

# 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

Tuesday, 8 September 2015

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE MARTHA A. GEER  
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 8TH OF SEPTEMBER 2015**  
**AT 9:30 a.m.**

State v Crisco	15-272	Cumberland
Savage v Zelent	15-282	Carteret
Edwards v Reddy Ice	15-308	N.C. Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 8TH OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Austin	15-44	Wake
State v Miller	15-162	Macon
State v Hooks	15-212	Cabarrus
State v Hazel	15-243	Columbus
State v Felton	15-268	Pasquotank
Setzler v Setzler	15-209	Catawba
DWC3, Inc., v Kissel	15-252	Iredell
Scheffer v Dalton	15-264	Iredell
In re: D.M.B.	15-315	Buncombe

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## COURT CALENDAR BY PANEL

Wednesday, 9 September 2015

### PANEL NO. 3

HONORABLE ANN MARIE CALABRIA  
HONORABLE DONNA STROUD  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF SEPTEMBER 2015 AT 9:30 a.m.**

Campbell v The City of Statesville	15-329	Iredell
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Phillips	15-57	Gaston
State v Nelson	15-194	Cabarrus
State v McCullough	15-221	Forsyth
State v Cox	15-244	Mecklenburg
State v Moultry	15-267	Mecklenburg
State v McClure	15-273	Cabarrus
Milligan v Winston-Salem/Forsyth Cnty. S...	15-231	N.C. Industrial Commission
Lasecki v Lasecki	15-253	Iredell
Whitehurst v Alexander Cnty.,	15-265	Alexander
Underwood v Hudson	15-283	Wayne
Stevens v United States Cold Storage, In...	15-310	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Wednesday, 9 September 2015

### PANEL NO. 4

HONORABLE LINDA STEPHENS  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF SEPTEMBER 2015 AT 1:00 p.m.**

Ray, v B. Keith Forgy, M.D., P.A.,	15-236	Burke
L. Offices Of Peter H. Priest, PLLC v Co...	15-254	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Sanchez	14-1381	Gaston
State v Nyberg	15-58	Wake
State v Easter	15-199	Carteret
State v Kersey	15-240	Mecklenburg
State v Eaton	15-255	Forsyth
State v Anderson	15-269	Catawba
Burger v Smith	15-180	Brunswick
Morrison v Wal-Mart,	15-274	N.C. Industrial Commission
Pickett v Advance Auto Parts,	15-285	N.C. Industrial Commission
Antiquity, LLC v Electricities Of NC, In...	15-311	Wilkes

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## COURT CALENDAR BY PANEL

Thursday, 10 September 2015

### PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 10TH OF SEPTEMBER 2015 AT 9:30 a.m.**

State v Kirk	15-83	Cumberland
Swan Beach Corolla, L.L.C., v Cnty. of C...	15-293	Currituck

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 10TH OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Williams	15-12	Union
State v Reeves	15-210	Lincoln
State v Aultman	15-242	Duplin
State v Hamilton	15-256	Craven
State v McCurry	15-271	Rutherford
Bullard, ex rel v Peak Steel, L.L.C.	15-188	Robeson
Phillips v Haynes	15-245	Davidson
Farrell v Thomas	15-257	Wake
Hertzberg v Fur Specialists, Inc.,	15-280	Wake
Burris v Thomas	15-312	Gaston

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## COURT CALENDAR BY PANEL

Monday, 21 September 2015

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE RICK ELMORE  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 21ST OF SEPTEMBER 2015**  
**AT 1:00 p.m.**

State v Chapman	15-439	Union
Holt v NC DOT	15-445	N.C. Industrial Commission

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

**Charlotte School of Law**  
**201 S. College Street, Suite 400**  
**Courtroom 601**  
**Charlotte, N. C. 28244**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 21ST OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hatch	15-197	Durham
State v Hutton	15-276	Davidson
State v McCulloch	15-290	Cumberland
State v McLendon-Brown	15-302	Anson
State v Wise	15-317	Mecklenburg
France v NC Dep't Of Pub. Safety	15-190	N.C. Industrial Commission
Gandhi v Gandhi	15-328	Wake
Walker v The N.C. State Bd. Of Dental Ex...	15-337	Wake
Bacon v Universal Ins. Co.	15-370	Davidson
McKee v McKee	15-381	Cabarrus

