

# 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, 11 February 2013

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE LINDA M. MCGEE  
HONORABLE ANN MARIE CALABRIA

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 11TH OF FEBRUARY 2013 AT 1:00 p.m.**

Hardison v KIA Motors America, Inc.	12-981	Craven
Blitz v Agean, Inc.	12-1133	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 11TH OF FEBRUARY 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 Hodges	12-915	Caldwell
State v Bradsher	12-1010	Wake
State v Sweatt	12-1050	Cumberland
State v Steen	12-1069	Lincoln
State v Hazel	12-1102	Mecklenburg
State v Askew	12-1187	Martin
City of Wilson v The Batten Family, L.L....	12-1103	Wilson
Trantham v Michael L. Martin, Inc., et a...	12-1160	Henderson
McKee v Smith	12-1194	Onslow
Krupinski v Forrest	12-1225	Durham

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## COURT CALENDAR BY PANEL

Tuesday, 12 February 2013

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 12TH OF FEBRUARY 2013**  
**AT 9:30 a.m.**

Revolutionary Concepts, Inc., et al v Cl...	12-1167	Mecklenburg
Adams Creek Associates v Davis, et al	12-1200	Carteret
Smallwood v Smallwood	12-1229	Alamance

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 12TH OF FEBRUARY 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 Tarleton	12-916	Union
State v Burroughs	12-1015	Durham
State v Lewis	12-1056	Wayne
State v Narron	12-1077	Johnston
State v Primus	12-1106	Scotland
State v Woods	12-1189	Alamance
Scheerer, et al v Fisher, et al	12-1002	Haywood
Avent v PLT Construction, et al	12-1107	N.C. Industrial Commission
Edwards v Hackney	12-1146	Alleghany

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## COURT CALENDAR BY PANEL

Wednesday, 13 February 2013

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013 AT 9:30 a.m.**

Outdoor Lighting Perspectives Franchisin...	12-1204	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 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 Kanapaux	12-739	Brunswick
State v Fennell	12-993	Pender
State v Gentry	12-1017	Person
State v Caudill	12-1064	Brunswick
State v Jenkins	12-1085	Guilford
State v Rorie	12-1110	Mecklenburg
Hubble v Hubble	12-936	Forsyth
Quality Built Homes, Inc. v NC Departmen...	12-1020	Moore
Toney v Colonial Properties Trust	12-1114	N.C. Industrial Commission
Covington v Service Corporation Internat...	12-1149	Forsyth
McCallister v Lee, et al	12-1168	Onslow

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## COURT CALENDAR BY PANEL

Wednesday, 13 February 2013

### PANEL NO. 4

HONORABLE SANFORD STEELMAN  
HONORABLE MARTHA A. GEER  
HONORABLE ROBERT N. HUNTER, JR.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 13TH OF FEBRUARY 2013 AT 1:00 p.m.**

In The Matter Of: Cline	12-964	Durham
Caromont Health, Inc., et al v NC DHHS	12-1044	N.C. Dept. of Health & Human Svcs

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State v Marley	12-770	Caldwell
State v Ellerbee	12-1007	Hoke
State v Hunnicutt	12-1018	Guilford
State v Agustin	12-1065	Burke
State v Gibert	12-1087	Forsyth
State v McMillian	12-1170	Moore
In Re: Foreclosure of Raynor	12-1116	New Hanover
McKinney v McKinney	12-1152	Guilford
In Re: Whittacre	12-1175	Wake
Walters v Cooper	12-1221	Nash

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## COURT CALENDAR BY PANEL

Thursday, 14 February 2013

### PANEL NO. 5

HONORABLE LINDA STEPHENS  
HONORABLE DONNA STROUD  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 14TH OF FEBRUARY 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 Torres-Gonzalez	12-831	Guilford
State v Combs	12-1008	Ashe
State v Galloway	12-1049	Stokes
State v Farmer	12-1067	Cabarrus
State v McRae	12-1088	Hoke
State v Johnson	12-1184	Mecklenburg
Ussery v Branch Banking And Trust	12-940	Richmond
Carle, et al v Wyrick, Robbins, Yates An...	12-1093	Wake
Moore v Smith	12-1118	Buncombe
In The Matter Of: K.C.	12-1157	Mecklenburg
Anglin v Dunbar Armored, Inc., et al	12-1176	Mecklenburg
HPT IHG Properties Trust, et al v The Sh...	12-1223	Mecklenburg

