

North Carolina Court of Appeals

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

3.1 Calendar

Thursday, 1 February 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **1 FEBRUARY 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: J.D. | 17-709 | Cumberland |
| In re: I.V.F. & J.L.F-S. | 17-739 | Cumberland |
| In re: J.B. | 17-781 | Robeson |
| In re: H.W. | 17-785 | Cherokee |
| In re: T.X.W., L.D.W., M.T.W. | 17-855 | Guilford |
| In re: S.G.V.S. & D.D.R.S. | 17-903 | Haywood |

Sent Date: 8 January 2018

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, 6 February 2018

PANEL NO. 2

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

Note: Judge Valerie J. Zachary will sit for Judge Phil Berger, Jr., - COA#17-935.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 6TH OF FEBRUARY 2018 AT 9:30 a.m.**

| | | |
|----------------|--------|---------|
| State v. Allen | 17-661 | Catawba |
|----------------|--------|---------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF FEBRUARY 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. Ferguson | 17-764 | Johnston |
| State v. Nichols | 17-826 | Cumberland |
| Beasley v. Beasley | 17-787 | Forsyth |
| Gaunt v. Guy M. Beaty & Co., Inc. | 17-851 | Rowan |
| Johnson v. Haynes | 17-890 | Buncombe |
| Bartlett v. NC Dep't of Pub. Safety | 17-935 | N.C. Industrial Commission |
| Turnmire v. Eldreth | 17-960 | Ashe |
| Lane v. Grafton | 17-1003 | Durham |

Sent Date: 16 January 2018

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, 7 February 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, 7TH OF FEBRUARY 2018**
AT 9:30 a.m.

| | | |
|---------------------------------------|---------|----------------------------|
| Fleischhauer v. Town of Topsail Beach | 17-915 | Pender |
| Chase v. Greif Inc. | 17-1005 | N.C. Industrial Commission |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 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. Gentle | 17-696 | Randolph |
| State v. Collington | 17-726 | Transylvania |
| State v. Evans | 17-840 | Onslow |
| Bryan v. Dailey | 17-788 | New Hanover |
| Wiley v. Armstrong Transfer & Storage Co... | 17-850 | N.C. Industrial Commission |
| Tibbs v. Ford | 17-936 | Mecklenburg |
| In re: Hoffman | 17-972 | 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

Wednesday, 7 February 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, 7TH OF FEBRUARY 2018**
AT 1:00 p.m.

| | | |
|---------------------------------|--------|-------------|
| The Town of Carrboro v. Slack | 17-864 | Orange |
| Quantum Mortg. Corp. v. Ghelani | 17-940 | Mecklenburg |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 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. Williams | 17-518 | Wake |
| State v. Blankenship | 17-713 | Catawba |
| State v. Brooks | 17-768 | Iredell |
| Ramirez v. Stuart Pierce Farms, Inc. | 17-525 | N.C. Industrial Commission |
| Da Silva v. WakeMed | 17-820 | Wake |
| Whitman v. Stimpson | 17-922 | Forsyth |
| Connor v. Connor | 17-987 | 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

Thursday, 8 February 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, 8TH OF FEBRUARY 2018 AT 9:30 a.m.**

| | | |
|---|--------|------|
| State of NC v. Duke Energy Progress, Inc... | 17-893 | Wake |
|---|--------|------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF FEBRUARY 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. Maldonado | 17-643 | Durham |
| State v. Perry | 17-714 | Hertford |
| State v. Greenfield | 17-802 | New Hanover |
| Seguro-Suarez v. Key Risk Ins. Co. | 17-697 | Mecklenburg |
| Sutton v. Shackley | 17-824 | Pitt |
| Burns v. Kingdom Impact Global Ministrie... | 17-928 | Cumberland |
| In re: J.D. | 17-954 | Durham |
| Shell v. Shell | 17-990 | Watauga |

Sent Date: 16 January 2018

North Carolina Court of Appeals

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

Supplemental Calendar

Monday, 12 February 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **12 FEBRUARY 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: R.Z. | 17-543 | Buncombe |
| State v. Littlejohn | 17-551 | Cleveland |
| State v. Kornegay | 17-632 | Johnston |
| State v. Harris | 17-644 | Johnston |
| State v. Smith | 17-687 | Davidson |
| State v. Adkins | 17-715 | Stokes |
| State v. Hunt | 17-722 | Cleveland |
| State v. Moore | 17-766 | Pitt |
| State v. Branning | 17-771 | Haywood |
| In re: L.F. | 17-875 | Guilford |

Sent Date: 29 January 2018

North Carolina Court of Appeals

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

3.1 Calendar

Thursday, 15 February 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **15 FEBRUARY 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.G.D. & L.K.D. | 17-719 | Durham |
| In re: J.W.M., Jr. | 17-777 | Harnett |
| In re: D.A. | 17-819 | Onslow |
| In re: D.A.C., O.I.C., S.T.A., II | 17-889 | Haywood |
| In re: F.S. | 17-959 | Orange |
| In re: J.L.S., J.N.S., A.S. | 17-994 | Person |

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, 19 February 2018

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE WANDA G. BRYANT
HONORABLE HUNTER MURPHY

Note: Judge Lucy N. Inman will sit for Judge Hunter Murphy - COA#17-830.

