

SUPREME COURT OF NORTH CAROLINA

PETITIONS

Decided by the Court in Conference: 12 June 2003

{Posted on the Internet Web Site: 16 June 2003 at 2:40 p.m.}

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

PETITIONS

12 June 2003

001P02-2	Sharon Shackelford- Moten v. Lenoir County Dept. of Social Services	Plt's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA00-1513-2)	Denied
009A03*	State Employees Association of North Carolina, Inc. v. State of North Carolina; Michael F. Easley, Governor of North Carolina, et al.	Plt's Motion to Strike Portions of Defendant-Appellees' Brief	Denied

026P03	State v. Gregory Allen Gant	<p>1. Def's NOA Based Upon a Constitutional Question (CO2-393)</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>
032P03	In the Matter of: Lamont Orlando Mayhew	Respondent's (Mayhew) PDR Under N.C.G.S. § 7A-31 (COA02-47)	Denied
039P02-2*	State of North Carolina, Respondent v. Joseph Osmar Jones, Petitioner	Petitioner's Petition for Writ of Habeas Corpus	Denied 05/30/03
041P03	Wayne Thomas Johnson v. Julian Doby, Christopher Watkins and David Barber, in their individual capacities	Plt's <i>Pro Se</i> PWC to Review the Order of the Superior Court	Denied
047P03	Diane Wilson Bowen, Executrix of the Estate of Bruce Pickett Wilson v. Pamela Y. Mabry, Executrix of the Estate of Josephine Downer Wilson	<p>1. Def's PDR Under N.C.G.S. § 7A-31 (COA02-357)</p> <p>2. Def's PWC to Review the Decision of the COA</p>	<p>1. Allowed</p> <p>2. Dismissed as Moot</p>
058P03	Wayne Thomas Johnson v. J.B. Allen, Jr., Superior Court Judge, Respondent	Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus	Denied

068P03	State v. John Wesley Oliver and George Moore	1. Defs' NOA Based Upon a Constitutional Question (COA02-177) 2. Defs' PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied
072P03	State v. Benjamin Carl Harding	Def's PDR Under N.C.G.S. § 7A-31 (COA02-313)	Denied
081A03	Michelle Battle Phillips v. A Triangle Women's Health Clinic, Inc. and Stuart L. Schnider, M.D.	1. Plt's NOA (Based Upon a Dissent) (COA01-1418) 2. Def's (Schnider) PDR as to Additional Issues	1. --- 2. Allowed
083P03	State v. James Ben Smith	Def's PDR Under N.C.G.S. § 7A-31 (COA01-1360)	Denied
087P03	Bernice Leo Freeman v. Dorothy Janie (sic) Freeman	Plt's PDR Under N.C.G.S. § 7A-31 (COA02-222)	Denied
088A03*	Valerie Meschter Williams v. Janice T. Levinson, et al.	Plt's Motion to Amend the Record on Appeal	Allowed 05/06/03
093P03*	Harleysville Mutual Ins. Co. v. Clayton Narron and Paula Narron	1. Plt's Motion for Temporary Stay 2. Plt's Petition for Writ of Supersedeas 3. Plt's Motion to Withdraw Petition for Writ of Supersedeas	1. --- 2. --- 3. Allowed 05/22/03

097P03	Deborah M. Lakey, Employee v. U.S. Airways, Inc., Employer and Insurance Company of the State of Pennsylvania (Alexsis, Servicing Agent, Carrier-Defendants)	Defs' PDR Under N.C.G.S. § 7A-31 (COA02-244)	Denied
125P03 *	In the Matter of: Jesse Bikman	Respondent's (Barbara Bikman) Petition for Writ of Mandamus	Denied 05/28/03
127P03	State v. David Tyrone Duncan	<p>1. Defendant's <i>Pro Se</i> Petition for Writ of Mandamus</p> <p>2. Defendant's <i>Pro Se</i> Motion for Evidentiary Hearing in Support of Mandamus</p> <p>3. Defendant's <i>Pro Se</i> Motion for Expert Funds</p> <p>4. Defendant's <i>Pro Se</i> Motion for Appointment of Counsel</p> <p>5. Motion to Proceed <i>In Forma Pauperis</i></p>	<p>1. Denied 05/19/03</p> <p>2. Denied 05/19/03</p> <p>3. Denied 05/19/03</p> <p>4. Denied 05/19/03</p> <p>5. Allowed 05/19/03</p>
131P01-5	State v. Anthony Dove	1. Def's <i>Pro Se</i> Petition for Rehearing on PDR/Petition to Have Error Corrected	<p>1. Dismissed</p> <p>2. Dismissed</p> <p>3. Dismissed</p>

