

SUPREME COURT OF NORTH CAROLINA

PETITIONS

Decided by the Court in Conference: 3 February 2005

{Posted on the Internet Web Site: 4 February 2005 at 1:05 p.m.}

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COMMON ABBREVIATIONS

Abbreviation	Full Term
PWC	Petition for Writ of Certiorari
MAR	Motion for Appropriate Relief
COA	North Carolina Court of Appeals
MTS	Motion for Temporary Stay
Def	Defendant
NOA	Notice of Appeal
Plt	Plaintiff
PDR	Petition for Discretionary Review
Cert	Certiorari
AG	Attorney General

002P05	State v. Philip Morris USA, Inc., et al.	1. Petitioner's (JP Morgan Chase Bank, N.A. (the Trustee) Motion to Suspend Appellate Rules to Expedite Decision in the Public Interest 2. Petitioner's (JP Morgan Chase Bank, N.A.) Motion to Shorten Time for Response 3. Petitioner's (JP Morgan Chase Bank,	1. See Special Order 01/20/05 2. See Special Order 01/20/05 3. See Special Order 1/20/05 4. See Special Order 01/20/05
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		<p>N.A.) Petition for Discretionary Review Before Determination by Court of Appeals</p> <p>4. Petitioner's (JP Morgan Chase Bank, N.A.) Motion to Suspend Appellate Rules to Expedite Decision on Petition in Public Interest</p> <p>5. Petitioner's (JP Morgan Chase Bank, N. A.) Motion to Shorten Time for Response</p>	<p>5. See Special Order 01/20/05</p>
006P05	State v. Jose Luis Garza	Defendant-Appellant's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1330)	Denied
008P05	State v. Gloria Dale Wilkerson	Defendant's-Appellant's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (c) (3) (COA03-1665)	Denied
010P05	State v. Theodore Howze	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the Mecklenburg County Superior Court	Dismissed
019P05	State v. Harry Talmadge Engleburt	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA03-1550)	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>

		<p>2. Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p>	
020P05	State v. Ang Xanonh	Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1583)	Denied
021P05	State v. Kenneth Michael Oakley	Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1709)	Denied
026A05	State v. Derrick Jermaine Bailey	Def's <i>Pro Se</i> Notice of Appeal	Dismissed
028P05	Aaron Richard Estes v. State of North Carolina	Plt's <i>Pro Se</i> Motion for an Order Compelling the SBI to Release Any or All DNA/Toxicology Reports	Dismissed
030P05	Charles Lee Davis v. State of North Carolina	<p>1. Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the Buncombe County Superior Court (COAP04-1120)</p> <p>2. Plt's <i>Pro Se</i> Motion to Proceed in Forma Pauperis</p>	<p>1. Dismissed</p> <p>2. Allowed</p>
035P05	State v. Nathan Owen Chance	<p>1. Def's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA04-606)</p> <p>2. Def's <i>Pro Se</i> Petition for Discretionary</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>

		Review Under N.C.G.S. § 7A-31 (COA04-606) 3. AG's Motion to Dismiss Appeal	
037A87-6	State v. Leroy McNeil	1. Def's Unopposed Motion for Extension of Time to File PWC on 1/22/05 2. Def's Motion for Extension of Time To File Petition for Writ of Certiorari on 2/23/ 05	1. Allowed 12/15/04 2. Allowed 01/21/05
041P05	Uri Anwar Small v. NC Division of Prisons; Jennie Lancaster; and Benny Langdon	Plt's <i>Pro Se</i> Petition for Writ of Review to the COA (COAP04-1031)	Dismissed
042P04-2	State v. Larry McLeod Pulley	Def's <i>Pro Se</i> Motion for Relief	Dismissed
042P05	State v. Christopher Harris, Jr.	Def's <i>Pro Se</i> Motion for Appropriate Relief	Dismissed
047P05	State v. William H. Suggs, Jr.	Def's <i>Pro Se</i> Notice of Appeal and Copies of Court Records	Dismissed
050P05	Jesse L. Shook v. State	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP04-970)	Dismissed
054A04	Christopher Young v. Great American Insurance Company of New York, et al.	Defs' (April S. Wortham, Ophelia Pechie and Shannon Steck Peele) Petition for Rehearing	Denied
054P02-2	State v. Bobby Ray Frye	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of	Denied

