

**SUPREME COURT OF NORTH CAROLINA**

PETITIONS

Decided by the Court in Conference: 16 August 2001

{Posted on the Internet Web Site: 20 Jul 2001 at 10:05 a.m.}

**COMMON ABBREVIATIONS**

<b>Abbreviation</b>	<b>Full Term</b>
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

002P01	State v. Joseph Marion Head, Jr.	<p>1. Def's Pro Se Motion for New Trial for Waiver of Right to Counsel Was Not Voluntarily and Knowingly, Intelligently Made (Received 07/17/01)</p> <p>2. Def's Pro Se Motion for Appointment of Counsel (Received 07/17/01)</p>	<p>1. Denied</p> <p>2. Denied</p> <p>3. Denied</p>
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		3. Def's Pro Se Motion for Civil Relief of One Zillion Zillion Tons of Dollars Tax Free (Received 07/17/01)	
068A01	Stacey J. Chappell v. Anthony W. Roth and Tony Rothe	Plt's Petition for Rehearing	Denied
094A94-3	State v. Clifton Allen White	Def's Petition for Writ of Habeas Corpus	Denied
148A01	Ben Johnson Homes, Inc., a Georgia Corporation, and C. Benjamin Johnson, Jr., individually v. Carol Frees Watkins	1. Plt's NOA Based Upon a Dissent (COA00-406) 2. Plt's NOA Based Upon a Constitutional Question (COA00-406) 3. Plt's PDR Under G.S. § 7A-31 (COA00-406) 4. Def's Motion to Dismiss Appeal Based Upon a Constitutional Question (COA00-406)	1. -- 2. -- 3. Allowed 4. Allowed <b>Martin, J. Recused</b>

158A92-7	State v. David Junior Ward	<p>1. Def's PWC from Denial of His Amended Motion for Appropriate Relief</p> <p>2. AG's Motion to Lift Stay of Execution</p>	<p>1. Denied</p> <p>2. Allowed</p>
209A91-4*	Robert Bacon, Elton McLaughlin and Richard Eugene Cagle, on behalf of themselves and all others similarly situated, Plaintiffs v. R.C. Lee, Warden, North Carolina Central Prison; Michael F. Easley, Governor of North Carolina; and Roy Cooper, Attorney General of North Carolina, Defendants	<p>1. Def's PWC</p> <p>2. Def's Petition for Writ of Prohibition</p> <p>3. Def's Petition for Writ of Supersedeas</p> <p>4. Def's Motion to Vacate Superior Court's Order</p> <p>5. Def's Motion to Dismiss Bacon's Civil Complaint</p> <p>6. Defense Counsel's (Stephen R. Greenwald) Motion Seeking Admission <i>Pro hac vice</i></p>	<p>1. Allowed <b>See Separate Order 05/17/01</b></p> <p>2. Dismissed as Moot <b>08/03/01</b></p> <p>3. Dismissed as Moot <b>08/03/01</b></p> <p>4. Dismissed as Moot <b>08/03/01</b></p> <p>5. See Opinion <b>08/03/01</b></p> <p>6. Allowed <b>07/13/01</b></p>
261A92-6	State v. Eddie Carson Robinson	Def's PWC to Review the Order of the Superior Court	Denied

270P01	Timothy H. Craig and the Chatham County Agribusiness Council v. County of Chatham, Chatham County Health Department and the Chatham County Board of Health	1. Defs' PDR Under G.S. § 7A-31 (COA00-15) 2. Plts' Conditional PDR as to Additional Issues	1. Allowed 2. Allowed
278P01	Reginald L. Hubbard, <i>et al</i> v. County of Cumberland, <i>et al</i>	Def's (County of Cumberland) PDR Under G.S. § 7A-31 (COA00-401)	Denied
288P01	State v. Jesse Lee Parker	1. Def's Pro Se PWC to Review the NC COA (COAP01-291) 2. Def's Pro Se Motion for Appointment of Counsel 3. Def's Pro Se Motion to Proceed <i>in Forma Pauperis</i>	1. Denied 2. Denied 3. Allowed
290P01	Ingles Markets, Inc., a North Carolina Corporation v. Paulco, Inc., a North Carolina Corporation; James C. Cope; and Pauline L. Cope	Plt's PDR Under G.S. § 7A-31 (COA00-597)	Denied
295P01	Nancy Elizabeth Burger and N.C. Farm Bureau Ins. Co. v. John Doe, Richard Skeens and Alice Ann Skeens	Def's (Richard Skeens and Alice Skeens) PDR Under G.S. § 7A-31	Denied