		<p>2. Def's <i>Pro Se</i> Petition for Rehearing</p> <p>3. Def's <i>Pro Se</i> Motion for Court to Determine if a Witness Charged With "Accessory After the Fact" Possesses "A Privilege Not to Testify"</p>	
134P03	State v. Delmar Stacy Penn	Def's PDR Under N.C.G.S. § 7A-31 (COA02-488)	Denied
138P03	Betty L. Johnson v. Piggly Wiggly of Pinetops, Inc..	Def's PDR Under N.C.G.S. § 7A-31 (COA02-263)	Denied
139P03	Taylor's Nursery, Inc. and Richard B. Taylor, Jr. v. Baylor Boys, Inc., Marlowe Developers of Raleigh, L.L.C., Marlowe Developers Partnership, and Daniel Stewart Marlowe, Individually	Defs' PDR Under N.C.G.S. § 7A-31 (COA02-134)	Denied
140P03	Lisa Hollifield, Administratrix of the Estate of Marie Self, et al. v. City of Hickory, et al.	Plts' PWC to Review the Decision of the COA (COA02-483)	Denied
148P03-2	State v. Johnie B. Erwin, Jr.	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-18)</p> <p>2. Def's <i>Pro Se</i> PWC to Review</p>	<p>1. Dismissed</p> <p>2. Dismissed</p> <p>3. Allowed</p> <p>4. Denied</p>

		<p>the Order of the Superior Court</p> <p>3. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>4. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	
159A02	Ralph G. Willey, Guardian Ad Litem for Elizabeth Mullins, Minor Daughter of William Henry Mullins, Deceased Employee v. Williamson Produce, Employer, et al.	Def's Petition for Rehearing	Denied 05/27/03
161P03	State v. David Leon Anderson	Def's PDR Under N.C.G.S. § 7A-31 (COA02-490)	Denied
167P03	Janice McCandless, and husband, Melvin McCandless, Faye Taylor Modlin, and husband, James David Modlin, Delores Alexander, and husband, Victor Alexander, Agnes Bembridge, and husband, John Bembridge, Minnie Comstock, and husband, Howard Comstock v. Weyerhaeuser Company, a Washington Corporation, East Carolina Supply Company, Inc., CRS Serrine Engineers, Inc., and Foster Technical Services, Inc.	<p>1. Def's (Weyerhaeuser Company) PWC to the Superior Court of Martin County</p> <p>2. Motion by North Carolina Citizens for Business and Industry, the North Carolina Forestry Association, the North Carolina Association of Self- Insurers, and the Manufacturers and Chemical Industry Council of North Carolina for Leave to File</p>	<p>1. Denied</p> <p>2. Dismissed as Moot</p>

		<i>Amicus Curiae</i> Brief (Conditional Motion)	
185P03	State v. Tony Hadden	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP02-612)</p> <p>2. Def's <i>Pro Se</i> Motion to Appoint Counsel</p> <p>3. Def's <i>Pro Se</i> Motion to Supplement PWC (filed as Supporting Information Pursuant to Rule 21(d) of N.C. R. App. P.)</p>	<p>1. Denied</p> <p>2. Denied</p> <p>3. Allowed</p>
188P02-2	State v. Tyrone Michael Brinkley	Def's <i>Pro Se</i> Motion for Bond Hearing	Denied
188P03	State v. Charles Anthony Hall	Def's PDR Under N.C.G.S. § 7A-31 (COA02-460)	Denied
189P03	State v. Custodio Olea Ramirez	Def's PDR Under N.C.G.S. § 7A-31 (COA02-453)	Denied
192P03	State v. Steven Leonard Samuels	Def's PDR Under N.C.G.S. § 7A-31 (COA02-687)	Denied
196P03	State v. Christopher Leon Blakney	Def's PDR Under N.C.G.S. § 7A-31 (COA02-592)	Denied

