

# 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

Tuesday, 10 May 2011

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE DONNA STROUD  
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 10TH OF MAY 2011 AT 9:30 a.m.**

Countrywide Home Loans, et al v States R...	10-1348	Pitt
Green, et al v Fishing Piers, Inc., et a...	10-1610	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 10TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Eason	10-1384	Harnett
State v Fox	10-1485	Harnett
State v Simmons	10-1534	Forsyth
State v Evans	10-1555	Rutherford
State v Taylor	10-1604	Wake
State v Bell	11-49	Durham
Hylton v Hanesbrands, Inc.	10-1442	Forsyth
Stepp v Owen	10-1522	Transylvania
Nasser v Dynamic Images Salon And Spa, I...	10-1567	New Hanover
In The Matter Of The Foreclosure Of: Sto...	11-34	Brunswick

Sent Date: 14 April 2011

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## COURT CALENDAR BY PANEL

Wednesday, 11 May 2011

### PANEL NO. 3

HONORABLE ROBERT C. HUNTER  
HONORABLE WANDA G. BRYANT  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 11TH OF MAY 2011 AT 9:30 a.m.**

State v Lewis	10-1538	Gaston
Variety Wholesalers, Inc. v Salem Logist...	10-1285	Vance

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 11TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Grier	10-1267	Gaston
State v Avent	10-1406	Wake
State v Stanford	10-1506	Cabarrus
State v Gonzales	10-1577	Wake
State v Battle	10-1605	Edgecombe
Flanary v Wilkerson, et al	10-1401	Johnston
Schneider v NC DOT	10-1462	N.C. Industrial Commission
Coventry Woods Neighborhood, et al v Cit...	10-1551	Mecklenburg
Bodie Island Beach Club, et al v Wray, e...	10-1569	Dare
McCall v Norman	10-1612	Transylvania

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## COURT CALENDAR BY PANEL

Wednesday, 11 May 2011

### PANEL NO. 4

HONORABLE SANFORD STEELMAN  
HONORABLE LINDA STEPHENS  
HONORABLE ROBERT N. HUNTER, JR.

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State v Howard	10-1273	Randolph
State v Goree	10-1465	Wake
State v Baker	10-1507	Wake
State v Jackson	10-1550	Forsyth
State v Pratt	10-1583	Stokes
State v Presley	11-29	Brunswick
Obiol v Sanker	10-1321	Johnston
Berthelot v Mountain Area Health Educati...	10-1402	N.C. Industrial Commission
Goodwin v Century Care of Cherryville, I...	10-1449	Gaston
In The Matter Of: A.C.G.	10-1552	Davidson
In The Matter Of: Alvius Fred Church	10-1598	Ashe
Point Intrepid, LLC, et al v Farley	10-1617	Cumberland

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## COURT CALENDAR BY PANEL

Thursday, 12 May 2011

### PANEL NO. 5

HONORABLE ANN MARIE CALABRIA  
HONORABLE SAM J. ERVIN, IV  
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 12TH OF MAY 2011 AT 9:30 a.m.**

State v McDowell	10-1553	Ashe
Rioux v Accurate Home Inspection, Inc., ...	10-1439	Orange
Watford, et al v MidSouth Golf, LLC	10-1562	Craven

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 12TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v James	10-1375	New Hanover
State v Carroway	10-1473	Durham
State v French	10-1525	Lee
State v Ayers	10-1596	Cleveland
State v Bell	11-40	Forsyth
Hatteras Realty, Inc. v Petty, et al	10-1339	Dare
Smith, et al v County of Durham	10-1500	Durham
Oakes v Oakes, et al	10-1607	Brunswick
Ward v Buckeye Homeowners Association	11-3	Forsyth

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## COURT CALENDAR BY PANEL

Monday, 23 May 2011

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE LINDA STEPHENS  
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 23RD OF MAY 2011 AT 1:00 p.m.**

