

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Monday, 6 May 2013

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE WANDA G. BRYANT  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 6TH OF MAY 2013 AT 1:00 p.m.**

State v Tatum-Wade	12-1568	Wake
--------------------	---------	------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 6TH OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Benfield	12-1383	Rowan
State v Brown	12-1505	Mecklenburg
Britt, et al v West, et al	12-1519	Harnett
In re: E.M.	13-13	Durham
In re The Foreclosure Of: Radisi	13-74	Iredell
IN RE: L.D.W. and K.A.R.	12-1482	Wilkes
In re: C.J.B. & J.M.B.	12-1572	New Hanover
In re: D.K.	13-117	Durham

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Tuesday, 7 May 2013

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE LINDA STEPHENS  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 7TH OF MAY 2013.**  
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Stevens	12-1394	Wake
State v Black	12-1510	Cabarrus
State v Robinson	12-1578	Stokes
Bodie v Bodie	12-1525	Transylvania
Wilhite v Pike Electric, Inc.,	13-19	N.C. Industrial Commission
Rabun Cnty. Bank v Earnhardt,	13-93	Macon
IN RE: K.C., H.C., C.C., S.C.	12-1497	Edgecombe
In re: J.R.	13-26	Mecklenburg
In re: C.H. & D.H.	13-127	Chatham

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Wednesday, 8 May 2013

### PANEL NO. 3

HONORABLE ROBERT C. HUNTER  
HONORABLE DONNA STROUD  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF MAY 2013 AT 9:30 a.m.**

In Re: S.D.W.	12-1362	Mecklenburg
---------------	---------	-------------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Summey	12-1405	Buncombe
State v Corrothers	12-1569	Guilford
State v McGriff	13-7	Forsyth
Rider v Aderhold,	13-57	Henderson
The Robert K. Ward Living Tr., v Peck,	13-125	Onslow
In Re: D.A.H-C., B.H-C., E.H-C.	12-1537	Catawba
In re: J.P. & P.F.	13-35	Rowan
In re: E.H. & N.H.	13-273	Buncombe

Sent Date: 16 April 2013

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Wednesday, 8 May 2013

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF MAY 2013 AT 1:00 p.m.**

Robinson v Duke University Health System...	12-1239	Durham
Paradigm Consultants, Ltd. v Builders Mu...	12-1576	Watauga

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 8TH OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Barbour	12-990	Wayne
State v Wray	12-1406	Cleveland
State v Jackson	12-1533	Mecklenburg
Mack, v The Bd. Of Educ. Of The Pub. Sch...	13-51	Robeson
In The Matter Of: A.P., A.P., D.S.	12-1429	Rowan
In re: M.D.M.M.	12-1547	Wake
In re: A.S., III	13-42	Durham

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Thursday, 9 May 2013

### PANEL NO. 5

HONORABLE RICK ELMORE  
HONORABLE MARTHA A. GEER  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 9TH OF MAY 2013 AT 9:30 a.m.**

Tinajero v Balfour Beatty Infrastructure...	13-9	N.C. Industrial Commission
---	------	----------------------------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 9TH OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Frady	12-1375	Transylvania
State v Ricks	12-1476	Edgecombe
State v Rambert	12-1558	Onslow
Price v Froehling And Robertson, Inc., e...	12-1506	N.C. Industrial Commission
King v NC Dept. of Com., Div. of Emp't S...	13-58	Northampton
In Re: D.N.C.	12-1431	Rowan
In re: A.A.J. & S.D.D.	12-1555	New Hanover
In re: K.P.	13-84	Wake

# North Carolina Court of Appeals

Court of Appeals Building  
One West Morgan Street  
Raleigh, North Carolina 27601

## 3.1 Calendar

Monday, 13 May 2013

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **13 MAY 2013** 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: L.G.I.	12-1369	Brunswick
In The Matter Of: H.S.	12-1430	Wake
In The Matter Of: A.J.W. and J.E.W., III	12-1458	Caldwell
In re: A.R. & F.R.	12-1554	Wake
In Re: R.J.M.	13-40	Gaston
In Re: A.T.I. & D.S.W.	13-80	Harnett

# North Carolina Court of Appeals

Court of Appeals Building  
One West Morgan Street  
Raleigh, North Carolina 27601

## Supplemental Calendar

Tuesday, 14 May 2013

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **14 MAY 2013** 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 Rhodes	12-1143	Rowan
State v Swann	12-1171	Henderson
State v Bass	12-1237	Durham
State v Joyner	12-1244	Iredell
State v Foreman	12-1313	Edgecombe
State v Hairston	12-1356	Forsyth
State v Gorham	12-1370	Beaufort
Walker v N.C. Department Of Correction	12-1371	N.C. Industrial Commission
State v Dash	12-1508	Mecklenburg
State v Robinson	12-1556	Union

