

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

3.1 Calendar

Monday, 3 April 2023

PANEL NO. 1

HONORABLE ALLEGRA COLLINS
HONORABLE JEFF CARPENTER
HONORABLE APRIL C. WOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **3 APRIL 2023** 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: K.C.	22-396	Durham
In re: J.R., J.R., J.R., Jr.	22-404	Wake
In re: N.D.M.	22-483	Burke

North Carolina Court of Appeals

Court of Appeals Building
One West Morgan Street
Raleigh, North Carolina 27601

3.1 Calendar

Tuesday, 4 April 2023

PANEL NO. 1

HONORABLE VALERIE J. ZACHARY
HONORABLE HUNTER MURPHY
HONORABLE JOHN ARROWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENT ON **4 APRIL 2023** 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: P.C.	22-229	Martin
In re: J.M.A.B.	22-304	Surry
In re: S.G. & P.G.	22-371	Onslow

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, 11 April 2023

PANEL NO. 1

HONORABLE DONNA STROUD
HONORABLE ALLEGRA COLLINS
HONORABLE JULEE FLOOD

NOTE: Judge Jeff Carpenter will sit for Judge Allegra Collins in COA#22-514.

NOTE: Judge Tobias Hampson will sit for Judge Allegra Collins in COA#22-494.

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 11TH OF APRIL 2023 AT 9:30 a.m.**

State v. Colt	22-514	Wayne
Green v. Carter	22-494	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 11TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Furtch	22-643	Henderson
State v. Pittman	22-779	Edgecombe
Payin v. Foy	22-735	Wake
Maynard v. Crook	22-794	Durham
Godley v. New Hanover Med. Grp.	22-823	N.C. Industrial Commission
Simmons v. Simmons	22-855	Pitt
Figuroa v. St. Clair	22-907	Henderson

Sent Date: 14 March 2023

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, 11 April 2023

PANEL NO. 2

HONORABLE VALERIE J. ZACHARY
HONORABLE HUNTER MURPHY
HONORABLE JEFF CARPENTER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 11TH OF APRIL 2023 AT 2:00 p.m.**

Woody v. Vickrey	22-776	Chatham
------------------	--------	---------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 11TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Durner	22-545	Carteret
State v. Miller	22-689	Henderson
State v. Bryant	22-820	Alamance
Allen v. Allen	22-601	Wake
In re: Alcantara	22-795	Guilford
Williams v. Charlotte-Mecklenburg Sch. B...	22-893	N.C. Industrial Commission
Abbott v. Abernathy	22-901	Mecklenburg
Maymead, Inc. v. Alexander Cnty. Bd. of ...	22-953	N.C. Industrial Commission

Sent Date: 14 March 2023

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, 12 April 2023

PANEL NO. 3

HONORABLE APRIL C. WOOD
HONORABLE FRED GORE
HONORABLE MICHAEL STADING

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 12TH OF APRIL 2023 AT 9:30 a.m.**

Plow v. Town of Chapel Hill	22-910	Orange
-----------------------------	--------	--------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 12TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. McRae	22-614	Forsyth
State v. Rivera	22-720	Catawba
State v. White	22-884	Guilford
Mendez v. Mendez	22-647	Catawba
Brown v. Brown	22-765	Onslow
State v. McKinnon	22-813	Mecklenburg
Jessey Sports, LLC v. The Intercollegiat...	22-882	Mecklenburg
Warren v. Cielo Ventures, Inc.	22-926	Mecklenburg

Sent Date: 14 March 2023

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, 12 April 2023

PANEL NO. 4

HONORABLE JOHN ARROWOOD
HONORABLE TOBIAS HAMPSON
HONORABLE JEFFERSON GRIFFIN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 12TH OF APRIL 2023 AT 2:00 p.m.**

Vasquez v. Dubai, LLC	22-660	Mecklenburg
-----------------------	--------	-------------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 12TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. McRavion	22-631	Lincoln
State v. Smith	22-774	Cleveland
State v. Andrews	22-1007	Jackson
Courtney Carter Homes, LLC v. Wynn Const...	22-792	Onslow
Aziz v. Heatherstone Homeowners Ass'n, l...	22-819	Cabarrus
Semelka v. The Univ. of N.C.	22-831	Orange
McMurray v. McMurray	22-904	Wake
In re: C.S.B.	22-1025	Craven

