

# 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, 7 March 2011

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE LINDA M. MCGEE  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 7TH OF MARCH 2011 AT 1:00 p.m.**

State v Goode	10-1258	Johnston
Primerica Life Insurance Company v James...	10-996	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 7TH OF MARCH 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 Cody	10-961	Guilford
State v Burke, Jr.	10-1084	Mecklenburg
State v Jackson	10-1182	Guilford
State v Johnson	10-1216	Craven
State v Patterson	10-1240	Richmond
Holden v Holden	10-1096	Brunswick
Stony Point Hardware And General Store, ...	10-1170	Catawba
White, et al v Rasberry, et al	10-1213	Guilford
Campbell v National Pipe And Plastics, I...	10-1253	N.C. Industrial Commission
Wright v Oakley	10-1271	Rowan

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## COURT CALENDAR BY PANEL

Tuesday, 8 March 2011

PANEL NO. 2  
HONORABLE ROBERT C. HUNTER  
HONORABLE LINDA STEPHENS  
HONORABLE SAM J. ERVIN, IV

**Note: Judge Beasley will sit for Judge Hunter for COA10-1275 only.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 8TH OF MARCH 2011 AT 9:30 a.m.**

State v Carter	10-974	Forsyth
Wake Radiology, et al v NC DHHS, et al	10-1129	N.C. Dept. of Health & Human Svcs

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 8TH OF MARCH 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 Kaley	10-1124	Guilford
State v Womack	10-1184	Guilford
State v Gillikin	10-1226	Carteret
State v Standifer	10-1245	Orange
State v Best	10-1264	New Hanover
K2 Asia Ventures, et al v Trota, et al	10-1065	Forsyth
Integon National Insurance Company v Phi...	10-1185	Union
Urquhart v East Carolina School Of Medic...	10-1255	N.C. Industrial Commission
In The Matter Of: Marathon Holdings, LLC	10-1275	Property Tax Commission
In The Matter Of: N.T.	10-1281	Onslow

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## COURT CALENDAR BY PANEL

Wednesday, 9 March 2011

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE MARTHA A. GEER

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

Marion Partners, LLC, et al v Weatherspo...	10-1122	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 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 Parker	10-1015	Brunswick
State v Arrington	10-1134	Harnett
State v Mann	10-1186	Onslow
State v Worsham	10-1228	Rowan
State v Bradshaw	10-1247	Cabarrus
State v Martin	10-1284	Alamance
In The Matter Of: J.K.L.	10-1053	Mecklenburg
White v Cochran	10-1191	Swain
Smith v TD Ameritrade, Inc., et al	10-1221	Caswell
Snider v Tulls Bay Colony Property	10-1257	Currituck
Williams v Chaney	10-1278	Lincoln

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## COURT CALENDAR BY PANEL

Wednesday, 9 March 2011

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 2011 AT 1:00 p.m.**

In Re: Fifth Third Bank	10-596	Mecklenburg
Capps v Blondeau, et al	10-1077	Wake
In Re: Fifth Third Bank	10-1233	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 9TH OF MARCH 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 Frazier	10-782	Forsyth
State v Hodge	10-1036	Wake
State v Jackson	10-1135	Stanly
State v Galati	10-1196	Iredell
State v White	10-1231	Chatham
State v Jennings	10-1250	Wake
James v Carolina Power And Light, et al	10-1136	N.C. Industrial Commission
NC State Bar v Badgett	10-1200	Disciplinary Hearing Commission
Royal Palms MHP, LLC, et al v City of Wi...	10-1259	New Hanover
Williamson v Williamson	10-1217	Catawba

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## COURT CALENDAR BY PANEL

Thursday, 10 March 2011

### PANEL NO. 5

HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CRESSIE H. THIGPEN, JR.

