

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

Monday, 5 October 2015

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE RICK ELMORE
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 5TH OF OCTOBER 2015 AT 1:00 p.m.**

| | | |
|--------------------------|--------|----------|
| State v. Martin | 15-468 | Carteret |
| In re: Fox Den Dev., LLC | 15-471 | Iredell |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 5TH OF OCTOBER 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 Rainey | 15-307 | Mecklenburg |
| State v Vallejo | 15-388 | Wake |
| State v Thorne | 15-404 | Pasquotank |
| State v York | 15-419 | Forsyth |
| State v Joyner | 15-442 | Iredell |
| Hunter-Rainey v NC Cent. Univ., | 15-178 | Wake |
| Wilson Funeral Dirs., Inc. v NC Bd. of F... | 15-321 | Henderson |
| Anderson-Green v N.C. Dep't of Health & ... | 15-405 | N.C. Industrial Commission |
| In re: J.L.H. | 15-431 | Halifax |
| Johnson v Starboard Ass'n, Inc. | 15-451 | Mecklenburg |

Sent Date: 14 September 2015

North Carolina Court of Appeals

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

3.1 Calendar

Monday, 5 October 2015

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **5 OCTOBER 2015** 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: T.W.B., S.J.B., T.J.B., S.J. | 15-348 | Ashe |
| In re: K.W. | 15-435 | Wake |
| In re: S.A.G. | 15-466 | Guilford |
| In re I.S. & D.S. | 15-502 | Sampson |
| In re: D.C.J. | 15-503 | Watauga |
| In re: B.J.L. | 15-576 | Buncombe |

Sent Date: 9 September 2015

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Tuesday, 6 October 2015

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE ANN MARIE CALABRIA
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 6TH OF OCTOBER 2015 AT 9:30 a.m.**

| | | |
|---------------------------------------|--------|----------|
| State v Watkins | 15-443 | Buncombe |
| B S K Enters., Inc., v Beroth Oil Co. | 15-189 | Forsyth |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF OCTOBER 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 McLaughlin | 15-333 | Cabarrus |
| State v Bohannon | 15-389 | Forsyth |
| State v Lewis | 15-408 | Columbus |
| State v Dawson | 15-420 | Wake |
| State v. Peele | 15-480 | Lenoir |
| Khashman v Khashman | 15-361 | Mecklenburg |
| Ready v Ready | 15-412 | Mecklenburg |
| Inspection Station No. 31327 v The NC Di... | 15-436 | Wake |
| Epic Games, Inc. v Murphy-Johnson | 15-454 | Wake |
| Afr. Methodist Episcopal Zion Church v. ... | 15-470 | Sampson |

Sent Date: 14 September 2015

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COURT CALENDAR BY PANEL

Wednesday, 7 October 2015

PANEL NO. 3

HONORABLE MARTHA A. GEER
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF OCTOBER 2015**
AT 9:30 a.m.

| | | |
|---|--------|-------------|
| Town of Beech Mountain v Genesis Wildlif... | 15-260 | Watauga |
| Davis v Hulsing Hotels N. Carolina, Inc. | 15-368 | Mecklenburg |
| Town of Beech Mountain v. Genesis Wildli... | 15-517 | Watauga |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF OCTOBER 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 McClelland | 15-344 | Rowan |
| State v Thomson | 15-390 | Haywood |
| State v Oliveros | 15-411 | Mecklenburg |
| State v Grady | 15-433 | Wayne |
| State v Mellon | 15-459 | Lincoln |
| State v. Martinez | 15-483 | Forsyth |
| Morgan-McCoart v Matchette | 15-416 | Watauga |
| Harris v Gilchrist | 15-437 | Wake |
| Underwood v Ordonez | 15-455 | Wake |

