

North Carolina Court of Appeals Docket Sheet

Gulf Island Shipyards, LLC v. N.C. Dep't of Transp.

Case Number: 23-245
As of: 05/01/2024
Case Closed: Yes **Close Date:** 06-20-2023 **Case Type:** Civil (Tort, Contract, Real Property) **Mediation:** No

GULF ISLAND SHIPYARDS, LLC,
Plaintiff,

v.

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION and J. ERIC
BOYETTE, Secretary of the
North Carolina Department of
Transportation, in his official
capacity,
Defendants.

Docket Date: 03-22-2023 **File Date:** 03-21-2023 **File Time:** 02:41 **Acquired Date:** 03-21-2023
Bond Collected: Yes **Docket Fee:** Yes **Pauper:** No **Print Deposit:** No **State Appeals:** ~

History

Venue: Wake (10) **Heard In:** Superior Court
To SC: **From SC:**

Lower Court Number(s)

Location: Wake (10)
Judge: Paul C. Ridgeway
Case #: 21CVS8896

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) RECORD	03-21-2023	03-21-2023				03-22-2023		
(2) RULE 9(D) COPIES OF EXHIBITS AND OTHER ITEMS	03-21-2023							
(3) M-EXT-BR	04-11-2023	04-11-2023					Allowed	04-12-2023
(4) M-EXT-BR	05-18-2023	05-18-2023					Allowed	05-19-2023
(5) M-GEN	06-20-2023	06-20-2023					Allowed	06-20-2023

1 - RECORD

Filed: 03-21-2023 @ 14:41:36
 FOR: Plaintiff-Appellant Gulf Island Shipyards, LLC
 BY : Mr. Andrew H. Erteschik
 POYNER SPRUILL LLP

2 - RECORD RULE 9(D) COPIES OF EXHIBITS AND OTHER ITEMS

Filed: 03-21-2023 @ 14:42:56
 FOR: Plaintiff-Appellant Gulf Island Shipyards, LLC
 BY : Mr. Andrew H. Erteschik
 POYNER SPRUILL LLP

3 - M-EXT-BR (Allowed) - 04-12-2023

Filed: 04-11-2023 @ 18:13:49
 FOR: Plaintiff-Appellant Gulf Island Shipyards, LLC
 BY : Mr. Andrew H. Erteschik
 POYNER SPRUILL LLP

The following order was entered:

The motion filed in this cause on the 11th of April 2023 and designated 'Plaintiff-Appellant's Consent Motion for Extension of Time' is allowed. Plaintiff-Appellant's brief shall be filed on or before 22 May 2023.

By order of the Court this the 12th of April 2023.

4 - M-EXT-BR (Allowed) - 05-19-2023

Filed: 05-18-2023 @ 13:29:01
 FOR: Plaintiff-Appellant Gulf Island Shipyards, LLC
 BY : Mr. Andrew H. Erteschik
 POYNER SPRUILL LLP

The following order was entered:

The motion filed in this cause on the 18th of May 2023 and designated 'Plaintiff-Appellant's Consent Motion for Extension of Time' is allowed. Plaintiff-Appellant's brief shall be filed on or before 21 June 2023.

By order of the Court this the 19th of May 2023.

5 - MOTION PLAINTIFF-APPELLANT'S CONSENT MOTION TO WITHDRAW APPEAL (Allowed) - 06-20-2023

Filed: 06-20-2023 @ 13:19:01
 FOR: Plaintiff-Appellant Gulf Island Shipyards, LLC
 BY : Mr. Andrew H. Erteschik
 POYNER SPRUILL LLP

The following order was entered:

The motion filed in this cause on the 20th of June 2023 and designated 'Plaintiff-Appellant's Consent Motion to Withdraw Appeal' is allowed. Appeal dismissed. Appellant to pay costs.

And it is considered and adjudged further, that Gulf Island Shipyards, LLC, do pay the costs of the appeal in this Court incurred, to wit, the sum of Nine and 00/100 Dollars (\$9.00), and execution issue therefor.

By order of the Court this the 20th of June 2023.

Financial Information

Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
03-22-2023	Docket Fee	10.00	10.00			R032033223	03-22-2023
03-22-2023	Bond	250.00	250.00			R032033223	03-22-2023
03-22-2023	Printing	173.25	173.25	RECORD	99	R032036623	03-27-2023
	Assess	9.00	9.00			R062066323	06-20-2023

Payments

Payment Date	Payment Type	Amount	Check Number
--------------	--------------	--------	--------------

10-30-2023 Disburse 241.00 47666

Exhibits

Transcript(s) Electronically Filed

transcript-gulf-island-shipyards-v.ncdot-december-8-2021-volume-1-of-1.pdf

Parties

Party Name	Role
Gulf Island Shipyards, LLC	Plaintiff-Appellant
North Carolina Department Of Transportation	Defendant-Appellee
Boyette, J. Eric (Secretary)	Defendant-Appellee

Attorneys

Attorney for Plaintiff-Appellant - Gulf Island Shipyards, LLC

Mr. Andrew H. Erteschik [Primary Attorney]

Attorney at Law

aerteschik@poynerspruill.com

Mr. John Michael Durnovich

Attorney at Law

jdurnovich@poynerspruill.com

Mr. N. Cosmo Zinkow

Attorney at Law

nzinkow@poynerspruill.com

POYNER SPRUILL LLP

P.O. Box 1801

Raleigh, NC 27602

(919) 783-6400

Attorney for Appellee - North Carolina Department Of Transportation, et al

Mr. Scott T. Slusser [Primary Attorney]

Special Deputy Attorney General

sslusser@ncdoj.gov

N.C. DEPARTMENT OF JUSTICE

P.O. Box 629

Raleigh, NC 27602

(919) 707-4526

Attorney for Appellee - North Carolina Department Of Transportation, et al

Mr. Joseph R. Shuford
Assistant Attorney General
jshuford@ncdoj.gov
NC DEPARTMENT OF JUSTICE
P. O. Box 629
Raleigh, NC 27602
(919) 716-6805
