

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.

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COURT CALENDAR BY PANEL

Tuesday, 2 November 2021

PANEL NO. 2

HONORABLE CHRIS DILLON
HONORABLE APRIL C. WOOD
HONORABLE FRED GORE

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

| | | |
|-----------------|--------|----------|
| State v. Hahn | 21-190 | Buncombe |
| In re: Chastain | 21-127 | Franklin |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 2ND OF NOVEMBER 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. Holley | 20-760 | Washington |
| State v. Adams | 20-865 | Forsyth |
| State v. Davis | 21-73 | Lincoln |
| State v. Stewart | 21-101 | Mecklenburg |
| State v. Sherrill | 21-208 | Iredell |
| Divine Purpose Int'l v. Dellinger | 21-30 | Cleveland |
| Smith v. Grant | 21-67 | Cabarrus |
| Johnson v. Gyurisko | 21-86 | Moore |
| Snider v. Elite Mountain Bus., LLC | 21-193 | Macon |
| In re: K.A.B., L.M.A. | 21-413 | Mecklenburg |

Sent Date: 6 October 2021

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COURT CALENDAR BY PANEL

Tuesday, 2 November 2021

PANEL NO. 1

HONORABLE HUNTER MURPHY
HONORABLE JEFFERSON GRIFFIN
HONORABLE DARREN JACKSON

NOTE: Judge Chris Dillon will sit for Judge Hunter Murphy in COA#21-28.

NOTE: Judge John Arrowood will sit for Judge Darren Jackson in COA#21-116.

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| | | |
|---|--------|-------------|
| State v. Jackson | 20-694 | Harnett |
| State v. Daw | 20-842 | Lenoir |
| State v. Thaden | 21-64 | Brunswick |
| State v. King | 21-93 | Burke |
| State v. Robinson | 21-144 | New Hanover |
| State v. Ballard | 21-202 | Brunswick |
| Rodgers v. TAC Invs., LLC | 21-28 | Wake |
| Cecil Holcomb Renovations, Inc. v. L. Fi... | 21-65 | Wake |
| Miller v. Graham Cty. | 21-81 | Graham |
| Cram v. Raleigh Radiology, LLC | 21-116 | Wake |
| Walker-Snyder v. Snyder | 21-186 | Mecklenburg |
| In re: B.H. | 21-295 | Guilford |

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COURT CALENDAR BY PANEL

Wednesday, 3 November 2021

PANEL NO. 4

HONORABLE ALLEGRA COLLINS
HONORABLE TOBIAS HAMPSON
HONORABLE JEFF CARPENTER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 3RD OF NOVEMBER 2021 AT 2:00 p.m.**

| | | |
|--|-------|-------------|
| State v. Jordan | 21-91 | Mecklenburg |
| Alexander v. NC State Bd. of Elections | 21-77 | Wake |

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 3RD OF NOVEMBER 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. Sanders | 20-376 | Lee |
| State v. Powell | 20-824 | Durham |
| State v. Brown | 21-47 | Forsyth |
| State v. Jordan | 21-90 | Mecklenburg |
| State v. Parker | 21-191 | Cherokee |
| Gray v. E. Carolina Med. Servs., PLLC | 20-898 | Pitt |
| Monti v. Adelstein | 21-50 | Wake |
| Galloway v. Snell | 21-135 | Wake |
| Reverse Mortg. Solutions, Inc. v. Dufaul... | 21-159 | McDowell |
| Vance v. Laurels Healthcare Holdings | 21-198 | N.C. Industrial Commission |

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COURT CALENDAR BY PANEL

Wednesday, 3 November 2021

PANEL NO. 3

HONORABLE RICHARD DIETZ
HONORABLE JOHN M. TYSON
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 3RD OF NOVEMBER 2021**
AT 3:00 p.m.

