North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

This calendar is available at: https://appellate.nccourts.org/calendar.php?court=2

All oral arguments on this calendar will be heard via Webex, subject to change based on courtroom safety. Cases will be called on the days calendared in the order listed. The Court, however, may reorder the schedule in the event it grants a request for an oral argument to occur by Webex.

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COURT CALENDAR BY PANEL

Monday, 3 March 2008

PANEL NO. 1
HONORABLE JOHN C. MARTIN
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 3RD OF MARCH 2008 AT 1:00 p.m.**

White Fox Construction v Mountain Grove	07-963	Caldwell
Swink v Weintraub	07-1088	Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 3RD OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Swink v Weintraub	07-960	Guilford
State v Watkins	07-774	Buncombe
State v Lugo	07-906	Macon
State v Lazaro	07-937	Mecklenburg
State v Rodrigo	07-938	Mecklenburg
State v Viera	07-968	Wake
State v Bailey	07-989	Cabarrus
Norman v N.C. Dept. of Transportation	07-894	N.C. Industrial Commission
Crocker v Crocker	07-964	Catawba
Smith v Barbour	07-1083	Wake

Sent Date: 8 February 2008

North Carolina Court of Appeals

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Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Tuesday, 4 March 2008

PANEL NO. 2
HONORABLE JAMES A. WYNN, JR.
HONORABLE WANDA G. BRYANT
HONORABLE BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 4TH OF MARCH 2008 AT 9:30 a.m.**

State v Williams	07-1057	Cumberland
Kitchin v Halifax County, et al	07-965	Halifax
CIM Insurance v Cascade Auto Glass	07-1079	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 4TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v McDougald	07-993	Harnett
State v Jenkins	07-1006	Transylvania
State v Moore	07-1048	Edgecombe
State v Dietze	07-1066	Durham
State v Sherrod	07-1071	Wayne
Miller v Miller	07-1032	Harnett
Childress v Gamewell Mechanical	07-1072	N.C. Industrial Commission
Herman v Herman	07-1081	Catawba

Sent Date: 8 February 2008

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Tuesday, 4 March 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE SANFORD STEELMAN
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON TUESDAY, 4TH OF MARCH 2008. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Ross v Ross	07-981	Carteret

Sent Date: 8 February 2008

North Carolina Court of Appeals

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Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Wednesday, 5 March 2008

PANEL NO. 3
HONORABLE LINDA M. MCGEE
HONORABLE JOHN M. TYSON
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 5TH OF MARCH 2008 AT 9:30 a.m.**

Moody v Sears Roebuck And Co.	07-1089	New Hanover
Shepard v Bonita Vista Properties	07-1095	Scotland

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 5TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Wilson	07-1077	Carteret
State v Williams	07-1080	Union
State v Hatley	07-1091	Cabarrus
State v Cook	07-1096	Cumberland
State v Hallyburton	07-1114	Catawba
State v McCain	07-1115	Guilford
Helms v Helms	07-1090	Pender
Cyprus Group, LLC v Twiss and Holland	07-1127	Wake
Clay v Monroe	07-1136	Wake
Countrywide Home Loans v Bank One, N.A.	07-1137	Iredell

Sent Date: 8 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

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All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: http://govu.us/nc-coa-oral-arguments ***

COURT CALENDAR BY PANEL

Wednesday, 5 March 2008

PANEL NO. 4
HONORABLE ROBERT C. HUNTER
HONORABLE RICK ELMORE
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON WEDNESDAY, 5TH OF MARCH 2008. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hairston	07-1119	Onslow
State v Stafford	07-1124	Forsyth
State v Tollison	07-1125	Guilford
State v Riffe	07-1130	Randolph
State v Simmons	07-1131	New Hanover
State v Baldwin	07-1132	Forsyth
Hinson v Jarvis	07-1142	Wilkes
Hawkins v Hawkins	07-1146	Forsyth
Hawkins v Wiseman	07-1149	Forsyth
Lanier v Eddie Romanelle's	07-1154	N.C. Industrial Commission
Durham County v Graham	07-1158	Durham
Deason v Owens-Illinois, Inc.	07-1159	N.C. Industrial Commission

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COURT CALENDAR BY PANEL

Thursday, 6 March 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE SANFORD STEELMAN
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 6TH OF MARCH 2008 AT 9:30 a.m.**