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## COURT CALENDAR BY PANEL

Tuesday, 26 February 2013

### PANEL NO. 2

HONORABLE ROBERT C. HUNTER  
HONORABLE DOUGLAS MCCULLOUGH  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 26TH OF FEBRUARY 2013**  
**AT 3:00 p.m.**

State v Tucker	12-1068	Guilford
Sasso, et al v Statesville Flying Servic...	12-935	Iredell

**NOTE:** Oral argument will be held at the following location:

**Wake Forest University School of Law**  
**Worrell Professional Center**  
**Wake Forest Road**  
**Winston-Salem, N. C. 27106**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 26TH OF FEBRUARY 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 Gardner	12-969	Pitt
State v Womack	12-1006	Guilford
State v Williams	12-1097	Pasquotank
State v Baber	12-1121	Brunswick
State v Salgado	12-1178	Wake
State v McCullers	12-1214	Wake
State v Rojas	12-1255	Cabarrus
State v McCray	12-1309	Hoke
Erie Insurance Exchange, et al v Builder...	12-1104	Rutherford
McKinnon v CV Industries, Inc.	12-1165	Catawba

Sent Date: 5 February 2013

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## COURT CALENDAR BY PANEL

Wednesday, 27 February 2013

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE RICK ELMORE  
HONORABLE SAM J. ERVIN, IV

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF FEBRUARY 2013 AT 9:30 a.m.**

State v Oliphant and Hamilton	12-1219	Mecklenburg
State v Harwood	12-1301	Buncombe

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 27TH OF FEBRUARY 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 Thomas	12-979	Rowan
State v Davis	12-1054	Henderson
State v Martin	12-1080	Wayne
State v Hanif	12-1108	Forsyth
State v Phifer	12-1124	Rowan
State v Shaw	12-1186	Forsyth
State v Long	12-1263	Guilford
Bell And Watson Telecom Consulting Group...	12-1036	Catawba
Gordon v Gordon	12-1126	Guilford
Snider v Snider	12-1181	Rowan

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### PANEL NO. 4

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State v Harris	12-864	Mecklenburg
State v Williams	12-995	Moore
State v Cates	12-1055	Durham
State v Haire	12-1086	Moore
State v Quick	12-1111	Cumberland
State v Ward	12-1125	Alamance
State v Scriven	12-1188	Wayne
State v Williams	12-1227	Mecklenburg
State v Webb	12-1268	Craven
Johnson v Robertson, et al	12-959	Wake
NC Board Of Pharmacy v Najarian	12-1140	Wake
Wellons v White v Wellons	12-1205	New Hanover



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## COURT CALENDAR BY PANEL

Thursday, 28 February 2013

### PANEL NO. 5

HONORABLE LINDA STEPHENS  
HONORABLE DONNA STROUD  
HONORABLE CHRIS DILLON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 28TH OF FEBRUARY 2013**  
**AT 9:30 a.m.**

State v Brown	12-952	Cumberland
In the Matter of V.C.R.	12-1127	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 28TH OF FEBRUARY 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 Williams	12-1034	Wake
State v Murray	12-1066	Cleveland
State v James	12-1089	Guilford
State v Davis	12-1120	Mecklenburg
State v Jiggetts	12-1172	Robeson
State v Thompson	12-1193	Cumberland
State v Sessoms	12-1232	Bladen
State v Threadgill	12-1293	Moore
Higginbotham v DAmico, et al	12-1099	Durham
In The Matter Of: E.K.H.	12-1253	Mecklenburg