notes:

Opinion Pages: 16

Opinion Cost: \$ 3.20

Cite:

Slip Opinion: <https://appellate.nccourts.org/opinions/?c=2&pdf=37795>

Documents

Document	Date Recvd	Cert of Service	Rec/Brl Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
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(1) RECORD	07-27-2018	07-24-2018				08-01-2018		
(2) OTHER	07-31-2018							
(3) M-GEN	08-09-2018	08-09-2018					Allowed	08-14-2018
(4) M-EXT-BR	08-27-2018	08-27-2018					Allowed	08-28-2018
(5) APPELLANT BRIEF	09-14-2018					09-17-2018		
(6) M-EXT-BR	10-10-2018	10-11-2018					Allowed	10-11-2018
(7) APPELLEE BRIEF	11-14-2018					11-28-2018		
(8) REPLY	11-28-2018					11-30-2018		

1 - RECORD

Filed: 07-27-2018 @ 11:16:00

FOR: Defendant-Appellant Bloomsbury Estates Condominium Homeowners Association, Inc.

BY : Ms. Harmony W. Taylor

BLACK SLAUGHTER & BLACK P.A.

2 - OTHER

Filed: 07-31-2018 @ 13:18:02

FOR:

BY : Mr. Douglas W. Corkhill

N.C. DEPARTMENT OF JUSTICE

3 - MOTION MOTION FOR LEAVE TO ALLOW APPELLEE WAKE COUNTY TO BE RELIEVED OF THE OBLIGATION TO FILE BRIEF

(Allowed) - 08-14-2018

Filed: 08-09-2018 @ 11:50:26

FOR: Defendant-Appellee County of Wake

BY : Ms. Allison Pope Cooper

WAKE COUNTY ATTORNEY'S OFFICE

The following order was entered:

The motion filed in this cause on the 9th of August 2018 and designated 'Motion for Leave to Allow Appellee Wake County to be Relieved of the Obligation to File Brief' is allowed.

By order of the Court this the 14th of August 2018.

4 - M-EXT-BR (Allowed) - 08-28-2018

Filed: 08-27-2018 @ 13:26:32

FOR: Defendant-Appellant Bloomsbury Estates Condominium Homeowners Association, Inc.

BY : Ms. Harmony W. Taylor

BLACK SLAUGHTER & BLACK P.A.

The following order was entered:

The motion filed in this cause on the 27th of August 2018 and designated 'Motion for Extension of Time to File Brief' is allowed. Defendant-Appellant Bloomsbury Estates Condominium Homeowners Association, Inc.'s brief shall be filed on or before 14 September 2018.

By order of the Court this the 28th of August 2018.

5 - APPELLANT BRIEF

Filed: 09-14-2018 @ 15:45:30

FOR: Defendant-Appellant Bloomsbury Estates Condominium Homeowners Association, Inc.

BY : Ms. Harmony W. Taylor

BLACK SLAUGHTER & BLACK P.A.

6 - M-EXT-BR (Allowed) - 10-11-2018
 Filed: 10-10-2018 @ 21:08:34
 FOR: Defendant-Appellee Bloomsbury Estates, LLC
 BY : Mr. Jay H. Ferguson
 THOMAS, FERGUSON & MULLINS, LLP

The following order was entered:

The motion filed in this cause on the 10th of October 2018 and designated 'Motion for Extension of Time to File Brief' is allowed. Defendant-Appellee Bloomsbury Estates, LLC's brief shall be filed on or before 14 November 2018.

By order of the Court this the 11th of October 2018.

7 - APPELLEE BRIEF
 Filed: 11-14-2018 @ 13:54:31
 FOR: Defendant-Appellee Bloomsbury Estates, LLC
 BY : Mr. Jay H. Ferguson
 THOMAS, FERGUSON & MULLINS, LLP

8 - APPELLANT BRIEF REPLY
 Filed: 11-28-2018 @ 13:36:42
 FOR: Defendant-Appellant Bloomsbury Estates Condominium Homeowners Association, Inc.
 BY : Ms. Harmony W. Taylor
 BLACK SLAUGHTER & BLACK P.A.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
11-28-2018	Printing	47.25	47.25	APPELLEE BRIEF	27	R122003118	12-06-2018
07-27-2018	Docket Fee	10.00	10.00			R072037918	07-27-2018
07-27-2018	Bond	250.00	250.00			R072037918	07-27-2018
08-01-2018	Printing	75.25	75.25	RECORD	43	R082009618	08-13-2018
09-17-2018	Printing	35.00	35.00	APPELLANT BRIEF	20	R092039518	09-27-2018
11-30-2018	Printing	28.00	28.00	APPELLANT BRIEF	16	R122011718	12-10-2018

Payments

Payment Date	Payment Type	Amount	Check Number
03-29-2019	Disburse	47.25	44384
03-29-2019	Disburse	193.75	44385

Exhibits

Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellee
Bloomsbury Estates, LLC	Defendant-Appellee
Bloomsbury Estates Condominium Homeowners Association, Inc.	Defendant-Appellant

County of Wake

Defendant-Appellee

Attorneys

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