

North Carolina Court of Appeals

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

Supplemental Calendar

Tuesday, 2 January 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **2 JANUARY 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. Goins | 17-458 | Guilford |
| State v. Artis | 17-478 | Lenoir |
| State v. Jacobs | 17-539 | Brunswick |
| Vines v. McKoy | 17-555 | Durham |
| State v. Riggins | 17-571 | Alamance |
| State v. Womack | 17-635 | Mecklenburg |
| State v. Upright | 17-678 | Rowan |
| State v. Mazariegos | 17-685 | Wayne |
| State v. Lilly | 17-835 | Craven |
| State v. Lloyd | 17-838 | Forsyth |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Monday, 8 January 2018

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE MARK A. DAVIS
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 8TH OF JANUARY 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. Ramirez | 17-603 | Durham |
| State v. Stroud | 17-762 | Cleveland |
| State v. Wilkerson | 17-800 | Durham |
| Homestead At Mills River Prop. Owners As... | 17-606 | Henderson |
| Summerville v. Summerville | 17-690 | Chatham |
| Smith Jamison Constr. v. APAC-Atl., Inc. | 17-761 | Forsyth |
| Lewis v. Lewis | 17-790 | Craven |
| In re: H.R.M. | 17-815 | Wake |
| Linker v. Linker | 17-894 | Guilford |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Tuesday, 9 January 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE PHIL BERGER, JR.
HONORABLE HUNTER MURPHY

Note: Chief Judge Linda M. McGee will sit for Judge Phil Berger, Jr. - COA17-745.

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

| | | |
|-----------------|--------|-----------|
| State v. Thomas | 17-520 | Onslow |
| State v. Murray | 17-769 | Brunswick |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 9TH OF JANUARY 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. Johnson | 17-634 | Duplin |
| McGuire v. McGuire | 17-432 | Union |
| Bryant v. Nationstar Mortg., LLC | 17-592 | Catawba |
| Butler v. The Goodyear Tire & Rubber Co. | 17-745 | N.C. Industrial Commission |
| In re: R.R. | 17-779 | Wake |
| Napoli v. Scotttrade, Inc. | 17-783 | Henderson |
| In re: Smith | 17-874 | Gaston |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Wednesday, 10 January 2018

PANEL NO. 3

HONORABLE ANN MARIE CALABRIA
HONORABLE VALERIE J. ZACHARY
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF JANUARY 2018**
AT 9:30 a.m.

| | | |
|-------------------|--------|-------------|
| State v. Boderick | 17-691 | Mecklenburg |
|-------------------|--------|-------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF JANUARY 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. Shepherd | 17-541 | Yancey |
| State v. Gates | 17-772 | Swain |
| Cabarrus Cty. Dep't of Hum. Servs. v. Mo... | 17-487 | Cabarrus |
| Piedmont Nat. Gas Co., Inc. v. Kinlaw | 17-619 | Robeson |
| Ford Motor Credit Co. LLC v. McBride | 17-720 | Wilkes |
| Anderson v. Walker | 17-782 | Buncombe |
| Finn v. Finn | 17-811 | Mecklenburg |
| Cnty. Mgmt. Corp. v. Sarver | 17-870 | Macon |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Wednesday, 10 January 2018

PANEL NO. 4

HONORABLE RICK ELMORE
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF JANUARY 2018**
AT 1:00 p.m.

| | | |
|---|--------|-------------|
| State v. Hauser | 17-717 | Forsyth |
| Pachas v. NC Dep't of Health & Hum. Serv... | 17-710 | Mecklenburg |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF JANUARY 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. Adams | 17-601 | Durham |
| State v. Jefferies | 17-775 | Cleveland |
| Davis v. New Zion Baptist Church | 17-523 | Mecklenburg |
| Richmond v. George | 17-641 | Catawba |
| Doolittle v. George | 17-642 | Catawba |
| Richmond v. George | 17-891 | Catawba |
| Doolittle v. George | 17-892 | Catawba |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Thursday, 11 January 2018

PANEL NO. 5

HONORABLE DONNA STROUD
HONORABLE CHRIS DILLON
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 11TH OF JANUARY 2018 AT 9:30 a.m.**

| | | |
|--------------------------------------|--------|----------|
| Porter v. Beaverdam Run Condo. Ass'n | 17-793 | Buncombe |
|--------------------------------------|--------|----------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 11TH OF JANUARY 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. Sharpe | 17-602 | Wilson |
| State v. Davis | 17-721 | Guilford |
| State v. Chisholm | 17-797 | Mecklenburg |
| Hill v. Hill | 17-576 | New Hanover |
| DOT v. Jay Butmataji, LLC | 17-689 | Burke |
| O'Neal v. Fox | 17-754 | Johnston |
| Bybee v. Island Haven, Inc. | 17-859 | Currituck |
| Lassiter v. Keystone Freight Corp. | 17-881 | N.C. Industrial Commission |

