

# 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, 9 December 2013

### PANEL NO. 1

HONORABLE JOHN C. MARTIN  
HONORABLE SAM J. ERVIN, IV  
HONORABLE DOUGLAS MCCULLOUGH

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 9TH OF DECEMBER 2013 AT 1:00 p.m.**

PBK Holdings, LLC v Cnty. Of Rockingham	13-865	Rockingham
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 9TH OF DECEMBER 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 Willis	13-626	Rutherford
State v Watlington	13-661	Alamance
State v Jandreau	13-735	Currituck
State v Sherman	13-811	Wake
State v Foushee	13-846	Durham
State v Talbert	13-896	Forsyth
Spencer v Spencer	13-727	Stokes
Church v Decker	13-771	Caldwell
Norris v Wal-Mart Assocs., Inc.,	13-798	N.C. Industrial Commission
Nat'l Enters. Inc. v Hughes	13-820	Orange
In re: Posha Whatley	13-837	Mecklenburg

Sent Date: 18 November 2013

# North Carolina Court of Appeals

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## 3.1 Calendar

Monday, 9 December 2013

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **9 DECEMBER 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 re: H.J.A. & T.M.A.	13-507	Mecklenburg
In re: L.P.	13-643	Cumberland
In re: C.L.C. & L.M.C.	13-732	Guilford
In re: A.U.B.M.	13-786	Wake
In re: J.C., J.J., D.M.	13-848	Wake
In re: C.A.G.	13-928	Sampson

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## COURT CALENDAR BY PANEL

Tuesday, 10 December 2013

### PANEL NO. 2

HONORABLE LINDA M. MCGEE  
HONORABLE ROBERT C. HUNTER  
HONORABLE RICK ELMORE

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 10TH OF DECEMBER 2013 AT 9:30 a.m.**

First Bank v S & R Grandview, L.L.C.,	13-838	Montgomery
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 10TH OF DECEMBER 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 Beam	13-635	Rowan
State v Jefferson	13-668	Rockingham
State v Limani	13-745	Mecklenburg
State v Woodruff	13-812	Rowan
State v Sale	13-863	Montgomery
State v Price	13-904	Alexander
Westlake v Westlake	13-755	Mecklenburg
Joyce Farms, LLC v Van Vooren Holdings, ...	13-773	Forsyth
Moore v Moore	13-803	Henderson
Higgins v Jordan	13-821	Forsyth
Brown v Artisan 2510, Inc.,	13-868	Mecklenburg

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## COURT CALENDAR BY PANEL

Wednesday, 11 December 2013

### PANEL NO. 3

HONORABLE WANDA G. BRYANT  
HONORABLE ANN MARIE CALABRIA  
HONORABLE MARTHA A. GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 11TH OF DECEMBER 2013 AT 9:30 a.m.**

State v Kostick	13-873	Swain
The N. Carolina Hum. Rel. Comm'n, v Carr...	13-823	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 11TH OF DECEMBER 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 Brock	13-648	Buncombe
State v Warner	13-699	Cabarrus
State v Simpson	13-776	Guilford
State v Haqq	13-813	Catawba
State v Ferrell	13-917	Wayne
Podrebarac v Podrebarac	13-779	Union
Roanoke Country Club, Inc., v Town of Wi...	13-756	Martin
Bell v City of New Bern,	13-817	Craven
Lloyd, v Coffey	13-840	Henderson
In re: Duke Energy Corp. & Progress Ener...	13-880	N.C. Utilities Commission

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## COURT CALENDAR BY PANEL

Wednesday, 11 December 2013

### PANEL NO. 4

HONORABLE SANFORD STEELMAN  
HONORABLE LINDA STEPHENS  
HONORABLE MARK A. DAVIS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 11TH OF DECEMBER 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 Spivey	13-656	Robeson
State v Oaks	13-701	Cumberland
State v Lucas,	13-784	Cumberland
State v Killete	13-836	Johnston
State v Chamberlain	13-886	Durham
State v Lindley	13-944	Mecklenburg
Respass v Respass,	13-760	Beaufort
Hershner v NC Dep't of Admin.	13-790	Wake
Peters v Peters	13-816	Gaston
Dowd v Johnson	13-833	Moore
Anderson v Aurora Loan Servs., LLC	13-844	Pender
Graham v Deutsche Bank Nat'l Tr. Co.,	13-881	Guilford

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## COURT CALENDAR BY PANEL

Thursday, 12 December 2013

### PANEL NO. 5

HONORABLE DONNA STROUD  
HONORABLE ROBERT N. HUNTER, JR.  
HONORABLE CHRIS DILLON

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

State v Young	13-586	Wake
Sanders, v State Pers. Comm'n,	13-654	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 12TH OF DECEMBER 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 Martin	13-660	Randolph
State v Kapfhamer	13-734	Mecklenburg
State v Thorpe	13-791	Durham
State v Sutton	13-841	Lenoir
State v Geisslercrain	13-887	Yancey
Dechkovskaia v Dechkovskaia	13-766	Orange
Peek v Watson	13-797	Chatham
Medlin v NC Specialty Hosp., LLC,	13-818	Durham
Est. of Ruby Spainhour Mills, v Est. of ...	13-830	Cabarrus
Burley v US Foods, Inc.,	13-860	N.C. Industrial Commission

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## Supplemental Calendar

Monday, 30 December 2013

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **30 DECEMBER 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 Kay	13-570	Wayne
Henslee v N.C. Dep't Of Pub. Safety	13-739	N.C. Industrial Commission
Simmons v Fayetteville State Univ.	13-749	N.C. Industrial Commission
State v Johnson	13-792	Guilford
State v Hines	13-793	Wilson
State v Jackson	13-825	Pitt
State v Kiser	13-826	Rowan
State v Sanford	13-890	Mecklenburg
State v Watlington	13-891	Alamance
State v Knotts	13-903	Union