

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, 1 November 2022

PANEL NO. 1

HONORABLE DONNA STROUD
HONORABLE TOBIAS HAMPSON
HONORABLE DARREN JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 1ST OF NOVEMBER 2022 AT 9:30 a.m.**

In re: B.M.T.

22-377

Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 1ST OF NOVEMBER 2022.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Walters	22-291	Watauga
State v. Walker	22-338	Cleveland
State v. Chunn	22-486	Rowan
Paxton v. Owen	22-186	Transylvania
Equestrian Lakes, LLC v. N.C. Dep't of T...	22-321	Moore
McLendon Hills Equestrian Ctr., LLC v. N...	22-322	Moore
Frazier v. Frazier	22-438	Nash
Rollings v. Shelton	22-523	Carteret

Sent Date: 4 October 2022

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COURT CALENDAR BY PANEL

Tuesday, 1 November 2022

PANEL NO. 2

HONORABLE CHRIS DILLON
HONORABLE RICHARD DIETZ
HONORABLE LUCY N. INMAN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 1ST OF NOVEMBER 2022 AT 2:00 p.m.**

State v. Wilkins	22-339	Caswell
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 1ST OF NOVEMBER 2022.** 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	22-128	Wilkes
State v. Griffin	22-502	Wayne
Koenig v. Koenig	22-282	Pitt
High v. Wake Chapel Church, Inc.	22-358	Wake
Graeff v. Graeff	22-406	Cabarrus
Gomez v. Alvarez-Gomez	22-474	Sampson
Watson v. N.C. Dep't of Pub. Safety	22-538	N.C. Industrial Commission

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COURT CALENDAR BY PANEL

Wednesday, 2 November 2022

PANEL NO. 3

HONORABLE VALERIE J. ZACHARY
HONORABLE JOHN ARROWOOD
HONORABLE JEFFERSON GRIFFIN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF NOVEMBER 2022** **AT 9:30 a.m.**

Davis v. Woods

22-478

Cabarrus

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Minton

22-306

Catawba

State v. Hightower

22-346

Forsyth

State v. Thomas

22-513

Pitt

Hwang v. Cairns

22-31

Durham

Barham v. Barham

22-340

Buncombe

Willis v. N.C. Dep't of State Treasurer

22-373

Chowan

Bassiri v. Pilling

22-411

Wake

Haidar v. Moore

22-543

Durham

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COURT CALENDAR BY PANEL

Wednesday, 2 November 2022

PANEL NO. 4

HONORABLE JOHN M. TYSON
HONORABLE HUNTER MURPHY
HONORABLE APRIL C. WOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF NOVEMBER 2022** **AT 2:00 p.m.**

Devalle v. N.C. Sheriffs' Educ. & Traini...	22-256	Columbus
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Fabian	22-52	Vance
State v. Banks	22-317	Yancey
State v. Morefield	22-470	Cleveland
Dellinger v. Zimmerman	22-93	Iredell
Guerra v. Harbor Freight Tools	22-351	Guilford
Monroe v. Knowings	22-398	Moore
Mertens v. Batchelor	22-412	Cumberland
Hinman v. Cornett	22-481	Forsyth

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COURT CALENDAR BY PANEL

Tuesday, 15 November 2022

PANEL NO. 1
HONORABLE DONNA STROUD
HONORABLE CHRIS DILLON
HONORABLE FRED GORE

NOTE: Judge Tobias Hampson will sit for Judge Fred Gore in COA#22-421.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 15TH OF NOVEMBER 2022 AT 9:30 a.m.**

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

22-421

N.C. Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 15TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Cuthbertson

22-92

Rowan

State v. Williams

22-395

Buncombe

State v. Ruff

22-485

Polk

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

22-213

Office of Admin. Hearings

In re: Custodial L. Enforcement Agency R...

22-399

Orange

Jordan Consultants, ASLA, P.A. v. Trinit...

22-458

Guilford

Clark v. Gillespie

22-535

Chatham

Young v. City of Durham

22-578

Durham

Sent Date: 17 October 2022

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COURT CALENDAR BY PANEL

Tuesday, 15 November 2022

PANEL NO. 2

HONORABLE LUCY N. INMAN
HONORABLE JOHN ARROWOOD
HONORABLE JEFF CARPENTER

NOTE: Judge Hunter Murphy will sit for Judge Lucy Inman in COA#22-414.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 15TH OF NOVEMBER 2022 AT 2:00 p.m.**

State v. Massey	22-414	Johnston
Dillree v. Dillree	22-423	Moore

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 15TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Lipscomb	22-311	Cleveland
State v. Brown	22-492	Rockingham
WFP, LLC v. Rehab Builders, Inc.	22-331	Durham
Chance v. Fairfield Inn & Suites By Marr...	22-449	Cumberland
In re: C.H.	22-476	Durham
DGH Mgmt., LLC v. Vill. of Pinehurst	22-553	Moore
Thompson v. J.H. Honeycutt & Sons, Inc.	22-581	N.C. Industrial Commission