		(COA00-259)	
297P01	Kenneth A. Bloch v. The Paul Revere Life Insurance Company, the Paul Revere Variable Annuity Insurance Company, the Paul Revere Protective Life Insurance Company, Kyle S. Mercer and Bridget Costner	1. Plt's PDR Under G.S. § 7A-31 (COA00-97) 2. Defs' (Mercer and Costner) PDR Under G.S. § 7A-31 (COA00-97)	1. Denied 2. Denied
303P01	State v. Stanley Lorenzo Williams	Def's PDR Under G.S. § 7A-31 (COA00-350)	Denied
306P01	State v. Keith Ravon Crawford	1. Def's Pro Se PWC to Review the Order of the Superior Court of Forsyth County (97 CRS 45718) 2. Def's Pro Se Motion to Proceed <i>in Forma Pauperis</i> 3. Def's Pro Se Motion for Appointment of Counsel	1. Dismissed 2. Allowed 3. Denied
308P01	State v. Tony A. Hawkins	Def's Pro Se PWC to Review the Order of the Superior Court (95 CRS 1433)	Dismissed
313P01	Jimmy Covington v. Theodis Beck	1. Petitioner's Pro Se PWC to Review the Order	1. Denied 2. Allowed

		of the NC COA (COAP01-314)  2. Petitioner's Pro Se Motion to Proceed <i>in Forma Pauperis</i>	
315P01	State v. Mayo Eugene Conrad	Def's Pro Se PWC to Review the Decision of the NC COA (COA99- 1040)	Denied  <b>Edmunds, J. Recused</b>
319P01	Brenda Turner Bivens, Employee v. Delta Woodside/Delta Mills, Employer and Liberty Mutual Ins. Co., Carrier	1. Plt's PDR Under G.S. § 7A-31 (COA00-565)  2. Defs' Conditional PDR as to Additional Issues (COA00-565)	1. Denied  2. Dismissed as Moot
320P01	State v. Jeffrey Reed Pickard	Def's PDR Under G.S. § 7A-31 (COA00-298)	Denied
328P01	Paul J. Newton v. B.F. Goodrich Company, Robert H. Rau, L.A. Chapman, Diane C. Creel, Vincent N. Marafino, Robert M. Price, Sam F. Iacobellis, William P. Sommers, James R. Wilson, Wallace Barnes, Eugene E. Covert, and D. Larry Moore	Plt's PWC to Review the Decision of the NC COA (COA00-847)	Denied

333P01	Greene Citizens for Responsible Growth, Inc., <i>et al</i> , Plaintiffs v. Greene County Board of Commissioners, Defendant and Addington Environmental, Inc. (Now Republic Services of N.C., LLC), Intervenor	<p>1. Def's and Intervenor's Joint Motion for Temporary Stay</p> <p>2. Def's and Intervenor's Joint Petition for Writ of Supersedeas</p> <p>3. Def's and Intervenor's Joint PDR Under G.S. § 7A-31 (COA99-1467)</p> <p>4. N.C. Association of County Commissioner's Motion for Leave to File an <i>Amicus Curiae</i> Brief in Support of Greene County</p>	<p>1. Allowed <b>07/16/01</b> Dissolved</p> <p>2. Denied</p> <p>3. Denied</p> <p>4. Dismissed as Moot</p>
338P01	State of North Carolina, <i>ex rel.</i> Robert J. Barker, Sr. v. John W. Ellis III	Plt's PDR Under G.S. § 7A-31 (COA00-719)	Denied <b>Edmunds, J. Recused</b>
339P01	State v. Jesse Cauthen	Def's Pro Se PWC to Review the Order of the NC COA (COAP01-339)	Dismissed
340P01	In the Matter of the Estate of General Jackson Parrish	Appellant's PDR of the Decision of the NC COA (COA00-348)	Denied

