

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>

COURT CALENDAR BY PANEL

Thursday, 1 October 2009

PANEL NO. 5

HONORABLE LINDA STEPHENS
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 1ST OF OCTOBER 2009 AT 9:30 a.m.**

Duplin Co. Bd. of Educ. v Duplin Co. Bd	09-397	Duplin
Harbour Point v DJF Enterprises, Inc.	09-527	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 1ST OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hurt	09-442	Caldwell
State v Conley	09-456	Robeson
State v Jenkins	09-457	Brunswick
Pentecostal Pilgrims v Connor, et al	09-398	Wake
Adcox v Clarkson Brothers Const.	09-401	N.C. Industrial Commission
Trustee Services, Inc. v R.C. Koonts	09-406	Davidson
Tardani v Tardani	09-407	New Hanover
State Employees' Credit Union v Hendryx	09-417	Durham
Williams v Law Companies Group, Inc.	09-418	N.C. Industrial Commission
Rose v Forester, et al	09-427	Iredell

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COURT CALENDAR BY PANEL

Wednesday, 7 October 2009

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE BARBARA JACKSON
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF OCTOBER 2009**
AT 9:30 a.m.

State v Halley	09-485	Cabarrus
Coventry Woods v City of Charlotte	09-537	Mecklenburg
Coventry Woods v City of Charlotte	09-611	Mecklenburg

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

Charlotte School of Law
2145 Suttle Avenue
Charlotte, NC 28208

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COURT CALENDAR BY PANEL

Monday, 12 October 2009

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE BARBARA JACKSON
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 12TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Graham	09-601	Scotland
State v Carter	09-609	Mecklenburg
State v Miller	09-623	Mecklenburg
State v Blow	09-633	Wake
State v Davis	09-659	Pitt
Kucmierz v Four Oaks Bank & Trust	09-491	Wake
In the Matter of: D.K.	09-495	Guilford
Pike v D.A. Fiore Construction Services	09-520	Buncombe
Grantham v Crawford	09-528	Guilford

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COURT CALENDAR BY PANEL

Tuesday, 13 October 2009

PANEL NO. 2

HONORABLE JAMES A. WYNN, JR.
HONORABLE LINDA M. MCGEE
HONORABLE WANDA G. BRYANT

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 13TH OF OCTOBER 2009 AT 9:30 a.m.**

State v Sanders	09-443	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 13TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Lee v Gore	09-370	Wilkes
State v McIntyre	09-414	Cumberland
State v Alvarado	09-428	Montgomery
State v Smith	09-467	Mecklenburg
State v Baker	09-468	Mecklenburg
State v White	09-475	Buncombe
Chleborowicz, et al v Inlet Point	09-337	New Hanover
Boylan v Verizon Wireless	09-350	N.C. Industrial Commission
Holland v Horne	09-399	Scotland
Tabakova v Teodorescu	09-424	Pitt

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COURT CALENDAR BY PANEL

Wednesday, 14 October 2009

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF OCTOBER 2009**
AT 9:30 a.m.

McCracken and Amick Inc. v Perdue	09-431	Wake
MLC Automotive v Town of Southern Pines	09-433	Moore

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Fortney	09-479	Cabarrus
State v Williams	09-493	Onslow
State v Huey	09-496	Mecklenburg
State v Steele	09-498	Mecklenburg
State v Spann	09-503	Caldwell
State v Santiano	09-506	Randolph
Ragsdale v Lamar Outdoor Advertising	09-430	N.C. Industrial Commission
Stottlemeyer v City of Charlotte	09-435	N.C. Industrial Commission
Morris v City of Bessemer	09-440	Gaston
Little v NC Department of Environment	09-441	Cabarrus

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COURT CALENDAR BY PANEL

Wednesday, 14 October 2009

PANEL NO. 4

HONORABLE RICK ELMORE
HONORABLE SANFORD STEELMAN
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF OCTOBER 2009**
AT 1:00 p.m.

Boykin v Wilson Medical Center	09-450	Wilson
Credigy Receivables v Whittington	09-465	Wayne

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Young	09-510	Guilford
State v Chery	09-515	Onslow
State v Bell	09-516	Anson
State v McNeil	09-518	Brunswick
State v Gause	09-521	Brunswick
State v King	09-524	Camden
Meyer v Government Employees Ins. Co.	09-446	Mecklenburg
Giambelli v Hansen	09-461	Wake
In The Matter Of: J.A.G.	09-462	Orange
Land, et al v Land, et al	09-464	Guilford

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COURT CALENDAR BY PANEL

Thursday, 15 October 2009

PANEL NO. 5

HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 15TH OF OCTOBER 2009**
AT 9:30 a.m.

