

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

Tuesday, 14 August 2012

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE SANFORD STEELMAN
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 14TH OF AUGUST 2012 AT 9:30 a.m.**

| | | |
|--|-------|-----------------------------------|
| Novant Health, Inc., et al v N.C. DHHS | 12-57 | N.C. Dept. of Health & Human Svcs |
|--|-------|-----------------------------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 14TH OF AUGUST 2012.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|----------------------------|
| State v Lambert | 11-1574 | Mecklenburg |
| State v Eason | 12-7 | Johnston |
| State v Brown | 12-84 | Randolph |
| State v Brown | 12-110 | Alamance |
| State v Boliek | 12-140 | Cleveland |
| State v Gray | 12-153 | Forsyth |
| Crockett v Prantner | 11-1565 | Wake |
| Helfrich v Coca-Cola Bottling Company Co... | 12-106 | N.C. Industrial Commission |
| Atkinson v Carolina Radiology, et al | 12-134 | Wilson |
| Russell, et al v Donaldson, et al | 12-183 | Caldwell |
| Austin Maintenance And Construction v Cr... | 12-201 | Mecklenburg |

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COURT CALENDAR BY PANEL

Wednesday, 15 August 2012

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
HONORABLE MARTHA A. GEER
HONORABLE CHERI BEASLEY

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF AUGUST 2012**
AT 9:30 a.m.

| | | |
|---|---------|----------|
| Learning Center/Ogden School, Inc. v Che... | 11-1270 | Cherokee |
| Union Academy, et al v Union County Publ... | 11-1300 | Union |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF AUGUST 2012**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-------------|
| State v Gibbs | 11-1504 | Pitt |
| State v Hubbard | 11-1577 | Onslow |
| State v Cunningham | 12-23 | Mecklenburg |
| State v Harvey | 12-82 | Sampson |
| State v Johnson | 12-111 | Onslow |
| State v Kelly | 12-141 | Mecklenburg |
| In The Matter Of: Brights Creek Lot 71, ... | 12-69 | Polk |
| Derian v Derian | 12-113 | Orange |
| Parker v Farlow | 12-144 | Guilford |
| Suntrust Bank v C And D Custom Homes, LL... | 12-185 | Wake |

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COURT CALENDAR BY PANEL

Wednesday, 15 August 2012

PANEL NO. 4

HONORABLE WANDA G. BRYANT
HONORABLE LINDA STEPHENS
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF AUGUST 2012**
AT 1:00 p.m.

| | | |
|-------------------------------------|--------|----------------------------|
| Bulloch v NC Dept. of Crime Control | 12-115 | Wake |
| Smith v Denross Contracting, et al | 12-169 | N.C. Industrial Commission |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF AUGUST 2012**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-------------|
| State v Garvin and McGill | 11-1508 | Gaston |
| State v Raman | 11-1588 | Guilford |
| State v Patterson | 12-29 | Mecklenburg |
| State v Jones | 12-98 | Durham |
| State v Green | 12-135 | Swain |
| State v Redman | 12-142 | Currituck |
| Keystone Builders, et al v The Town of I... | 11-1444 | Union |
| Carrington v Depaoli, et al | 11-1566 | Wake |
| Builders Mutual Ins. Co., v Meeting Stre... | 12-71 | Wake |
| The Currituck Club Property Owners v Man... | 12-187 | Currituck |

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COURT CALENDAR BY PANEL

Thursday, 16 August 2012

PANEL NO. 5

HONORABLE ANN MARIE CALABRIA
HONORABLE DONNA STROUD
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 16TH OF AUGUST 2012 AT 9:30 a.m.**

| | | |
|---|---------|---------|
| Poarch v N.C. Department of Crime Contro... | 11-1501 | Wake |
| Suntrust Bank v Bryant/Sutphin Propertie... | 12-131 | Forsyth |
| Johnson, et al v NC Department of Cultur... | 12-173 | Wake |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 16TH OF AUGUST 2012**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|-------------|
| State v Singley | 11-1556 | Henderson |
| State v Hernandez | 12-5 | Johnston |
| State v Nidiffer | 12-61 | Guilford |
| State v Lewis | 12-100 | Onslow |
| State v Bradley | 12-139 | New Hanover |
| State v Cureton | 12-147 | Mecklenburg |
| Peltzer v Peltzer | 12-41 | Catawba |
| Thompson v Charlotte-Mecklenburg Board o... | 12-93 | Mecklenburg |
| Horne v Town of Blowing Rock | 12-196 | Watauga |