341P01	State v. Ricky Collins	Def's PDR Under G.S. § 7A-31 (COA00-863)	Denied
342P01	State v. Bryant Renard Fulp	1. AG's Motion for Temporary Stay 2. AG's Petition for Writ of Supersedeas 3. AG's PDR Under G.S. § 7A-31 (COA00-846)	1. Allowed <b>07/02/01</b> 2. Allowed 3. Allowed
348P01	In the Matter Of: Michael Charles Hayes	1. Petitioner's NOA Based Upon a Constitutional Question (COA00-566) 2. Petitioner's PDR Under G.S. § 7A-31 (COA00-566)	1. Dismissed <i>ex mero motu</i> 2. Denied
351P01	State v. James P. Parker	1. Def's NOA Based Upon a Constitutional Question (COA00-461) 2. Def's PDR Under G.S. § 7A-31 (COA00-461)	1. Dismissed <i>ex mero motu</i> 2. Denied
353P01	State v. William Thomas McGhee	Def's Pro Se PWC to Review	Denied



		the Order of the NC COA ( )	
354P01	Barbara Wall Spearman v. James H. Spearman, Jr.	Plt's PDR Under G.S. § 7A-31 (COA00-473)	Denied
360P01	Town of Hillsborough v. Herbert Crabtree, <i>et al</i>	Plt's PDR Under G.S. § 7A-31 (COA00-527)	Denied
361P01	Nicole Zenobile v. Brent McKecuen, Affred Sanderlin, Jeannie Young, and Other People, Presently Unknown	Def's (Jeannie Young) PDR Under G.S. § 7A-31 (COA00-739)	Denied
365P01	State v. Shelton Lewis Burwell	1. Def's NOA Based Upon a Constitutional Question (COA00-502) 2. Def's PDR Under G.S. § 7A-31 (COA00-502) 3. AG's Motion to Dismiss Appeal for Lack of Substantial Constitutional Question	1. -- 2. Denied 3. Allowed
368P01	Kimberly White Hamby v. William Richard Hamby	Def's PDR Under G.S. § 7A-31 (COA00-151)	Denied
370P01	The Estate of John Waters, Swannie Taylor Waters, Adminstratrix v. Wayne Thomas Jarman; John Berry; Kinston Surgical Associates, P.A.; Robert William Bynum; Eastern	Def's (Lenoir Memorial Hospital, Inc. d/b/a Lenoir Memorial	Denied

	Nephrology Associates, PLLC, Lenoir Memorial Hospital, Inc. d/b/a Lenoir Memorial Hospital	Hospital) PDR Under G.S. § 7A-31 (COA00- 510)	
371P01	Bertha H. Johnson v. Walter Lee Wright, Rakesh Tarlock Nath, Anand Preecha Bhotiwihok, Kinston Eye Center, P.A., Kinston Prime Vision, P.A. and Lenoir Memorial Hospital	Def's PDR of the Decision of the NC COA (COA00-509)	Denied
372P01	State v. Glynis Faith Hall	1. Def's Notice of Appeal Based Upon a Constitutional Question  2. Def's PWC to Review the Decision of the NC COA (COA00- 546) (Filed as PDR)  3. AG's Motion to Dismiss Appeal for Lack of Substantial Constitutional Question	1. -- 2. Denied 3. Allowed
374P01	Cedrick Finkley, Petitioner v. Janice Faulkner, Commissioner, Division of Motor Vehicles, State of North Carolina, Respondent	Respondent's (Commissioner of Motor Vehicles) PDR Under G.S § 7A-31 (COA00-165)	Denied

