

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, 8 March 2010

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE JAMES A. WYNN, JR.
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 8TH OF MARCH 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 Hall	09-1097	Brunswick
State v Wilson	09-1162	Gaston
State v Pettigrew	09-1226	Forsyth
State v Armstrong	09-1276	Mecklenburg
State v Brown	09-1293	Rowan
State v Brennan	09-1362	Swain
Darden v Darden	09-994	Guilford
Daily Express, Inc. v NC Dept. of Crime	09-1174	Wake
Earthmovers Equip. v NC Dept. of Crime	09-1175	Wake
Keen Transport, Inc. v NC Dept. of Crime	09-1176	Wake
Valley Transportation v NC Dept. of Crim...	09-1177	Wake
West Side Heavy v NC Dept. of Crime	09-1178	Wake

Sent Date: 15 February 2010

North Carolina Court of Appeals

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

3.1 Calendar

Monday, 8 March 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **8 MARCH 2010** 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 The Matter Of: J.M.	09-1285	Johnston
In The Matter Of: A.M.M.	09-1321	Dare
In The Matter Of: B.L.H. and Z.L.H.	09-1355	Buncombe
In The Matter Of: A.N.G, et al	09-1365	Randolph
In The Matter Of: D.J.J.H.	09-1366	Lincoln
In The Matter Of: B.E. and B.E.	09-1532	Chatham

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COURT CALENDAR BY PANEL

Tuesday, 9 March 2010

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE MARTHA A. GEER
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 9TH OF MARCH 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 Windsor	09-713	Catawba
State v Wiley	09-1122	Orange
State v Pittman	09-1190	Pitt
State v McGriff	09-1256	Mecklenburg
State v Bortone	09-1286	Brunswick
State v Denton	09-1322	Mecklenburg
Helms v Landry	09-904	Mecklenburg
Lucas v Lucas	09-1004	New Hanover
Gonzales v Gonzales	09-1109	Rowan
Cantrell v Diebold, Inc.	09-1245	N.C. Industrial Commission
In The Matter Of: J.D.R.	09-1340	Buncombe
In The Matter Of: J.T.S.	09-1398	Buncombe

Sent Date: 15 February 2010

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COURT CALENDAR BY PANEL

Wednesday, 10 March 2010

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF MARCH 2010 AT 9:30 a.m.**

Harco National v Grant Thornton LLP	09-996	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF MARCH 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 Delgado	09-973	New Hanover
State v McFadden	09-1145	Nash
State v Rodriguez	09-1194	Cumberland
State v Moore	09-1235	Caldwell
State v Norton	09-1289	Catawba
State v Thompson	09-1326	Davidson
Sander v Sander	09-912	Henderson
Peters, et al v Norwalk Furniture, et al	09-1135	Burke
Duruanyim v Duruanyim	09-1260	Mecklenburg
Long v City of Charlotte	09-1344	N.C. Industrial Commission
Graphic Packaging v Gilbertson	09-1372	Guilford

Sent Date: 15 February 2010

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COURT CALENDAR BY PANEL

Wednesday, 10 March 2010

PANEL NO. 4

HONORABLE WANDA G. BRYANT
HONORABLE SANFORD STEELMAN
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 10TH OF MARCH 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 Toledo	09-1063	Johnston
State v Ratliff	09-1147	Rutherford
State v Wynn	09-1208	Union
State v Dupree	09-1261	Edgecombe
State v Rivers	09-1290	Cabarrus
State v O'Shields	09-1342	Forsyth
Washington v Mahbuba	09-968	Forsyth
Heller v Somdahl	09-1016	Onslow
Martin v Martin	09-1215	Wilson
NC Farm Bureau Mutual v Sutton	09-1298	Durham
Jackson v Penton	09-1351	Moore
In Re: Mobley	09-1374	Hertford

Sent Date: 15 February 2010

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COURT CALENDAR BY PANEL

Thursday, 11 March 2010

PANEL NO. 5

HONORABLE RICK ELMORE
HONORABLE BARBARA JACKSON
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 11TH OF MARCH 2010 AT 9:30 a.m.**

State v Kerrin	09-1153	New Hanover
Marsh v Union County Board	09-1353	Union

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 11TH OF MARCH 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 Shaw	09-1096	Johnston
State v Jacobs	09-1225	Sampson
State v Daniel	09-1264	Mecklenburg
State v Covington	09-1291	Wake
State v Van Pelt	09-1361	Durham
Stevenson v N.C. Department of Correctio...	09-991	N.C. Industrial Commission
Strickland v Strickland, et al	09-1103	Wilson
Moore v Sleepy Creek Farms, et al	09-1243	N.C. Industrial Commission
Harris v Barefoot, et al	09-1313	Cumberland
Haynie v Cobb, et al	09-1384	Forsyth

Sent Date: 15 February 2010

North Carolina Court of Appeals

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

Supplemental Calendar

Monday, 15 March 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **15 MARCH 2010** 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 Massenburg	09-719	Wake
State v Chambers	09-733	Wake
State v Anderson	09-911	Pitt
State v Person	09-989	Wake
State v Brown	09-997	Cabarrus
State v Batts	09-1012	Duplin
State v Brooks	09-1035	Stanly
State v Crooms	09-1053	Carteret
State v Royster	09-1111	Mecklenburg

