

# 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

Monday, 5 May 2014

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE SANFORD STEELMAN  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 5TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v W.	13-1399	Pasquotank
State v Mead	14-3	Ashe
State v Hall	14-40	Johnston
In re: Gilbert Moore, Jr.	13-1397	Granville
In re The Foreclosure Of: Harty	13-1453	Union
Graven, v N. Carolina Dep't of Pub. Safe...	14-6	N.C. Industrial Commission
Bank of Am., N.A. v Charlotte Prop. Invs...	14-42	Mecklenburg
Hill v Fed. Express Corp.	14-60	N.C. Industrial Commission
Lipe v Starr Davis Co., Inc.,	14-90	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Tuesday, 6 May 2014

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE ROBERT C. HUNTER  
HONORABLE RICK ELMORE

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF MAY 2014.**  
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH  
CAROLINA RULES OF APPELLATE PROCEDURE.

State v Anderson	13-1281	Union
State v Stephens	14-8	Forsyth
State v Edwards	14-49	Wake
Hunt v Durfee	13-1443	Iredell
LCA Dev., LLC v WMS Mgmt. Grp., LLC	13-1467	Pitt
Newbridge Bank v R.C. Koonts & Sons Maso...	14-13	Davidson
Truhan v Walston,	14-43	Wayne
Frankenmuth Ins. v City of Hickory	14-70	Catawba
Shepherd v NC Farm Bureau Mut. Ins. Co.,...	14-99	Buncombe

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## COURT CALENDAR BY PANEL

Wednesday, 7 May 2014

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE ANN MARIE CALABRIA  
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MAY 2014 AT 9:30 a.m.**

State v Hicks	14-57	Lincoln
Lifestore Bank v Mingo Tribal Pres. Tr.,...	14-46	Wilkes

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Perkins	13-1352	Wake
State v Moody	14-10	Cabarrus
McKinney v Greater Gethsemane Afr. Metho...	13-1448	Mecklenburg
Wheeless v Maria Parham Med. Ctr., Inc.	13-1475	Vance
Gonzalez v Tidy Maids, Inc.,	14-18	N.C. Industrial Commission
Faustin v NC Bldg. Code Council	14-82	Wake
In re The Foreclosure Of: Foster	14-108	Durham

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## COURT CALENDAR BY PANEL

Wednesday, 7 May 2014

### PANEL NO. 4

HONORABLE LINDA STEPHENS  
HONORABLE DONNA STROUD  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MAY 2014 AT 1:00 p.m.**

Wells Fargo Bank, N.A. v Fischer	13-1273	Mecklenburg
Fazzari, v Infinity Partners, LLC,	13-1303	Mecklenburg
Fazzari, v Infinity Partners, LLC,	13-1304	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Case	13-1269	Transylvania
State v Campbell	13-1404	Cleveland
State v Bunn	14-15	Durham

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## COURT CALENDAR BY PANEL

Thursday, 8 May 2014

### PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE SAM J. ERVIN, IV  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 8TH OF MAY 2014 AT 9:30 a.m.**

State v Borders	13-1208	Cleveland
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Bryant	13-1384	Brunswick
State v Brown	14-35	Guilford
Zuroskey v Shaffer	13-1364	Mecklenburg
Foss v Miller	13-1451	Iredell
Brewer, v Hunter,	14-7	Gaston
Cole v United Parcel Serv., Inc.,	14-17	N.C. Industrial Commission
Glynn v Wilson Med. Ctr.	14-53	Wilson
Sandhill Amusements, Inc., v Sheriff of ...	14-85	Onslow

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## COURT CALENDAR BY PANEL

Monday, 19 May 2014

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE SANFORD STEELMAN  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Walker	13-1356	Wake
State v Sloan	13-1469	Union
State v McNeill	14-64	Cumberland
Lewis v N.C. Dep't Of Corr.	13-1348	N.C. Industrial Commission
Bruns v NC Farm Bureau Mut. Ins. Co., In...	14-52	Craven
Bottoms v Strum	14-75	Nash
DeMayo v Stone By Lynch, LLC,	14-119	Mecklenburg
Lewis v Lester	14-147	Guilford
E. Pride, Inc., v Singh,	14-167	Nash

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## COURT CALENDAR BY PANEL

Tuesday, 20 May 2014

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE ROBERT C. HUNTER  
HONORABLE RICK ELMORE

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 20TH OF MAY 2014 AT 9:30 a.m.**

Beverage Sys. of The Carolinas, LLC v As...	14-185	Iredell
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Rosales	13-1373	Burke
State v Carroll	14-14	Randolph
State v Merrell	14-66	Watauga
Whitesell v. Barnwell	13-1426	Rockingham
McVicker v McVicker	14-47	Wake
Kyprianides v Martin	14-78	Hertford
Latak v Latak	14-131	Buncombe
Dykes v Long	14-148	Lee

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## COURT CALENDAR BY PANEL

Wednesday, 21 May 2014

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE ANN MARIE CALABRIA  
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2014 AT 9:30 a.m.**

Pope v Bridge Broom, Inc.	14-221	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v King	13-1402	Buncombe
State v Smith	14-34	Johnston
State v Brown	14-67	Guilford
Packers Printing & Publ'g Co., Inc., v A...	13-1449	Columbus
Laws v Laws	14-55	Alamance
McKeown v Castagno	14-81	New Hanover
Brawley v Elizabeth Townes Homeowners As...	14-135	Iredell
In re: Lawrence Bullock, III	14-149	Granville



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## COURT CALENDAR BY PANEL

Wednesday, 21 May 2014

### PANEL NO. 4

HONORABLE LINDA STEPHENS  
HONORABLE DONNA STROUD  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2014 AT 1:00 p.m.**

State v Hughes	14-73	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Eller	13-1433	Iredell
State v James	14-36	Forsyth
Wise Recycling, LLC v Town of Clayton	14-4	Johnston
DAlessandro v DAlessandro	14-58	Wake
DAlessandro v DAlessandro	14-68	Wake
Roberts v Ward	14-144	Madison
Lassiter, ex rel v The N. Carolina Bapti...	14-165	Johnston
HomeTrust Bank v Tsiros	14-267	Buncombe

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## COURT CALENDAR BY PANEL

Thursday, 22 May 2014

### PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE SAM J. ERVIN, IV  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 22ND OF MAY 2014 AT 9:30 a.m.**

Shearl v Town of Highlands	14-113	Macon
Trillium Ridge Condo. Ass'n, Inc. v Tril...	14-183	Jackson

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF MAY 2014.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Richardson	13-1331	Wake
State v Lockhart	13-1460	Guilford
State v Gideon	14-38	Wake
Gray v Peele	13-1333	Wake
Cnty. of Forsyth v Canterbury	14-45	Forsyth
The Cnty. Of Jackson v Moor	14-74	Jackson
Century Fire Prot., LLC v Heirs,	14-146	Catawba