

# 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>

## 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

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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

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State v. Collins	17-849	Wilkes
State v. Delege	17-980	Buncombe
State v. Delege	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

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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

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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

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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**

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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

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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

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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



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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 Env'tl. Quality v. TRK Dev., ...	17-882	Cabarrus
LeTendre v. Currituck Cty.	17-1108	Currituck

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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

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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