

# 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, 12 April 2010

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE BARBARA JACKSON  
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 12TH OF APRIL 2010 AT 1:00 p.m.**

Land v The Village Of Wesley Chapel, et ...	09-1465	Union
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 12TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Barts	09-1296	Alamance
State v Smith	09-1393	Martin
State v Hudson	09-1421	Wilson
State v Owens	09-1441	Sampson
State v Watkins	09-1502	Wake
State v Wooten	09-1551	Wayne
In The Matter Of: M.L.A.	09-1354	Mecklenburg
Gardner v McLean Foods, Inc.	09-1373	N.C. Industrial Commission
Woodliff v Fitzpatrick, et al	09-1447	N.C. Industrial Commission
In The Matter Of The Foreclosure: Adams	09-1455	Wake
Jarrell v Charlotte-Mecklenburg Hospital...	09-1518	Mecklenburg

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## COURT CALENDAR BY PANEL

Tuesday, 13 April 2010

### PANEL NO. 2

HONORABLE JAMES A. WYNN, JR.  
HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 13TH OF APRIL 2010 AT 9:30 a.m.**

State v Lytle	09-1427	Wake
Taylor v Town of Garner, et al	09-1522	N.C. Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 13TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Roman	09-1363	Davidson
State v Richardson	09-1394	Halifax
State v Braswell	09-1477	Durham
State v Allen	09-1505	Stokes
State v McNeill	09-1585	Vance
LVNV Funding, LLC v Landry	09-1356	Mecklenburg
Ayers v Cooper Standard Automotive	09-1377	N.C. Industrial Commission
Pegram-West v Sandra Anderson Builders, ...	09-1448	Guilford
Pete Wall Plumbing v Sandra Anderson Bui...	09-1449	Guilford
Follum v NC State University	09-1466	Wake

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## COURT CALENDAR BY PANEL

Wednesday, 14 April 2010

### PANEL NO. 3

HONORABLE LINDA M. MCGEE  
HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF APRIL 2010 AT 9:30 a.m.**

State v Mbacke	09-1395	Forsyth
Profile Investments v Ammons East Corp.	09-1471	Wake
Rodrigues v Southern Assisted Living, et...	09-1526	Union

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Graham	09-1371	Chowan
State v Chambers	09-1430	Forsyth
State v Mitchell	09-1479	Cumberland
State v Nickerson	09-1511	Orange
State v Davis	09-1589	Buncombe
Kittridge v Hegney	09-1357	Mitchell
Dance v Manning, et al	09-1402	Pitt
Honeycutt v Honeycutt	09-1450	Mecklenburg
Weeks v Jackson, et al	09-1460	Wake

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## COURT CALENDAR BY PANEL

Wednesday, 14 April 2010

### PANEL NO. 4

HONORABLE ROBERT C. HUNTER  
HONORABLE MARTHA A. GEER  
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF APRIL 2010 AT 1:00 p.m.**

Speedway Motorsports v Bronwen Energy	09-1451	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Pringle	09-1246	Guilford
State v Davis	09-1378	Sampson
State v Horton	09-1396	Wake
State v Cromartie	09-1431	Bladen
State v Spearman	09-1482	Sampson
State v Welch	09-1512	Mecklenburg
Currituck Associates v Coastland Corp.	09-1279	Currituck
Southeast Brunswick v City of Southport	09-1369	Brunswick
Reese v Brooklyn Village, et al	09-1412	Mecklenburg
Lyons-Hart v Hart	09-1461	Hyde
Stephenson, et al v Langdon, et al	09-1494	Johnston

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## COURT CALENDAR BY PANEL

Thursday, 15 April 2010

### PANEL NO. 5

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 15TH OF APRIL 2010 AT 9:30 a.m.**

State v Wilson	09-1438	Person
Dare County, et al v NC Dept. of Insuran...	09-1171	Wake
Dare County, et al v NC Dept. of Insuran...	09-1172	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 15TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Shelley	09-1265	Mecklenburg
State v Rucker	09-1389	Forsyth
State v Cowan	09-1415	Rowan
State v Bowens	09-1485	Mecklenburg
State v Lee	09-1533	Yancey
Schwarz Properties v Town of Franklinvil...	09-1446	Randolph
Martin v Martin	09-1454	Buncombe
Walker v United Parcel Service	09-1463	N.C. Industrial Commission
Autry v Autry	09-1495	Sampson

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## COURT CALENDAR BY PANEL

Monday, 26 April 2010

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE BARBARA JACKSON  
HONORABLE CHERI BEASLEY

**Judge Ervin will sit for Judge Beasley for the cases orally argued on 26 April.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 26TH OF APRIL 2010 AT 1:00 p.m.**

