

**SUPREME COURT OF NORTH CAROLINA**

**PETITIONS**

Decided by the Court in Conference: 18 August 2005

{Posted on the Internet Web Site: 19 August 2005 at 11:30 a.m.}

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**COMMON ABBREVIATIONS**

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

<b>005P05</b>	<b>Ricky Whitehead, both individually and on behalf of other similarly situated persons v. Sparrow Enterprise, Inc. d/b/a Labor Finders</b>	<b>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA04-208) 2. Plt's Motion for Temporary Stay</b>	<b>1. Denied 2. Denied</b>
<b>007P05</b>	<b>Roy C. Hyman on behalf of himself and all other similarly situated persons v. Efficiency, Inc. d/b/a Trojan Labor</b>	<b>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA04-246)</b>	<b>1. Denied 2. Denied</b>

		<b>2. Plt's Motion for Temporary Stay</b>	
<b>058A02-4</b>	<b>State v. Travis Levance Walters</b>	<b>Def's Motion to Consolidate Appeals</b>	<b>See Special Order</b>
<b>094P05-2</b>	<b>State v. James Daryl Walker</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA04-978)</b>	<b>Denied</b>
<b>107P05</b>	<b>State v. James Antonio Murchison</b>	<b>Def's PDR Under N.C.G.S. § 7A-31 (COA03-1650)</b>	<b>Denied</b>
<b>115A04</b>	<b>State v. Scott David Allen</b>	<b>1. Def's Motion to Amend Record on Appeal and Permit Filing of Supplemental Argument</b> <b>2. AG's Motion to File Supplemental Argument</b>	<b>1. Allowed 07/18/05</b> <b>2. Allowed 07/18/05</b>
<b>119P00-8</b>	<b>State v. Wayne Thomas Johnson</b>	<b>Def's <i>Pro Se</i> Motion for PDR Under N.C.G.S. § 7A-31 (COAP03-324)</b>	<b>Dismissed</b>
<b>122P04-2</b>	<b>State v. Milton Leroy Lawrence</b>	<b>Def's <i>Pro Se</i> Motion for "Petitioner for Discretionary Review Under N.C.G.S. § 7A-31(c)" (COA03-386)</b>	<b>Dismissed</b>
<b>125P05-2</b>	<b>State v. James Edwards Williams</b>	<b>1. Defs' <i>Pro Se</i> Motion for Application for Stay Pending Federal Writ of Certiorari</b> <b>2. Defs' <i>Pro Se</i> Motion for Leave to Proceed <i>In Forma Pauperis</i></b>	<b>1. Denied 07/19/05</b> <b>2. Allowed 07/19/05</b>

130A03	State v. Quintel Martinez Augustine	Def's Motion for Appropriate Relief	Denied
130A03	State v. Augustine	Def's Motion to Hold Decision Pending U.S. Supreme Court's Decision in Kansas v. Marsh	Denied
162P05	Daniel Zbytniuk v. ABF Freight Systems, Inc. (f/k/a Cardinal Freight Carriers), Self- Insured	Def's PDR Under N.C.G.S. § 7A-31 (COA04-118)	See Special Order 05/04/05
165A84-6	State v. Charles Gene Rogers	<ol style="list-style-type: none"> <li>1. Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus</li> <li>2. Def's <i>Pro Se</i> Motion for Stenographic Transcripts</li> <li>3. Def's <i>Pro Se</i> Motion to Dismiss</li> <li>4. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></li> </ol>	<ol style="list-style-type: none"> <li>1. Denied 08/05/05</li> <li>2. Denied 08/05/05</li> <li>3. Denied 08/05/05</li> <li>4. Allowed 08/05/05</li> </ol>
183A04	State v. Robert Thomas Little	<ol style="list-style-type: none"> <li>1. Def's Second Motion for Appropriate Relief</li> <li>2. Def's NOA Based Upon a Dissent</li> </ol>	<ol style="list-style-type: none"> <li>1. Allowed</li> <li>2. Dismissed as moot</li> </ol>
195P05	Rhonda E. Holden v. John Alan Holden	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-146)	Denied
200A99-2	State v. Allen Richard Holman, Sr.	Def's PWC to Review the Order of the Superior Court	Denied