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COURT CALENDAR BY PANEL

Monday, 27 August 2012

PANEL NO. 1

HONORABLE JOHN C. MARTIN
HONORABLE MARTHA A. GEER
HONORABLE DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 27TH OF AUGUST 2012.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|--------|-------------|
| State v Farrow | 12-174 | Durham |
| State v McKey | 12-215 | Forsyth |
| State v Thorpe | 12-229 | Durham |
| State v Williams | 12-257 | Mecklenburg |
| State v Golden | 12-265 | Randolph |
| State v Perry | 12-322 | Wake |
| In The Matter Of: C.J.L. | 12-234 | Alexander |
| Nationwide Property v Brinley's Grading ... | 12-276 | Wake |
| Scadden v Holt | 12-303 | Carteret |
| Babb, et al v Hoskins, et al | 12-318 | Forsyth |
| Cornelius v Lipscomb, et al | 12-344 | Iredell |
| Sood v Sood | 12-369 | Gaston |

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COURT CALENDAR BY PANEL

Tuesday, 28 August 2012

PANEL NO. 2

HONORABLE LINDA M. MCGEE
HONORABLE CHERI BEASLEY
HONORABLE CRESSIE H. THIGPEN, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 28TH OF AUGUST 2012 AT 9:30 a.m.**

| | | |
|-----------------|--------|-------------|
| France v France | 12-284 | Mecklenburg |
|-----------------|--------|-------------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 28TH OF AUGUST 2012.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|---------|----------------------------|
| State v Riley | 11-1388 | Pender |
| State v Wilkerson | 12-175 | Hoke |
| State v Boyett | 12-222 | New Hanover |
| State v Welton | 12-235 | Iredell |
| State v Graham | 12-258 | Cabarrus |
| State v Barnett | 12-269 | Gaston |
| Metrolina Builders, Inc. v New Beginning... | 12-217 | Mecklenburg |
| Gary L. Davis, CPA, P.A. v Hall | 12-254 | Guilford |
| Ginsburg v Pritchard, et al | 12-304 | Iredell |
| Tyndall v Ford Motor Company, et al | 12-321 | Nash |
| Scearce v Chemtek, Inc., et al | 12-345 | N.C. Industrial Commission |

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COURT CALENDAR BY PANEL

Wednesday, 29 August 2012

PANEL NO. 4

HONORABLE ANN MARIE CALABRIA
HONORABLE RICK ELMORE
HONORABLE LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 29TH OF AUGUST 2012**
AT 1:00 p.m.

| | | |
|---|--------|-------------|
| State v Jones and White | 12-282 | Mecklenburg |
| Capital Resources, LLC, et al v Chelda, ... | 12-288 | Catawba |
| Veitia v Mulshine Builders LLC | 12-309 | Watauga |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 29TH OF AUGUST 2012**. 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 | 12-162 | Mecklenburg |
| State v Allen | 12-189 | Wayne |
| State v Pittman | 12-226 | Wayne |
| State v Langley | 12-252 | Mecklenburg |
| State v Gillis | 12-260 | Sampson |
| McCoy v City of Charlotte | 12-219 | Mecklenburg |
| Jenkins v Whimper-Jackson | 12-268 | Craven |
| Johnson v Opsitnick | 12-328 | Wake |
| Hillard v Hillard | 12-353 | Rowan |

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Wednesday, 29 August 2012

PANEL NO. 3

HONORABLE ROBERT C. HUNTER
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 29TH OF AUGUST 2012**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|--------|----------------------------|
| State v Chaudhry | 12-161 | Guilford |
| State v Santibanez | 12-177 | Sampson |
| State v Evans | 12-224 | Wake |
| State v Minton | 12-243 | Wilkes |
| State v Rollins | 12-259 | Mecklenburg |
| State v Barnes | 12-278 | Rockingham |
| Hudgins v RLB Management, Inc. | 12-218 | Mitchell |
| In The Matter Of: Pearce | 12-262 | Johnston |
| Rochelle v Rochelle | 12-285 | Orange |
| Mintz v Verizon Wireless, et al | 12-306 | N.C. Industrial Commission |
| Pohlman, et al v Magens Bay Home Owners ... | 12-327 | Carteret |
| Hardy, et al v Vance County Board of Edu... | 12-347 | Vance |

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COURT CALENDAR BY PANEL

Thursday, 30 August 2012

PANEL NO. 5

HONORABLE ROBERT N. HUNTER, JR.
HONORABLE SAM J. ERVIN, IV
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 30TH OF AUGUST 2012 AT 9:30 a.m.**

| | | |
|----------------------------|--------|-----------|
| State v Ryan | 12-228 | Johnston |
| In The Matter Of: D.W-S. | 12-233 | Wayne |
| Vellines v Childree, et al | 12-358 | Currituck |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 30TH OF AUGUST 2012**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

| | | |
|---|--------|----------------------------|
| State v Jolly | 12-163 | Brunswick |
| State v Manson | 12-205 | Vance |
| State v Smith | 12-253 | Iredell |
| State v Memije | 12-263 | Forsyth |
| State v Coley | 12-313 | Wayne |
| Spivey v Wrights Roofing, et al | 12-270 | N.C. Industrial Commission |
| Ruiz v Franklin County Animal Control, e... | 12-286 | Franklin |
| Schermerhorn v NC State Highway Patrol | 12-316 | Wake |
| Godon Construction, Inc. v Primo Enterpr... | 12-335 | Lee |