Note: Judge Mark A. Davis will sit for Judge Hunter Murphy - COA#17-932.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF FEBRUARY 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. Pursley | 17-830 | Macon |
| State v. Williams | 17-913 | Edgecombe |
| State v. Bates | 17-970 | Rutherford |
| Quevedo-Woolf v. Overholser | 17-675 | Rowan |
| Anderson v. Chewing | 17-932 | Buncombe |
| Whitmore v. Whitmore | 17-988 | Camden |
| In re: A.A.S., A.A.A.T., J.A.W. | 17-834 | New Hanover |
| In re: D.M.P. | 17-1073 | Stokes |
| In re: R.L.H. & Q.C.W. | 17-1136 | Guilford |

Sent Date: 31 January 2018

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, 20 February 2018

PANEL NO. 2

HONORABLE ANN MARIE CALABRIA
HONORABLE CHRIS DILLON
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 20TH OF FEBRUARY 2018 AT 10:00 a.m.**

| | | |
|--------------------------------------|--------|----------|
| ABC Servs., LLC v. Wheatly Boys, LLC | 17-981 | Carteret |
| Engility Corp. v. Nell | 17-984 | Durham |

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

Norman Adrian Wiggins School of Law
225 Hillsborough Street
Raleigh, NC 27603

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF FEBRUARY 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. Dent | 17-857 | Wake |
| State v. Randall | 17-924 | Buncombe |
| State v. Daniel | 17-974 | Wilkes |
| Nunn v. Baro | 17-798 | Surry |
| In re: I.A. & E.L. | 17-877 | Cumberland |
| In re: J.R.S. & Z.L.S. | 17-1101 | Stanly |
| In re: A.V.C. & A.D.C. | 17-1210 | Onslow |

Sent Date: 31 January 2018

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, 21 February 2018

PANEL NO. 3

HONORABLE RICK ELMORE
HONORABLE LUCY N. INMAN
HONORABLE PHIL BERGER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 2018**
AT 9:30 a.m.

| | | |
|---------------------------------|---------|---------|
| State v. Evans | 17-976 | Iredell |
| Carter v. St. Augustine's Univ. | 17-1008 | Wake |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 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. Pruitt | 17-883 | Mecklenburg |
| State v. Strickland | 17-938 | Surry |
| Amelio v. Real Est. By Design, LLC | 17-724 | Durham |
| Atkinson v. Chamberlin-Spencer | 17-941 | Cabarrus |
| In re: Z.R., C.R., J.R. | 17-950 | Cabarrus |
| In re: J.R.G. | 17-1106 | Caldwell |
| In re: A.R., D.G., T.G. | 17-1212 | 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

Wednesday, 21 February 2018

PANEL NO. 4

HONORABLE DONNA STROUD
HONORABLE MARK A. DAVIS
HONORABLE JOHN ARWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 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. Luker | 17-886 | Jackson |
| State v. Lenoir | 17-943 | Rutherford |
| State v. Locklear | 17-982 | Robeson |
| Weaver v. NC Dep't of Health & Hum. Serv... | 17-828 | Office of Admin. Hearings |
| Thompson & Thompson, P.C. v. McLean | 17-946 | Duplin |
| Powell v. O'Reilly Auto Parts, Inc. | 17-1006 | N.C. Industrial Commission |
| In re: S.J.T.H. | 17-1009 | Cabarrus |
| In re: I.I.C., Jr. & S.I.C. | 17-1127 | Cabarrus |
| In re: J.T.S. | 17-1283 | Alamance |

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, 22 February 2018

PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.
HONORABLE RICHARD DIETZ
HONORABLE VALERIE J. ZACHARY

**Note: Judge John Arrowood will sit for Judge Valerie J. Zachary
- COA#17-888 & 17-1051.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 22ND OF FEBRUARY 2018**
AT 9:30 a.m.

| | | |
|----------------|---------|----------|
| State v. Lewis | 17-888 | Hoke |
| State v. Lewis | 17-1051 | Johnston |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF FEBRUARY 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. Glover | 17-804 | Cumberland |
| Dyer v. Roten | 17-671 | Ashe |
| Durham Cty. v. Adams | 17-929 | Durham |
| Dep't of Transp. v. Laxmi Hotels of Spri... | 17-951 | Cumberland |
| In re: J.N.S. & A.J.S. | 17-807 | Haywood |
| In re: A.C.H., R.B.H., R.D.H., Jr., J.D.... | 17-1063 | Guilford |
| In re: A.S. & R.S. | 17-1129 | Chatham |

North Carolina Court of Appeals

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

3.1 Calendar

Thursday, 22 February 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **22 FEBRUARY 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: I.J.A. & I.R.A. | 17-845 | Mecklenburg |
| In re: Z.D. | 17-876 | Orange |
| In re: B.L.A. | 17-978 | Cumberland |
| In re: C.L., J.L., M.L., Jr., & H.L. | 17-1010 | Randolph |
| In re: K.L.W. | 17-1072 | Wake |
| In re: K.C. | 17-1079 | Clay |

Sent Date: 1 February 2018