197P03	Sue Womble Loy v. Joshua Brandon Martin and Kenneth Martin	Def's PDR Under N.C.G.S. § 7A-31 (COA02-540)	Denied
198P03	Norris Brotherton and wife, Edith Brotherton v. The Point on Norman, LLC and ESP Associates, P.A.	Def's (Point on Norman, LLC) PDR Under N.C.G.S. § 7A-31 (COA02-668)	Denied
203A03	Bradley Beall and Adrienne Beall v. David Beall	1. Def's PDR Under N.C.G.S. § 7A-31 (COA02-743) 2. Def's NOA Based Upon a Dissent 3. Def's Motion to Dismiss Both Appeal and Petition for Discretionary Review	1. --- 05/19/03 2. --- 05/19/03 3. Allowed 05/19/03
204P03	Kenneth R. McKinnon, Employee v. L & S Holding Company, t/a Woodland Farms, Employer, and Key Benefit Services, Carrier	Def's (Key Benefit Services) PDR Under N.C.G.S. § 7A-31 (COA02-681)	Denied
205P03	State v. Frederick Dean Morgan	Def's PDR Under N.C.G.S. § 7A-31 (COA02-620)	Denied
206A03	Carolyn Averitt Lancaster, Charles S. Fox, individually and as Executor of the Estate of Cornelia Averitt Fox, deceased, Jane Gregg Derby, Sabra Gregg Campbell and Mary Mac Gregg Wilkinson v. Maple Street Homeowners Association, Inc., a Nonprofit North Carolina Corporation	1. Plts' NOA Based Upon COA Dissent (COA02-666) 2. Def's NOA Based Upon a Constitutional Question	1. --- 2. Dismissed <i>ex mero motu</i> 3. Denied

		3. Def's PDR Under N.C.G.S. § 7A-31	
207P03	State v. Christopher Rymil Harrison	Def's PWC to Review the Decision of the COA (COA00-834)	Denied
208P03	State v. Robert Douglas Batten	1. Def's NOA Based Upon a Constitutional Question (COA02-984) 2. Def's PDR Under N.C.G.S. § 7A- 31 3. AG's Motion to Dismiss	1. --- 2. Denied 3. Allowed
209P03	State v. Shane Michael Newsome	1. Def's NOA Based Upon a Constitutional Question (COA02-792) 2. Def's PDR Under N.C.G.S. § 7A- 31 3. AG's Motion to Dismiss	1. --- 2. Denied 3. Allowed
210P03	State v. James Wayne Little	1. Def's NOA Based Upon a Constitutional Question (COA02-957)	1. --- 2. Denied 3. Allowed

		<p>2. Def's PDR Under N.C.G.S. § 7A- 31</p> <p>3. AG's Motion to Dismiss</p>	
212P03	<p>Carl G. Ivarsson, Jr., Carl A. Barrington, Jr., Edward Thomas Brady, Larry J. McGlothin, George J. Franks, IV, Paul F. Herzog, Jack E. Carter, Joanna Shober, Ray Colton Vallery, James R. Paris, Coy E. Brewer, Jr., Robert L. Cooper, and Allen W. Rogers v. The Office of Indigent Defense Services and the Commission of Indigent Defense Services</p>	<p>Plts' PDR Under N.C.G.S. § 7A-31 (COA02-36)</p>	<p>Denied</p> <p>Brady, J., recused</p>
213P03	<p>Mary Terry, Employee v. PPG Industries, Inc., Employer and Key Risk Management Services, Inc., Carrier</p>	<p>Defs' PDR Under N.C.G.S. § 7A-31 (COA02-342)</p>	<p>Denied</p>
215P02-2	<p>State v. Stephan David Brooks</p>	<p>1. Def's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA02-851)</p> <p>2. Def's <i>Pro Se</i> 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. See Special Order</p>
217P03	<p>State v. Eldridge Frank Wolfe</p>	<p>1. Def's NOA Based Upon a Constitutional Question (COA02-388)</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>

