

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 5 October 2021

### PANEL NO. 1

HONORABLE DONNA STROUD  
HONORABLE JOHN M. TYSON  
HONORABLE LUCY N. INMAN

**Note: Judge Jeff Carpenter will sit for Judge Lucy Inman in COA#20-847.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 5TH OF OCTOBER 2021 AT 9:30 a.m.**

State v. Lane	20-764	Wake
Miller v. LG Chem, Ltd.	20-687	Durham

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 5TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Julius	20-548	McDowell
State v. Viers	20-806	Johnston
State v. McCrae	20-847	Wake
State v. Pope	21-33	Lincoln
State v. Cochran	21-87	Haywood
Lost Forest Dev., LLC v. Comm'r of Lab. ...	20-860	Wake
Valdiviez v. Sup. Maint. Org.	21-2	N.C. Industrial Commission
Town of Midland v. Harrell	21-46	Cabarrus
In re: A.W.	21-182	Johnston
Smith v. Smith	21-195	Durham

Sent Date: 9 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 5 October 2021

### PANEL NO. 2

HONORABLE CHRIS DILLON  
HONORABLE HUNTER MURPHY  
HONORABLE DARREN JACKSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 5TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. English	20-595	Scotland
State v. Hugayes	20-756	Lenoir
State v. Fiabema	20-765	Person
State v. Miles	20-853	Mecklenburg
State v. Wilson	21-34	Cleveland
State v. Murphy	21-244	Davidson
Davis v. Vista NC Ltd. P'ship	20-791	Rutherford
Verdone v. Verdone	20-888	Mecklenburg
Edwards v. Jessup	21-7	Union
Wadsworth v. Wadsworth	21-68	Johnston
Beavers v. McMican	21-85	Wake
In re: T.C.M.	21-242	Moore

Sent Date: 9 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 6 October 2021

### PANEL NO. 3

HONORABLE VALERIE J. ZACHARY  
HON. JEFF CARPENTER  
HONORABLE APRIL C. WOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 6TH OF OCTOBER 2021 AT 9:30 a.m.**

Moss v. N.C. Dep't of State Treasurer	21-60	Wake
---------------------------------------	-------	------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 6TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Smith	20-692	Durham
State v. Wroten	20-739	Buncombe
State v. Parks	20-832	Cumberland
State v. Lawson	20-863	Stokes
State v. Phillips	21-39	Mecklenburg
State v. Bowen	21-43	Mecklenburg
Smith v. Marcelino	20-819	Forsyth
Preston v. Preston	20-901	Mecklenburg
Rice v. Rutledge Rd. Assocs., LLC	21-74	Buncombe
Fund 19-Miller, LLC v. Isbill	21-78	Mecklenburg
In re: R.B.	21-285	Rockingham

Sent Date: 9 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 6 October 2021

### PANEL NO. 4

HONORABLE RICHARD DIETZ  
HONORABLE JOHN ARWOOD  
HONORABLE TOBIAS HAMPSON

**Note: Judge Hunter Murphy will sit for Judge Toby Hampson in COA#21-262 & COA#21-267.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 6TH OF OCTOBER 2021 AT 2:00 p.m.**

State v. Thomas	20-814	Guilford
Dow-Rein v. Sarle	21-262	Wake
Dow-Rein v. Sarle	21-267	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 6TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Crew	20-721	Orange
State v. Cody	20-798	Wake
State v. Campbell	20-902	Burke
State v. Ramirez	21-40	Guilford
State v. Cox	21-290	Onslow
Du Plessis v. Du Plessis	20-838	Mecklenburg
In re: S.S.	21-125	Durham
In re: A.S.	21-149	Durham
In re: S.C.J.	21-240	Durham

Sent Date: 9 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 19 October 2021

### PANEL NO. 1

HONORABLE DONNA STROUD  
HONORABLE LUCY N. INMAN  
HONORABLE FRED GORE

**NOTE: Judge Darren Jackson will sit for Judge Fred Gore in COA#21-217.**

**NOTE: Judge Jeff Carpenter will sit for Judge Fred Gore in COA#21-51 & COA#21-306.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 19TH OF OCTOBER 2021 AT 9:30 a.m.**

