

SUPREME COURT OF NORTH CAROLINA

PETITIONS

4 February 1999

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COMMON ABBREVIATIONS

Abbreviation	Full Term
NOA	Notice of Appeal
Def	Defendant
Plt	Plaintiff
PDR	Petition for Discretionary Review
Cert	Certiorari
AG	Attorney General

11P99*	Performance v. Lamba	(1) Motion for Temp. Stay	(1) Allowed 1/15
120A92-3	State v. Rouse	Def's Pet. for Writ of Cert.	Denied
14P99*	State v. Barrett	(1) AG's Motion for Temp. Stay (2) AG's Pet. for Writ of Supersedeas (3) AG's PDR	(1) Denied 1/20/99
178PA98	Dunkley v. Shoemate	NCATL's Motion for Leave to File Amicus One Day Out of Time	Allowed 1/7/99
182A92-2	State v. Rose	Def's PWC	Denied
188A98	Marcus Bros. v. Price	D-Appellant's Motion for Leave to File Record of	Denied 1/28/99

	Waterhouse, et al	US Bankruptcy Court	
215A96 -2	State v. Legrande	Plt's Pro Se Pet. for Writ of Habeas Corpus	Denied
215A96 -3	State v. Legrande	(1) Plt's Pro Se Motion for Judgment and Settlement on Pet. for Writ of Habeas Corpus (2) Plt's Pro Se Motion for Order of Release on Pet. for Writ of Habeas Corpus	(1) Denied (2) Denied
232A95 -2	State v. Richardson	(1) Def's Pet. for WofC to Review Order of Superior Court (2) State's Motion to Amend Response to Pet's Interlocutory PWC	(1) Allowed for the limited purpose of remanding to the superior court granting def/petitioner's motion for discovery (2) Allowed
271PA98	Sara Lee v. Carter	(1) Def's Motion to Amend the Record (2) Plt's Motion to Strike (3) Def's Motion to Strike	(1) Denied 1/27 (2) Court directs D's atty to show cause at/ before oral arg. why appendix in def's new brief should not be stricken 1/27/99 (3) Court direct plt's atty to show cause at/ before oral arg. as to why fn.5 & any ref. to it should not be stricken from plt's brief 1/27/99
30A81-3	State v. Brown	State's Request for Reconsideration	Dismissed 1/25/99

		<p>of Orders Denying State's pet. for</p> <p>Writs of Supersedeas and Prohibition and Motion for Temp. Stay</p>	
30A81-3	<p>State v. Brown a/k/a Dawud Abdullah Muhammed</p>	<p>(1) AG's Motion to Vacate Stay of Execution</p> <p>(2) AG's Motion for Temp. Stay</p> <p>(3) AG's Pet. for Writ of Supersedeas</p> <p>(4) AG's Pet. for Writ of Prohibition</p> <p>(5) AG's Pet. for Writ of Cert. to Review Order of Superior Court</p>	<p>(1) Denied 1/15/99</p> <p>(2) Denied 1/19/99</p> <p>(3) Denied 1/19/99</p> <p>(4) Denied 1/19/99</p> <p>(5) Denied 1/19/99</p>
329P98	<p>State v. City of Raleigh, Judges et al</p>	<p>(1) Plt's <i>Pro Se</i> Pet. for Writ of Cert.</p> <p>(2) Plt's <i>Pro Se</i> Motion to Supplement Discovery</p> <p>(3) Plt's <i>Pro Se</i> Motion to Amend</p>	<p>(1) Denied</p> <p>(2) Denied</p> <p>(3) Denied</p>

		the Petition for Writ of Cert for One of Chain/ Civil Conspiracy	
341P98	Calhoun v. Wayne Dennis Heating & Key Risk Mgt.	Def's PDR	Allowed MARTIN, J. RECUSED
365P98	State v. Jordan	Def's PWC to Review COA	Denied
376P98	Richardson v. Miller	Def's PDR	Denied MARTIN, J. RECUSED
378P98	State v. Williams	Def's Pro Se PWC to Review COA decision	Denied
385A84-5	State v. Green	Def's Motion for Stay of Execution	Allowed 2/1/99
385A97	State v. Hamilton	(1) Def's Pro Se Motion to Dismiss App. Counsel (2) Def's Pro Se Motion to Suspend Any and All Hearings & Rulings Pending Court Review (3) Def's Motion to Correct Errata in Brief on Appeal	(1) Denied (2) Denied (3) Allowed
399P98	Scott v. UCB	Def's (UCB) PDR	Denied

401P98	Koontz v. Davidson Co. Bd. of Adjust.	Frank's Motion to Withdraw as Counsel for Davidson Co. Bd. of Adjustment	Allowed 1/7/99 MARTIN, J. RECUSED
404P98	State v. Arellano	Def's Pro Se PWC	Denied
406P98	State v. Boykin	Def's PWC	Denied
415P98	Mitchell v. Taylor	Plt's PWC to Review COA Decision	Denied
416P98	Kiousis v. Kiousis et al	Defs' PDR	Denied
417A95-2	State v. Munsey	Def's Motion to Amend Def's Second Motion for Appropriate Relief	Allowed and remanded to Superior Court. 1/27/99
417P98	State v. Feimster	Def's PDR	Denied MARTIN, J. RECUSED
418A98	State Waddell	(1) Def's NOA Based on Dissent (2) Def's NOA Based on Const. Ques. (3) AG's Motion for Ext. of Time (4) AG's Motion to Dismiss Def's Appeal of Right (5) AG's Motion to Dismiss Def's	(1) (2) (3) Allowed (4) Denied (5) Denied (6) Allowed 10/19/98; stay dissolved & def's new brief is due on or before 4 March 1999.