203P05-2	State v. William Derbeck	Def's <i>Pro Se</i> Motion to Preserve Evidence in Court's Custody	Dismissed
223P05	State v. Reggie L. Smith	<p>1. Def's <i>Pro Se</i> Motion for NOA</p> <p>2. Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP04-854)</p> <p>3. Def's <i>Pro Se</i> Motion for "Petition for Writ of Coram Nobis"</p> <p>4. AG's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Dismissed</p> <p>3. Denied</p> <p>4. Allowed</p>
228P04	In the Matter of: D.M.H., Jr., A Minor Child	Petitioner's Motion for Reconsideration	See Special Order
232P05	HSI North Carolina, LLC, d/b/a Hughes Supply, Inc. v. Diversified Fire Protection of Wilmington, Inc., John W. Wheeler, III, N.C. Monroe Construction Co., and Travelers Casualty & Surety Company of America	<p>1. Defs' (N.C. Monroe Construction Co. and Travelers Casualty &amp; Surety Company of America) Motion for Temporary Stay (COA04-678)</p> <p>2. Defs' (N.C. Monroe Construction Co. and Travelers Casualty &amp; Surety Co. of America) Petition for Writ of Supersedeas</p> <p>3. Defs' (NC Monroe Construction Co. and Travelers Casualty and Surety Co.) PDR</p> <p>4. Motion by Amicus Curiae (The Carolinas</p>	<p>1. Allowed 05/10/05 Dissolved the Stay 08/18/05</p> <p>2. Denied</p> <p>3. Denied</p> <p>4. Dismissed as moot</p>

		<b>Branch Associated General Contractors of America) for Leave to File Brief</b>	
<b>235P05</b>	<b>John Earle “Dan” Skinner and Joy Skinner v. Richard W. Furman, M.D. , and Watauga Surgical Group, P.A.</b>	<b>Plts' PDR Under N.C.G.S. § 7A-31 (COA04-236)</b>	<b>Denied</b>
<b>239P05-2</b>	<b>State v. Harold Boyd, Jr.</b>	<b>1. Def's <i>Pro Se</i> PWC to Review the Decision of the COA (COA04-216) 2. Def's <i>Pro Se</i> MAR to Add to the PWC</b>	<b>1. Denied 2. Denied</b>
<b>240P05</b>	<b>Griselda Gutierrez v. GDX Automotive, Employer, St. Paul Fire &amp; Marine Insurance Comp. , Carrier</b>	<b>Plt's PDR Under N.C.G.S. § 7A-31 (COA04-415)</b>	<b>Denied</b>
<b>243P05</b>	<b>State v. Carlton P. Johnson</b>	<b>1. Def's NOA Upon a Constitutional Question (COA03-1123) 2. Def's PDR Under N.C.G.S. § 7A- 31 3. AG's Motion to Dismiss Appeal</b>	<b>1. --- 2. Denied 3. Allowed</b>
<b>246P05</b>	<b>Stacy Cunningham v. James Riley, Sr., In His Capacity as a Mecklenburg County Deputy Sheriff, James Pendergraph, Sheriff of Mecklenburg County</b>	<b>1. Plt's NOA Based Upon a Constitutional Question (COA04-806) 2. Plt's PDR Under N.C.G.S. § 7A-31</b>	<b>1. --- 2. Denied 3. Allowed</b>

		<b>3. Def's Motion to Dismiss Appeal</b>	
<b>253P05</b>	<b>State v. Johnny Paulino, Defendant, and Aegis Security Insurance Company, Surety</b>	<b>1. Surety's (Aegis Security Ins. Co.) PDR Under N.C.G.S. § 7A-31 (COA04-749)</b> <b>2. Respondent's (Guilford County Board of Education) Motion to Deny PDR</b>	<b>1. Denied</b> <b>2. Dismissed as moot</b>
<b>254P05</b>	<b>State v. Ernestor Zuniga Banuelos, and Aegis Security Insurance Company, Surety</b>	<b>1. Petitioner's (Aegis Security Ins. Co.) PDR Under N.C.G.S. § 7A-31 (COA04-748)</b> <b>2. Respondent's (Guilford County Board of Education) Motion to Deny PDR</b>	<b>1. Denied</b> <b>2. Dismissed as moot</b>
<b>257A05</b>	<b>Vonda Kay Brown v. The Kroger Co., Continental Casualty Insurance Co. Carrier</b>	<b>1. Def's NOA Based Upon a Constitutional Question (COA04-577)</b> <b>2. Plt's Motion to Dismiss Appeal</b> <b>3. Defs' Motion to Hold NOA in Abeyance</b> <b>4. Defs' Second Motion to Hold NOA in Abeyance</b> <b>5. Def's Motion to Strike</b> <b>6. Def's Motion to Amend NOA</b>	<b>1. ---</b> <b>2. Allowed</b> <b>3. Allowed 06/03/05</b> <b>4. Allowed 07/06/05</b> <b>5. Dismissed as moot</b> <b>6. Dismissed as moot</b>

