

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, 11 October 2010

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 11TH OF OCTOBER 2010 AT 1:00 p.m.**

Walker v Town of Stoneville	10-278	Rockingham
American Decorative Fabrics, LLC v Jorda...	10-345	Caldwell
Richards, et al v Jolley, et al	10-374	Rutherford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 11TH OF OCTOBER 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 Davis	10-283	Wake
State v McLaughlin	10-344	Moore
State v Wade and Young	10-412	Cleveland
State v Murphy	10-430	Edgecombe
State v Snipes	10-442	Chatham
State v Edmonds	10-464	Halifax
LHeureux Enterprises, Inc., et al v Port...	10-218	New Hanover
McDowell v Central Station Original Inte...	10-324	Guilford
Carpenter v Crews	10-362	Forsyth

Sent Date: 14 September 2010

North Carolina Court of Appeals

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Supplemental Calendar

Monday, 11 October 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **11 OCTOBER 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 Winters	10-236	Wake
State v Royster	10-290	Wake
State v McClure	10-297	Mecklenburg
State v Lynch	10-303	Edgecombe
State v Brown	10-338	Pitt
State v Gosier	10-486	Mecklenburg
State v Edge	10-527	Brunswick

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COURT CALENDAR BY PANEL

Tuesday, 12 October 2010

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 12TH OF OCTOBER 2010 AT 9:30 a.m.**

Branch Banking and Trust Company v Chica...	10-196	Forsyth
E.C. v NC Dept. of Health And Human Serv...	10-244	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 12TH OF OCTOBER 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 Gray	10-307	Cleveland
State v Dowsing	10-355	Onslow
State v Menser	10-424	Guilford
State v Wash	10-436	Cabarrus
State v Mebane	10-447	Guilford
State v Cortez, Lowry, Atkinson, and Bar...	10-474	Johnston
Williamson v Williamson	10-323	Catawba
Fox v Sara Lee Corporation, et al	10-341	Forsyth
In The Matter Of The Foreclosure: Gilber...	10-361	Hyde
Southeastern Acoustical Ceilings v Elder...	10-370	Durham

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COURT CALENDAR BY PANEL

Wednesday, 13 October 2010

PANEL NO. 3

HONORABLE WANDA G. BRYANT
HONORABLE SANFORD STEELMAN
HONORABLE SAM J. ERVIN, IV

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

State v Ellison and Treadway	10-386	Ashe
Conner, et al v NC Council of State	10-90	Wake
A.C. Jones v Wallis, et al	10-349	Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF OCTOBER 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 Bedford	10-255	Onslow
State v Foy	10-331	New Hanover
State v Sweet	10-428	Wilkes
State v Crandell	10-439	Edgecombe
State v Wiggins	10-450	Lenoir
United States Trust Company, N.A. v Rich...	10-253	Mecklenburg
Kirkpatrick v Town of Nags Head	10-309	Dare
J.M. Parker And Sons, Inc. v William Bar...	10-333	Brunswick
Sullivan v County of Pender, et al	10-368	Pender

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COURT CALENDAR BY PANEL

Wednesday, 13 October 2010

PANEL NO. 4

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF OCTOBER 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 Aikens	10-350	New Hanover
State v Purcell	10-373	Cumberland
State v Orellana	10-427	Forsyth
State v Paterson	10-446	Forsyth
State v McNeil	10-456	Sampson
State v Little	10-479	Davidson
Powell v City of Raleigh	10-563	N.C. Industrial Commission
Harty v Underhill, et al	10-583	Union
Cory v Debbies Staffing Services, Inc., ...	10-615	N.C. Industrial Commission
In Re: N.P. and S.P.	10-587	Harnett
In Re: M.S.	10-609	Transylvania
In Re: O.L.S.	10-652	Richmond

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COURT CALENDAR BY PANEL

Thursday, 14 October 2010

PANEL NO. 5

HONORABLE RICK ELMORE
HONORABLE BARBARA JACKSON
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 14TH OF OCTOBER 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 Wilson	10-366	Stanly
State v Butler	10-414	Montgomery
State v Hunter	10-444	Guilford
State v Hubbard	10-449	Halifax
State v Townsend	10-477	Cumberland
State v Juarez	10-487	Forsyth
Hyman v NC Dept. of Environmental And Na...	10-211	N.C. Industrial Commission
Smith, et al v Flatfoot Concrete Constru...	10-443	N.C. Industrial Commission
In The Matter Of: Fortner	10-552	Swain
In The Matter Of: A.B.S.D., D.L.E., D.L....	10-440	Forsyth
In The Matter Of: Q.L.D.	10-513	Catawba
In Re: S.L.C.	10-582	Guilford

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
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3.1 Calendar

Monday, 18 October 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **18 OCTOBER 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: K.M. and J.M., III	10-678	Cumberland
In The Matter Of: D.J.E.L.	10-685	Guilford
In The Matter Of: A.N.W. and B.M.W.	10-692	Orange
In Re: K.U-S.G., D.L.L.G., P.T.D.G.	10-695	Guilford
In The Matter Of: T.R.M.	10-728	Alleghany
In The Matter Of: Z.A.E.P. and J.L.P.	10-733	Rockingham