| | | |
|---|--------|----------------------------|
| State v. Applewhite | 20-610 | Cumberland |
| Cedarbrook Residential Ctr., Inc. v. N.C... | 21-194 | N.C. Industrial Commission |

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

**Wake Forest University School of Law
Worrell Professional Center
1834 Wake Forest Road
Winston-Salem, NC 27106**

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COURT CALENDAR BY PANEL

Wednesday, 3 November 2021

PANEL NO. 3

HONORABLE JOHN M. TYSON
HONORABLE VALERIE J. ZACHARY
HONORABLE JOHN ARWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 3RD OF NOVEMBER 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. McKoy | 20-805 | Durham |
| State v. Joyner | 21-5 | Nash |
| State v. Lindquist | 21-92 | Cumberland |
| State v. Whisenant | 21-114 | Caldwell |
| State v. Guinn | 21-153 | Gaston |
| Ayscue v. Griffin | 20-807 | Bertie |
| Addison v. Manning | 21-42 | Wake |
| Roth v. Roth | 21-84 | Wake |
| Wing v. Goldman Sachs Tr. Co. | 21-133 | Wake |
| Flowers Plantation Found., Inc. v. Care ... | 21-147 | Johnston |

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COURT CALENDAR BY PANEL

Tuesday, 16 November 2021

PANEL NO. 1

HONORABLE DONNA STROUD
HONORABLE JOHN ARWOOD
HONORABLE DARREN JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 16TH OF NOVEMBER 2021 AT 9:30 a.m.**

| | | |
|------------------------|--------|-------|
| Thompson v. Union Cty. | 21-220 | Union |
|------------------------|--------|-------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 16TH OF NOVEMBER 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. Benitez | 20-766 | Lee |
| State v. Thorpe | 21-268 | Wake |
| State v. Sangster | 21-438 | Wake |
| Huffman v. Huffman | 21-104 | Wilkes |
| Bryant v. Wake Forest Univ. Baptist Med.... | 21-138 | Forsyth |
| Utlely v. Swann's Mill Homeowners Ass'h | 21-166 | Durham |
| Granite Contracting, LLC v. Carlton Grp.... | 21-243 | Mecklenburg |
| In re: K.R. | 21-338 | Cumberland |

Sent Date: 21 October 2021

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COURT CALENDAR BY PANEL

Tuesday, 16 November 2021

PANEL NO. 2

HONORABLE CHRIS DILLON
HONORABLE HUNTER MURPHY
HONORABLE FRED GORE

****NOTE** Oral argument in COA#21-155 will be held via WEBEX.**

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 16TH OF NOVEMBER 2021 AT 2:00 p.m.**

O'Brien v. O'Brien

21-155

Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 16TH OF NOVEMBER 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. Lewis

20-912

New Hanover

State v. Patterson

21-224

Mecklenburg

State v. Graham

21-440

Wayne

Appalachian Materials, LLC v. Watauga Ct...

21-117

Watauga

Salter v. Salter

21-201

Cleveland

Brewton v. N.C. Dep't of Pub. Safety

21-215

N.C. Industrial Commission

Grandfather Ctr. Shoppes, LLC v. Beech C...

21-250

Watauga

In re: L.M., K.M., K.M.

21-344

Cumberland

Sent Date: 21 October 2021

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COURT CALENDAR BY PANEL

Wednesday, 17 November 2021

PANEL NO. 3

HONORABLE RICHARD DIETZ
HONORABLE JOHN M. TYSON
HONORABLE JEFFERSON GRIFFIN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 17TH OF NOVEMBER 2021 AT 9:30 a.m.**

| | | |
|-------------------------------|--------|----------|
| Batson v. Coastal Res. Comm'n | 21-110 | Carteret |
|-------------------------------|--------|----------|