258P05	Hoat Piper, Employee, Plaintiff v. AMP, Inc. Employer, The Travelers, Carrier, Defendants	<p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA04-217)</p> <p>2. Defs' Conditional PDR Under N.C.G.S. § 7A-31</p>	<p>1. Denied</p> <p>2. Dismissed as moot</p>
260P05	State v. Charles C. Moore	Def's <i>Pro Se</i> Petition for "Further Review of the Opinion" of the COA (COA04-562)	Denied
267P05	State v. Michael R. Lay	Def's PWC to Review Order of COA (COAP05-278)	Denied
269P05	State v. Wade Carter	Def's <i>Pro Se</i> Motion for NOA (COAP05-424)	Dismissed ex mero motu
271P05	Commission of Labor of the State of N.C. v. Weekley Homes, L.P. d/b/a David Weekley Homes	<p>1. Petitioner's NOA Based Upon a Constitutional Question (COA03- 1634)</p> <p>2. Petitioner's PDR Under N.C.G.S. § 7A-31</p> <p>3. Respondent's Motion to Dismiss Appeal</p> <p>4. Conditional Motion by the National Association of Home Builders and the N.C. Home Builders Assoc. For Leave to file Amicus Curiae Brief</p> <p>5. Conditional Motion by the N.C. Association</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>4. Dismissed as moot</p> <p>5. Dismissed as moot</p> <p>6. Dismissed as moot</p> <p>7. Dismissed as moot</p>

		<p><b>of Defense Attorneys for Leave to file Amicus Curiae Brief</b></p> <p><b>6. Conditional Motion by the N.C. Citizens for Business and Industry and Carolinas Associated General Contractors for Leave to file Amicus Curiae Brief</b></p> <p><b>7. Conditional Motion by Capital Associated Industries for Leave to File Amicus Curiae Brief</b></p> <p><b>8. Respondent's Motion to Amend Motion to Dismiss Appeal</b></p>	<p><b>8. Allowed 06/06/05</b></p>
278P05	State v. William Van Trusell	Def's PDR Under N.C.G.S. § 7A-31 (COA04-704)	Denied
284P04-2	State v. Jonathan B. Mallwitz	Def's <i>Pro Se</i> Motion for "Notice of Appeal and Certiorari" (COAP04-336)	Dismissed
286P05	State v. Christopher Rascoe	Def's PDR Under N.C.G.S. § 7A-31 (COA04-1318)	Denied
299P05	State v. Tyrone Edward Cheek	Def's PDR Under N.C.G.S. § 7A-31 (COA04-998)	Denied
303P05	State v. Ricky Andrews	Def's PDR Under N.C.G.S. § 7A-31 (COA02-691)	Denied

304P05	Reid A. Page, Jr. and wife, Mary Ann Page v. Bald Head Association, James E. Wilson, Judy Brawner, Karen Christian, Dale Georgiade, Jack Nichols, and Bill Waddell, Sr., in their Official Capacity as Directors of Bald Head Association	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-649)	Denied
312P05	State v. Reynaldo H. Ochoa and Aegis Security Insurance Company	1. Surety's (Aegis Security Ins. Co.) PDR Under N.C.G.S. § 7A-31 (COA04-939) 2. Respondent's (Randolph County Board of Education) Motion to Deny Petition	1. Denied 2. Dismissed as moot
315P05	Amanda Gay Hayes, Employee, Plaintiff v. Tractor Supply Company, Employer and Kemper Insurance Company, Carrier, Defendants	Plts' PDR Under N.C.G.S. § 7A-31 (COA04-553)	Denied
317P05	In the Matter of: B.D., Minor Child	1. Petitioner's (Buncombe County DSS) PDR Under N.C.G.S. § 7A-31(COA03-1599) 2. Respondent's (Parents) Motion to Dismiss PDR	1. See Special Order 2. See Special Order
321P05-2	Sandra D. Lynch v. Brock, Scott & Ingersoll, PLLC	Plt's <i>Pro Se</i> Petition for Extraordinary Writs of Certiorari Pursuant to Article V: Rule 21(a) (2) (COA05-382)	Denied
322P05	State v. Michael E. Lewis	Def's <i>Pro Se</i> PDR (COAP05-234)	Dismissed