		Appeal Based on Const. Ques. (6) Def's Motion to Stay Time for Filing Def's New Brief	
428P98	In the Matter of the Will of Calvin H. Buck	Caveator's PDR	Allowed
432P98	Estates v. Chapel Hill and Carpenter, et al	(1) Intervenors' PDR (2) Pets' Conditional PDR as to Additional Issues	(1)Denied (2) Denied MARTIN, J. RECUSED
442P98	State v. Dove	(1) AG's PDR (2) AG's Motion to Withdraw PDR	(1) Moot (2) Allowed 1-7-99
447P98	State v. Lomick	(1) Def's NOA Based Upon Const. Question (2) Def's PDR (3) AG's Motion to Dismiss Appeal	(1) Dismiss as Moot (2) Denied (3) Allowed
449A98	Brown v. Renaissance v. Brown	(1) Plts' & 3rd Party Def's NOA (2) Def's Motion to Dismiss	(1) (2) Allowed (3) Denied. This Court ex mero motu grants a writ of certiorari for one issue based on the dissenting opinion: whether the COA erred by affirming the trial court's dismissal

		(3) Def's Conditional PDR as to Add'l Issues	of plts' claim in view of the trial court's failure to address whether George W. Brown, Jr. acted within the scope of his authority when he executed the two notes.
450P98	Brocker v. Perdue Farms	Plt's PDR	Denied
451P98	Hoots v. Lokey	Def's PDR	Denied
452P98	State v. Beddingfield	Def's PWC	Denied
458P98	Fender & Rebuildable Cars v. Deaton	Def's PDR	Denied PARKER, J. RECUSED
459P98	Felmet v. Duke Power	Plt's PDR	Denied
460P98	State v. Wright	Def's Pro Se PDR	Denied
462P98	Concord v. McClamrock	Def's Pro Se Motion to Reconsider Complaint of Judicial Misconduct and Motion to Move Subject Case to Jurisdiction of NC Supreme Court	Dismissed
465P98	Brewer v. Cabarrus Plastics	Def's PDR	Denied
473P98	Wilson v. Donayre, M.D.	Plt's PDR Under G.S. 7A-31	Denied MARTIN, J. RECUSED

477P98	State v. Easterling	Def's PWC to Review Order of Superior Court	Denied
488P98	Everett v. Sara Lee	Plt's PDR	Denied
491P98	State v. Chatham	Def's PDR	Denied
494P98	Openshaw v. Buxton Chiropractic Clinic and Nationwide Ins. Co.	Plt's PWC to REview Decision of NC COA	Denied
503P98	Whitley v. Whitley	Plt's PDR	Denied
511P94	Lin v Lin	Plt's PWC.	Denied
513P98	State v. Messer	Def's PDR Prior to Determination by NC COA	Denied
514P98	Webb et al v. Berryman	Plts' PDR	Denied
518P98	State v. Mosby	Def's Pro Se PWC to Review Order of Superior Court	Denied MARTIN, J. RECUSED
520P98	State v. Worthington	Def's Pro Se PWC	Denied
522P98	State v. Green	Def's pro Se Motion for Appropriate Relief	Dismissed
526P98	In Matter of: Robinson	Caveator's PDR	Denied
527P98	Leonard et al v. Lowe's Home Center	Plts' PDR	Denied
542P98	Moseley v. Blythe and Alexis	Defs' PDR	Denied

544P98	Sanders v. Broyhill	Def's PDR	Denied
545P98	State v. Worney	(1) Def's NOA Based Upon Const. Question (2) Def's PDR (3) AG's Motion to Dismiss Appeal	(1) Denied (2) Denied (3) Allowed MARTIN, J. RECUSED
548P98	In re Declaratory Ruling Durham Co. v. NCDENR	Plt's PDR	Denied
550P98	State v. Cherry	Def's Pet. for WofC	Allowed
553P98	State v. Brock	Def's Pro Se PWC	Denied
555P98	Bowers v. Thomasville	(1) Pets/Appellants' PDR as to Sewer Annex Service Plan (2) Res/Appellee's PDR as to Disparate Water Price Issue (3) Res/Appellee's PDR as to Farm Use Tax Exempt Property	(1) Denied (2) Denied (3) Denied MARTIN, J. RECUSED
557P98	Thorn v. Scherrer	Plt's PDR	Denied MARTIN, J. RECUSED

577A97	State v. Cheek	Def's Motion to Amend Record on Appeal	Allowed
578A97*	State v. Hedgepeth	Def's Motion to Amend Record on Appeal	Allowed 2/1/99
613PA97*	Frye Regional v. Hunt	(1) Def/App & Intervenor/App Requesting the Court take Judicial Notice (2) Intervenor's Motion to Strike (3) Intervenor's Motion for Extension. of Time to File Brief (4) Plt-Appellee's Motion to add to Record on Appeal	(1) Denied 2/4/99 (2) Dismissed as Moot 2/4/99 (3) Allowed 6/24/98 (4) Denied 2/4/99
7P99	O'Brien v. O'Brien	Plt's PDR	Denied

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