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 17TH OF NOVEMBER 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. Torres | 21-69 | Buncombe |
| State v. Bowman | 21-170 | Mitchell |
| State v. Redmond | 21-212 | Buncombe |
| Mendez v. Mendez | 21-158 | Mecklenburg |
| Jones v. Atlas Distributions, LLC | 21-214 | Guilford |
| Roberson v. Trupoint Bank | 21-221 | Buncombe |
| Am. Sw. Mortg. Corp. v. O'Meara | 21-311 | Brunswick |
| Am. Sw. Mortg. Corp. v. Arnold | 21-315 | Mecklenburg |

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COURT CALENDAR BY PANEL

Wednesday, 17 November 2021

PANEL NO. 4

HONORABLE LUCY N. INMAN
HONORABLE VALERIE J. ZACHARY
HONORABLE JEFF CARPENTER

NOTE: Judge Jefferson Griffin will sit for Judge Lucy Inman in COA#21-118 & COA#21-213.

NOTE: Judge John Tyson will sit for Judge Valerie Zachary in COA#21-163.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 17TH OF NOVEMBER 2021 AT 2:00 p.m.**

Schroeder v. City of Wilmington

21-192

New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 17TH OF NOVEMBER 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. Faulk

21-55

Columbus

State v. Essick

21-134

Surry

State v. Hilgert

21-233

New Hanover

Kean v. Kean

21-102

Iredell

Guy M. Turner Inc. v. KLO Acquisition LL...

21-118

Guilford

Best Choice Prods., Inc. v. Hendrick, Br...

21-163

Forsyth

Fleming v. Cedar Mgmt. Grp., LLC

21-213

Mecklenburg

In re: A.P.

21-310

Iredell

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COURT CALENDAR BY PANEL

Tuesday, 30 November 2021

PANEL NO. 1
HONORABLE DONNA STROUD
HONORABLE TOBIAS HAMPSON
HONORABLE FRED GORE

NOTE: Judge Valerie Zachary will sit for Judge Tobias Hampson in COA#21-156.

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

In re: Stanly Solar, LLC

21-188

N.C. Utilities Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 30TH OF NOVEMBER 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. Williams | 20-859 | Edgecombe |
| State v. Vann | 20-907 | New Hanover |
| State v. Robinson | 21-137 | Gaston |
| State v. Green | 21-151 | Richmond |
| State v. Wright | 21-247 | Mecklenburg |
| State v. Taylor | 21-277 | Duplin |
| Almason v. Southgate on Fairview Condo. ... | 21-57 | Mecklenburg |
| Cash v. Cash | 21-156 | Cabarrus |
| In re: L.J.J. | 21-234 | Henderson |
| Jabari v. Jabari | 21-265 | Wake |
| Maas v. Walgreens | 21-307 | N.C. Industrial Commission |

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COURT CALENDAR BY PANEL

Tuesday, 30 November 2021

PANEL NO. 2

HONORABLE RICHARD DIETZ
HONORABLE HUNTER MURPHY
HONORABLE APRIL C. WOOD

NOTE: Judge Allegra Collins will sit for Judge Richard Dietz in COA# 21-160.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 30TH OF NOVEMBER 2021 AT 2:00 p.m.**

| | | |
|---|--------|--------------|
| Bear Wallow Springs at Lake Toxaway Prop... | 21-94 | Transylvania |
| Sloan v. Am. Honda Motor Co., Inc. | 21-160 | Buncombe |
| Cty. of Mecklenburg v. Ryan | 21-205 | Mecklenburg |

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| | | |
|--|--------|--------------|
| State v. Hawkins | 20-881 | Transylvania |
| State v. Norris | 20-908 | Randolph |
| State v. Joyner | 21-83 | Edgecombe |
| State v. Largen | 21-164 | Rockingham |
| State v. Porter | 21-275 | Cumberland |
| State v. Lewis | 21-301 | Buncombe |
| Abernathy v. Mission Health Sys., Inc. | 21-253 | Buncombe |
| Price v. Price | 21-273 | Currituck |
| In re: D.A. | 21-312 | Wilson |

Sent Date: 3 November 2021