		the COA (COAP04-156)	
064P05	J. Calvin Cunningham and Lori Watson Berger v. Cynthia B. Sams	Def's Motion for Temporary Stay	Allowed 02/01/05
067P05	State v. Michael Jerome Richardson	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of Superior Court of Johnston County	Dismissed
070P05	State v. Roland Lee Watts, Jr.	1. Def's <i>Pro Se</i> Petition for Writ of Mandamus 2. Def's <i>Pro Se</i> Petition to Amend Writ of Mandamus 3. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Denied 2. Allowed 3. Allowed
071P05	In the Matter of the Court's Order Issued to the NC State Bar for an Investigation of November 30, 2004	Respondent's (Edward Brooks) <i>Pro Se</i> Motion to Compel Enforcement of Mandates of this Court's Orders	Dismissed
079PA04	In the Matter of: R.T.W.	Motion (NC Guardian Ad Litem Program) for Leave to Participate in Oral Argument	Denied 01/26/05
094P02-4	Ashley Stephenson, individually, and as a resident and registered voter of Beaufort County, North Carolina; et al. v. Gary Bartlett, as Executive Director of the State Board of Elections; et al.	Plts' Motion to Allow Direct Appeal and Review	Denied Martin, J., Recused
116A96-3	State v. Lesley Eugene Warren	Def's PWC to Review Superior Court of Guilford County	Denied Newby, J., Recused

135P02-2	State v. Garland Edward Pittman	Def's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
142PA04	Harry E. Stetser, Dale E. Nelson, and Michael de Montbrun, individually and on behalf of themselves and all others similarly situated v. TAP Pharmaceutical Products Inc.; Abbott Laboratories; Takeda Chemical Industries, Ltd., Johnson & Johnson; Ethicon Endo-Surgery, Inc.; Indigo Laser Corp.; David Jett; Christopher Coleman; Scott Hidalgo; and Eddy James Hack	1. Plts' Amended Motion to Withhold Plaintiff Appellants' Brief from the Public 2. Def's (Takada Chemical Industries, Ltd.) Motion to Seal Selected Portions of Plaintiff Appellant's Brief and Related Document	1. See Special Order 01/18/05 2. Allowed
215P02-5	State v. Stephan David Brooks	1. Def's <i>Pro Se</i> Petition for Writ of Mandamus 2. AG's Motion to Amend the State's Original Response to Defendant's PWC	1. Denied 2. Dismissed as moot
241P04-2	State v. Cleveland Sylvester Harris	1. Def's <i>Pro Se</i> Appeal to Withdrawal of Guilty Plea When Sentence Not In Accord with Plea Arrangement (PWC-O) 2. Def's Motion for Relief	1. Denied 2. Dismissed
249P04-3	State v. Larry Spencer Hill	Def's <i>Pro Se</i> Motion for Appropriate Relief	Denied
267P04	State v. Jose Felix Santiago Carrillo	1. Def's <i>Pro Se</i> Notice of Appeal Based Upon a Substantial Constitutional Question (COA03-725)	1. Dismissed ex mero motu 2. Denied

		<p>2. Def's <i>Pro Se</i> Petition for Discretionary Review Under N.C.G.S. § 7A-31</p> <p>3. Def's <i>Pro Se</i> Motion to Proceed In Forma Pauperis</p> <p>4. Def's <i>Pro Se</i> Motion For Appointment of Counsel</p>	<p>3. Allowed</p> <p>4. Dismissed ex mero motu</p>
282P04	State v. Tony Allen Walker	<p>1. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the Superior Court (89CRS25738)</p> <p>2. Def's <i>Pro Se</i> Motion for Appointment of Counsel</p>	<p>1. Denied</p> <p>2. Dismissed as moot</p>
283P04	State v. Howard Wesley Helton	<p>1. Def's <i>Pro Se</i> Notice of Appeal Based Upon a Constitutional Question (COA03-824)</p> <p>2. Def's <i>Pro Se</i> Petition for Discretionary Review Under N.C.G.S. § 7A-31</p> <p>3. AG's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>
291P04	State v. Jay William Hamrick	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Decision of the COA (COA03-402)	Denied