State v Sapp	07-1135	Mecklenburg
Harris v Stewart	07-1174	Orange
Petroleum Traders Corp. v State	07-1176	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 6TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Atkins	07-1134	Wayne
State v Clark	07-1151	Robeson
State v Vick	07-1163	Edgecombe
State v Cox	07-1171	Wayne
State v Robinson	07-1180	Guilford
Hines v Wal-Mart Stores East, L.P.	07-1160	Wilson
In The Matter Of: K.L.K.	07-1169	Mecklenburg
Covington v Triad Financial Corporation	07-1172	Lincoln
Baker v Baker	07-1175	Wake

Sent Date: 8 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Monday, 10 March 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF 10 MARCH 2008 BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Pritchard v Sladoje	07-194	Mecklenburg
State v Hicks	07-767	McDowell
State v Ligon	07-799	Buncombe
State v Roberts	07-858	Wake
In The Matter Of: D.R.W.	07-977	Cabarrus
State v Stephens	07-1000	Forsyth
State v Platt	07-1063	Forsyth
State v Harb	07-1140	Davidson
State v Smith	07-1200	Mecklenburg

Sent Date: 8 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Monday, 17 March 2008

PANEL NO. 1
HONORABLE JOHN C. MARTIN
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 17TH OF MARCH 2008 AT 1:00 p.m.**

Miles v Koon	07-1181	Mecklenburg
In The Matter Of: Ernst & Young, LLP	07-1219	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 17TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Palmer	07-811	Rutherford
State v Salazar	07-893	Guilford
State v Ceesay	07-897	Wake
In The Matter Of: Little Pig Properties	07-673	Wilson
Parker v Scott	07-935	Davie
Goolsby v Yadkin Valley Motor Co.	07-958	N.C. Industrial Commission
Foster v Unifi, Inc.	07-1016	Mecklenburg
Radcliff v Orders Distributing Company	07-1041	Guilford
Hyer v Hyer	07-1102	Buncombe
In The Matters Of: A.J.W. and K.S.W.	07-1229	Alexander

Sent Date: 19 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Monday, 17 March 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF 17 MARCH 2008 BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Harris	07-864	Mecklenburg
Harrison v Harrison	07-869	Lenoir
State v Williams	07-877	Cleveland
State v Gay	07-927	Mecklenburg
State v Drayton	07-943	New Hanover
State v Mizelle	07-970	Beaufort
State v Smith	07-997	Haywood
State v Brown	07-1073	Mecklenburg
State v Carney	07-1078	Pitt
State v Rodgers	07-1179	Beaufort
State v Lynch	07-512	Wake
State v Martin	07-528	Guilford
State v Barlowe	07-646	Bertie
State v Cosey	07-672	Pender
State v Vaughan	07-677	Northampton
State v Page	07-699	Caldwell
State v Stone	07-708	Guilford
State v Welch	07-721	Forsyth
State v Singleton	07-726	Guilford
State v Whiteside	07-892	Guilford
State v Peoples	07-1011	Davidson
State v Bristol	07-1018	Rutherford
State v Jeffries	07-1128	Buncombe
State v Bailey	07-1141	Durham
State v Murphy	07-1164	Wake
State v Williams	07-1208	Halifax
In The Matter Of: B.G.H. and B.L.H.	07-1405	Wilson

North Carolina Court of Appeals

In The Matter Of: E.G.F. and T.S.F.	07-1409	Mecklenburg
In The Matter Of: P.R. and H.R.	07-1432	Orange
In The Matter Of: T.R.S. and B.T.S.	07-1447	Wilkes
In the Matter of: C.P.	07-1485	Yadkin
In the Matter of: J.A.P., I.M.P.	07-1562	Iredell

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COURT CALENDAR BY PANEL

Tuesday, 18 March 2008

PANEL NO. 2
HONORABLE JAMES A. WYNN, JR.
HONORABLE WANDA G. BRYANT
HONORABLE BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 18TH OF MARCH 2008 AT 9:30 a.m.**

Carolina Power & Light Co. v ESC	07-1247	Wake
A.D. Myers Builders v Deluxe Cleaners	07-1261	Durham
Murray v County of Person, et al	07-1260	Person

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 18TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hobbs	07-914	Pitt
State v Credle	07-1021	Beaufort
State v Bollinger	07-1062	Cabarrus
In The Matter Of: D.C.	07-1186	Mecklenburg
Monger v Durham Housing Authority	07-1187	N.C. Industrial Commission
Carey v Norment Security Industries	07-1188	N.C. Industrial Commission
Gardner v Ebenezer, LLC	07-1190	Dare
King v Lingerfelt	07-1193	Catawba
Glenn v TDM Corporation	07-1194	N.C. Industrial Commission

