

# 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

Tuesday, 1 May 2018

### PANEL NO. 2

HONORABLE WANDA G. BRYANT  
HONORABLE ANN MARIE CALABRIA  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 1ST OF MAY 2018.**  
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Allen	17-973	Union
State v. Hines	17-1141	Johnston
State v. McRavion	17-1177	Lincoln
State v. Xiong	17-1185	Cleveland
State v. Parisi	17-1221	Wilkes
State v. Reynolds	17-1239	Polk
Kovasala v. Kovasala	17-1084	Wake
Eastpointe Hum. Servs. v. NC Dep't of He...	17-1369	Duplin
In re: DeBerry	17-1385	Guilford

Sent Date: 10 April 2018

# North Carolina Court of Appeals

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## COURT CALENDAR BY PANEL

Wednesday, 2 May 2018

### PANEL NO. 3

HONORABLE RICK ELMORE  
HONORABLE JOHN M. TYSON  
HONORABLE VALERIE J. ZACHARY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF MAY 2018 AT 9:30 a.m.**

State v. Hobson	17-1052	New Hanover
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF MAY 2018.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Howard	17-1143	Mecklenburg
State v. Bartlett	17-1178	Guilford
State v. Miller	17-1215	Union
State v. Perry	17-1223	Mecklenburg
State v. McKnight	17-1240	Brunswick
Thompson v. Bass	17-1194	Nash
Anderson v. NC State Bd. of Elections & ...	17-1370	Wake
McNamara v. McNamara	17-1411	Moore

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## COURT CALENDAR BY PANEL

Wednesday, 2 May 2018

### PANEL NO. 4

HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ  
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF MAY 2018 AT 1:00 p.m.**

Shallotte Partners, LLC v. Berkadia Com....	17-1288	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF MAY 2018.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Garland	17-1097	Davidson
State v. Perez	17-1147	Guilford
State v. Reed	17-1180	Alamance
State v. Vickers	17-1216	Wake
State v. Beam	17-1232	Mecklenburg
State v. Truesdale	18-3	Mecklenburg
Caruthers v. Hann	17-1381	Mecklenburg
Gentry v. Kinlaw	17-1428	Wake

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## COURT CALENDAR BY PANEL

Thursday, 3 May 2018

### PANEL NO. 5

HONORABLE MARK A. DAVIS  
HONORABLE LUCY N. INMAN  
HONORABLE HUNTER MURPHY

**Note: Judge Robert N. Hunter, Jr. will sit for Judge Hunter Murphy  
- COA#17-1135.**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 3RD OF MAY 2018.**  
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH  
CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Wolfe	17-909	Watauga
State v. Sanchez	17-1135	Mecklenburg
State v. Smith	17-1161	Brunswick
State v. Smith	17-1184	Cleveland
State v. Wold	17-1219	Mecklenburg
State v. Charette	17-1238	Nash
Kaplan v. Kaplan	17-1042	Union
Swauger v. Univ. of NC At Charlotte	17-1303	Cabarrus
Gersing v. Real Vision, Inc.	17-1382	Avery

Sent Date: 10 April 2018

# North Carolina Court of Appeals

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

## Supplemental Calendar

Monday, 7 May 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **7 MAY 2018** 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. Brown	17-944	Stanly
State v. Miller	17-1049	Iredell
State v. Jimenez	17-1050	Carteret
State v. Stroupe	17-1059	Graham
State v. Twine	17-1094	Washington
State v. Moore	17-1225	Wake
State v. McClelland	17-1231	Davidson
State v. Hunter	17-1256	Wake
State v. Mackins	17-1277	Cabarrus
State v. Curlee	17-1379	Davie

Sent Date: 25 April 2018

# North Carolina Court of Appeals

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

## 3.1 Calendar

Thursday, 10 May 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **10 MAY 2018** 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: E.L.J. & M.D.J.	17-1138	Wake
In re: A.M.	17-1257	Onslow
In re: D.M.O.	17-1342	Orange
In re: M.T.	17-1347	Guilford
In re: B.A.S.	17-1367	Iredell
In re: A.J.C.	18-41	New Hanover

Sent Date: 16 April 2018

# North Carolina Court of Appeals

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## COURT CALENDAR BY PANEL

Monday, 14 May 2018

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE WANDA G. BRYANT  
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 14TH OF MAY 2018 AT 1:00 p.m.**