Sent Date: 17 October 2022

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COURT CALENDAR BY PANEL

Wednesday, 16 November 2022

PANEL NO. 3

HONORABLE RICHARD DIETZ
HONORABLE HUNTER MURPHY
HONORABLE ALLEGRA COLLINS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF NOVEMBER 2022 AT 9:30 a.m.**

Jayawardena v. Daka	22-384	Cumberland
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Christman	22-330	Brunswick
State v. Johnson	22-416	Johnston
State v. Byrd	22-527	Johnston
Kozec v. Murphy	22-433	Wake
Moschos v. Moschos	22-455	Orange
Gehrke v. The Gates at Quail Hollow Home...	22-460	Mecklenburg
New Vision Tr. v. Eliza LLC	22-559	Wake
In re: J.B.	22-605	Union

Sent Date: 17 October 2022

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COURT CALENDAR BY PANEL

Wednesday, 16 November 2022

PANEL NO. 4

HONORABLE VALERIE J. ZACHARY
HONORABLE TOBIAS HAMPSON
HONORABLE JEFFERSON GRIFFIN

NOTE: Judge Lucy Inman will sit for Judge Jefferson Griffin in COA#22-457.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF NOVEMBER 2022 AT 2:00 p.m.**

Jarman v. Twiddy & Co. of Duck, Inc.

22-422

Johnston

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Brown

22-366

New Hanover

State v. Jefferson

22-450

Rutherford

State v. Alston

22-562

Chatham

In re: Jones

22-392

Forsyth

Smith v. Wisniewski

22-457

Wake

Denton v. Baumohl

22-500

Buncombe

Limerick v. Rojo-Limerick

22-568

Mecklenburg

Lira v. Felton

22-666

Harnett

Sent Date: 17 October 2022

North Carolina Court of Appeals

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Raleigh, North Carolina 27601

3.1 Calendar

Monday, 21 November 2022

PANEL NO. 1

HONORABLE VALERIE J. ZACHARY
HONORABLE HUNTER MURPHY
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **21 NOVEMBER 2022** 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: M.W. & M.W.	22-21	Cumberland
In re: R.M.	22-207	Hoke
In re: K.W.	22-314	Union

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COURT CALENDAR BY PANEL

Tuesday, 29 November 2022

PANEL NO. 2

HONORABLE JOHN M. TYSON
HONORABLE JEFF CARPENTER
HONORABLE JEFFERSON GRIFFIN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 29TH OF NOVEMBER 2022 AT 2:00 p.m.**

Pelc v. Pham

22-175

Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 29TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Davis

22-222

New Hanover

State v. Abrams

22-347

Rutherford

State v. Phair

22-445

Lee

State v. Owens

22-517

Rutherford

State v. Messer

22-551

McDowell

State v. Hudson

22-579

Brunswick

Roberts v. Kyle

22-383

Carteret

In re: Custodial L. Enforcement Agency R...

22-446

Pasquotank

Sent Date: 2 November 2022

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COURT CALENDAR BY PANEL

Tuesday, 29 November 2022

PANEL NO. 1

HONORABLE VALERIE J. ZACHARY
HONORABLE APRIL C. WOOD
HONORABLE FRED GORE

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 29TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Teal	22-336	Scotland
State v. Hefner	22-435	Jackson
State v. Fincher	22-509	Union
State v. Boykin	22-542	Sampson
State v. Lively	22-575	Henderson
State v. Cox	22-628	Wake
Duncan v. Transeau	22-375	Guilford
Welch v. Welch	22-448	Guilford
In re: B.J.N.	22-529	Mecklenburg

Sent Date: 2 November 2022

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COURT CALENDAR BY PANEL

Wednesday, 30 November 2022

PANEL NO. 4

HONORABLE CHRIS DILLON
HONORABLE HUNTER MURPHY
HONORABLE TOBIAS HAMPSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF NOVEMBER 2022 AT 2:00 p.m.**

Sanders v. N.C. Dep't of Transp.	22-440	Cumberland
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Iazard	22-312	Lincoln
State v. Honeycutt	22-418	McDowell
State v. McCall	22-496	Moore
State v. Douglas	22-528	Mecklenburg
State v. Parker	22-574	Mecklenburg
State v. Lucas	22-612	Nash
Hendrickson v. Hendrickson	22-364	Forsyth
Smith v. Piedmont Triad Anesthesia, P.A.	22-464	Forsyth

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COURT CALENDAR BY PANEL

Wednesday, 30 November 2022

PANEL NO. 3

HONORABLE JOHN ARROWOOD
HONORABLE ALLEGRA COLLINS
HONORABLE DARREN JACKSON

NOTE: Judge Valerie Zachary will sit for Judge John Arrowood in COA#22-521.

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF NOVEMBER 2022**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Steen	22-225	Richmond
State v. Scarboro	22-354	Currituck
State v. Trapp	22-487	Rowan
State v. Jones	22-518	Columbus
State v. Hayes	22-567	Onslow
State v. Adams	22-588	Gaston
Horan v. Horan	22-203	Wake
Askew v. City of Kinston	22-407	Lenoir
Hudson v. Hudson	22-521	Mecklenburg