

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

Monday, 5 March 2018

PANEL NO. 1

HONORABLE LINDA M. MCGEE
HONORABLE ANN MARIE CALABRIA
HONORABLE HUNTER MURPHY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 5TH OF MARCH 2018 AT 1:00 p.m.**

State v. Porter	17-738	Pender
Mastanduno v. Nat'l Freight Indus.	17-1058	N.C. Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 5TH OF MARCH 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. Alvarez	17-945	Lenoir
State v. Webber	17-1015	Cleveland
Grodner v. Grodner	17-570	Pitt
Grodner v. Grodner	17-813	Pitt
AVR Davis Raleigh, LLC v. Triangle Const...	17-958	Wake
Saunders v. Hull Prop. Grp., LLC	17-1115	Henderson
Emerson v. Cape Fear Country Club, Inc.	17-1149	New Hanover

Sent Date: 12 February 2018

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COURT CALENDAR BY PANEL

Tuesday, 6 March 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE CHRIS DILLON
HONORABLE JOHN M. TYSON

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

NNN Durham Off. Portfolio 1, LLC v. Grub...	17-607	Durham
NNN Durham Off. Portfolio 1, LLC v. High...	17-756	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF MARCH 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. Fincher	17-843	Buncombe
State v. Hill	17-993	Wayne
State v. Spaulding	17-1016	Robeson
Whitley v. Bauguess	17-1047	Wilkes
Pryor v. Express Servs.	17-1060	N.C. Industrial Commission
Regency Lake Owners' Ass'n, Inc. v. Rege...	17-1117	Iredell
In re: Sharpe	17-1151	Alamance

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COURT CALENDAR BY PANEL

Wednesday, 7 March 2018

PANEL NO. 3

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

Note: Judge Hunter Murphy will sit for Judge Phil Berger, Jr., - COA#17-1176.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 2018 AT 9:30 a.m.**

Winkler v. NC State Bd. of Plumbing, Hea...	17-873	Watauga
Town of Littleton v. Layne Heavy Civ., I...	17-1137	Halifax

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 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. Collins	17-849	Wilkes
State v. Delegge	17-980	Buncombe
State v. Delegge	17-1002	Haywood
Rathkamp v. Danello	17-760	Mecklenburg
Bourque v. Roman Catholic Diocese of Cha...	17-1054	Mecklenburg
Li v. Chung	17-1069	Forsyth
Watlington v. Dep't of Soc. Servs. Rocki...	17-1176	Office of Admin. Hearings

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COURT CALENDAR BY PANEL

Wednesday, 7 March 2018

PANEL NO. 4

HONORABLE DONNA STROUD
HONORABLE MARK A. DAVIS
HONORABLE JOHN ARROWOOD

Note: Judge Phil Berger, Jr. will sit for Judge John Arrowood - COA#17-1032.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 2018 AT 1:00 p.m.**

State v. Black	17-963	Cumberland
Cordaro v. Harrington Bank, FSB	17-1032	Chatham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 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. Leonard	17-898	Transylvania
State v. Zinna	17-1028	Gaston
NC Dep't of Ins. v. Mathis	17-752	Union
Miller v. Burlington Chem. Co., LLC	17-933	Guilford
Antico v. NC Dep't of Pub. Safety	17-1085	Office of Admin. Hearings
Cohen v. Franklin Cty. Sch.	17-1140	N.C. Industrial Commission
Russell v. Wofford	17-1191	New Hanover

Sent Date: 12 February 2018

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COURT CALENDAR BY PANEL

Thursday, 8 March 2018

PANEL NO. 5

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

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 8TH OF MARCH 2018 AT 9:30 a.m.**

Eisenbrown v. Town of Lake Lure	17-934	Rutherford
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF MARCH 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. Jackson	17-939	Perquimans
State v. Gibson	17-1012	Gaston
State v. Shaw	17-1061	Forsyth
Hewitt v. Hewitt	17-791	Mecklenburg
GEA, Inc. v Luxury Auctions Mktg., Inc.	17-1055	Mecklenburg
Nationwide Affinity Ins. Co. of Am. v. B...	17-1086	Wake
Dunnigan v. Mack	17-1148	Watauga
Bowman v. Bros. Air & Heat, Inc.	17-1203	Mecklenburg

Sent Date: 12 February 2018

North Carolina Court of Appeals

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

3.1 Calendar

Thursday, 8 March 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **8 MARCH 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: P.R., C.R. Jr., A.R.	17-901	Wake
In re: G.N.R.	17-914	Craven
In re: T.D.H.	17-956	Catawba
In re: J.A.K., H.K.K., J.B.K.	17-1056	Mecklenburg
In re: E.M.S.	17-1078	Wayne
In re: A.S. & A.S.	17-1100	Beaufort

