

# 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, 6 October 2014

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE LINDA STEPHENS  
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 6TH OF OCTOBER 2014 AT 1:00 p.m.**

State v Newson	14-302	Cumberland
In re The Foreclosure Of: Atl. Multifami...	14-197	Alamance
Tedder v A & K Enters.,	14-551	N.C. Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 6TH OF OCTOBER 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 Robinson	14-409	Guilford
State v Knight	14-462	Guilford
State v Heavner	14-514	Lincoln
State v Henry	14-561	Johnston
State v Barksdale	14-595	Guilford
Jackson v Jackson	14-440	Durham
In re The Foreclosure Of: Orban	14-477	Catawba
Reardon v Brown	14-488	Gaston
Butler v Butler	14-521	Pasquotank

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## COURT CALENDAR BY PANEL

Tuesday, 7 October 2014

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE CHRIS DILLON  
HONORABLE MARK A. DAVIS

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

The Currituck Club Prop. Owners Ass'n, I...	14-476	Currituck
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 7TH OF OCTOBER 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 Lemley	14-359	Wake
State v Parker	14-412	Sampson
State v Figurelli & Sarday	14-483	Johnston
State v Valencia	14-516	Randolph
State v Gash	14-581	Buncombe
State v Avery	14-601	Mecklenburg
Parker v Charlotte Pipe & Foundry,	14-371	N.C. Industrial Commission
Toney v Edgerton	14-453	Rutherford
In re: Powell	14-498	Durham
Gilbert v Guilford Cnty.,	14-523	Guilford
Jabez Consol. Holdings, Inc. v Wells Far...	14-552	Mecklenburg

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## COURT CALENDAR BY PANEL

Wednesday, 8 October 2014

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

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

State v Amyx	14-383	Pasquotank
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF OCTOBER 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 Gentile	14-438	Johnston
State v Taylor	14-490	New Hanover
State v Rembert	14-522	Iredell
State v McClaude	14-584	Johnston
State v Moses	14-605	Forsyth
Six At 109, LLC v Town Of Holden Beach	14-388	Brunswick
Barclay v Makarov	14-460	Watauga
Gordon v Gordon	14-484	Wake
RREF ST Acquisitions, LLC v Agapion,	14-499	Guilford
Wimes v NC Bd. Of Nursing	14-525	Wake
SYSCO Charlotte, LLC, v Fritts,	14-553	Cabarrus

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## COURT CALENDAR BY PANEL

Wednesday, 8 October 2014

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF OCTOBER 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 Eure	14-396	Pitt
State v Gillikin	14-449	Carteret
State v Philemon	14-491	Randolph
State v Friday	14-529	Alamance
State v Leak	14-591	Anson
State v Langley	14-606	Pitt
Coffey v Carlton	14-395	Catawba
Estrada v Timber Structures, Inc.,	14-468	N.C. Industrial Commission
Miller v Holloman	14-485	Hertford
Ratledge v Perdue,	14-500	Pitt
SCBT d/b/a First Fed. v Rimes	14-526	Pender
Keyes v Delk	14-557	Caldwell

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## COURT CALENDAR BY PANEL

Thursday, 9 October 2014

### PANEL NO. 5

HONORABLE MARTHA A. GEER  
HONORABLE DONNA STROUD  
HONORABLE LISA C. BELL

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

State v Coakley	14-559	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 9TH OF OCTOBER 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 Crockett	14-403	Mecklenburg
State v Craig	14-457	Martin
State v Deese	14-508	Mecklenburg
State v Blackmon	14-594	Mecklenburg
State v Pierce	14-613	Burke
Norrell v Keely	14-433	Currituck
Triumph, LLC v Alamance-Caswell LME,	14-470	Alamance
Logan v Morgan,	14-487	Guilford
Branch Banking & Tr. Co. v The Harrelson...	14-512	Forsyth
Bryant & Assocs., LLC v ARC Fin. Servs.,...	14-527	Wake
Becker v N.C. Crim. Justice Educ. & Trai...	14-568	Edgecombe

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## COURT CALENDAR BY PANEL

Monday, 20 October 2014

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE ROBERT C. HUNTER  
HONORABLE SANFORD STEELMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 20TH OF OCTOBER 2014 AT 1:00 p.m.**

