

North Carolina Court of Appeals

Docket Sheet

DOT v Ritchie

Case Number: P00-547

As of: 05/01/2024

Case Closed: Yes **Close Date:** 12-19-2000 **Case Type:** Civil (Civil_othr) **Mediation:** No

DEPARTMENT OF TRANSPORTATION,
Plaintiff,

V

GEORGE C. RITCHIE and wife, KATHY SMITH RITCHIE,
Defendants.

Docket Date: 08-14-2000	File Date:	File Time:	Acquired Date: 08-14-2000
Bond Collected: No	Docket Fee: No	Pauper: No	Print Deposit: No State Appeals: No

History

Venue: Catawba (19) **Heard In:** Superior Court

To SC: **From SC:**

Lower Court Number(s)

Location: Catawba (19)

Judge:

Case #: 99CVS253

Tracking/Argue

Opinion

Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) MOTION	08-14-2000	08-11-2000					Allowed	08-14-2000
(2) PWS	08-14-2000	08-11-2000		08-29-2000	08-21-2000		Allowed	08-23-2000
(3) MOTION	12-04-2000			12-19-2000			Dismissed	12-21-2000
(4) MOTION	12-04-2000			12-19-2000			Dismissed	12-21-2000

1 - MOTION (Allowed) - 08-14-2000
 Filed: 08-14-2000 @ 12:00:00
 FOR: Plaintiff-Appellant DOT
 BY : Mr. J. Bruce McKinney
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The motion and petition filed in this cause by plaintiff Department of Transportation on 14 August 2000 and designated Petition for Writ of Supersedeas and Motion for Temporary Stay are decided as follows: The motion for temporary stay is allowed. The 20 July 2000 order of Judge Timothy S. Kincaid is hereby stayed pending this Court's ruling on plaintiff's petition for writ of supersedeas. The Court will rule on the petition for writ of supersedeas upon the filing of a response to the petition or the expiration of the time for a response if no response is filed.

By order of the Court this the 14th day of August 2000.

2 - PWS (Allowed) - 08-23-2000
 Filed: 08-14-2000 @ 12:00:00
 FOR: Plaintiff-Appellant DOT
 BY : Mr. J. Bruce McKinney
 N.C. DEPARTMENT OF JUSTICE

The following order was entered:

The petition filed in this cause by plaintiff Department of Transportation on 14 August 2000 and designated Petition for Writ of Supersedeas is allowed as follows: The 20 July 2000 order of Judge Timothy S. Kincaid is hereby stayed, insofar as it makes an award of attorney's fees, pending this Court's resolution of the appeal.

By order of the Court this the 23rd day of August 2000.

The above order is therefore certified to the Clerk of Superior Court Catawba County.

RESPONSE TO PWS
 Filed: 08-21-2000
 BY :

3 - MOTION (Dismissed) - 12-21-2000
 Filed: 12-04-2000 @ 12:00:00
 FOR: Defendant-Appellee Ritchie
 BY : Mr. E. Fielding Clark
 SIGMON, CLARK, MACKIE, & HUTTON, PA

The following order was entered:

The motion filed in this cause on the 4th day of December 2000 and designated Request That Appeal Be Dismissed is decided as follows: The motion is dismissed without prejudice to refile the motion to dismiss with the trial court.

By order of the Court this the 21st day of December 2000.

4 - MOTION (Dismissed) - 12-21-2000
 Filed: 12-04-2000 @ 12:00:00
 FOR: Defendant-Appellee Ritchie
 BY : Mr. E. Fielding Clark
 SIGMON, CLARK, MACKIE, & HUTTON, PA

The following order was entered:

The motion filed in this cause on the 4th day of December 2000 and designated Request That Writ Of Supersedeas Be Dissolved is decided as follows: The motion is dismissed.

By order of the Court this the 21st day of December 2000.

Receipts

Date Charged	Charge Type	Amount Chaged	Amount Paid	Document	Pages	Receipt #	Date Paid
08-14-2000	Docket Fee	20.00	20.00			R082050900A	11-01-2000
08-14-2000	Pre Docket Fees	10.00	10.00	MOTION	0	R082053900A	08-14-2000
08-14-2000	Pre Docket Fees	10.00	10.00	PETITION	0	R082054000A	08-14-2000
12-22-2000	Docket Fee	10.00	10.00			R122055800A	01-02-2001
12-22-2000	Docket Fee	10.00	10.00			R122055800A	01-02-2001
12-04-2000	Pre Docket Fees	10.00	10.00	MOTION	0	R122056500A	12-04-2000
12-04-2000	Pre Docket Fees	10.00	10.00	MOTION	0	R122056600A	12-04-2000

Exhibits**Parties**

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Ritchie, George C.	Defendant-Appellee
Ritchie, Kathy Smith	Defendant-Appellee
DOT	Plaintiff-Appellant
Ritchie	Defendant-Appellee

Attorneys**Attorney for Plaintiff-Appellant - DOT**

Mr. J. Bruce McKinney [Primary Attorney]

Assistant Attorney General

wobmckin@ncdoj.gov

N.C. DEPARTMENT OF JUSTICE

P.O. Box 629

Raleigh, NC 27602

Attorney for Defendant-Appellee - Ritchie

Mr. E. Fielding Clark [Primary Attorney]

SIGMON, CLARK, MACKIE, & HUTTON, PA

P.O. Drawer 1470

Hickory, NC 28603