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COURT CALENDAR BY PANEL

Wednesday, 7 October 2015

PANEL NO. 4

HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF OCTOBER 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 Cooley | 15-352 | Wake |
| State v Kpaeyeh | 15-391 | Guilford |
| State v Travis | 15-413 | Alamance |
| State v Smalls | 15-440 | Johnston |
| State v Gardner | 15-462 | Pitt |
| State v. Benjamin | 15-485 | Cleveland |
| Eisenberg v Hammond | 15-287 | Wake |
| Am. Mech., Inc. v Bostic | 15-385 | Randolph |
| Yates Constr. Co., Inc. v Bostic | 15-422 | Rockingham |
| Lucas & Beach, Inc. v. Agri-E. Grp., Inc... | 15-463 | Martin |
| In re: Ballard | 15-475 | Iredell |
| Phillips & Jordan, Inc. v. Bostic | 15-525 | Graham |

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COURT CALENDAR BY PANEL

Thursday, 8 October 2015

PANEL NO. 5

HONORABLE DOUGLAS MCCULLOUGH
HONORABLE RICHARD DIETZ
HONORABLE JOHN M. TYSON

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

| | | |
|---|--------|-----------|
| Thomas Jefferson Classical Acad. Charter... | 15-464 | Cleveland |
|---|--------|-----------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF OCTOBER 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 Watts | 15-358 | Columbus |
| State v Teague | 15-392 | Alexander |
| State v Ledbetter | 15-414 | Rowan |
| State v Holland | 15-441 | Guilford |
| State v. Bess | 15-467 | Guilford |
| State v. Hicks | 15-491 | Avery |
| Fulford v Jenkins, | 15-296 | Duplin |
| The Assurance Grp., Inc. v Bare | 15-386 | Randolph |
| Driggers v Joyner | 15-424 | Wake |
| Kelley v Andrews | 15-448 | Durham |
| Collins v. Collins | 15-481 | Alamance |

Sent Date: 14 September 2015

North Carolina Court of Appeals

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

Supplemental Calendar

Monday, 12 October 2015

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **12 OCTOBER 2015** 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 Morgan | 15-85 | Durham |
| State v Luke | 15-241 | New Hanover |
| State v Sullivan | 15-343 | Guilford |
| State v Dunlap | 15-372 | Moore |
| State v Barber | 15-396 | Forsyth |
| State v Curry | 15-410 | Union |
| State v. Nanney | 15-476 | Buncombe |
| State v. Darby | 15-482 | Person |
| State v. Wilson | 15-536 | Guilford |

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Monday, 19 October 2015

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE RICK ELMORE
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF OCTOBER 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 Sumo | 15-447 | Mecklenburg |
| State v. Aine | 15-490 | Cumberland |
| State v. Gray | 15-500 | Edgecombe |
| State v. George | 15-535 | Mecklenburg |
| State v. Williams | 15-551 | Forsyth |
| State v. Frazier | 15-568 | Randolph |
| Barron v Eastpointe Hum. Servs., LME | 15-380 | Greene |
| Buckner v Tigerswan, Inc. | 15-446 | Wake |
| Tillery v. Tillery | 15-506 | Wilson |
| In re: A.L., Jr. | 15-529 | Chatham |
| Greenshields, Inc. v. Travelers Prop. Ca... | 15-539 | Wake |
| In re: P.R. | 15-552 | Alamance |

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COURT CALENDAR BY PANEL

Tuesday, 20 October 2015

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE RICK ELMORE
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 20TH OF OCTOBER 2015 AT 10:00 a.m.**

| | | |
|-------------------|--------|---------|
| State v. Collins | 15-540 | Forsyth |
| State v. Thompson | 15-633 | Onslow |

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

**North Carolina Central University School of Law
640 Nelson Street
Durham, N. C. 27707**

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COURT CALENDAR BY PANEL

Tuesday, 20 October 2015

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE ANN MARIE CALABRIA
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF OCTOBER 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 Wilder | 15-145 | Franklin |
| State v Merricks | 15-198 | Orange |
| State v. Blount | 15-555 | Mecklenburg |
| State v. Chase | 15-608 | Craven |
| Cushman v Cushman | 15-233 | Pamlico |
| Stokes v Drug Safety Alliance, Inc. | 15-382 | Chatham |
| Howze v. Dhillon | 15-465 | Mecklenburg |
| In re: J.I. | 15-516 | Halifax |
| Parker v. Arcaro Drive Homeowners Ass'n | 15-530 | Guilford |
| Powell v. P2Enterprises, LLC | 15-542 | Forsyth |

