

# 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 DURING THE WEEK OF **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

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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 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

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## 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

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## 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
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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

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## 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

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## 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
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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

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## 3.1 Calendar

Thursday, 18 January 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **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

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## 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
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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



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## 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

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## 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

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## 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
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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

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## 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

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## 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**