Sent Date: 19 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Wednesday, 19 March 2008

PANEL NO. 3
HONORABLE LINDA M. MCGEE
HONORABLE JOHN M. TYSON
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 2008 AT 9:30 a.m.**

Carl v State of NC	07-1288	Wake
St. Regis of Onslow County v Johnson	07-1295	Onslow

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Brill	07-1143	Alamance
State v Rosales-Villa	07-1144	Wayne
State v Williams	07-1155	Brunswick
Yorke v Novant Health, Inc., et al	07-1206	Forsyth
Queen v Queen	07-1207	Lincoln
Schneider v Hoff	07-1209	Cabarrus
Markley v Markley	07-1210	Wake
Webb v Nash General Hospital	07-1215	N.C. Industrial Commission
Willow Bend Homeowners v Robinson	07-1290	Cumberland
Chapel Hill Title v Town of Chapel Hill	07-1292	Orange

Sent Date: 19 February 2008

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Wednesday, 19 March 2008

PANEL NO. 4
HONORABLE ROBERT C. HUNTER
HONORABLE RICK ELMORE
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 2008 AT 9:30 a.m.**

State v Carter	07-1156	Wake
Corbett v Gray	07-1239	Wake

NOTE: Oral argument will be held at the following location:

NCCU LAW SCHOOL

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Abshire	07-1185	Caldwell
State v Spencer	07-1191	Iredell
Hardy v Masterbrand Cabinets, Inc.	07-1195	N.C. Industrial Commission
Priest v Safety-Kleen Systems, Inc.	07-1201	Bladen
Fayetteville Publ'g v Advanced Internet	07-1203	Cumberland
Egen v Excalibur Resort	07-1204	N.C. Industrial Commission
Clark v Clark	07-1205	Dare
Powers v Goodyear Tire & Rubber Co.	07-1218	N.C. Industrial Commission
Foster v Nash-Rocky Mount Co. Bd.	07-1233	Nash
Benz v American Airlines	07-1343	N.C. Industrial Commission

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Thursday, 20 March 2008

PANEL NO. 5
HONORABLE DOUGLAS MCCULLOUGH
HONORABLE SANFORD STEELMAN
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 20TH OF MARCH 2008 AT 9:30 a.m.**

State v Oxendine and Locklear	07-1162	Robeson

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 20TH OF MARCH 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Daniels	07-1202	Hoke
State v Rorer	07-1214	Iredell
Harrell v Sagebrush of NC, LLC	07-1264	Duplin
Kaylor v Fox	07-1272	Caldwell
Naik v HR Providence Road, LLC	07-1285	Mecklenburg
Christmas v Cabarrus County, et al	07-1301	Cabarrus
Mitchell County v Buchanan, et al	07-1307	Mitchell
Mincey-Smith v Smith	07-1325	Forsyth
Grandy v Midgett	07-1332	Dare
Bailey v Bailey	07-1340	Wilson

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Monday, 24 March 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **24 MARCH 2008** BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Arnold	07-712	Lincoln
State v Coleman	07-825	Mecklenburg
State v Ambrocio	07-861	Guilford
State v Nichols	07-871	Davidson
State v Ledbetter	07-885	Henderson
State v Foster	07-947	Guilford
State v Sharpe	07-978	Rockingham
State v Jones	07-1113	Person

Sent Date: 8 February 2008

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

Supplemental Calendar

Monday, 31 March 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF 31 MARCH 2008 BY PANEL TO BE DESIGNATED BY THE CHIEF JUDGE. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Spruill	07-576	Tyrrell
State v Snyder	07-713	Wake
State v Irby	07-747	Person
State v Stanley	07-867	Forsyth
State v Doolittle	07-952	Rowan
State v Jenkins	07-973	Nash
State v Younger	07-999	Pitt
State v Bell	07-1017	Sampson
State v Hankins	07-1100	Brunswick
State v Bridges	07-1109	Lee
State v Luther	07-1166	Randolph
Joint Redevelopment v Jackson-Heard	07-1167	Pasquotank
Jack v Mount Zion Christian Church	07-1221	Durham
State v Hughes	07-1227	Stokes
State v Huntley	07-1241	Mecklenburg
In The Matter Of: J.B.R.	07-1251	Rutherford
State v Perchalski	07-1390	Buncombe

Sent Date: 11 February 2008