

# 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

Wednesday, 1 April 2020

### PANEL NO. 3

HONORABLE JOHN M. TYSON  
HONORABLE VALERIE J. ZACHARY  
HONORABLE CHRISTOPHER BROOK

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 1ST OF APRIL 2020 AT 9:30 a.m.**

State v. Holden	19-830	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 1ST OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Stokes	19-684	Cleveland
State v. Hood	19-736	Durham
State v. Ricks	19-836	Harnett
State v. Coleman	19-844	Cleveland
State v. Lebeau	19-872	Avery
State v. Gaither	19-922	Cleveland
State v. Lavandier	19-954	Union
State v. Money	19-1043	Forsyth
TD Bank USA, N.A. v. Corpening	19-714	Wake
Rainey v. NC Farm Bureau Ins. Agency, In...	19-931	Mecklenburg
Privette v. NC State Bd. of Dental Exam'...	19-1048	Wake

Sent Date: 3 March 2020

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## COURT CALENDAR BY PANEL

Wednesday, 1 April 2020

PANEL NO. 4  
HONORABLE HUNTER MURPHY  
HONORABLE ALLEGRA COLLINS  
HONORABLE REUBEN F. YOUNG

**Note: Judge Phil Berger, Jr. will sit for Judge Hunter Murphy - COA#19-761.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 1ST OF APRIL 2020 AT 2:00 p.m.**

State v. Ellis	19-820	Davidson
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 1ST OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Alston	19-346	Orange
State v. Tucker	19-715	Mecklenburg
State v. Crump	19-747	Mecklenburg
State v. Weldy	19-761	Forsyth
State v. Wright	19-863	Cleveland
State v. Benner	19-879	Davidson
State v. Bynum	19-933	Onslow
State v. Silver	19-978	Nash
Williams v. Williams	19-484	Guilford
Rothfuss v. Lineberry	19-773	Forsyth
Scroggs v. Tractors On The Creek, LLC	19-828	Buncombe

Sent Date: 3 March 2020

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## COURT CALENDAR BY PANEL

Tuesday, 14 April 2020

### PANEL NO. 1

HONORABLE LINDA M. MCGEE  
HONORABLE HUNTER MURPHY  
HONORABLE CHRISTOPHER BROOK

**Note: Judge Wanda G. Bryant will sit for Judge Hunter Murphy  
- COA#19-886.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 14TH OF APRIL 2020 AT 9:30 a.m.**

State v. Williamson	19-692	Guilford
Mitchell v. Boswell	19-1077	Iredell

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 14TH OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Ennis	19-896	Duplin
State v. Palmer	19-970	Haywood
Brunson v. Off. Of The Magis. For The 12...	19-216	N.C. Industrial Commission
Fairley v. NC Dep't of Transp.	19-784	Wake
Taylor v. Vaughan	19-886	Beaufort
Sorgi v. Wilkins	19-916	Orange
Williams v. N.C. Dep't of Justice, Crim....	19-1031	N.C. Industrial Commission

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## COURT CALENDAR BY PANEL

Tuesday, 14 April 2020

### PANEL NO. 2

HONORABLE DONNA STROUD  
HONORABLE JOHN ARROWOOD  
HONORABLE TOBIAS HAMPSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 14TH OF APRIL 2020 AT 2:00 p.m.**

Spring Lake Farm, LLC v. Spring Lake Far...	19-892	Forsyth
Pounds v. Portfolio Recovery Assocs., LL...	19-925	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 14TH OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Harris	19-617	Pitt
State v. Zachary	19-915	Beaufort
State v. Brown	19-971	Cumberland
Nichols v. NC Admin. Off. of the Courts	19-430	N.C. Industrial Commission
Hopkins v. Hopkins	19-839	Mecklenburg
In re: Foster	19-1034	Durham
Waly v. Alkamary	19-1054	Cumberland

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## COURT CALENDAR BY PANEL

Wednesday, 15 April 2020

PANEL NO. 3

HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ  
HONORABLE LUCY N. INMAN

**Note: Judge John M. Tyson will sit for Judge Lucy N. Inman - COA#19-911.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF APRIL 2020 AT 9:30 a.m.**

Smith v. Novant Health, Inc.	19-859	Forsyth
C Invs. 2, LLC v. Auger	19-976	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Grappo	19-734	Onslow
State v. Manley	19-921	Forsyth
State v. Lewis, Jr.	19-994	Onslow
Cousin v. Cousin	19-566	Mecklenburg
Dow-Rein v. Sarle	19-911	Wake
Cahn v. Shavender's Bluff Cmty. Ass'n, I...	19-1046	Iredell
In re: Davis	19-1056	Forsyth