Sent Date: 29 September 2015

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Wednesday, 21 October 2015

PANEL NO. 3

HONORABLE MARTHA A. GEER
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF OCTOBER 2015 AT 9:30 a.m.**

| | | |
|------------------------------|--------|-------------------------|
| In re: Michelin N. Am., Inc. | 15-415 | Property Tax Commission |
|------------------------------|--------|-------------------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF OCTOBER 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 Nwanguma | 15-313 | Durham |
| State v Crook | 15-458 | Buncombe |
| State v. Maness | 15-497 | Randolph |
| State v. Oxendine | 15-508 | Union |
| State v. Osteen | 15-546 | Henderson |
| State v. Martinez | 15-558 | Wake |
| Lueck v Lueck | 15-334 | Sampson |
| Hall v. Greene | 15-486 | Durham |
| Bennett v. Stokes Cnty. | 15-520 | N.C. Industrial Commission |
| McLennan v. Josey | 15-533 | Halifax |
| Williamson v. Whitfield | 15-543 | Franklin |

Sent Date: 29 September 2015

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COURT CALENDAR BY PANEL

Wednesday, 21 October 2015

PANEL NO. 4

HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD
HONORABLE MARK A. DAVIS

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

| | | |
|---|--------|------|
| People For The Ethical Treatment Of Anim... | 15-366 | Wake |
|---|--------|------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF OCTOBER 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 Reed | 15-363 | Onslow |
| State v Crandell | 15-461 | Johnston |
| State v. Moore | 15-498 | Surry |
| State v. Thach | 15-511 | Perquimans |
| State v. Dulin | 15-547 | Forsyth |
| State v. Martin | 15-566 | Pitt |
| Montessori Children's House of Durham v ... | 15-406 | Durham |
| In re: Herndon | 15-488 | Sampson |
| Allen Indus., Inc. v. Kluttz | 15-521 | Guilford |
| Bullock v. Hopler | 15-537 | Durham |
| Sugar Mountain Ski Resort, LLC v. Vill. ... | 15-544 | Avery |

Sent Date: 29 September 2015

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COURT CALENDAR BY PANEL

Thursday, 22 October 2015

PANEL NO. 5

HONORABLE DOUGLAS MCCULLOUGH
HONORABLE RICHARD DIETZ
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 22ND OF OCTOBER 2015**
AT 9:30 a.m.

| | | |
|---|--------|--------|
| Bilodeau v. Hickory Bluffs Cmty. Servs. ... | 15-501 | Onslow |
|---|--------|--------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF OCTOBER 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 Pinnix | 15-387 | Caswell |
| State v. Valencia | 15-477 | Wake |
| State v. Warren | 15-499 | Carteret |
| State v. Hallum | 15-526 | Buncombe |
| State v. Harrell | 15-550 | Forsyth |
| State v. Compton | 15-567 | Wake |
| Graphic Arts Mut. Ins. Co. v NC Ass'n Of... | 15-377 | Onslow |
| Brady v Adams | 15-438 | Macon |
| Glenn v. Johnson | 15-523 | Orange |
| Wilson v. Wilson | 15-538 | Randolph |
| Reavis v. Collins | 15-545 | Wilkes |

Sent Date: 29 September 2015

North Carolina Court of Appeals

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

3.1 Calendar

Monday, 26 October 2015

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **26 OCTOBER 2015** 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: M.C. & A.C. | 15-247 | Alexander |
| In re: A.E., J.M., T.B. | 15-326 | Transylvania |
| In re: P.S. | 15-449 | Cabarrus |
| In re: S.K. & G.K. | 15-561 | Orange |
| In re: J.H. | 15-579 | Chatham |
| In re: K.H. | 15-628 | Orange |