Brown Brothers Harriman Trust v Benson	09-474	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 15TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Jenkins	09-546	Mecklenburg
State v Curry	09-547	Cleveland
State v Chiles	09-548	Mecklenburg
State v Stewart	09-555	Mecklenburg
State v Paige	09-563	Columbus
State v Norman	09-564	Mecklenburg
Cousart v Charlotte-Mecklenburg Hosp.	09-477	Mecklenburg
Dunn v Cook, et al	09-478	Durham
Callanan v Walsh	09-482	Transylvania
Builders Mutual Ins. v Glascarr Prop.	09-486	Guilford
Regions Bank v Baxley Commercial, et al	09-488	Wake

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COURT CALENDAR BY PANEL

Monday, 26 October 2009

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE BARBARA JACKSON
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 26TH OF OCTOBER 2009 AT 1:00 p.m.**

Munger, et al v State of NC, et al	09-375	Wake
Reese v Mecklenburg County, et al	09-499	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 26TH OF OCTOBER 2009.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v DeBerry	09-420	Richmond
State v Williams	09-448	Wilkes
State v Banks	09-454	Rowan
State v Woodruff	09-512	Lincoln
State v Edgeworth	09-523	Richmond
State v Roughton	09-536	Wilson
Brinn v Weyerhaeuser Company	09-403	N.C. Industrial Commission
Hojnacki v Last Rebel Trucking, Inc.	09-460	N.C. Industrial Commission
Lowd v Reynolds	09-505	Carteret
Dillingham v Dillingham	09-507	Buncombe

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COURT CALENDAR BY PANEL

Tuesday, 27 October 2009

PANEL NO. 2

HONORABLE JAMES A. WYNN, JR.
HONORABLE LINDA M. MCGEE
HONORABLE WANDA G. BRYANT

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 27TH OF OCTOBER 2009 AT 3:00 p.m.**

State v Veazey	09-566	Stokes
State v Simonovich	09-585	Buncombe

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

**Wake Forest University School of Law
Worrell Professional Center
Wake Forest Road
Winston-Salem, NC 27106**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 27TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Smith	09-565	Guilford
State v Claiborne	09-576	Person
State v Jackson	09-584	Onslow
State v Jones	09-673	Forsyth
Van Dyke v CMI Terex Corporation	09-539	Cleveland
Blevins v Steel Dynamics, Inc.	09-540	Franklin
Barrett v All Payment Services, Inc.	09-541	N.C. Industrial Commission
Soder v Corvel Corporation	09-542	N.C. Industrial Commission
All Carolina Crane v Dan's Relocators	09-543	Brunswick
Teasley v Teasley	09-544	Durham

Sent Date: 29 September 2009

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COURT CALENDAR BY PANEL

Wednesday, 28 October 2009

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF OCTOBER 2009**
AT 9:30 a.m.

Lynn v Lynn	09-556	Columbus
Speedway Motorsports v Bronwen Energy	09-558	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Rahaman	09-586	Lee
State v Grange	09-605	Durham
State v Headen	09-606	Guilford
State v Murdock	09-615	Iredell
State v Brown	09-624	Halifax
State v Register	09-629	Cumberland
Barfield v N.C. Dept. of Crime Control	09-549	N.C. Industrial Commission
Brock And Scott Holdings v Bondurant	09-552	Iredell
Malone, ex rel v Steele, et al	09-554	Burke
Musick v Musick	09-557	Gaston

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Wednesday, 28 October 2009

PANEL NO. 4

HONORABLE RICK ELMORE
HONORABLE SANFORD STEELMAN
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF OCTOBER 2009**
AT 1:00 p.m.

Venture Group Enterprises v Bice, et al	09-568	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Crowell	09-635	Johnston
State v Riley	09-643	Pender
State v Arrington	09-660	Edgecombe
State v Hager	09-664	Catawba
State v Reich	09-679	Rutherford
State v Johnson	09-696	Surry
NC Farm Bureau v MacBride	09-561	Halifax
Mace v Pyatt, et al	09-569	Rutherford
Dubose v N.C. Dept. of Correction	09-571	N.C. Industrial Commission
Earp v Quinlan	09-578	Durham
Campbell v Duke Univ. Health, et al	09-581	Wake

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COURT CALENDAR BY PANEL

Thursday, 29 October 2009

PANEL NO. 5

HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 29TH OF OCTOBER 2009**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Smith	09-708	Mecklenburg
State v McCravey	09-712	Forsyth
State v Rambert	09-720	Onslow
State v Cecil	09-724	Guilford
State v Daniels	09-728	Hoke
State v Peppers	09-772	Wake
McKenzie v ESC	09-590	Gaston
State of NC Dept. of Health v Armstrong	09-639	Catawba
Its Leasing, Inc. v Ram Dog Enterprises	09-653	Mecklenburg
Lewis v Purcell	09-670	Rockingham
Miller & Long v Intracoastal Living	09-671	Brunswick
NC Concrete Finishers v NC Farm Bureau	09-687	Cumberland