Strickland v The University of NC at Wil...	10-1589	N.C. Industrial Commission
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 23RD OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Reams	10-1423	Johnston
State v Norton	10-1544	Buncombe
State v Seymore	10-1578	Pasquotank
State v Taylor	11-44	Rockingham
State v Williams	11-73	Wayne
State v Thomas	11-91	Pitt
Wilson v Wilson	10-1517	Pitt
Searcy v Searcy	11-11	Carteret
Mathis v Hoffman	11-45	Gaston
Robinson, et al v Forest Creek Limited P..	11-118	Orange
Skelly v Skelly	11-150	Burke

Sent Date: 3 May 2011

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## COURT CALENDAR BY PANEL

Tuesday, 24 May 2011

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE SAM J. ERVIN, IV  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 24TH OF MAY 2011.**  
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	10-1441	Hertford
State v Robinson	10-1560	Wake
State v Murray	10-1601	Cleveland
State v Heien	11-52	Surry
State v Cook	11-74	Lincoln
State v Newman	11-135	Haywood
Beaches West Developments, Ltd. v NC Eye...	10-1545	Durham
Khomyak, et al v Meek, et al	10-1597	Mecklenburg
Church v Decker	11-25	Caldwell
Downer v Wolfe	11-50	Anson
McAdams v N.C. DOT	11-102	Wake
Williams v Chaney	11-164	Lincoln

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## COURT CALENDAR BY PANEL

Wednesday, 25 May 2011

### PANEL NO. 4

HONORABLE WANDA G. BRYANT  
HONORABLE MARTHA A. GEER  
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 25TH OF MAY 2011 AT 1:00 p.m.**

Tinajero v Balfour Beatty Infrastructure...	11-2	N.C. Industrial Commission
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 25TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Wolgin v Wolgin	11-148	Durham
State v Davis	10-1388	Iredell
State v Ross	10-1503	Rowan
State v Anderson	10-1573	Wilson
State v LaSalle	11-27	Lincoln
State v Lupek	11-63	Chatham
State v Smith	11-81	Guilford
Fuller v Best Services Group, et al	10-1238	N.C. Industrial Commission
Universal Insurance Company v Burton Far...	10-1554	Forsyth
In The Matter Of: Prest	11-35	Carteret
In The Matter Of: D.B.	11-66	Durham

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## COURT CALENDAR BY PANEL

Wednesday, 25 May 2011

### PANEL NO. 3

HONORABLE ROBERT C. HUNTER  
HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 25TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Dunston	10-1490	Vance
State v Fulton	10-1568	Mecklenburg
State v Torres	10-1615	Wake
State v Lane	11-53	New Hanover
State v Perry	11-78	Rowan
State v Sloan	11-171	Vance
Ancelmo, et al v Oliver	10-1546	Greene
Hawkins v A & M Auto Body, Inc.	10-1620	N.C. Industrial Commission
Johnson, et al v Antioch United Holy Chu...	11-24	Pender
Curtis v Gaines Motor Lines, Inc., et al	11-51	N.C. Industrial Commission
Varughese, et al v Deutsche Bank Nationa...	11-133	Orange
In The Matter Of: J.Y.	11-166	Bertie

Sent Date: 3 May 2011



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## COURT CALENDAR BY PANEL

Thursday, 26 May 2011

### PANEL NO. 5

HONORABLE ANN MARIE CALABRIA  
HONORABLE RICK ELMORE  
HONORABLE SANFORD STEELMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 26TH OF MAY 2011 AT 9:30 a.m.**

State v Jackson	11-70	Wake
Robinson, ex rel v NC Department of Heal...	11-4	Gaston

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 26TH OF MAY 2011.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Steele	10-1405	Rowan
State v Rico	10-1536	Sampson
State v Richardson	10-1575	Robeson
State v Jarvis	11-31	Rowan
State v Lamb	11-89	Carteret
Lipscomb v Mayflower Vehicle Systems, et...	10-1415	N.C. Industrial Commission
Denning v N.C. Department of Agriculture	10-1587	N.C. Industrial Commission
Carsanaro v Colvin	11-43	Orange
Consolidated Electrical Distributors, In...	11-96	Wake
Griffin v Griffin	11-147	Forsyth

Sent Date: 3 May 2011