Sent Date: 13 February 2018

North Carolina Court of Appeals

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

Supplemental Calendar

Monday, 12 March 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **12 MARCH 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. Kohler	17-660	Washington
State v. Hayes	17-679	Gaston
In re: N.D.	17-799	Durham
State v. Royster	17-823	Vance
State v. Knight	17-848	Catawba
State v. Ross	17-930	Forsyth
State v. Hammonds	17-931	Robeson
State v. Robinson	17-971	Richmond
State v. Terry	17-998	Rockingham
State v. Wilds	17-1048	Forsyth

Sent Date: 19 February 2018

North Carolina Court of Appeals

Court of Appeals Building
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COURT CALENDAR BY PANEL

Tuesday, 20 March 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE RICK ELMORE
HONORABLE JOHN M. TYSON

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

State v. Ayers	17-725	Wake
DTH Media Corp. v. Folt	17-871	Wake

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

**North Carolina Central University School of Law
640 Nelson Street
Durham, N. C. 27707**

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Tuesday, 20 March 2018

PANEL NO. 2

HONORABLE WANDA G. BRYANT
HONORABLE CHRIS DILLON
HONORABLE JOHN M. TYSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF MARCH 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	17-730	New Hanover
State v. Calabrese	17-1001	Johnston
Rouse v. Forsyth Cty. DSS	17-884	Office of Admin. Hearings
In re: T.T.	17-985	Durham
Peterson v. Caswell Developmental Ctr. D...	17-1139	Office of Admin. Hearings
White v. Guest Servs., Inc.	17-1156	N.C. Industrial Commission
Newton v. Gariepy	17-1175	Durham

Sent Date: 27 February 2018

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COURT CALENDAR BY PANEL

Wednesday, 21 March 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 MARCH 2018 AT 9:30 a.m.**

State v. Nobles	17-516	Jackson
State v. Mazur	17-736	Wake
Henion v. Cty. of Watauga	17-1107	Watauga

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 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. Corey	17-1031	Burke
Flood v. Crews	17-740	Wake
Quiet Reflections Retreat, Inc. v. The B...	17-887	Yancey
Nixon v. Forsyth Cty.	17-1145	Forsyth
Barnes v McNeill	17-1166	Columbus
DM Tr., LLC v. McCabe & Co.	17-1193	Carteret

Sent Date: 27 February 2018

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COURT CALENDAR BY PANEL

Wednesday, 21 March 2018

PANEL NO. 4

HONORABLE DONNA STROUD
HONORABLE MARK A. DAVIS
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 2018 AT 1:00 p.m.**

NC Dep't of Envtl. Quality v. TRK Dev., ...	17-882	Cabarrus
LeTendre v. Currituck Cty.	17-1108	Currituck

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 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. Ferrer	17-655	Person
State v. Robinson	17-839	Rowan
State v. Giles	17-1068	Mecklenburg
Hamlet H.M.A., LLC v. Hernandez	17-744	Richmond
Price v. Paschall	17-1146	Durham
Bluitt v. Wake Forest Univ. Baptist Med....	17-1170	Forsyth
Prince v. Underground Constr. Co., Inc.	17-1195	N.C. Industrial Commission

Sent Date: 27 February 2018

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COURT CALENDAR BY PANEL

Thursday, 22 March 2018

PANEL NO. 5

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

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

Emert v. Smith	17-1121	Mecklenburg
Haarhuis v. Cheek	17-1179	Chatham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF MARCH 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. Forte	17-669	Wilson
State v. Hoppes	17-861	Cleveland
State v. Gordon	17-1077	Forsyth
Ross v. N.C. State Bureau of Investigati...	17-794	N.C. Industrial Commission
Kiggins v. Craven	17-910	New Hanover
Roberson v. Tr. Servs. of Carolina, LLC	17-1152	Wake
Carroll v. Manville	17-1172	N.C. Industrial Commission

North Carolina Court of Appeals

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3.1 Calendar

Thursday, 22 March 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **22 MARCH 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.R.	17-977	Wake
In re: B.D.A.I., M.B., M.T., B.T.	17-979	Randolph
In re: J.O.	17-1033	Mecklenburg
In re: R.S.O.S. & R.E.O.S.	17-1098	Mecklenburg
In re: C.A.B.	17-1164	Mecklenburg
In re: J.D.L.	17-1265	Lee

Sent Date: 28 February 2018

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
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Supplemental Calendar

Thursday, 29 March 2018

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **29 MARCH 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. Hovis	17-773	Dare
State v. Clory	17-867	Mecklenburg
Barron v. Rafidi	17-879	Mecklenburg
State v. Wilson	17-917	Catawba
State v. English	17-961	Cumberland
State v. Harris	17-964	Wilson
State v. Lewis	17-965	Wilson
State v. Fields	17-966	Wilson
State v. Greene	17-1074	Davidson
State v. Audrey	17-1128	Buncombe

Sent Date: 14 March 2018