Sent Date: 16 April 2013

# North Carolina Court of Appeals

Court of Appeals Building  
One West Morgan Street  
Raleigh, North Carolina 27601

## 3.1 Calendar

Wednesday, 15 May 2013

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **15 MAY 2013** 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.	12-1252	Carteret
In the Matter of: D.L.C., J.L.C.	12-1330	Guilford
In The Matter Of: T.A.D.	12-1368	New Hanover
In The Matter Of: D.L.B. and B.N.B.	12-1387	Guilford
In The Matter Of: J.M.	12-1392	Wayne
In Re: E.C.M.	12-1408	Stokes

Sent Date: 24 April 2013



# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Tuesday, 21 May 2013

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE LINDA STEPHENS  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 21ST OF MAY 2013 AT 9:30 a.m.**

Morris v Scenera Research, LLC, et al	12-1481	Wake
---------------------------------------	---------	------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 21ST OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Walston	12-1377	Dare
State v Yow	12-1473	Brunswick
State v Blanton	12-1517	Catawba
State v Velasquez-Cardenas	12-1567	Wake
State v Minter	13-48	Mecklenburg
State v Hines	13-50	Mecklenburg
Church v Bemis Manufacturing Company, et...	12-1433	N.C. Industrial Commission
Coleman v Orr	13-8	Wake
Bennett v House	13-64	Wake
Moorefield v Moorefield	13-91	Guilford
Ferguson v Richard Childress Racing Ente...	13-130	N.C. Industrial Commission

Sent Date: 29 April 2013

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Wednesday, 22 May 2013

### PANEL NO. 3

HONORABLE ROBERT C. HUNTER  
HONORABLE DONNA STROUD  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 22ND OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Adams	12-1434	Halifax
State v Horskins	12-1489	Pasquotank
State v Pemberton	12-1528	Wake
State v Verkerk	12-1579	Orange
State v Hawkins	13-16	Guilford
State v Perry	13-30	Wake
Daly v Daly	12-1453	Hertford
Parks v Petsmart, Inc.	12-1511	Wake
Culbreth v Ironmen of Fayetteville, Inc....	13-14	N.C. Industrial Commission
In Re: Adoption of Young	13-65	Wake
Tyll v Willets	13-105	Orange
White v Cochran	13-155	Swain

Sent Date: 29 April 2013

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Wednesday, 22 May 2013

### PANEL NO. 4

HONORABLE ANN MARIE CALABRIA  
HONORABLE SANFORD STEELMAN  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 22ND OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Green	12-1466	New Hanover
State v Storm	12-1498	Buncombe
State v Holly	12-1557	Alamance
State v Frazier	13-5	Onslow
State v Cook	13-33	McDowell
State v Lee	13-95	Stanly
Williamson v Williamson	12-1467	Catawba
Parker v Smith	12-1552	Mecklenburg
Griffin v Lowe's Home Ctrs., Inc.,	13-20	N.C. Industrial Commission
Integon Nat'l Ins. Co. v Villafranco,	13-82	Pitt
R.H. Donnelley Inc. v Embarq Corp.,	13-119	Wake
In re: Thomas Earl Williams, Jr.	13-178	Wake

Sent Date: 29 April 2013

# 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.

All arguments, in-person or by WebEx, are recorded and the livestream for each case will start when the argument begins and will be available for viewing at: <http://govu.us/nc-coa-oral-arguments> \*\*\*

## COURT CALENDAR BY PANEL

Thursday, 23 May 2013

### PANEL NO. 5

HONORABLE RICK ELMORE  
HONORABLE MARTHA A. GEER  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 23RD OF MAY 2013 AT 9:30 a.m.**

State v Packingham	12-1287	Durham
Blanchard, et al v Britthaven, Inc., et ...	12-1286	Orange
Blanchard v Britthaven, Inc., et al	12-1366	Orange

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 23RD OF MAY 2013.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Earnhardt	12-1441	Rowan
State v Frye	12-1507	Durham
State v Wash.	12-1559	Cabarrus
State v Jones	13-6	Edgecombe
State v May	13-37	Alamance
Breede v Breede	12-1585	Wake
Williams, v Williams,	13-55	Union
Callanan v Walsh	13-85	Transylvania
Brafford v Brafford	13-126	Union

Sent Date: 29 April 2013