296P04	Baker, et al. v. Speedway Motorsports, et al.	Plt's (Hepler, Individually and as Administratrix) PWC to Review the Order of the COA (COAP04-451)	<p>Denied</p> <p>Temporary stay allowed <i>ex mero motu</i> 06/24/04 Stay Dissolved 02/03/05</p> <p>Martin, J., recused</p>
297P04	Baker, et al. v. Speedway Motorsports, et al.	<p>1. Plt's (Susan D. Baker) Motion for Stay of Trial Court Proceedings</p> <p>2. Plt's (Susan D. Baker) PWC to Review the Order of the COA (COAP04- 453)</p>	<p>1. Allowed 06/24/04 Stay Dissolved 02/03/05</p> <p>2. Denied</p> <p>Martin, J., recused</p>
298P04	Baker, et al. v. Speedway Motorsports, et al.	<p>1. Plt's (Margaret F. Lindsey) Motion for Stay of Trial Court Proceedings</p> <p>2. Plt's (Margaret F. Lindsey) PWC to Review the Order of the COA (COAP04-454)</p>	<p>1. Allowed 06/24/04 Stay Dissolved 02/03/05</p> <p>2. Denied</p> <p>Martin, J., recused</p>
299P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Bryan Heath Baker) Motion for Stay of Trial Court Proceedings	1. Allowed 06/24/04 Stay Dissolved 02/03/05

		2. Plt's (Bryan Heath Baker) PWC to Review the Order of the COA (COAP04- 455)	2. Denied Martin, J., recused
300P04	Baker, et al. v. Speedway Motorsports, et al.	1. Plt's (Steven P. Vanderhoof) Motion for Stay of Trial Court Proceedings 2. Plt's (Steven P. Vanderhoof) PWC to Review the Order of the COA (COAP04-456)	1. Allowed 06/24/04 Stay Dissolved 02/ 03/05 2. Denied Martin, J., recused
301P04	King, et al. v. Speedway Motorsports, et al.	1. Plt's (Edwin L. King) Motion for Stay of Trial Court Proceedings 2. Plt's (Edwin L. King) PWC to Review the Order of the COA (COAP04-450)	1. Allowed 06/24/04 Stay Dissolved 02/ 03/05 2. Denied Martin, J., recused
302P04	King, et al. v. Speedway Motorsports, et al.	1. Plt's (Patricia C. King) Motion for Stay of Trial Court Proceedings 2. Plt's (Patricia C. King) PWC to Review the Order of the COA (COAP04- 452)	1. Allowed 06/24/04 Stay Dissolved 02/ 03/05 2. Denied Martin, J., recused

306P04	State v. Dwight Parker, Sr.	<p>1. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the Superior Court (83CRS 3204, 83CRS 3285, & 83CRS 5516-17)</p> <p>2. Def's <i>Pro Se</i> Motion for Appointment of Counsel</p>	<p>1. Denied</p> <p>2. Dismissed as moot</p>
311P04	State v. Crystal Strobel	<p>1. Def's NOA Based Upon a Constitutional Question (COA03-566)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. AG's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>
312P04	State v. Timothy Warren Carrothers	Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-275)	Denied
319P04	State v. Kevin Ronald Peterson	<p>1. Def's NOA Based Upon a Constitutional Question (COA03-948)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Dismissed ex mero motu</p> <p>2. Denied</p>
321P04	Sandra J. Clark, Employee v. Wal- Mart, Employer Insurance Co. of the State of Pennsylvania, Carrier	<p>1. Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-435)</p> <p>2. Def's Motion to Amend Petition for Discretionary Review</p>	<p>1. Allowed</p> <p>2. Allowed</p>

331P04	State v. George Edward Harris, Jr.	<p>1. Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP02-843)</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion for Appointment of Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed as moot</p>
335P01-2	State v. Vincent Ingle	Def's <i>Pro Se</i> Petition for Discretionary Review	Dismissed
338P03-2	State v. Ross Allen Berryman-Bey	Def's <i>Pro Se</i> Motion for Relief	Dismissed
344P04	Benjamin F. Howard v. State of North Carolina	<p>1. Plt's <i>Pro Se</i> Petition for Discretionary Review for Application of State v. Michael (COAP04-472)</p> <p>2. Plt's <i>Pro Se</i> Motion for Hearing on the Merits</p> <p>3. Plt's <i>Pro Se</i> Motion for Counsel</p> <p>4. Plt's <i>Pro Se</i> Motion for Dismissal of Second-Degree Murder</p> <p>5. Plt's <i>Pro Se</i> Motion for Imposition of C.Y.O. Status & Hearing</p>	<p>1. Dismissed</p> <p>2. Dismissed</p> <p>3. Dismissed</p> <p>4. Dismissed</p> <p>5. Dismissed</p> <p>6. Dismissed</p> <p>7. Dismissed</p>

