

# 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, 7 March 2016

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE DONNA STROUD  
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 7TH OF MARCH 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. Vang	15-1069	Catawba
State v. Hicks	15-1098	Forsyth
State v. Brown	15-1192	New Hanover
Roberts v. Thompson	15-704	Durham
DOT v. Wood	15-1044	Watauga
Cordrey v. Flinn	15-1084	Brunswick
Dillard v. Vester	15-1135	Haywood
Zetino-Cruz v. Benitez-Zetino	15-1154	Durham
Barker v. Hatteras Island Cottage Repair	15-1205	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Tuesday, 8 March 2016

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE LINDA STEPHENS  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 8TH OF MARCH 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. Frazier	15-1089	Guilford
State v. Johnson	15-1156	Gaston
State v. Cain	15-1208	Guilford
Freeman v. Spence	15-971	Cherokee
In re Adoption Of: C.H.M.	15-1057	Wake
In re: Garrett	15-1083	Mecklenburg
Berens v. Berens	15-1136	Mecklenburg
Osman v. Al Jaher	15-1170	Guilford
Air Accuracy, Inc. v. Clark	15-1206	Guilford

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## COURT CALENDAR BY PANEL

Wednesday, 9 March 2016

### PANEL NO. 3

HONORABLE ANN MARIE CALABRIA  
HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ

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

Vincoli v. State	15-1013	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 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. Metzger	15-1093	Wayne
State v. Dowell	15-1158	Forsyth
State v. Marisic	15-1211	Onslow
Reid v. State	15-1059	Anson
Foss v. Miller	15-1106	Iredell
Sawyer v. Sawyer	15-1142	Swain
D.K. v. Albemarle Hosp. Auth.	15-1190	Pasquotank
Naylon v. Naylon	15-1247	New Hanover

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## COURT CALENDAR BY PANEL

Wednesday, 9 March 2016

### PANEL NO. 4

HONORABLE RICK ELMORE  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 2016 AT 2:00 p.m.**

State v. Crook	15-893	Henderson
In re: Korfmann	15-1005	Wilson

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

**Elon University School of Law  
Robert E. Long Courtroom  
201 N. Greene Street  
Greensboro, N. C. 27401**

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## COURT CALENDAR BY PANEL

Wednesday, 9 March 2016

### PANEL NO. 4

HONORABLE RICK ELMORE  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 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. Sellers	15-1163	Randolph
State v. Watkins	15-1221	Madison
DOT v. Ashcroft Dev., LLC	15-1080	Rockingham
Lytle v. NC Dep't of Pub. Safety	15-1117	N.C. Industrial Commission
Gonzalez v. Tidy Maids, Inc.	15-1149	N.C. Industrial Commission
Whichard v. CH Mortg. Co., Inc.	15-1200	Guilford
Turchin v. ENBE, LLC	15-1236	Avery

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## COURT CALENDAR BY PANEL

Thursday, 10 March 2016

### PANEL NO. 5

HONORABLE MARTHA A. GEER  
HONORABLE JOHN M. TYSON  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 10TH OF MARCH 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. Murrell	15-1097	Onslow
State v. Beaver	15-1179	Lincoln
State v. Carter	15-1234	Forsyth
Gonzalez v. Capital Nephrology Assocs., ...	15-1027	Wake
Hart v. Brienza	15-1078	Gaston
Cumberland Cty. v. Cheeks	15-1127	Cumberland
Daughtridge v. The NC Zoological Soc'y, ...	15-1151	Halifax
Whicker v. Compass Grp. USA, Inc.	15-1201	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Tuesday, 29 March 2016

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE LINDA STEPHENS  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 29TH OF MARCH 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. Cardenas	15-1012	Wake
State v. Oakley	15-1126	Iredell
State v. Lindsey	15-1188	Union
Tully v. City of Wilmington	15-956	New Hanover
Keaton v. ERMC III	15-1108	N.C. Industrial Commission
In Re: Garrett	15-1118	Mecklenburg
Vaughan v. Mashburn	15-1230	Iredell
In re: Sanders	15-1244	Johnston
Johnson v. Gooden	15-1259	Bladen

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## COURT CALENDAR BY PANEL

Wednesday, 30 March 2016

### PANEL NO. 3

HONORABLE ANN MARIE CALABRIA  
HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ

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

Cape Hatteras Electric Membership Corp. ...	15-1102	Dare
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF MARCH 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. Clapp	15-1079	Guilford
State v. Barnes	15-1173	Gaston
State v. Williams	15-1212	Edgecombe
Young v. Lowes Home Ctr., Inc.	15-1077	N.C. Industrial Commission
Allmond v. Goodnight	15-1139	Guilford
Simon v. Simon	15-1231	Iredell
Dammons v. NC Dep't of Pub. Safety	15-1252	N.C. Industrial Commission
The Town of Beech Mountain v. Milligan	15-1267	Watauga



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## COURT CALENDAR BY PANEL

Wednesday, 30 March 2016

### PANEL NO. 4

HONORABLE RICK ELMORE  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF MARCH 2016 AT 1:00 p.m.**

State v. Jones	15-1239	Randolph
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF MARCH 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. Martin	15-1104	Forsyth
State v. Hooker	15-1175	Forsyth
Sessions v. Sloane	15-1095	Forsyth
In re: Derrick Woodard	15-1116	Wake
Sony Pictures Entm't, Inc. v. Henderson	15-1217	Cumberland
CarolinaEast Med. Ctr. v. Jarman	15-1237	Craven
CarolinaEast Med. Ctr. v. Westbrook	15-1243	Craven
In re: Alex Shackelford	15-1266	Wake

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## COURT CALENDAR BY PANEL

Thursday, 31 March 2016

### PANEL NO. 5

HONORABLE MARTHA A. GEER  
HONORABLE JOHN M. TYSON  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 31ST OF MARCH 2016 AT 9:30 a.m.**

State v. Singletary	15-1125	Guilford
Se. Caissons, LLC v. Choate Constr. Co.	15-1284	Forsyth

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 31ST OF MARCH 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. Goins	15-1183	Guilford
State v. Wall	15-1235	Davie
Alford v. Green	15-1101	Granville
Henkel v. Triangle Homes, Inc.	15-1123	Avery
Wilson v. Wilson	15-1141	Durham
Henderson v. Garcia Motorrad, LLC	15-1250	Wake
Nereim v. Cummins	15-1253	Mecklenburg