382P01	Wendell Curvie Edmonds v. James Huie Templeton	1. Plt's PWC to Review the Decision of the NC COA (COA00-654) 2. Plt's Motion to Amend Record	1. Denied 2. Denied
383P01	State v. Jacqueline Smith Rogers	Def's PWC to Review the Decision of the NC COA (COA00-889)	Denied
384P01	James E. Price, <i>et al</i> v. Joseph Hamilton, <i>et al</i> (Dept. of Corrections)	1. Def's Pro Se PWC to Review Order of the NC COA (COAP01-278) 2. Def's Pro Se Motion to Proceed <i>in Forma Pauperis</i>	1. Denied 2. Allowed
385P01	State v. Thomas E. Parker	1. Def's PWC to Review the Order of the Superior Court (99CRS4326) 2. Def's Pro Se Motion for Appointment of Counsel 3. Def's Pro Se Motion to Proceed <i>in Forma</i>	1. Denied 2. Denied 3. Allowed

		<i>Pauperis</i>	
388P01	State v. Ramulus Angelo Mason	Def's Pro Se PWC to Review the Decision of the NC COA (COA96- 337)	Denied
390P01	State v. Dan Lamont Lassiter, a.k.a. Tony Suggs	Def's Pro Se PWC to Review the Decision of the NC COA (COA99- 1072)	Denied <b>Edmunds, J. Recused</b>
394P01	Ann Foreman v. John Frederic Benton Foreman	Def's PDR Under G.S. § 7A-31 (COA00-524)	Denied
397P01*	Joseph Oliver Morin v. David Charles Sharp, U.S. Transport, Inc., and Legion Insurance Co.	Chrisopher D. Pixley's Motion for Admission of Counsel <i>Pro Hac Vice</i>	Allowed Motion as to Defendants Legions Ins. Co. and David Charles Sharp, but Dismiss Without Prejudice as to Remaining Defendant US Transport to Refile <b>08/14/01</b>
410P01	Town of Highlands, <i>et al</i> v. Grover William Edwards, <i>et al</i>	Plts' PDR Under G.S. § 7A-31(c) (COA00-221)	Denied <b>Martin, J. Recused</b>
416P01	State v. Gary Wayne Haywood	1. Def's NOA Based Upon a Constitutional	1. -- 2. Denied

		<p>Question (COA00-412)</p> <p>2. Def's PDR Under G.S. § 7A-31 (COA00-412)</p> <p>3. AG's Motion to Dismiss Appeal</p>	3. Allowed
417P01	State v. Thomas Walter Wright	Def's Pro Se PWC to Review the Order of the Superior Court (80 CRS 51418-19)	Denied
420P01	State v. Mardy John Rourke	Def's PWC to Review the Decision of the NC COA (COA00-286)	Denied
435P01	State v. Berkley Eugene Hairston	<p>1. Def's Pro Se PWC to Review the Order of the Superior Court</p> <p>2. Def's Pro Se Motion to Proceed <i>in Forma Pauperis</i></p> <p>3. Def's Pro Se Motion for Appointment of Counsel</p>	<p>1. Denied</p> <p>2. Allowed</p> <p>3. Denied</p>
467P99-2	State v. Horace Stokes, Jr.	1. Def's Pro Se NOA Based on a	1. Dismissed <i>ex mero motu</i>

		Constitutional Question  2. Def's Pro Se Alternative PWC to Review the Decision of the NC COA (COA99-915)	2. Denied
506A99	State v. Fair	Def's Motion to Bypass the NC COA on 98 CRS 80826	Allowed
556A93-2	State v. William Robert Gray, Jr.	1. Def's PWC to Review the Order of the Superior Court  2. Def's Motion to Stay Proceedings Pending the U.S. Supreme Court's Decision in <i>Mickens v. Taylor</i> , 00- 9285, 2001 WL 348936 (2001)	1. -- 2. Allowed

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