

# 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

Tuesday, 4 March 2014

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE SANFORD STEELMAN  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 4TH OF MARCH 2014 AT 9:30 a.m.**

High Rock Lake Partners, LLC, v NC DOT	13-1010	Mecklenburg
Green Tree Servicing LLC v Locklear	13-1287	Robeson

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 4TH OF MARCH 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 Moran	13-1046	Forsyth
State v Glover	13-1141	Henderson
State v McPhail	13-1182	Mecklenburg
State v Thompson	13-1198	Alamance
State v Kapec	13-1236	New Hanover
State v Morrow	13-1282	Haywood
In re The Appeal Of: Becky King Props., ...	13-1107	Property Tax Commission
Justice v Mayes,	13-1216	McDowell
Nevitt v Robotham,	13-1232	New Hanover
In re: J.W.	13-1251	Cumberland

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## COURT CALENDAR BY PANEL

Wednesday, 5 March 2014

### PANEL NO. 3

HONORABLE ROBERT C. HUNTER  
HONORABLE MARTHA A. GEER  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 5TH OF MARCH 2014 AT 9:30 a.m.**

State v Parks

13-1283

Wilson

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 5TH OF MARCH 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 Lopez-Pesina

13-1047

Martin

State v Dobie

13-1143

Mecklenburg

State v Wood

13-1187

Johnston

State v Adams

13-1202

Johnston

State v Blow

13-1238

Henderson

Coston v Univ. of N. Carolina At Charlot...

13-1020

Mecklenburg

Turner v Thomas,

13-1131

Forsyth

In re: Villas at Peacehaven, LLC

13-1224

Property Tax Commission

Can Am S., LLC v The State of N. Carolin...

13-1240

Wake

Purcell v Friday Staffing

13-1252

N.C. Industrial Commission

In re: M.J.G.

13-1293

Brunswick

Sent Date: 10 February 2014

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## COURT CALENDAR BY PANEL

Wednesday, 5 March 2014

### PANEL NO. 4

HONORABLE WANDA G. BRYANT  
HONORABLE LINDA STEPHENS  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 5TH OF MARCH 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 Allen	13-1100	Person
State v York	13-1147	Alamance
State v Meza-Rodriguez	13-1190	Wake
State v Williams	13-1221	Hyde
State v Jones	13-1244	Columbus
State v McNeil	13-1285	Brunswick
King v King	13-1075	Person
McGraw v McGraw	13-1195	Johnston
Hopkins v Hopkins	13-1229	Forsyth
Metts v Parkinson	13-1243	Durham
Murrelle v Murrelle	13-1264	Carteret
Jackson v Town of Lake Waccamaw	13-1296	Columbus

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## COURT CALENDAR BY PANEL

Thursday, 6 March 2014

### PANEL NO. 5

HONORABLE ANN MARIE CALABRIA  
HONORABLE DONNA STROUD  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 6TH OF MARCH 2014 AT 9:30 a.m.**

Lake, v State Health Plan For Teachers &...	13-1006	Gaston
Pages Creek Marine Servs., Inc., v McInn...	13-1214	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 6TH OF MARCH 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 Pirtle	13-1007	Mecklenburg
State v Earls	13-1128	Catawba
State v Spinks	13-1150	Randolph
State v Lynch	13-1193	Wilson
State v McFarland	13-1234	Forsyth
State v Pressley	13-1248	Rowan
Brooks v Martin,	13-1040	Harnett
Clark v Dyer	13-1230	Hoke
The NC State Bar v Berman	13-1249	N.C. State Bar
Salvie v Med. Ctr. Pharmacy Of Concord, ...	13-1279	N.C. Industrial Commission

Sent Date: 10 February 2014

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## COURT CALENDAR BY PANEL

Monday, 17 March 2014

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE LINDA M. MCGEE  
HONORABLE ANN MARIE CALABRIA

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 17TH OF MARCH 2014 AT 1:00 p.m.**

Mills v Duke Univ.,	13-1164	Durham
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 17TH OF MARCH 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 Grady	13-958	New Hanover
State v Finch	13-1212	Johnston
State v Atkins	13-1242	Mecklenburg
State v Martinez	13-1288	Wake
State v Fowlkes	13-1319	Wake
State v Boykin	13-1367	Sampson
Bishop v Ingles Mkts., Inc.	13-1102	N.C. Industrial Commission
Atkinson, v City of Charlotte,	13-1226	Mecklenburg