		<p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. AG's Motion to Dismiss</p>	
218P03	Benjamin Franklin Pass v. Jacqueline Odette Beck	Def's PWC to Review the Order of the COA (COA02-669)	Denied
219P03	State v. Johnny Wells	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-37)</p> <p>2. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Denied</p>
224P03	Donald F. Swain, and wife, Ann W. Swain v. Preston Falls East, L.L.C., et al.	Plts' PDR Under N.C.G.S. § 7A-31 (COA02-266)	Denied
225P03	Millette M. Clontz v. St. Mark's Evangelical Lutheran Church, a/k/a St. Mark Lutheran Church, a/k/a St. Mark's Lutheran Church, Harry A. Sloop and H. Allen Sloop	Def's (St. Mark's Evangelical Lutheran Church) PDR Under N.C.G.S. § 7A-31 (COA02-606)	Denied
227P03	Larry McLeod Pulley v. Edward H. McCormick, Chief District Court Judge	Plt's Motion for Relief Under Article 17 "Writs"	Denied
229P03	Charles E. Boyd v. Kenneth J. Howard, Joyce M. Howard, and The Four Hunters, Inc.	Plt's PDR Under N.C.G.S. § 7A-31 (COA02-534)	Denied
230P03*	State v. Eva Kathleen Barlowe	1. AG's Motion for Temporary Stay	1. Allowed pending determination of the State's

		2. AG's Petition for Writ of Supersedeas	PDR 05/09/03 2.
231P03	Jerome P. Reimann v. Research Triangle Institute and Dr. Victoria F. Haynes	1. Defs' Motion to Allow the Filing of a Response Opposing Plaintiff-Appellant's Petition by May 19, 2003 2. Plt's Pro Se PDR Under N.C.G.S. § 7A-31 (COA02-1061) 3. Plt's Pro Se Petition for Writ of Supersedeas to Stay COA Mandate 4. Plt's Pro Se Petition for Writ of Mandamus to Superior Court on Summary Judgment by Default 5. Plt's Pro Se Motion for Reconsideration of 14 March [sic] 2003 Order Allowing Defendants' 19 May 2003 Pleading	1. Allowed 05/14/03 2. Denied 3. Denied 4. Denied 5. Dismissed Orr, J., recused

232P03	Larry Carroll, Employee v. Living Centers Southeast, Inc., Employer RSKCo, Servicing Agent	1. Defs' Motion for Temporary Stay 2. Defs' Petition for Writ of Supersedeas 3. Defs' PDR Under N.C.G.S. § 7A- 31 (COA02-647) 4. Plt's Motion to Deny PDR	1. Allowed 05/07/03 Dissolved 06/12/03 2. Denied 3. Denied 4. Dismissed as Moot
234P03	State v. Eric Renard Williams	1. Def's NOA Based Upon a Constitutional Question (COA02-597) 2. Def's PDR Under N.C.G.S. § 7A-31 3. AG's Motion to Dismiss	1. --- 2. Denied 3. Allowed
235P03	Alex H. Thompson and wife, Sheila Thompson, Plaintiffs v. Lee County, Defendant and Third- Party Plaintiff v. Michael S. Waters, d/b/a Waterhouse Realty & Construction, Third- Party Defendant	Plt's PDR Under N.C.G.S. § 7A-31 (COA02-711)	Denied
236P03	Susan F. Johnson v. Board of Trustees of Durham Technical Community College	Def's PDR Under N.C.G.S. § 7A-31 (COA02-356)	Allowed
237P03	State v. Adrian Devon Murray	1. Def's NOA Based Upon a Constitutional Question (COA02-653)	1. --- 2. Denied 3. Allowed