		<p>6. Plt's <i>Pro Se</i> Motion for Resentencing Considering Mitigation</p> <p>7. Plt's <i>Pro Se</i> Motion for Liberal Construement</p>	
347P04	State v. Lorenzo Manley	<p>1. Def's <i>Pro Se</i> Petition for Writ of Certiorari for Discretionary Review of the COA's Decision on Motion to Dismiss and Motion for New Trial (COAP04-457)</p> <p>2. Supplemental Amendment to Defendant's Motion to Dismiss and Motion for a New Trial</p> <p>3. Defendant's <i>Pro Se</i> "Petition for Rehearing on Petitioner's Writ of Certiorari for Discretionary Review on Trial Court and COA's Decision on Motion for New Trial and Motion to Dismiss"</p>	<p>1. Denied 10/06/04</p> <p>2. Allowed 10/06/04</p> <p>3. Denied</p>
359P03-2	Timothy A. Brewer v. State of North Carolina	Plt's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-756)	Dismissed
386P04-2	Stuart A. Middleton v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to	Dismissed

		Review the Order of the North Carolina Court of Appeals (COAP04-975)	
393P04	Glenn Harrison Andrews v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP04-364)	Dismissed
400A04	State v. Joshua Michael McAdoo	1. Def's Notice of Appeal Based Upon a Substantial Constitutional Question (COA03-1061) 2. AG's Motion to Dismiss Appeal	1. --- 2. Allowed
402A00-2	State v. Terry Alvin Hyatt	Def's Petition for Writ of Certiorari to Review the Order of the Superior Court	Denied
402P04	In Re: J.L.K., a minor juvenile	1. Respondent's (G.K.) PDR Under N.C.G.S. § 7A-31 (COA03-421) 2. Respondent's Motion to Reconsider PDR	1. Denied 10/06/04 2. Dismissed
404P04	Teresa H. Satorre, et al. v. New Hanover County Board of Commissioners, et al.	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA03-648) 2. Intervenors' (N.C. Counties and Property Insurance Pool Fund) Conditional PDR Under N.C.G.S. § 7A-31	1. Denied 01/21/05 2. Dismissed as moot 01/21/05

410P04	State v. Billy Lee Blackstock	<p>1. Def's NOA Based Upon a Substantial Constitutional Question</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31 (COA03-732)</p> <p>3. AG's Motion to Dismiss</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>
419P03-2	Thomas W. Hill v. Garford Tony Hill, Jewel Anne Hill, and the Estate of Sadie C. Hill	<p>1. Plt's <i>Pro Se</i> Notice of Appeal Based Upon a Constitutional Question (COA03-970)</p> <p>2. Plt's <i>Pro Se</i> Alternative Petition for Discretionary Review Under N.C.G.S. § 7A-31</p> <p>3. Defs' Motion to Dismiss Appeal</p> <p>4. Plt's <i>Pro Se</i> Motion to Waive Printing and Other Fees Chargeable to Appellant</p>	<p>1.---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>4. Denied</p> <p>Martin, J. Recused</p>
420P04	State v. David Michael McQueen	Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1251)	Denied
424P04	State v. Lawrence Jackson	Def's <i>Pro Se</i> Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-357)	Denied
428P04	In re: A.N.B. DOB 01/0799	Def's <i>Pro Se</i> Petitioner's (Mother) PDR Under N.C.G.S. § 7A-31 (COA03-501)	Allowed