Sent Date: 4 March 2014

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## COURT CALENDAR BY PANEL

Tuesday, 18 March 2014

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE WANDA G. BRYANT  
HONORABLE SANFORD STEELMAN

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 18TH OF MARCH 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 Horton	13-1012	Forsyth
State v Edmonds	13-1219	Buncombe
State v Williams	13-1250	Wake
State v Graves	13-1299	Guilford
State v Bailey	13-1326	Person
State v Miller	13-1368	Wake
Osborne v Town of Nags Head,	13-1122	Dare
Osborne v Town of Nags Head,	13-1123	Dare
French v French	13-1239	Buncombe

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## COURT CALENDAR BY PANEL

Wednesday, 19 March 2014

### PANEL NO. 3

HONORABLE RICK ELMORE  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 2014 AT 9:30 a.m.**

State v Russell	13-1308	Buncombe
AH N. Carolina Owner LLC, v N.C. Dep't O...	13-1126	Office of Admin. Hearings

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 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 Barnette	13-1076	Rowan
State v Gurkin	13-1220	Martin
State v Wooten	13-1255	Wayne
State v Williams	13-1327	New Hanover
State v Valentine	13-1370	Guilford
GRE Props. Thomasville LLC v Libertywood...	13-1180	Davidson
McLennan, v Josey,	13-1271	Halifax

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## COURT CALENDAR BY PANEL

Wednesday, 19 March 2014

### PANEL NO. 4

HONORABLE MARTHA A. GEER  
HONORABLE LINDA STEPHENS  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 19TH OF MARCH 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 Foster	13-1084	Mecklenburg
State v Henderson	13-1228	Wake
State v Vazquez	13-1257	Mecklenburg
State v Williams	13-1309	Burke
State v Moore	13-1351	Person
State v Miranda	13-1374	Johnston
Tester v Delia,	13-1130	Watauga
Griffith v NC Prisoner Legal Servs., Inc...	13-1194	Bertie
Est. of Scurlock v Wells Fargo Home Mort...	13-1254	Durham

Sent Date: 4 March 2014



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## COURT CALENDAR BY PANEL

Thursday, 20 March 2014

### PANEL NO. 5

HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 20TH OF MARCH 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 Daniels	13-1197	Pitt
State v Edgerton	13-1235	Rutherford
State v Hogan	13-1284	Johnston
State v Galaviz-Torres	13-1318	Mecklenburg
State v Witherspoon	13-1363	Burke
State v Corbett	13-1398	Johnston
Olavarria v Wake Cnty. Hum. Servs.,	13-1215	Wake
Templeton Props. LP v Town of Boone	13-1274	Watauga
Thompson v Thompson	13-1276	Beaufort

Sent Date: 4 March 2014

# North Carolina Court of Appeals

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

## 3.1 Calendar

Monday, 24 March 2014

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **24 MARCH 2014** 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.

In re: A.M.M. & N.M.	13-936	Guilford
In re: R.R.N.	13-947	Wilson
In re: J.W.A.M. & A.N.J.B.	13-973	New Hanover
In re: A.L.E., Jr. & A.K.E.	13-999	Wake
In re: H.M.	13-1031	Buncombe
In re: J.C.B., C.R.R., H.F.R.	13-1112	Wilson

Sent Date: 24 February 2014

# North Carolina Court of Appeals

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

## 3.1 Calendar

Monday, 31 March 2014

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **31 MARCH 2014** 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.

In re: H.L.M. & T.D.M.	13-1027	Caldwell
In re: P.V.M.	13-1155	Guilford
In Re: J.M.M.	13-1263	Sampson
In re: H.R., A.G., C.Z.G., C.G.	13-1277	Randolph
In re: S.A.A.	13-1357	Durham
In re: T.S. & A.J.	13-1380	Mecklenburg

Sent Date: 4 March 2014

# North Carolina Court of Appeals

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

## Supplemental Calendar

Monday, 31 March 2014

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **31 MARCH 2014** 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 Hoffman	13-540	Lincoln
State v Ewart	13-782	Jackson
State v Mann	13-819	Rockingham
State v Ray	13-949	Mecklenburg
State v Luke	13-966	Mecklenburg
State v Anthony	13-982	McDowell
State v Glover	13-1079	Forsyth
State v Davis	13-1108	Scotland
State v Mickens	13-1165	Johnston

Sent Date: 4 March 2014