Sent Date: 14 March 2023

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, 25 April 2023

PANEL NO. 1

HONORABLE JOHN M. TYSON
HONORABLE ALLEGRA COLLINS
HONORABLE ALLISON RIGGS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 25TH OF APRIL 2023 AT 9:30 a.m.**

Union Cnty. v. Town of Marshville	22-763	Union
-----------------------------------	--------	-------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 25TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Gunter	22-669	Cleveland
State v. Gardner	22-781	Guilford
State v. Hocutt	22-851	Wayne
State v. Ursini	22-896	Union
State v. Jackson	22-922	Johnston
State v. Dancy	22-1055	Person
Foxx v. Davis	22-1014	Watauga
Reints v. WB Towing Inc.	22-1031	New Hanover
In re: D.M.C.	22-593	Beaufort
In re: R.D.R., K.J.R., J.E.R.	22-777	Forsyth
In re: J.A.M., K.W.M., R.L.A.	22-687	Guilford

Sent Date: 29 March 2023

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, 25 April 2023

PANEL NO. 2

HONORABLE VALERIE J. ZACHARY
HONORABLE FRED GORE
HONORABLE JEFFERSON GRIFFIN

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 25TH OF APRIL 2023 AT 2:00 p.m.**

In re: Corbett	22-526	New Hanover
In re: Corbett	22-618	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 25TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Eubanks	22-451	Gaston
State v. Harris	22-728	Wake
State v. Pritchett	22-805	Pitt
State v. Holliday	22-852	Mecklenburg
State v. Turner	22-887	Pender
State v. Lytle	22-968	McDowell
Stephens-Bey v. Duke Univ. Med. Ctr.	22-1017	Durham
In re: S.H. & C.H.	22-698	Robeson
In re: J.E.H. & Z.M.H.	22-590	Stanly
In re: S.Y., A.Y., & K.Y.	22-653	Iredell

Sent Date: 29 March 2023

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, 26 April 2023

PANEL NO. 3

HONORABLE TOBIAS HAMPSON
HONORABLE JEFF CARPENTER
HONORABLE MICHAEL STADING

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 26TH OF APRIL 2023 AT 9:30 a.m.**

Carter v. N.C. Baptist Hosp.	22-858	Forsyth
------------------------------	--------	---------

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 26TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Porter	22-516	Cabarrus
State v. Parker	22-764	Haywood
State v. Calderon	22-822	Wake
State v. Phillips	22-866	Cumberland
State v. Wiley	22-899	Person
State v. Jones	22-981	Mecklenburg
Brann v. Brann	22-762	Pitt
Davis v. Hayes Hoffer, P.A.	22-1028	Durham
In re: H.M.	22-552	Union
In re: C.P.	22-760	Alleghany
In re: A.R.B.	22-694	Henderson

Sent Date: 29 March 2023

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, 26 April 2023

PANEL NO. 4

HONORABLE VALERIE J. ZACHARY
HONORABLE APRIL C. WOOD
HONORABLE JULEE FLOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 26TH OF APRIL 2023 AT 2:00 p.m.**

State v. Branche	22-768	Carteret
Southland Nat'l Ins. Corp. v. Lindberg	22-1049	Wake

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

**North Carolina Business Court
Elon University School of Law
201 N. Greene Street
Greensboro, N. C. 27401**

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, 26 April 2023

PANEL NO. 4

HONORABLE CHRIS DILLON
HONORABLE APRIL C. WOOD
HONORABLE JULEE FLOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 26TH OF APRIL 2023.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v. Sipes	22-604	Wake
State v. Brown	22-850	Cleveland
State v. Cephus	22-886	Dare
State v. Mills	22-900	Henderson
State v. Canoy	22-1038	Carteret
Kassel v. Rienth	22-825	Brunswick
U.S. Acquisition, LLC v. Mouser	22-973	Johnston
In re: A.M.B.	22-505	Johnston
In re: D.C. & J.C.	22-751	Swain
In re: A.N.T. & A.M.T.	22-752	New Hanover

Sent Date: 29 March 2023