462P04	State v. James Randall Harris	<p>1. AG's Motion for Temporary Stay</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG's PDR Under N.C.G.S. § 7A-31 (COA03-916)</p>	<p>1. Allowed 09/02/04 Stay Dissolved 02/03/05</p> <p>2. Denied</p> <p>3. Denied</p>
465A04	State v. Allen Mitchell Bailey	Def's NOA Based Upon a Constitutional Question (COA03-338)	Dismissed ex mero motu
476P04	Marshe Morgan v. Black Mountain Center/North Carolina Dept. of Health and Human Services	<p>1. Plt's Notice of Appeal Based Upon a Constitutional Question (COA03-555)</p> <p>2. Plt's Petition for Discretionary Review Under N.C.G.S. § 7A-31</p>	<p>1. Dismissed ex mero motu</p> <p>2. Denied</p>
479P04-2	James Franklin McClelland v. Department of Correction, et al.	Plt's <i>Pro Se</i> NOA	Dismissed ex mero motu
491PA04	State v. Timmy Wayne Speight	Def's Second Motion for Appropriate Relief	Allowed
498P04	State v. Harbert Locklear	<p>1. Def's NOA Based Upon a Constitutional Question (COA03-1260)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. AG's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>4. Dismissed ex mero motu</p>

		4. Def's Motion to Strike	
505P04	Home Savings Bank, SSB of Eden v. Colonial American Casualty and Surety Company and Community Bank Services, Inc.	1. Def's (Colonial American Casualty) Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1110) 2. Plt's Conditional Petition for Discretionary Review Under N.C.G.S. § 7A-31 3. Motion by the Surety Association of America for Leave to File Amicus Brief in Support of Petition for Discretionary Review	1. Denied 2. Dismissed as moot 3. Dismissed as moot
513P01-2	State v. Juan Antonio Moreno Arroyo	Def's <i>Pro Se</i> PWC to Review the Order of the Superior Court	Dismissed 12/29/04
515P97-2	State v. Jesse Thomas Graham	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP02-27)	Denied
516P04	William S. Mills, as Guardian ad Litem for Alex Pitts, et al. v. Richard Dwane, M.D., et al.	1. Defs' Petition for Order Recognizing Automatic Stay 2. Defs' Motion to Amend Petition for Order Recognizing Automatic Stay	1. Allowed 01/18/05 2. Allowed 01/18/05
521P04	Charles McCollum, Employer v. Atlas Van Lines, Employer Legion Insurance Comp. (In	1. Defs' Motion for Reconsideration of Denial of the October 11, 2004 Petition Filed	1. --- 2. Allowed

	Liquidation) through NC Insurance Guaranty Association	by Defs' for Discretionary Review Under N.C.G.S. § 7A-31 2. Defs' Motion to Withdraw December 17, 2004 Motion for Reconsideration of Denial of Petition Filed by Defendant for Discretionary Review	
524A04	State v. Christopher Deon Gattis	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA03-452) 2. AG's Motion to Dismiss Appeal	1. --- 2. Allowed
550P04	State v. Dennis Edward Fessler, II	Def's PDR Under N.C.G.S. § 7A-31 (COA03-1246)	Denied
556A04	Long Le, Ha Duong, and Emily Le v. Wake Medical Center, et al.	1. Plts' <i>Pro Se</i> Notice of Appeal Based Upon a Constitutional Question (COA04-1214) 2. Defs' (Wake Medical Center, Cortney Sherev, Kendra Graham, Brittany Johnson and Kathy Bryant) Motion to Dismiss Appeal 3. Defs' (Edgar Garrabrant, III, M.D. and Scott Hunter, CRNA) Motion to Dismiss Appeal	1. --- 2. Allowed 3. Allowed 4. Allowed and Remanded to trial court for consideration of appropriate sanctions 5. Allowed 6. Allowed and

		<p>4. Defs' (Edgar Garrabrant, III, M.D. and Scott Hunter, CRNA) Motion for Sanctions</p> <p>5. Def's (Michael D. Smith, M.D.) Motion to Dismiss Appeal</p> <p>6. Def's (Michael D. Smith, M.D.) Motion for Sanctions</p>	Remanded to trial court for consideration of appropriate sanctions
563P04	State v. Jerry Julian Hines	Def's PDR Under N.C.G.S. § 7A-31 (COA03-1367)	Denied
570P04	State v. Ted Scott	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA04-134)	Denied
574P04	George S. Georgy, and wife, Iris A. Georgy v. Shenouda S. Abdel-Malak and wife, Shahla M. Abdel- Malak	Def's PDR Under N.C.G.S. § 7A-31 (COA04-1260)	Denied
579P04	John W. White and his wife , Katherine A. White v. Consolidated Planning, Inc.; Park Avenue Securities, LLC; Guardian Investor Services Corp.; The Guardian Life Insurance Comp. Of America; Keyport Life Insurance Comp.; Provident Life and Accident Insurance Comp.; and Robert W. White	Def's (Consolidated Planning, Inc.) Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-483)	Denied
582P04	State v. Troy Giles Gaddy	Def's <i>Pro Se</i> PWC to Review the Order of the Superior Court	Dismissed
584P04	David Wayne Jordan v. State of North Carolina	1. Plt's <i>Pro Se</i> PWC to Review Order of COA (COAP04-417)	1. Dismissed 2. Allowed