		<p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. Def's <i>Pro Se</i> Motion to Supplement NOA and PDR</p> <p>4. AG's Motion to Dismiss</p>	4. Allowed
243P03	Julius M. Benton, Jr. v. Sutherland Precision Framing and American International Underwriters/AIGCS	Plt's PWC to Review the Decision of the COA (COA02-548)	Denied
244P03-2*	Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents	Petitioner's <i>Pro Se</i> Show Cause Order on Respondents	Dismissed 05/19/03
244P03-3*	Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents	<p>1. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p> <p>2. Petitioner's <i>Pro Se</i> Motion for Reconsideration of Denial of Petition for Writ of Habeas Corpus</p>	<p>1. Denied 05/19/03</p> <p>2. Denied</p>
244P03-4*	Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents	<p>1. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p> <p>2. Petitioner's <i>Pro Se</i> Petition for</p>	<p>1. Denied 05/27/03</p> <p>2. Denied 05/27/03</p> <p>3. Denied 05/27/03</p>

		<p>Writ of Mandamus</p> <p>3. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p> <p>4. Petitioner's <i>Pro Se</i> Motion for Reconsideration of Denial of Petition for Writ of Habeas Corpus</p>	<p>4. Denied</p>
244P03-5*	<p>Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents</p>	<p>Petitioner's <i>Pro Se</i> Motion to Reduce Amount and to Make Bond Unsecured</p>	<p>Denied 06/05/03</p>
244P03-6*	<p>Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents</p>	<p>1. Petitioner's <i>Pro Se</i> Motion to Dismiss Indictments</p> <p>2. Petitioner's <i>Pro Se</i> Petition for Writ of Mandamus</p> <p>3. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p>	<p>1. Denied</p> <p>2. Denied</p> <p>3. Denied</p>
244P03*	<p>Billy Watkins, Petitioner v. Will M. Oakley, a Sheriff's Officer, and Ms. Tracey Cline, Assistant District Attorney, Durham County, Respondents</p>	<p>1. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p> <p>2. Petitioner's <i>Pro Se</i> Motion for</p>	<p>1. Denied 05/12/03</p> <p>2. Denied 06/05/03</p> <p>3. Denied</p>

		<p>Reconsideration of No. 244P03 for Writ of Habeas Corpus</p> <p>3. Petitioner's <i>Pro Se</i> Motion to Amend Petition for Writ of Habeas Corpus</p> <p>4. Petitioner's <i>Pro Se</i> Motion to Set Unsecured Bond</p> <p>5. Petitioner's <i>Pro Se</i> Motion to Amend Petition for Writ of Habeas Corpus</p> <p>6. Petitioner's <i>Pro Se</i> Motion to Subpoena Witnesses to Court</p>	<p>4. Denied</p> <p>5. Denied</p> <p>6. Denied</p>
245P03	State v. Marvin L. Hackney	Def's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
247P03	State v. Reginald Terrell Leach	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-288)</p> <p>2. Def's <i>Pro Se</i> Motion to Appoint Counsel</p> <p>3. Def's <i>Pro Se</i> Motion to Proceed</p>	<p>1. Dismissed</p> <p>2. Denied</p> <p>3. Allowed</p>

		<i>In Forma Pauperis</i>	
248P03	State v. Alfonzo Meeks	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-136)</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p>	<p>1. Dismissed</p> <p>2. Allowed</p>
250P03	State v. George Smith	Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA01-1185)	Denied
251P03	State v. Arthur E. Butler	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP03-270)	Denied
252P03	In the Matter of the Application of: Charles Wesley DeFoor, III for a Writ of Habeas Corpus	Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied 05/14/03
254P03	Dennis E. Yarrell v. Judge William C. Griffin, Jr., Beaufort County Courthouse	Plt's <i>Pro Se</i> Motion for an Order	Denied
255P03	Bennie Jay Eatmon v. Southern States Coop., Inc.	<p>1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COA03-152)</p> <p>2. Plt's <i>Pro Se</i> Motion for Enlargement of Time to File Brief</p>	<p>1. Dismissed</p> <p>2. Denied</p> <p>3. Dismissed <i>ex mero motu</i></p> <p>4. Denied</p>

