

# 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

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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

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

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## 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

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## 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

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## 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
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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  
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## 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

Sent Date: 22 January 2018

# North Carolina Court of Appeals

Court of Appeals Building  
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## 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

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## 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**

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## 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

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## COURT CALENDAR BY PANEL

Wednesday, 21 February 2018

### PANEL NO. 4

HONORABLE DONNA STROUD  
HONORABLE MARK A. DAVIS  
HONORABLE JOHN ARROWOOD

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

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## 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

Sent Date: 31 January 2018

# North Carolina Court of Appeals

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## 3.1 Calendar

Thursday, 22 February 2018

PANEL NO. 0

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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