Sent Date: 17 March 2020

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## COURT CALENDAR BY PANEL

Wednesday, 15 April 2020

### PANEL NO. 4

HONORABLE JOHN M. TYSON  
HONORABLE PHIL BERGER, JR.  
HONORABLE ALLEGRA COLLINS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF APRIL 2020 AT 2:00 p.m.**

State v. Anthony	19-894	Mecklenburg
Stowe v. Stowe	19-733	Buncombe

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 15TH OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Reaves-Smith	19-932	Mecklenburg
State v. Gantt	19-995	Henderson
Walker v. Surles	19-880	Pitt
Devine v. Devine	19-913	Chowan
In re: Whitaker v. Duke Energy Carolinas...	19-1002	N.C. Utilities Commission
Bel Dakota Ltd. P'ship v. Channing	19-1047	Wake
Smith v. Smith	19-1049	Mecklenburg

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## Supplemental Calendar

Monday, 27 April 2020

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **27 APRIL 2020** 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. Gagum	19-83	Wake
State v. Silver	19-209	Nash
State v. Banks	19-376	Henderson
State v. Asbury	19-470	Mecklenburg
State v. Lail	19-596	Lincoln
Ruffin v. Bellamy	19-639	Johnston
Larkin v. Kelly	19-810	New Hanover
State v. Judd	19-829	Moore

Sent Date: 15 April 2020

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## COURT CALENDAR BY PANEL

Tuesday, 28 April 2020

### PANEL NO. 1

HONORABLE WANDA G. BRYANT  
HONORABLE REUBEN F. YOUNG  
HONORABLE CHRISTOPHER BROOK

**Note: Judge Phil Berger, Jr. will sit for Judge Reuben F. Young  
- COA#19-1096.**

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 28TH OF APRIL 2020.**  
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	19-719	Catawba
State v. Perkinson	19-900	Granville
State v. Spinks	19-937	Guilford
State v. Owens	19-1008	Orange
State v. Stevenson	19-1096	Union
State v. High	19-1170	Gaston
Kidd Constr. Grp., LLC v. Greenville Uti...	19-910	Pitt
Brim v. Harris Teeter	19-1044	N.C. Industrial Commission
McSwain v. Indus. Com. Sales & Serv., LL...	20-26	N.C. Industrial Commission

Sent Date: 31 March 2020



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## COURT CALENDAR BY PANEL

Tuesday, 28 April 2020

### PANEL NO. 2

HONORABLE DONNA STROUD  
HONORABLE LUCY N. INMAN  
HONORABLE ALLEGRA COLLINS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 28TH OF APRIL 2020.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Carver	19-555	Gaston
State v. Hutchens	19-787	Alamance
State v. Wyatt	19-990	Moore
State v. Miller	19-1001	Mecklenburg
State v. McGregor	19-1010	Onslow
State v. King	19-1084	Dare
In re: J.T. & M.T.	19-635	Onslow
Halterman v. Halterman	19-912	Moore
D C Custom Freight, LLC v. Tammy A. Ross...	19-1059	Union

Sent Date: 31 March 2020

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## COURT CALENDAR BY PANEL

Wednesday, 29 April 2020

PANEL NO. 3  
HONORABLE CHRIS DILLON  
HONORABLE PHIL BERGER, JR.  
HONORABLE TOBIAS HAMPSON

**Note: Judge Reuben F. Young will sit for Judge Phil Berger, Jr. - COA#19-1119.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 29TH OF APRIL 2020 AT 9:30 a.m.**

In re: B.W.B.	19-924	Rowan
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State v. Johnson	19-625	New Hanover
State v. Russell	19-848	Guilford
State v. Buchanan	19-919	Yancey
State v. French	19-997	Person
State v. Baker	19-1039	Harnett
State v. Bennett	19-1122	Forsyth
Halili v. Ramnishta	19-869	Mecklenburg
In re: Clark	19-1119	N.C. State Bar

Sent Date: 31 March 2020

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## COURT CALENDAR BY PANEL

Wednesday, 29 April 2020

### PANEL NO. 4

HONORABLE RICHARD DIETZ  
HONORABLE VALERIE J. ZACHARY  
HONORABLE HUNTER MURPHY

**Note: Judge Allegra Collins will sit for Judge Richard Dietz - COA# 19-975.**

**Note: Judge Tobias Hampson will sit for Judge Hunter Murphy - COA#19-975.**

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State v. Patterson	19-662	New Hanover
State v. Sweet	19-857	Forsyth
State v. McLean	19-904	Wake
State v. Wallace	19-923	Rowan
State v. Roulhac	19-1070	Martin
State v. Tatum	19-1161	Guilford
Aquino v. Chavis	19-907	Wake
Maldjian v. Bloomquist	19-975	Davie
Suazo v. Gutierrez-Bojorquez	19-1079	N.C. Industrial Commission