		2. Plt's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	
585P04	Lauren R. Irwin v. Juanita H. Baker, Jewyl E. Dunn, Charles Mann, Sr.	1. Plt's <i>Pro Se</i> Petition for Writ of Habeas Corpus 2. Plt's <i>Pro Se</i> Motion for Discovery and Complete Disclosure	1. Denied 01/25/05 2. Dismissed as Moot 01/25/05
586P04	In the Matter of: R.A.C.	Respondent's (Mother) Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1463)	Denied
589P04	J. Rives Manning, Jr. and wife, Judy S. Manning, et al. v. The County of Halifax	Def's PDR Under N.C.G.S. § 7A-31 (COA03-1118)	Allowed
590P04	Bradley A. Elliott, et al. v. The County of Halifax	1. Def's Motion for Leave to File Reply to Appellee's Response to Petition for Discretionary Review 2. Def's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA03-1055)	1. Denied 1/07/05 2. Allowed
593P04	Christina Sisk, Employee, Plaintiff v. Tar Heel Capital Corp., Employer and Companion Property & Casualty Group, Carrier, Defendants	Plt's Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA04-45)	Denied
595P04	State v. Derek Marshall Jones	Def's PDR Under N.C.G.S. § 7A-31 (COA03-951)	Denied
596P04	State v. Makeo Lamarin Reid	Def's <i>Pro Se</i> Motion for Relief	Dismissed

597P03	Kenneth O. McHam v. North Carolina Mutual Life Insurance Company	<p>1. Plt's Motion for Reconsideration of Denial of PWC (COA99-1458)</p> <p>2. Plt's Motion for Admission <i>Pro Hac Vice</i> of Cynthia E. Young</p>	<p>1. Dismissed</p> <p>2. Dismissed as moot</p> <p>Edmunds, J., recused</p>
601P04	State v. Anthony Shawn Radford	Plt's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-869)	Dismissed
602P04	William James, et al. v. Gary Bartlett, et al.	Plts' Motion for Leave to File Amended Brief	Allowed 01/07/05
602P04	William James, et al. v. Gary O. Bartlett, et al.	<p>1. Plts' Motion for Injunctive Relief</p> <p>2. Plts' Petition for Writ of Mandamus</p> <p>3. Plts' Petition for Writ of Prohibition</p> <p>4. Plts' Petition for Writ of Supersedeas</p> <p>5. Plts' Motion for Temporary Stay</p> <p>6. Plts' Motion to Accept Discretionary Review Before Consideration by the COA, and to Suspend the Rules to Allow Expedited Review</p>	<p>1. See Special Order 12/03/04</p> <p>2. See Special Order 12/03/04</p> <p>3. See Special Order 12/03/04</p> <p>4. See Special Order 12/03/04</p> <p>5. See Special Order 12/03/04</p> <p>6. See Special Order 12/03/04</p>
602P04-2	William James, et al. v. Gary O. Bartlett, et al. and June S. Atkinson and W. Britt Cobb	1. Plaintiffs-Appellants' PDR Prior to Consideration of the COA Pursuant to Rule	1. See Special Order 12/22/04