323P05	State v. Nathaniel Leggett	Def's <i>Pro Se</i> Motion for PDR	Dismissed
324P05	State v. Eberardo Lopez and Aegis Security Insurance Company	Surety's (Aegis Security Insurance Co.) PDR Under N.C.G.S. § 7A-31 (COA04-565)	Denied
325P05	State v. Javier Rodriguez a/k/a Juan Doe, and Aegis Security Insurance Company	Surety's (Aegis Security Insurance Co.) PDR Under N.C.G.S. § 7A-31 (COA04-566)	Denied
326P05	State v. Michael Hamilton Threadgill	Def's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
328P05	United States Cold Storage, Inc. v. City of Lumberton	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-857)	Denied
329P05	Anna Young v. Prancing Horse, Inc. and Ronnie Meltzer	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-727)	Allowed
330P05	In the Matter of A.D.L., J.S.L., and C.L.L.	Respondent's PDR Under N.C.G.S. § 7A-31 (COA03-1333)	Denied
332P05	State v. Roger Wayne Edwards	Def's PDR Under N.C.G.S. § 7A-31 (COA04-668)	Denied
339P05	Tony Ray Smith v. Staci Day Barbour, and Bilal Kanawati	1. Def's (Staci Day Barbour) NOA Based Upon A Constitutional Question (COA04-792 & COA04- 1144)  2. Def's (Staci Day Barbour) PDR Under N.C.G.S. § 7A-31 (COA04-792 and COA04-1144)	1. Dismissed ex mero motu  2. Denied
341P05	State v. Johnny Lee Reed	1. Def's <i>Pro Se</i> Motion for NOA (COAP04-424)	1. Dismissed ex mero motu

		2. Def's <i>Pro Se</i> Petition for Writ of <i>Corum Vobis</i>	2. Denied
342P04-2	Keith Kegley and Kimber Kegley, Cecil Hammonds and Maggie Hammonds, and Chadwick J. McKeown v. City of Fayetteville	1. Petitioners' PDR Under N.C.G.S. § 7A-31 (COA04-1123) 2. Respondent's Conditional PDR Under N.C.G.S. § 7A-31	1. Denied 2. Dismissed as moot Brady, J. Recused
343P04	Home Builders Assoc. of Fayetteville, et al v. City of Fayetteville	Motion for stay by Plaintiff-Appellant (COAP04-571)	Allowed 07/13/05 Stay Dissolved 08/18/05
343P05	Durham County Land Owners Association, an unincorporated association, Anderson Homes, Inc., Cimarron Capital, Inc., et al v. County of Durham	1. Plt's PDR Prior to Determination by the COA (COA05-736) 2. Def's Conditional PDR Prior to Determination	1. Denied 2. Dismissed as moot
344P05	Kathryn P. Cook v. Loggerhead, Inc., (Employer) and Harbor Specialty Insurance Co. (Carrier), and Interstate Insurance Service Group, (Third Party Administrator)	Def's (Loggerhead, Inc. and Interstate Insurance Service Group) PDR Under N.C.G.S. § 7A-31 (COA04-910)	Denied
345P05	Sandra D. Lynch v. Womble, Carlyle, Sandridge & Rice	1. Plt's <i>Pro Se</i> Motion for NOA (COA05-602) 2. Plt's <i>Pro Se</i> motion for PDR Under N.C.G.S. § 7A-31 (c)	1. Dismissed ex mero motu 2. Denied
347P98-4	State v. Sidney J. Patton	Def's <i>Pro Se</i> PDR and NOA	Dismissed