		<p>and Supply Other Materials</p> <p>3. Plt's <i>Pro Se</i> PWC to Review the Order of the COA (Filed as NOA)</p> <p>4. Plt's <i>Pro Se</i> Motion for Enlargement of Time to File Pleadings and Acquire the Transcript</p>	
256P03*	Robert E. Spencer v. T.R. Carroll	Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied 05/15/03
260P03	Lonnie Kim Severt v. Robert Doyle Cox, Herman J. Cox, Jr. and Kyle Ray Harris	<p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA02-409)</p> <p>2. Def's (Kyle Ray Harris) Conditional PDR as to Additional Issues</p>	<p>1. Denied</p> <p>2. Dismissed as Moot</p>
263P03	State v. Darren Jerome Adams	Def's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
266P03	State v. William Antone Johnson	Def's PDR Under N.C.G.S. § 7A-31 (COA02-611)	Denied
267P03	Kathlyn D. Ditscheiner v. Jelly Beans LLC	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA02-486)	<p>1. Denied</p> <p>2. Dismissed as Moot</p>

		<p>2. Def's Motion to Dismiss Appeal</p> <p>3. Def's Conditional PDR as to Additional Issues</p>	<p>3. Dismissed as Moot</p>
268P03	<p>Harleysville Mutual Insurance Company v. Zurich-American Insurance Company and St. Paul Fire and Marine Insurance Company</p>	<p>Plt's PDR Under N.C.G.S. § 7A-31 (COA02-720)</p>	<p>Denied</p>
269P03	<p>State v. Steven Lamar Partridge</p>	<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 (COA02-1289)</p>	<p>1. Allowed 05/23/03</p> <p>2. Allowed</p> <p>3. Allowed</p>
270A03	<p>Katherine T. Lange v. David R. Lange</p>	<p>1. Def's NOA (Dissent) (COA02-567)</p> <p>2. Def's PDR as to Additional Issues</p> <p>3. Plt's Conditional Petition as to Additional Issues</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Dismissed as Moot</p>
273P03*	<p>State v. David Martin Beasley Young</p>	<p>Writ of Habeas Corpus</p>	<p>Denied 05/30/03</p>

279P03	State v. Dennis Everett, Jr.	Def's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
283P03*	State of N.C., Respondent v. Erin Ashley Gibbs, Petitioner	Petitioner's Petition for Writ of Habeas Corpus	Denied 06/05/03
288P03	State v. Jose J. Gonzalez	1. Def's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA02-1173) 2. Plt's PDR Under N.C.G.S. § 7A-31	1. Dismissed <i>ex mero motu</i> 2. Denied
293P03	State v. Michael Robert Hyman	Def's PWC to Review the Decision of the COA (COA01-1397)	Denied
293PA02*	Michael A. Colombo, Administrator CTA of the Estate of Hazel Piland Stevenson, Deceased v. George M. Stevenson, III, et al.	Defs' (George M. Stevenson, III and Susan Stevenson) Petition for Rehearing	Denied
294P03	Reuben Loreda; J. Frank Wood, Jr., as Guardian <i>ad litem</i> of Stacey Jasmine Loreda and Thomas Berkau, as Administrator of the Estate of Henry Loreda, Minor/Deceased and Amelia Torres, as Administratrix of the Estate of Victoria Torres, Plaintiffs v. CSX Transportation, Inc.; Norfolk Southern Corporation; Norfolk Southern Railway Company; D.A. Gilbert, Defendants and CSX Transportation, Inc.; Norfolk Southern Railway Company, Third-Party Plaintiffs v. Amelia Torres, as Administratrix of the Estate of	1. Plts' (Reuben Loreda; J. Frank Wood, Jr., as Guardian <i>ad litem</i> of Stacey Jasmine Loreda; and Thomas Berkau, as Administrator of the Estate of Henry Loreda, Minor/Deceased) Motion for Temporary Stay	1. Denied 2. 3. 4. Denied 5. 6.