Sent Date: 11 February 2010

North Carolina Court of Appeals

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

3.1 Calendar

Monday, 22 March 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **22 MARCH 2010** 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 The Matter Of: M.T.T.	09-1148	Richmond
Norris v Norris v Midkiff	09-1329	Randolph
In The Matter Of: T.B., I.P., C.P.	09-1401	Chatham
In The Matter Of: B.C.M.	09-1470	Iredell
In The Matter Of: K.P., M.P., T.P.	09-1473	Warren
In The Matter Of: T.D.W.	09-1519	Randolph

Sent Date: 2 March 2010

North Carolina Court of Appeals

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

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COURT CALENDAR BY PANEL

Tuesday, 23 March 2010

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE MARTHA A. GEER
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 23RD OF MARCH 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 Capote and Cruz	09-1204	Hoke
State v Carpenter	09-1310	Lincoln
State v Davis	09-1348	Wayne
State v Mabry	09-1390	Stanly
State v Harris	09-1417	Mecklenburg
State v Webb	09-1433	Sampson
Caskey v Caskey	09-1191	Union
Triad Women's Center, P.A. v Rogers	09-1272	Guilford
Faulkerson v Allen	09-1331	Union
Thames v NC Department of Correction	09-1376	N.C. Industrial Commission
Accelerated Framing v Eagle Ridge Builde...	09-1399	Watauga
Weyant v Johnston County Bd. of Educ.	09-1408	Johnston

Sent Date: 25 February 2010

North Carolina Court of Appeals

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

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COURT CALENDAR BY PANEL

Wednesday, 24 March 2010

PANEL NO. 3

HONORABLE LINDA STEPHENS
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF MARCH 2010 AT 2:30 p.m.**

Thermal Design, Inc. v M&M Builders, Inc...	09-1409	Guilford
Bodine, et al v Harris Village Property	09-1458	Iredell

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

**Old Guilford County Courthouse
Second Floor
301 W. Market Street
Greensboro, N. C. 27401**

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
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COURT CALENDAR BY PANEL

Wednesday, 24 March 2010

PANEL NO. 4

HONORABLE WANDA G. BRYANT
HONORABLE SANFORD STEELMAN
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF MARCH 2010 AT 1:00 p.m.**

Hawkins v Britesmilz Family	09-1358	Halifax
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF MARCH 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 Granger	09-1166	Gaston
State v Nunez	09-1236	Pitt
State v Bombo	09-1339	Mecklenburg
State v Bowlin	09-1379	Wilkes
State v Livengood	09-1414	Rowan
State v Griffin	09-1419	Wake
Shippen v Shippen	09-1181	Alexander
Mull v Mull	09-1233	Buncombe
Leiber v Arboretum Joint Venture, et al	09-1284	Mecklenburg
Rain Tree v Bradford	09-1385	Transylvania
Ward v Jett Properties, LLC	09-1405	Forsyth

Sent Date: 25 February 2010

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Wednesday, 24 March 2010

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 24TH OF MARCH 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 Rice	09-1099	Mecklenburg
State v Jackson	09-1231	Guilford
State v Compton	09-1336	Gaston
State v Taylor	09-1360	Polk
State v Gomez	09-1392	Watauga
State v McLaughlin	09-1418	Moore
Clark v Sutton	09-1118	Randolph
Munns v Precision Franchising, Inc.	09-1202	N.C. Industrial Commission
In The Matter Of: L.I.	09-1306	Durham
Haas v NC Dept. of Crime Control	09-1367	Wake

Sent Date: 25 February 2010

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COURT CALENDAR BY PANEL

Thursday, 25 March 2010

PANEL NO. 5

HONORABLE RICK ELMORE
HONORABLE BARBARA JACKSON
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 25TH OF MARCH 2010 AT 9:30 a.m.**

State v Oakes	09-1280	Hertford
State v Reavis	09-1425	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 25TH OF MARCH 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 Matos	09-1196	Wake
State v Bettis	09-1345	Wake
State v Mackey	09-1382	Mecklenburg
State v Marshall	09-1416	Mecklenburg
In Re: Foreclosure of Cantey	09-1187	Wake
Guzman v Gore	09-1241	Stokes
Draughon v City of Clinton	09-1330	N.C. Industrial Commission
Hunt v Talecris Biotherapeutics, Inc.	09-1368	Wayne
Lockett v Sister-2-Sister Solutions, Inc...	09-1387	Chatham
Hunter v Citibank Cards	09-1407	N.C. Industrial Commission

Sent Date: 25 February 2010

North Carolina Court of Appeals

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

3.1 Calendar

Monday, 29 March 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT DURING THE WEEK OF **29 MARCH 2010** 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 The Matter Of: Lo.H. and La.J.	09-1442	Durham
In The Matter Of: S.L. and S.L.	09-1445	Cumberland
In Re: L.K.M. and L.R.M.	09-1531	Lenoir
In The Matter Of: W.V.	09-1568	Buncombe
In The Matter Of: S.T.F.	09-1569	Wake
In The Matter Of: Z.H.	09-1570	Currituck

Sent Date: 4 March 2010