North Carolina Court of Appeals

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Supplemental Calendar

Monday, 25 October 2010

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **25 OCTOBER 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 Lowry	10-165	Mecklenburg
State v Conrad	10-234	Forsyth
State v Pruitt	10-263	Rockingham
State v Watkins	10-296	Wake
State v Whittington	10-310	Watauga
State v Hancock	10-311	Davidson
State v Reese	10-377	Guilford
State v Freeman	10-380	Brunswick
State v Smith	10-393	Mecklenburg
State v Hooker	10-437	Lenoir

Sent Date: 23 September 2010

North Carolina Court of Appeals

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COURT CALENDAR BY PANEL

Tuesday, 26 October 2010

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE LINDA STEPHENS
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 2010 AT 3:00 p.m.**

State v Hunt	10-666	Randolph
Haas v Jugis, et al	10-114	Clay

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

**Wake Forest University School of Law
Worrell Professional Center
Wake Forest Road
Winston-Salem, N. C. 27106**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 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 Jones	10-475	Mecklenburg
State v Perry	10-488	Brunswick
McCorkle v North Point Chrysler Jeep, In...	10-378	Guilford
Williams v Owens	10-390	Wilson
Poole, et al v Bahamas Sales Associate, ...	10-394	Mecklenburg
Kimball v Vernik	10-406	Durham
Boone v Rogers	10-426	Graham

North Carolina Court of Appeals

Thomas v Contract Core Drilling & Sawing	10-438	N.C. Industrial Commission
Rabon v Hopkins, et al	10-455	Guilford
Edgecombe County Dept. of Social Service...	10-473	Edgecombe

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COURT CALENDAR BY PANEL

Tuesday, 26 October 2010

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE ROBERT N. HUNTER, JR.
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 2010 AT 9:30 a.m.**

Fairfield Harbour Property Owners Assoc....	10-384	Craven
In The Matter Of: Parkdale Mills and Par...	10-453	Property Tax Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 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 Rippy	10-482	Rutherford
State v McCrimmon	10-494	Chatham
State v Smith	10-504	Wake
In The Matter Of: Trice	10-339	Buncombe
B&K Coastal, LLC v Triangle Grading & Pa...	10-382	New Hanover
Hammond v Hammond	10-397	Iredell
Martin v NC State University, et al	10-404	Wake
Video Ventures, Inc. v City of Wilmingto...	10-432	New Hanover
River Run Limited Partnership v Equus Me...	10-469	Mecklenburg
Orr, et al v Calvert	10-480	Henderson

Sent Date: 29 September 2010

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COURT CALENDAR BY PANEL

Tuesday, 26 October 2010

PANEL NO. 3

HONORABLE WANDA G. BRYANT
HONORABLE SANFORD STEELMAN
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 2010 AT 9:30 a.m.**

State v Parlee	10-497	Iredell
Revolutionary Concepts, Inc., et al v Cl...	10-627	Mecklenburg

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

Charlotte School of Law
2145 Suttle Avenue
Charlotte, N. C. 28208

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 26TH OF OCTOBER 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 Hunter	10-483	Union
State v Morrow	10-509	Rowan
Moore v Onafowora	10-376	Mecklenburg
Townsend v Shook	10-383	Watauga
Rankin v Food Lion, et al	10-392	Mecklenburg
Deans v Mansfield, et al	10-398	Moore
Bass v Alvarado	10-421	Union
Hibshman v Hibshman	10-435	Rowan

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Javorsky v New Hanover Regional Medical ...	10-454	N.C. Industrial Commission
Davis v Davis	10-471	Guilford

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COURT CALENDAR BY PANEL

Wednesday, 27 October 2010

PANEL NO. 4

HONORABLE ROBERT C. HUNTER
HONORABLE ANN MARIE CALABRIA
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF OCTOBER 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 Blount	10-352	Lenoir
State v Goodman	10-457	Duplin
State v Burge	10-493	Lenoir
State v Jennings	10-503	Cabarrus
State v Nolan	10-518	Forsyth
State v Ngene	10-546	Wake
State of NC o/b/o Benford v Bryant	10-433	Carteret
Taylor v Sandbank	10-561	Guilford
Brewer v Oaks of Carolina	10-626	N.C. Industrial Commission
In The Matter Of: L.J.B.	10-574	Wake
In The Matter Of: A.S.Y.	10-631	Orange
In The Matter Of: D.G., Rk.G., C.G., R.G...	10-654	Cumberland

Sent Date: 29 September 2010

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COURT CALENDAR BY PANEL

Thursday, 28 October 2010

PANEL NO. 5

HONORABLE RICK ELMORE
HONORABLE BARBARA JACKSON
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 28TH OF OCTOBER 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 Petty	10-409	Guilford
State v Johnson	10-485	Cherokee
State v Perry	10-502	Johnston
State v Potts	10-516	Mecklenburg
State v Tyson	10-533	Guilford
State v Wooten	10-547	Durham
In The Matter Of: Louisiana Pacific Corp...	10-500	Wilkes
Roberts, et al v Adventure Holdings, LLC...	10-589	Durham
State v Mann	10-667	Pamlico
In The Matter Of: A.S., C.S., A.S., K.S....	10-681	Wake
In The Matter Of: S.C.L. and J.G.L.	10-682	Randolph
In The Matter Of: A.F., N.F., M.F.	10-735	Mecklenburg

Sent Date: 29 September 2010