Bottom v. Bailey	14-564	Buncombe
The Town of Black Mountain v Lexon Ins. ...	14-740	Buncombe

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

**Henderson County Historic Courthouse, 2nd Floor Courtroom  
One Historic Courthouse Square  
Hendersonville, NC**

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## COURT CALENDAR BY PANEL

Monday, 20 October 2014

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE LINDA STEPHENS  
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 20TH OF OCTOBER 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 Waddell	14-528	Cumberland
State v Rachels	14-571	Davidson
State v Reese	14-593	Guilford
State v Clark	14-637	Nash
State v Milton	14-664	Onslow
State v Hodge	14-724	Buncombe
Bennett v Bennett	14-548	Catawba
Pattison Outdoor Adver., LP v The Elevat...	14-580	Mecklenburg
Rose v Potts,	14-611	Cumberland
Showcase Constr. Co. v Props. Of S. Wake...	14-644	Cumberland
Powell v Christopherson ,	14-659	Wake
Wells Fargo Bank, N.A. v Coleman	14-683	Davidson

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## COURT CALENDAR BY PANEL

Tuesday, 21 October 2014

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE CHRIS DILLON  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 21ST OF OCTOBER 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 Meeks	14-473	Mecklenburg
State v Johnson	14-543	Mecklenburg
State v Pierce	14-574	Wilkes
State v Hinnant	14-599	Nash
State v Sitosky	14-639	New Hanover
State v Bullabough	14-678	Mecklenburg
Montague v Montague	14-382	Wake
Feltman v City of Wilson,	14-585	Wilson
Richardson v PCS Phosphate Co., Inc.,	14-615	N.C. Industrial Commission
Ledbetter v City of Durham,	14-656	Durham



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## COURT CALENDAR BY PANEL

Wednesday, 22 October 2014

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

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

Charlotte Pavilion Rd. Retail Inv., L.L....	14-658	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 22ND OF OCTOBER 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 Hampton	14-394	Mecklenburg
State v Holleman	14-555	Stanly
State v Davis	14-575	Buncombe
State v Highsmith	14-608	Pitt
State v Gardner	14-646	Rowan
State v Harris	14-681	Iredell
Ellis v Ellis	14-451	Mecklenburg
Steele v Bowden,	14-573	Orange
Bobbitt v Eizenga,	14-586	Davie
Wheless v Maria Parham Med. Ctr., Inc.,...	14-612	Vance
Taylor v Taylor	14-673	Buncombe

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Wednesday, 22 October 2014

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 22ND OF OCTOBER 2014**  
**AT 1:00 p.m.**

Supplee, v Miller-Motte Bus. Coll.,	14-670	New Hanover
Williams v Livingstone Coll., Inc.	14-696	Rowan

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State v Baker	14-501	Mecklenburg
State v Turner	14-560	Rockingham
State v Lightsey	14-576	Onslow
State v Barnes	14-632	Edgecombe
State v Coffman	14-648	Henderson
State v Cox	14-692	Henderson
Scheerer, v Fisher,	14-478	Haywood
Clark v Bichsel	14-577	Wake
Olatoye v Burlington Coat Factory Wareho...	14-590	Durham
Atkinson v Reikowsky	14-624	Surry

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## COURT CALENDAR BY PANEL

Thursday, 23 October 2014

### PANEL NO. 5

HONORABLE MARTHA A. GEER  
HONORABLE DONNA STROUD  
HONORABLE LISA C. BELL

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 23RD OF OCTOBER 2014**  
**AT 9:30 a.m.**

State v Johnson	14-566	Johnston
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 23RD OF OCTOBER 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 Phillipson	14-583	Haywood
State v Moore	14-636	Cabarrus
State v Smith	14-663	Duplin
State v Patterson	14-714	Davidson
MYC Klepper/Brandon Knolls L.L.C. v The ...	14-539	Buncombe
Olavarria v Marriott	14-579	Wake
Premier Res. Of N. Carolina, Inc., v Kel...	14-602	Mecklenburg
Rigsbee v Walsh	14-628	Onslow
Wells Fargo Bank, N.A. v Corneal,	14-660	Dare
Witcher v Parsons,	14-684	Guilford