		<p>15 and N.C.G.S. § 7A-31</p> <p>2. Plaintiffs-Appellants' Petition (Motion) for Writ of Supersedeas</p> <p>3. Plaintiffs-Appellants' Motion for Temporary Stay</p> <p>4. Plaintiffs-Appellants' Motion Under Rule 2 for an Expedited Briefing and Argument</p>	<p>2. See Special Order 12/22/04</p> <p>3. See Special Order 12/22/04</p> <p>4. See Special Order 12/22/04</p> <p>Parker, J. and Edmunds, J., recused</p>
603P04	<p>In the Matter of: The Foreclosure of the Deed of Trust Executed by Norris G. Dillahunt to John H. Harmon dated October 14, 1998, Recorded in Book 1556, Page 659, Craven County Registry</p>	<p>1. Petitioner's <i>Pro Se</i> (Dillahunt) Motion for Temporary Stay</p> <p>2. Petitioner's <i>Pro Se</i> (Dillahunt) Petition for Writ of Supersedeas</p> <p>3. Petitioner's <i>Pro Se</i> (Dillahunt) NOA</p> <p>4. Petitioner's <i>Pro Se</i> Motion to Dismiss Order of Trial Judge Russell Lanier</p> <p>5. Petitioner's <i>Pro Se</i> Notice of Appeal to the NC Supreme Court of the Denial of the Writ of Supersedeas on Dec. 20, 2004 for Lack of Jurisdiction and NC Rule 12- Sec 11</p>	<p>1. Denied 12/01/04</p> <p>2. Denied</p> <p>3. Dismissed ex mero motu</p> <p>4. Denied</p> <p>5. Dismissed ex mero motu</p>

604P04	State v. Danny Shane Pritchard	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP04-831)	Dismissed
608A04	In the Matter of: T.E.F.	AG's NOA (Dissent)(COA03-1128) 1. AG's Motion for Temporary Stay 2. AG's Petition for Writ of Supersedeas	1. Allowed 12/06/04 2. Allowed 02/1/05
609P04	Kent A. Chatfield and Christianna E. Noe v. Wilmington Housing Finance and Development, Inc.	1. Plts' Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA04-44) 2. Def's Conditional Petition for Discretionary Review Under N.C.G.S. § 7A-31	1. Denied 2. Dismissed as moot
610P04	Tony H. Adams and wife, Sally A. Adams v. Lemuel Todd Overcash and wife, Bonnie Ann Overcash	Defs' Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA04-109)	Denied
612P04	State v. Frederick Benjamin McQuaig	Def's Petition for Writ of Certiorari to Review the Order of the COA (COA04- 856)	Denied
614P04	A.H. Beck Foundation Company Inc., Plaintiff v. Jones Bros. Inc. and American Home Assurance Co., Defendants, Jones Bros, Inc. Third Party Plaintiff v. North Carolina Department of Transportation, Third Party Defendant	1. Def and Third Party Plaintiff's (Jones Bros., Inc.) Notice of Appeal Based Upon a Constitutional Question (COA03-1431) 2. Def and Third Party Plaintiff's (Jones Bros.,	1. Dismissed ex mero motu 2. Denied

		Inc.) Petition for Discretionary Review Under N.C.G.S. § 7A-31	
615P04	Eugene W. Ellison and Howard McGlohon v. City of Asheville, and Eagle Market Streets Development Corporation, A North Carolina Corporation	1. Plt's Petition for Writ of Certiorari to Review the Order of the COA (COA04-1498) 2. Defs' Motion to Dismiss Petition	1. Denied 2. Dismissed as moot
616P04	Enrique Corona Gomez v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Discretionary Review to Review Order of North Carolina Court of Appeals (COAP04-867)	Dismissed
617P04	State v. William Artis	Def's <i>Pro Se</i> Motion for Relief	Denied
618P04	Marvin Earl King v. State of North Carolina	1. Plaintiff's <i>Pro Se</i> Petition for Discretionary Review 2. Plaintiff's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Denied 2. Allowed
619P04	State v. Satiago Ibarra Torres	1. Def's <i>Pro Se</i> Petition for Writ of Certiorari To Review The Court of Appeals 2. Def's <i>Pro Se</i> Motion to Proceed in <i>Forma Pauperis</i> 3. Def's <i>Pro Se</i> Motion for Appropriate Relief	1. Dismissed 2. Allowed 3. Dismissed