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

Meehan v American Media International, L...	10-1091	Alamance
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 10TH OF MARCH 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 Patterson	10-936	Durham
State v Boyd	10-1072	Orange
State v Leyshon	10-1144	Watauga
State v Burch	10-1199	Guilford
State v Johnson	10-1234	Wake
State v Wright	10-1251	Sampson
Batesville Casket Company, Inc. v Wings ...	10-967	Jackson
In The Matter Of: Ramirez	10-1162	Mecklenburg
Arrington v Martinez, et al	10-1204	Wake
Smith v Teachers And State Employees Ret...	10-1242	Wake
Pete Fortner, PLLC v Koonce Wooten And H...	10-1260	Wake

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## COURT CALENDAR BY PANEL

Tuesday, 22 March 2011

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE LINDA STEPHENS  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 22ND OF MARCH 2011 AT 9:30 a.m.**

Hunt Construction Group, Inc., et al v C...	10-1033	Mecklenburg
High Point Bank And Trust Company v Sapo...	10-1369	Randolph

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 22ND OF MARCH 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 Williams	10-1085	Rockingham
State v Green	10-1163	Chatham
State v Brinson	10-1252	Wayne
State v Sanders	10-1289	Cleveland
State v Stevenson	10-1313	Iredell
State v Mitchell	10-1328	Catawba
Gerald v Housing Authority Of The City O...	10-1179	Durham
Smith v Guy C. Lee Building Materials, e...	10-1286	N.C. Industrial Commission
Evonik Energy Services Gmbh v Ebinger, e...	10-1299	Mecklenburg
Franklin v Broyhill Furniture Industries...	10-1334	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Wednesday, 23 March 2011

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 23RD OF MARCH 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 Blue	10-1100	Sampson
State v Skipper	10-1225	Sampson
State v Sledge	10-1261	Wake
State v Johnson	10-1293	Pitt
State v Stephenson	10-1319	Gaston
State v Lancaster	10-1336	Wake
Martin v Kilauea Properties, LLC	10-1146	New Hanover
Plomaritis v Plomaritis	10-1195	Guilford
Tyson v H.K. Porter Company, et al	10-1288	N.C. Industrial Commission
Hinton-Lynch v Frierson, et al	10-1309	Johnston
Rosenberger v City of Raleigh, et al	10-1331	N.C. Industrial Commission
Waters Edge Builders, LLC v Longa	10-1389	Watauga

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HONORABLE ANN MARIE CALABRIA  
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HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 23RD OF MARCH 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 Lawson	10-1132	Rockingham
State v Faison	10-1236	Sampson
State v Wood	10-1272	Randolph
State v Barnes	10-1295	Johnston
State v Dickens	10-1322	Edgecombe
State v Young	10-1358	Mecklenburg
Westmoreland, ex rel v High Point Health...	10-1103	Guilford
Sigmon v Johnston, et al	10-1276	New Hanover
Casstevens v Wake Forest University, et ...	10-1292	N.C. Industrial Commission
Erie Insurance Exchange v Woodies Painti...	10-1311	Rowan
Willis v Willis	10-1338	Carteret
Maxwell v Maxwell	10-1390	Mecklenburg



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## COURT CALENDAR BY PANEL

Thursday, 24 March 2011

### PANEL NO. 5

HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 24TH OF MARCH 2011 AT 9:30 a.m.**

McKinnon v CV Industries, Inc.	10-1105	Catawba
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 24TH OF MARCH 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 Mack	10-1020	Caswell
State v White	10-1143	Moore
State v Barnes and Brooks	10-1244	Wake
State v Whitley	10-1283	Durham
State v Richardson	10-1305	Mecklenburg
State v Cleary	10-1324	Wilkes
Bittle v Dillard's	10-676	N.C. Industrial Commission
Happ v Creek Pointe Homeowners Associati...	10-1159	Pamlico
Torrence v Aeroquip, et al	10-1279	N.C. Industrial Commission
West v NC DOT	10-1298	Wake
Wesley Chavis, Jr. Funeral Home v Estate...	10-1329	Mecklenburg
Federated Financial Corporation v Jenkin...	10-1349	Wake