Huffman, et al v Moore County, et al	09-1324	N.C. Industrial Commission
Harbour Point Homeowners v DJF Enterpris...	09-1545	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 26TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Harrison	09-1334	Cumberland
State v Pastuer	09-1432	Franklin
State v Chestang	09-1500	Sampson
Watts v N.C. Department of Environmental	09-1499	N.C. Industrial Commission
Blackard Properties v Garcia	09-1529	Alamance
MRD Motorsports v Trail Motorsports, et ...	09-1566	Cabarrus
Antonellis v Cumberland County Schools B...	09-1618	Cumberland
In The Matter Of: J.P. and J.C.C.	09-1222	Davidson
In Re: M.A.F.	09-1651	Onslow
In The Matter Of: D.F.	09-1716	Chowan

Sent Date: 6 April 2010

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## COURT CALENDAR BY PANEL

Tuesday, 27 April 2010

### PANEL NO. 2

HONORABLE JAMES A. WYNN, JR.  
HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 27TH OF APRIL 2010 AT 9:30 a.m.**

State v Ferguson	09-1507	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 27TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Dickerson	09-1380	Wake
State v Williamson	09-1475	Forsyth
Richardson v Mancil, et al	09-1400	Union
War Eagle, Inc. v Belair	09-1516	Catawba
Langston v Richardson	09-1535	Perquimans
Shupe v City of Charlotte	09-1555	N.C. Industrial Commission
McMahon And Associates v Future Serenity...	09-1580	Iredell
In The Matter Of: McCray	09-1623	Wake
In The Matter Of: T.L.P.	09-1564	Catawba
In The Matter Of: W.Q.K.	09-1654	Buncombe
In Re: C.R.C.	09-1726	Bertie

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## COURT CALENDAR BY PANEL

Wednesday, 28 April 2010

### PANEL NO. 3

HONORABLE LINDA M. MCGEE  
HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF APRIL 2010 AT 9:30 a.m.**

State v Davis	09-1537	Gaston
Perkins v Anderson	09-1630	Pitt

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF APRIL 2010**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Smith	09-1397	Sampson
State v Blackwell	09-1476	Person
Repath v Dugger, et al	09-1404	Catawba
NC Farm Bureau Mutual v Jenkins	09-1523	Surry
McGuire v Dixon	09-1536	Dare
King v King	09-1559	Buncombe
Hasselmann v Barnes	09-1583	New Hanover
In Re: A.J.M.P.	09-1609	Harnett
In The Matter Of: K.C.P.	09-1708	Catawba
In The Matter Of: J.H.K. and J.D.K.	10-12	Guilford

Sent Date: 6 April 2010



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## COURT CALENDAR BY PANEL

Wednesday, 28 April 2010

### PANEL NO. 4

HONORABLE ROBERT C. HUNTER  
HONORABLE MARTHA A. GEER  
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF APRIL 2010.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Autry	09-1423	Swain
State v Dobbs	09-1478	Onslow
State v Millner	09-1538	Mecklenburg
In The Matter Of: R.N.	09-1406	Guilford
Bain v Unitrin Auto And Home Ins. Co.	09-1524	Guilford
Alston v Granville Health System, et al	09-1540	Granville
Whitlock v Triangle Grading Contractors	09-1557	Wake
Jacobs v Department of Correction	09-1588	N.C. Industrial Commission
Gray v Gray	09-1687	Stokes
In The Matter Of: S.H.	09-1616	Mecklenburg
In The Matter Of: C.L.T. and B.D.T.	09-1713	Lincoln
In The Matter Of: Y.Y.E.T.	10-14	Mecklenburg

Sent Date: 6 April 2010

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## COURT CALENDAR BY PANEL

Thursday, 29 April 2010

PANEL NO. 5

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

**Judge Beasley will sit for Judge Ervin for the cases orally argued on 29 April.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 29TH OF APRIL 2010 AT 9:30 a.m.**

State v Absher, et al	09-1426	Wilkes
State v Bordeaux	09-1484	New Hanover
In Re: The Adoption Of K.A.R.	09-1544	Durham

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State v Brown	09-1213	Johnston
Eastern Carolina v NC Dept. of Health	09-1278	N.C. Dept. of Health & Human Svcs
Jacobs v Kaba Ilco Corporation	09-1527	N.C. Industrial Commission
Reaves v Industrial Pump Service, et al	09-1561	N.C. Industrial Commission
Gidco, Inc. v Country Lane, LLC	09-1612	Johnston
Lynch v Pecharka	10-6	Lee
In The Matter Of: P.R.B., Jr.	09-1646	Wilkes
In The Matter Of: J.A.C.	09-1715	Lincoln
In The Matter Of: C.E.L., A.M.L., R.A.L.	10-174	Mecklenburg

Sent Date: 6 April 2010