Cabarrus Cty. Bd. of Educ. v. Dep't of S...	17-1017	Wake
Wilkes Cty. Bd. of Educ. v. Bd. of Trust...	17-1018	Wake
Cabarrus Cty. Bd. of Educ. v. Bd. of Tru...	17-1019	Wake
Wilkes Cty. Bd. of Educ. v. Dep't of Sta...	17-1020	Wake
Johnston Cty. Bd. of Educ. v. Dep't of S...	17-1021	Wake
Union Cty. Bd. of Educ. v. Dep't of Stat...	17-1022	Wake
Union Cty. Bd. of Educ. v. Bd. of Truste...	17-1023	Wake
Johnston Cty. Bd. of Educ. v. Bd. of Tru...	17-1024	Wake

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## COURT CALENDAR BY PANEL

Tuesday, 15 May 2018

### PANEL NO. 2

HONORABLE ANN MARIE CALABRIA  
HONORABLE HUNTER MURPHY  
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 15TH OF MAY 2018 AT 9:30 a.m.**

State v. Cataldo	17-1296	Rockingham
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 15TH OF MAY 2018.** 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	17-920	Mecklenburg
State v. Robinson	17-1190	Duplin
State v. Ramirez	17-1273	Harnett
State v. Acosta	17-1307	Wake
State v. Hoyle	17-1324	Catawba
Bellamy v. Branson	17-666	Wake
Slade v. Petty	17-1276	Alamance
Wolfe v. Poindexter	17-1366	Lincoln

Sent Date: 25 April 2018

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## COURT CALENDAR BY PANEL

Wednesday, 16 May 2018

### PANEL NO. 3

HONORABLE RICK ELMORE  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE VALERIE J. ZACHARY

**Note: Judge Donna Stroud will sit for Judge Valerie J. Zachary - COA#17-1339.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF MAY 2018 AT 9:30 a.m.**

In re: De Luca

17-1339

N.C. Utilities Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF MAY 2018.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Raborn	17-1105	Cleveland
State v. Heard	17-1242	Mecklenburg
State v. Mercer	17-1279	Mecklenburg
State v. Murphy	17-1287	Pitt
State v. Tilghman	17-1308	Cabarrus
State v. Baskins	17-1327	Guilford
Eddington v. Lamb	17-947	Union
Hamby v. Thurman Timber Co., LLC	17-1371	Stokes

Sent Date: 25 April 2018

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## COURT CALENDAR BY PANEL

Wednesday, 16 May 2018

### PANEL NO. 4

HONORABLE CHRIS DILLON  
HONORABLE MARK A. DAVIS  
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF MAY 2018 AT 1:00 p.m.**

State v. Dixon

17-1333

Cabarrus

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF MAY 2018.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Wade

17-1111

Cabarrus

State v. Harvey

17-1246

Edgecombe

State v. Taylor

17-1284

Gaston

State v. Coleson

17-1304

Wake

State v. Foor

17-1316

Durham

Hunt v. NC Dep't of Pub. Safety

17-1244

Office of Admin. Hearings

Morris v. Morris

17-1351

Transylvania

Cosmos Granite & Marble v. Carolina Cabi...

18-30

Wake

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## COURT CALENDAR BY PANEL

Thursday, 17 May 2018

### PANEL NO. 5

HONORABLE RICHARD DIETZ  
HONORABLE JOHN M. TYSON  
HONORABLE PHIL BERGER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 17TH OF MAY 2018 AT 9:30 a.m.**

State v. Veney	17-1323	Wake
Berens v. Berens	17-1189	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 17TH OF MAY 2018.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Teague	17-1134	Wake
State v. Darosa	17-1267	Mecklenburg
State v. Surratt	17-1285	Catawba
State v. McMillan	17-1305	Cumberland
State v. Hamilton	17-1365	Macon
Unifund CCR, LLC v. Francois	18-111	Mecklenburg
Unifund CCR, LLC v. Tomlinson	18-112	Mecklenburg

# North Carolina Court of Appeals

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

## 3.1 Calendar

Thursday, 31 May 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **31 MAY 2018** 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: A.B., C.B., J.B., A.B.	17-1321	Cabarrus
In re: J.D.M-J. & O.M.L.J.	17-1328	Cabarrus
In re: N.L.M., C.L.M. Jr.	17-1346	Guilford
In re: S.S. & T.N.S.	17-1383	Tyrrell
In re: R.L.G.	17-1433	Brunswick
In re: K.K-K.C. & K.E.C., II	18-18	Guilford

Sent Date: 3 May 2018