

# 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, 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

Sent Date: 16 February 2011

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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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## COURT CALENDAR BY PANEL

Wednesday, 23 March 2011

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
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

Sent Date: 25 January 2011