Sent Date: 3 September 2015

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## COURT CALENDAR BY PANEL

Tuesday, 22 September 2015

PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE RICHARD DIETZ  
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 22ND OF SEPTEMBER 2015**  
**AT 3:00 p.m.**

State v Ford	15-75	Person
State v. Mastor	15-365	Iredell

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

**Wake Forest University School of Law**  
**Worrell Professional Center**  
**1834 Wake Forest Road**  
**Winston-Salem, N. C. 28106**

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## COURT CALENDAR BY PANEL

Tuesday, 22 September 2015

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE MARTHA A. GEER  
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 22ND OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Spinks	15-277	Franklin
State v Martin	15-294	Mecklenburg
State v Matsoake	15-304	Dare
State v Ledbetter	15-322	Lincoln
Miller v Miller	15-309	Cleveland
Smith v Smith	15-331	Mecklenburg
Piro v McKeever	15-351	Mecklenburg
Bost v Heller	15-362	Iredell
Murray v Univ. of NC At Chapel Hill	15-375	Orange
SCR-Tech LLC v Evonik Energy Servs. LLC	15-394	Mecklenburg

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## COURT CALENDAR BY PANEL

Wednesday, 23 September 2015

### PANEL NO. 3

HONORABLE ANN MARIE CALABRIA  
HONORABLE DONNA STROUD  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 23RD OF SEPTEMBER 2015 AT 9:30 a.m.**

Berens v Berens	15-230	Mecklenburg
Long v Currituck Cnty.	15-376	Currituck

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 23RD OF SEPTEMBER 2015.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Barnett	15-200	Rockingham
State v Cook	15-278	Guilford
State v Egan	15-297	Catawba
State v Smith	15-305	Buncombe
State v Pugh	15-323	Cumberland
State v Ingram	15-338	Mecklenburg
St. Peter v Lyon	15-332	Guilford
T.M.C.S., Inc. v Marco Contractors, Inc.	15-354	Forsyth
NC Farm Bureau Mut. Ins. Co. v Jarvis	15-364	Henderson
Meyer v Fargo Cattle Co., Inc.	15-395	Wake

Sent Date: 3 September 2015



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HONORABLE LINDA STEPHENS  
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HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 23RD OF SEPTEMBER 2015 AT 1:00 p.m.**

Point S. Props., LLC v Cape Fear Pub. Ut...	15-371	New Hanover
CB Windswept, LLC v Cape Fear Pub. Util...	15-374	New Hanover

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State v McClure	15-266	Mecklenburg
State v Curtis	15-279	Forsyth
State v Miller	15-295	Mecklenburg
State v Stone	15-314	Person
State v Singleton	15-325	Mecklenburg
State v Walker	15-340	Mecklenburg
Stallings v Stallings	15-327	Nash
Pandure v Pandure	15-336	Hoke
Dixon v Dixon	15-355	Rowan
Houston Enters., Inc. v Bradley	15-403	Mecklenburg

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## COURT CALENDAR BY PANEL

Thursday, 24 September 2015

### PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 24TH OF SEPTEMBER 2015 AT 9:30 a.m.**

United States Cold Storage, Inc. v Town ...	15-341	Duplin
NC Dep't Of Pub. Safety v Owens	15-367	Lenoir

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 24TH OF SEPTEMBER 2015**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Mendoza-Mejia	14-1261	Wake
State v Hutchens	15-275	Burke
State v Walls	15-289	Guilford
State v Ricks	15-300	Alamance
State v Graves	15-316	Guilford
State v Ballard	15-335	Martin
NC Dep't Of Pub. Safety v Shields	15-154	Nash
Sartori v NC Dept. of Pub. Safety	15-319	Wake
D'Alessandro v D'Alessandro	15-357	Wake
Epley v Ingber	15-378	Mecklenburg