**Victoria Torres, Third-Party
Defendant**

2. Plts' (Reuben Lored; J. Frank Wood, Jr., as Guardian *ad litem* of Stacey Jasmine Lored; and Thomas Berkau, as Administrator of the Estate of Henry Lored, Minor/Deceased) Petition for Writ of Supersedeas

3. Plts' (Reuben Lored; J. Frank Wood, Jr., as Guardian *as litem* of Stacey Jasmine Lored, and Thomas Berkau, as Administrator of the Estate of Henry Lored, Minor/Deceased) Petition for Writ of Certiorari to Review the Order of the Superior Court

4. Plt's (Amelia Torres as Administrator of the Estate of Victoria Torres) Motion for Temporary Stay

5. Plt's (Amelia Torres as Administrator of

		<p>the Estate of Victoria Torres) Petition for Writ of Certiorari to Review the Order of the Superior Court</p> <p>6. Def's (CSX Transportation, Inc.) Motion for Sanctions</p>	
296A03*	In the Matter of: Travis Ray Butts	<p>1. AG's Motion for Temporary Stay</p> <p>2. AG's Petition for Writ of Supersedeas</p> <p>3. AG's NOA Based Upon a Dissent (COA02-531)</p>	<p>1. Allowed 06/06/03</p> <p>2.</p> <p>3.</p>
379A95-4	State v. Jeffrey Karl Meyer	Def's Motion to Recuse Justice Brady and Chief Justice Lake	<p>Denied</p> <p>Lake, C.J. and Brady, J. recused</p>
389A96-2	David Kent Williams, Petitioner v. State of North Carolina, Respondent	<p>1. Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus</p> <p>2. Petitioner's <i>Pro Se</i> Amended Petition for Writ of Habeas Corpus</p>	<p>1. Denied 06/06/03</p> <p>2. Denied 06/06/03</p> <p>3. Denied 06/06/03</p>

		3. Petitioner's <i>Pro Se</i> Second Amended Petition for Writ of Habeas Corpus	
398A00	State v. Ronald O'Neal Valentine	1. Def's Motion for Leave to Submit Third Supplemental Brief 2. AG's Motion for Leave to Submit Third Supplemental Brief for the State	1. Allowed 2. Allowed
409P02-2	State v. Steven Wayne Bell	Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA01-811)	Denied
490P02-2	State v. Timothy Glenn Smith	1. Def's <i>Pro Se</i> PWC to Review the Order of the Superior Court 2. Def's <i>Pro Se</i> Motion to Appoint Counsel 3. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 2. Denied 3. Allowed
563A99-2*	State v. Ronald Lee Poindexter	1. Def's Motion to Distribute Written Timeline for Reference During Oral Argument	1 Denied 05/06/03

		2. Def's Motion for Appropriate Relief	2. See Special Order 05/22/03
597P01-2	State v. Maechel Shawn Patterson	1. Def's <i>Pro Se</i> PWC to Review the Order of the Superior Court 2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i> 3. Def's <i>Pro Se</i> Motion to Appoint Counsel	1. Dismissed without prejudice to file at COA 2. Allowed 3. Denied
651P02	Mary Tate Lee, Employee, Plaintiff v. Brian Center, Employer, Self-Insured/Key Risk Management Services, Defendant-Servicing Agent	Def's (Brian Center) PWC to Review the Decision of the COA (COA01-650)	Allowed
653A02	North Carolina Forestry Association v. North Carolina Department of Environmental and Natural Resources, and the North Carolina Environmental Management Commission and its NPDES Committee and the Sierra Club and Dogwood Alliance	1. Petitioner's NOA (Dissent) (COA01-1329) 2. Petitioner's PDR Under N.C.G.S. § 7A-31 3. Respondents' (State Agencies) Motion to Dismiss Certain Issues from Appeal 4. Intervenors' Motion to Dismiss	1. --- 2. Denied 3. See Special Order 4. See Special Order

		Certain Issues from Appeal	
660P02	Dean Daniels v. Wal- Mart Stores, Inc.	Def's PWC to Review the Order of the COA (COA02-7)	Denied
664P02	State v. Robert T. Carter	1. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP02-677) 2. Def's <i>Pro Se</i> Motion to Appoint Counsel 3. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 2. Denied 3. Allowed