

# North Carolina Court of Appeals

## Docket Sheet

DOT v Farnsworth

**Case Number:** P00-815

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

**Case Closed:** Yes **Close Date:** 12-01-2000 **Case Type:** Civil (Civil\_othr) **Mediation:** No

DEPARTMENT OF TRANSPORTATION,  
Plaintiff,

V

SYLVIA MAE FARNSWORTH; PEGGY JOYCE REVELL; and DEBBIE LAIL, Administratrix of the Estate of Mary Annie Caudle,  
Defendants.

<b>Docket Date:</b> 11-27-2000	<b>File Date:</b>	<b>File Time:</b>	<b>Acquired Date:</b> 11-27-2000
<b>Bond Collected:</b> No	<b>Docket Fee:</b> Yes	<b>Pauper:</b> No	<b>Print Deposit:</b> No
			<b>State Appeals:</b> No

### History

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

**To SC:** **From SC:**

### Lower Court Number(s)

Location: Catawba (19)

Judge:

Case #: 98CVS2959

### Tracking/Argue

### Opinion

### Documents

Document	Date Recvd	Cert of Service	Rec/Brf Due	Resp. Due	Resp. Recvd	Mailed Out	Ruling	Ruling Date
(1) PWS	11-27-2000	11-21-2000		12-05-2000	11-29-2000		Denied	12-01-2000
(2) MOTION	11-27-2000	11-21-2000					Allowed	11-27-2000

1 - PWS (Denied) - 12-01-2000  
 Filed: 11-27-2000 @ 12:00:00  
 FOR: Plaintiff-Appellant DOT  
 BY : Mr. J. Bruce McKinney

The following order was entered:

The petition and motion filed in this cause by plaintiff on 27 November 2000 and designated PETITION FOR WRIT OF SUPERSEDEAS and MOTION FOR TEMPORARY STAY are decided as follows: The petition for writ of supersedeas is denied. The temporary stay granted 27 November 2000 by this Court is hereby dissolved.

By order of the Court this the 1st day of December 2000.

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

RESPONSE TO PWS  
 Filed: 11-29-2000  
 BY :

2 - MOTION (Allowed) - 11-27-2000  
 Filed: 11-27-2000 @ 12:00:00  
 FOR: Plaintiff-Appellant DOT  
 BY : Mr. J. Bruce McKinney

The following order was entered:

The petition and motion filed in this cause by plaintiff on 27 November 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 order entered 9 November 2000 by Judge Timothy S. Kincaid is hereby stayed. A ruling on the petition for writ of supersedeas will be made 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 27th day of November 2000.

### Financial Information

#### Receipts

Date Charged	Charge Type	Amount Charged	Amount Paid	Document	Pages	Receipt #	Date Paid
11-28-2000	Docket Fee	20.00	20.00			R112041700A	12-12-2000
11-27-2000	Pre Docket Fees	10.00	10.00	PETITION	0	R112044600A	11-27-2000
11-27-2000	Pre Docket Fees	10.00	10.00	MOTION	0	R112044700A	11-27-2000

#### Exhibits

#### Parties

Party Name	Role
Department of Transportation	Plaintiff-Appellant
Farnsworth, Sylvia Mae	Defendant-Appellee
Revell, Peggy Joyce	Defendant-Appellee

Lail, Debbie	Defendant-Appellee
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Caudle, Mary Annie (Estate of)
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DOT	Plaintiff-Appellant
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<b>Attorneys</b>
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**Attorney for Plaintiff-Appellant - DOT**

Mr. J. Bruce McKinney [Primary Attorney]

Assistant Attorney General

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Raleigh, NC 27602

**Attorney for -**

Mr. E. Fielding Clark, II [Primary Attorney]

P.O. Drawer 1470

Hickory, NC 28603

**Attorney for -**

Hon. Timothy S. Kincaid [Primary Attorney]

Senior Resident Judge

Catawba County Office

of the District Attorney

Post Office 72

Newton, NC 28658