

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 |
|-----------------|--------|------|

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

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 |

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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

North Carolina Court of Appeals

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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

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 29TH 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. 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

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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 |