620P04	James Devon Powell v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP04-904)	Denied
621P04	Barry Allen Gregory v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP04-762)	Dismissed
622A04	State v. James Donnell Alexander	Attorney General's NOA (Dissent) 1. AG's Motion for Temporary Stay 2. AG's Petition for Writ of Supersedeas	1. Allowed 12/15/04 2. Allowed 12/15/04
623P04	State v. Dwayne Antonio Nixon	Def's PDR, or Alternatively, PWC (COA04-28)	Denied
624A04	Stuart Wayne Tompkins v. N. C. Court of Appeals	1. Plt's <i>Pro Se</i> Notice of Appeal (COAP04-246) 2. Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of COA	1. Dismissed ex mero motu 2. Denied
625P04	George Neil Wynn, Jr. v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Writ of Certiorari to Review Order of Superior Court	Dismissed
626P04	Deborah Kay Loar v. Fidel Chavez Chavez	1. Def's Petition for Writ of Supersedeas (COA03-1212) 2. Def's PDR Under N.C.G.S. § 7A-31	1. Denied 2. Denied

627P04	State v. Jerry Lynn Stuart, Jr.	Defendant-Appellant's Emergency PWC to the Superior Court of Alamance County	See Special Order 12/22/04
629P04	Joseph Marion Head v. State of North Carolina	Plt's <i>Pro Se</i> Motion for Relief	Dismissed
630P04	Dennis Johnson and wife, Janice Johnson v. The News & Observer Publishing Co., The McClatchy Co., and McClatchy Newspapers d/b/a/The Smithfield Herald, and Jack Roberts	Defs' (N&O, McClatchy and Smithfield Herald) PDR Under N.C.G.S. § 7A-31 (COA03-1386)	Denied
631P02-2	State v. Eugene Pavin Strickland	Def's <i>Pro Se</i> Motion for Sentence Reduction and Consolidation	Denied
632P04	In the Matter of: The Petition of Central Telephone Company Concerning the Allocation Formula for Corporate Income Tax Purposes for the Year Ended December 31, 1991	1. Petitioner's (Central Telephone Co.) Notice of Appeal Based Upon a constitutional Question 2. Petitioner's (Central Telephone Co.) Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA 03-1313) 3. Respondent's (Secretary of Revenue, Tolson) Motion to Dismiss	1.--- 2. Denied 3. Allowed
634P04	Abdu Qaaliq Ibn Ismail v. State of North Carolina	Plt's <i>Pro Se</i> PWC to Review the Order of the Superior Court	Dismissed
635P04	Frederick L. Washington v. State of North Carolina	Plt's <i>Pro Se</i> Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COAP04-1082)	Denied

636P04	Christopher O. Gordon v. State of North Carolina	Plt's <i>Pro Se</i> Request for Certification of Cause to be Transferred to the Supreme Court for Review (COAP04-449)	Dismissed
637P04	State v. Wilbert Jordon	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Decision of the COA (COA99-970)	Denied
638P04	State v. Ernest Ellis	<p>1. AG's Motion for Temporary Stay</p> <p>2. AG's Petition for Writ of Supersedeas (COA03-1065)</p> <p>3. AG's PDR under G.S. 7A-31</p> <p>4. Def's Motion for Extension of Time to Respond to State's Petition for Discretionary Review</p>	<p>1. Allowed pending determination of the AG's PDR 12/23/04</p> <p>2.</p> <p>3.</p> <p>4. Allowed 01/03/05</p>
641P04	James Arthur Johnson v. Wayne Gay, Sheriff of Wilson County, North Carolina	Petitioner's Petition for Writ of Habeas Corpus	Denied 01/05/05
642A04	Charlie Lee Richardson v. North Carolina Department of Public Instruction and State Board of Education	<p>1. Plt's <i>Pro Se</i> Notice of Appeal Based Upon a Constitutional Question (COA04-1317)</p> <p>2. AG's Motion to Dismiss Appeal</p> <p>3. Plt's Petition for Writ of Certiorari to</p>	<p>1. ---</p> <p>2. Allowed</p> <p>3. Denied</p> <p>4. Denied</p>

		<p>Review the Order of the COA</p> <p>4. Plt's <i>Pro Se</i> Motion to Deny Def's Counsel's Stall Tactics</p>	
644P04	Jimmy Columbus Bell v. Bonnie Boyette, Superintendent, and the State	<p>Plt's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-990)</p>	Denied
645P04	State v. Edwin Johnson	<p>Def's <i>Pro Se</i> Petition for Discretionary Review Under N.C.G.S. § 7A-31 (COA04-282)</p>	Denied