

# 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, 8 August 2016

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE ANN MARIE CALABRIA  
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 8TH OF AUGUST 2016 AT 1:00 p.m.**

State v. Swink	16-89	Catawba
Campbell v. The City of Statesville	16-101	Iredell

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 8TH OF AUGUST 2016.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Rogers	16-48	New Hanover
State v. Ore	16-100	Durham
State v. Lanclos	16-122	Jones
State v. Reynolds	16-149	Surry
State v. Downey	16-164	Richmond
Heard-Leak v. NC State Univ. Ctr. For Ur...	15-1300	Office of Admin. Hearings
Laprade v. Barry	16-11	Henderson
Plotseneder v. Entrepreneur High Sch., I...	16-126	Mecklenburg
Baldelli v. Baldelli	16-142	Moore

Sent Date: 18 July 2016

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## COURT CALENDAR BY PANEL

Tuesday, 9 August 2016

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE JOHN M. TYSON  
HONORABLE LUCY N. INMAN

**Note: Chief Linda M. McGee will sit for Judge Wanda G. Bryant  
- COA#15-1229.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 9TH OF AUGUST 2016 AT 9:30 a.m.**

Providence Volunteer Fire Dep't, Inc. v...	16-80	Union
NC Dept. of Transp. v. Mission Battlegro...	16-125	Guilford
NC State Bd. of Educ. v. The State of NC	15-1229	Wake

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State v. Ward	16-52	Mecklenburg
State v. Whisenant	16-82	Haywood
State v. Walker	16-109	Hoke
State v. Manning	16-130	Forsyth
State v. McCann	16-152	Vance
State v. Garner	16-289	Randolph
Asheville Lakeview Props., LLC v. Lake V...	15-1308	Buncombe
Mannise v. Harrell	16-42	Harnett
Bailey v. McCorkle	16-105	Cabarrus
Pine v. Wal-Mart Assocs., Inc.	16-203	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Wednesday, 10 August 2016

### PANEL NO. 4

HONORABLE RICK ELMORE  
HONORABLE MARK A. DAVIS  
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF AUGUST 2016**  
**AT 9:30 a.m.**

State v. Stroessenreuther	16-151	New Hanover
Brookline Residential, LLC v. City of Ch...	16-202	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF AUGUST 2016**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Schimmelpfenning	15-1315	Forsyth
State v. Collins	16-60	Wake
State v. Britt	16-99	Johnston
State v. Roberson	16-118	Rowan
State v. Laws	16-134	Yancey
Chafin v. Chafin	15-1152	Guilford
Hatton v. Garrett	15-1322	Mecklenburg
Scott v. Scott	16-88	Cumberland
Heustess v. Bladenboro Emer. Servs., Inc...	16-106	Robeson
Haire v. Kramer	16-140	Iredell

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## COURT CALENDAR BY PANEL

Thursday, 11 August 2016

### PANEL NO. 5

HONORABLE LINDA STEPHENS  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 11TH OF AUGUST 2016 AT 9:30 a.m.**

State v. Loftis	16-65	Pitt
State v. Thompson	16-94	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 11TH OF AUGUST 2016.** 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	15-1401	Wake
State v. Ingram	16-120	Durham
State v. Hunt	16-143	Henderson
State v. McLean	16-158	Cumberland
Johnson v. NC Veterinary Med. Bd.	15-1278	Cumberland
In re: Thompson	15-1380	Forsyth
In re: Lyle Dippell	16-54	Columbus
Yarborough v. Duke Univ.	16-86	N.C. Industrial Commission
Hall v. Booth	16-123	Forsyth
Passmore v. Nat'l Retail Sys., Inc.	16-141	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Monday, 22 August 2016

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE DONNA STROUD  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 22ND OF AUGUST 2016 AT 1:00 p.m.**

Bunch v. Britton	16-181	Wake
Currie v. The State of NC	16-217	Orange

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 22ND OF AUGUST 2016.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Stroud	16-59	Duplin
State v. Dubose	16-169	New Hanover
State v. Williams	16-178	Mecklenburg
State v. Younts	16-213	Buncombe
State v. Burris	16-238	Cabarrus
State v. Sanchez	16-249	Craven
Lopp v. Anderson	16-111	Franklin
Lopp v. Anderson	16-112	Franklin
State Farm Mut. Auto. Ins. v. Phillips	16-162	Onslow
Bank of Am., N.A. v. Rivera	16-166	Mecklenburg

Sent Date: 3 August 2016

# North Carolina Court of Appeals

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## COURT CALENDAR BY PANEL

Tuesday, 23 August 2016

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE LINDA STEPHENS  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 23RD OF AUGUST 2016 AT 9:30 a.m.**

Zhu v. Deng	16-53	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 23RD OF AUGUST 2016.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Brown	16-84	Forsyth
State v. York	16-170	Guilford
State v. Watson	16-184	Johnston
State v. Turner	16-214	Rutherford
State v. Wilson	16-243	Alamance
State v. Ross	16-254	Cumberland
Kirkman v. N.C. Dep't of Pub. Safety	16-119	N.C. Industrial Commission
Swofford, Inc. v. Fisher	16-145	Rockingham
Williams v. Woodmen Found.	16-167	Edgecombe
Bazargani v. Marks	16-176	Durham
Boggs v. N.C. Dep't of Env'tl. Quality	16-188	Office of Admin. Hearings

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## COURT CALENDAR BY PANEL

Wednesday, 24 August 2016

### PANEL NO. 3

HONORABLE ANN MARIE CALABRIA  
HONORABLE MARK A. DAVIS  
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF AUGUST 2016**  
**AT 9:30 a.m.**

G.S.C. Holdings, LLC v. McCrory	16-160	Randolph
T & A Amusements, LLC v. McCrory	16-161	Randolph
Eli Global, LLC v. Heavner	16-186	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF AUGUST 2016**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Smallwood	16-131	Beaufort
State v. Eldridge	16-173	Watauga
State v. Vazquez	16-191	Pitt
State v. Carlisle	16-228	Wayne
State v. Wint	16-244	Durham
State v. Allen	16-271	Buncombe
Henderson v. Henderson	16-72	Mecklenburg
Elder v. Williams	16-121	Carteret
Breighner v. Breighner	16-146	Moore

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## COURT CALENDAR BY PANEL

Thursday, 25 August 2016

### PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE RICHARD DIETZ

**Note: Judge Chris Dillon will sit for Judge Richard Dietz - COA#16-129.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 25TH OF AUGUST 2016 AT 9:30 a.m.**

Grubbs v. Grubbs

16-129

Forsyth

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 25TH OF AUGUST 2016.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. McQueen

15-1161

Lee

State v. Bennett

16-165

Rowan

State v. Bradley

16-177

Jackson

State v. McGuire

16-198

Forsyth

State v. Williams

16-229

Guilford

State v. Bynes

16-245

Greene

Pinkney v. Pinkney

15-1362

Wake

McLean v. Bank of Am., N.A.

16-97

Franklin

Carolina Vision Invs. I, LLC v. Vaccaro

16-147

Iredell

Gurganus v. Gurganus

16-163

Onslow

In re: M.C.

16-171

Mecklenburg

Sent Date: 3 August 2016