North Carolina Court of Appeals

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

3.1 Calendar

Thursday, 18 January 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **18 JANUARY 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: S.K.D.M. | 17-573 | Caldwell |
| In re: J.A.K. | 17-574 | New Hanover |
| In re: K.M. | 17-578 | Johnston |
| In re: M.J.S.M. | 17-688 | Guilford |
| In re: K.W. | 17-735 | Guilford |
| In re: A.G. | 17-827 | Durham |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Monday, 22 January 2018

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE MARK A. DAVIS
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 22ND OF JANUARY 2018 AT 1:00 p.m.**

| | | |
|---------------------------------------|--------|----------|
| USA Trouser, S.A. de C.V. v. Williams | 17-918 | Guilford |
|---------------------------------------|--------|----------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 22ND OF JANUARY 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. Lofton | 17-716 | Wayne |
| State v. Jones | 17-796 | Beaufort |
| State v. McCaster | 17-816 | Alamance |
| State v. McDaniel | 17-856 | McDowell |
| State v. Batchelor | 17-897 | Wilson |
| State v. Dixon | 17-962 | Cleveland |
| Baucom v. Vlahos | 17-858 | Mecklenburg |
| Hopper v. Lakeside Mills, Inc. | 17-906 | N.C. Industrial Commission |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Tuesday, 23 January 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE PHIL BERGER, JR.
HONORABLE HUNTER MURPHY

Note: Judge John M. Tyson will sit for Judge Hunter Murphy - COA17-900.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 23RD OF JANUARY 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. Payne | 17-650 | Forsyth |
| State v. Turnage | 17-803 | Duplin |
| State v. Ford | 17-817 | Guilford |
| State v. McMannus | 17-900 | Wake |
| State v. Brown | 17-1062 | Bladen |
| Pura Vida Mgmt. Corp. v. Adio Mgmt. Co.,... | 17-905 | Cumberland |
| Kozec v. Murphy | 17-919 | Wake |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Wednesday, 24 January 2018

PANEL NO. 3

HONORABLE ANN MARIE CALABRIA
HONORABLE VALERIE J. ZACHARY
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF JANUARY 2018**
AT 9:30 a.m.

| | | |
|---|--------|---------|
| State v. Freeman | 17-751 | Orange |
| Environmentalee v. N.C. Dep't of Env't &... | 17-907 | Chatham |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF JANUARY 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. Fulghum | 17-334 | Buncombe |
| State v. Harrison | 17-805 | Rockingham |
| State v. Brown | 17-818 | Mecklenburg |
| State v. Ballentine | 17-865 | Harnett |
| State v. Melton | 17-921 | Rutherford |
| Thomson v. Holling | 17-734 | Union |
| DeBruhl v. Mecklenburg Cty. Sheriff's Of... | 17-880 | Mecklenburg |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Wednesday, 24 January 2018

PANEL NO. 4

HONORABLE RICK ELMORE
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE RICHARD DIETZ

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF JANUARY 2018**
AT 1:00 p.m.

| | | |
|------------------------------|--------|----------------------------|
| Davis v. Craven Cty. ABC Bd. | 17-908 | N.C. Industrial Commission |
|------------------------------|--------|----------------------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF JANUARY 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. Taylor | 17-545 | Moore |
| State v. Hill | 17-758 | Mecklenburg |
| State v. Ramos | 17-808 | Wake |
| State v. Gladney | 17-831 | Guilford |
| State v. Taylor | 17-866 | Craven |
| State v. Van | 17-923 | Davidson |
| Haulcy v. The Goodyear Tire & Rubber Co. | 17-844 | N.C. Industrial Commission |
| Talley v. Pride Mobility Prods. Corp. | 17-896 | Lee |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Thursday, 25 January 2018

PANEL NO. 5

HONORABLE DONNA STROUD
HONORABLE CHRIS DILLON
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 25TH OF JANUARY 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. Bowman | 17-657 | Forsyth |
| State v. Eldred | 17-795 | Avery |
| State v. Rucker | 17-809 | Iredell |
| State v. Watson | 17-833 | Johnston |
| State v. Cook | 17-885 | Rutherford |
| State v. Simmons | 17-952 | Forsyth |
| McKenzie v. McKenzie | 17-854 | Rowan |
| Watson v. Watson | 17-899 | Wake |
| Huggins v. Brown | 17-911 | Pitt |

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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> ***

COURT CALENDAR BY PANEL

Tuesday, 30 January 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE RICHARD DIETZ
HONORABLE PHIL BERGER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 30TH OF JANUARY 2018 AT 3:00 p.m.**

| | | |
|---|--------|----------|
| State v. Steele | 17-868 | Forsyth |
| Chambers v. The Moses H. Cone Mem'l Hosp... | 17-686 | Guilford |

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

**Wake Forest University School of Law
Worrell Professional Center - Room 1312
Winston Salem, NC 27106**