State v. Overcash	21-217	Johnston
Parks v. Johnson	21-51	New Hanover
In re: Magestro	21-306	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 19TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Hayner	20-784	Randolph
State v. Carter	20-885	Forsyth
State v. Harris	21-100	Wilson
State v. Harris	21-103	Rutherford
State v. Brooks	21-185	Cleveland
Klotz v. Klotz	21-29	Davidson
Harrison v. Morris	21-66	Buncombe
Nehemiah v. Ameriglide, Inc.	21-122	Wake
In re: K.W. & M.W.	21-289	Onslow

Sent Date: 22 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 19 October 2021

### PANEL NO. 2

HONORABLE VALERIE J. ZACHARY  
HONORABLE HUNTER MURPHY  
HONORABLE ALLEGRA COLLINS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 19TH OF OCTOBER 2021 AT 2:00 p.m.**

Rimmer v. Town of Chapel Hill	20-895	N.C. Industrial Commission
Bill Clark Homes of Raleigh, LLC v. Town...	21-79	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 19TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Pickens	20-515	Wake
State v. Duncan	20-843	Randolph
State v. Washington	20-844	Onslow
State v. Steele	20-894	Pamlico
State v. Guarascio	21-106	Durham
State v. Campbell	21-143	Mecklenburg
Greenleaf Condo. Homeowners Ass'n, Inc. ...	20-413	Mecklenburg
Unifund CCR Partners v. Young	20-916	Wake
Abedi v. Abedi	21-126	Gaston
In re: J.G.	21-353	Cumberland

Sent Date: 22 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 20 October 2021

PANEL NO. 4  
HON. JEFF CARPENTER  
HON. JEFFERSON GRIFFIN  
HONORABLE DARREN JACKSON

**NOTE: Judge Tobias Hampson will sit for Judge Jefferson Griffin in COA#20-839 & COA#21-41.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 20TH OF OCTOBER 2021 AT 2:00 p.m.**

State v. Monroe	20-839	Wake
Snow Enter., LLC v. Bankers Ins. Co.	21-41	Brunswick

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 20TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Sawyer	20-776	Craven
State v. Driver	20-851	Mecklenburg
State v. Paktiawal	20-925	Wake
State v. Sanders	21-89	Wake
State v. Jones	21-130	Wake
Albright v. Eq. Lifestyle Props., Inc.	20-900	Rowan
Cambre v. Reg'l Imaging, P.A.	21-58	Cumberland
Scott v. Scott	21-108	Orange
Assure Re Intermediaries, Inc. v. Pyrtle	21-132	Alamance
In re: V.W-J.	21-363	Wake

Sent Date: 22 September 2021

# 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 are scheduled to be heard in person unless otherwise noted. The Court may consider hearing oral arguments via Webex upon request of a party. See N.C.G.S. 7A-49.6(a), (d). If a party intends to request a Webex hearing, the party should consult with opposing counsel and make the request promptly. 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, 20 October 2021

### PANEL NO. 3

HONORABLE CHRIS DILLON  
HONORABLE RICHARD DIETZ  
HONORABLE TOBIAS HAMPSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 20TH OF OCTOBER 2021**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Russ	20-742	Randolph
State v. Johnson	20-820	Alamance
State v. Whatley	20-831	Buncombe
State v. Clark	20-886	Haywood
State v. Nougier	21-63	Randolph
State v. Bryant	21-129	Craven
Harris v. Harris	20-700	Durham
Kim v. Calloway	21-52	Orange
Aldridge v. Novant Health, Inc.	21-70	N.C. Industrial Commission
Bryan v. Kittinger	21-98	Granville
Samuel v. RC Creations, LLC	21-123	N.C. Industrial Commission
In re: T-N.J.J., T-L.J.J., T-H.J.J.	21-330	Pitt

Sent Date: 22 September 2021