350A95-4	State v. William Britt Reeves	Def's <i>Pro Se</i> PWC to Review Order of Forsyth County Superior Court	Dismissed
350P05	State v. Harry Holmes, Jr.	Def's <i>Pro Se</i> PWC	Dismissed
353P05	Hockney & Associates by: Glenn I. Hockney v. C. Preston Cornelius, A.K.A. Preston Cornelius, Clarence Preston Cornelius and wife Marsha H. Cornelius, A.K.A. Marsha Cornelius, Marsha Howard Cornelius	Plt's Motion to be Removed from Case No. 93CVD19 the Voluntary Contracts and Re-Judicata Judgments of C. Preston Cornelius & Spouse and filed in the above case with a new caption	Dismissed 07/06/05
355P05	State v. Jeffrey Lee Cates	1. Def's <i>Pro Se</i> PWC to Review Order of COA (COAP05-435)  2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	1. Denied  2. Allowed
358P05	State v. Samuel D. Richardson	Def's <i>Pro Se</i> Petition for Writ of Certiorari to Review the Order of the COA (COAP05-474)	Dismissed
360P05	Donald Sullivan v. Walter D. Massingill and his wife, Angela; et al	Plt's <i>Pro Se</i> PWC to Review the Order of the COA (COA05-387)	Denied
361P05	Gates Four Homeowners Association, Inc. v. City of Fayetteville	1. Proposed Intervenor Petitioners' PDR Under N.C.G.S. § 7A-31 (COA04-1202)  2. Respondent's Conditional PDR Under N.C.G.S. § 7A-31	1. Denied  2. Dismissed as moot  Brady, J. Recused
363P05	Herman L. Dobson, Jr. v. Theodis Beck, Secretary of Prison	Petitioner's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied 07/12/05

366P05	Home Builders Association of Fayetteville, North Carolina, Inc., James Edward Graves, Jim Graves and Associates, Inc., John McNatt Gillis, Gillis Development Corporation, Inc., et al v. City of Fayetteville	1. Plts'-Appellants' PDR 2. Def's (City of Fayetteville) Conditional PDR Under N.C.G.S. § 7A-31	1. Denied 2. Dismissed as moot Brady, J. Recused
369P05	Eda Hofstead Cabaniss, James and Kalen Haun, et al v. Deutshe Bank Securities, Inc., et al	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-530)	Denied
372P05	Michael Rankins v. J. Richard Parker	Plt's <i>Pro Se</i> Petition for Writ of Mandamus	Denied
373P05	Shawn M. Reeves v. Yellow Transportation, Inc. and Employment Security Commission of N.C.	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-1140)	Denied
376P02-3	State v. Robert Wayne Stanley	Def's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied 07/07/05
378P05	State v. Tarvaris Novak Mickens	1. Def's PDR Under N.C.G.S. § 7A- 31 (COA04-960) 2. Def's Alternative PWC to Review the Decision of the COA	1. Denied 2. Denied
380P05	Ferrel-Benjamin Gibbs v. District Court Judge William Daisy	Plt's <i>Pro Se</i> Motion for Appeal from the Order of the COA (COAP03-523) of June 22, 2005	Denied
387P05	State v. Earl James Watson	1. Def's Petition for Writ of Mandamus (COA05-206) 2. Def's PWC to Review the Order of the COA	1. Denied 2. Dismissed

389P05	State v. Kenneth Wayne Goforth	Def's PWC to Review the Decision of the COA (COA04-608)	Denied
389PA04	State v. Christopher Nathaniel Jones	1. Def's <i>Pro Se</i> Petition for Writ of Mandamus 2. Def's <i>Pro Se</i> Petition for Writ of Mandamus	1. Denied 2. Denied
390P05	Emily M. Armstrong, by and through her Guardian Ad Litem G. Bryan Collins, Jr. and Sandra Armstrong and William Earl Armstrong v. James A. Barnes, Jr., M.D., Newton Women's Care, P.A., Catawba Memorial Hospital, Inc., and Catawba Valley Medical Care Center, Inc.	1. Def's (James A. Barnes, Jr., M.D.) Motion for Temporary Stay (COA04- 300) 2. Def's (James A. Barnes, Jr., M.D.) Petition for Writ of Supersedeas	1. Denied 07/28/05 2. Denied 07/28/05
391A04-2	Gail M. Myers, Ancillary Administratrix of the Estate of Darryl Myers v. Shirley McGrady, et al and Shirley McGrady, et al v. N.C. Division of Forest Resources, et al	1. Third-Party Def's NOA (Dissent) 2. Third-Party Def's PDR as to Additional Issues (COA04-973)	1. --- 2. Allowed
392P05	State v. Doan Van Nguyen	Def's PDR Under N.C.G.S. § 7A-31 (COA04-538)	Denied
396P05	Anthony Payne Siler v. Ripley Rand, Resident Superior Court Judge	Plt's <i>Pro Se</i> Petition for Writ of Mandamus	Denied 08/05/05
400P05	State v. Daniel Wayne Mize	Def's PWC to Review the Order of the COA (COA05-359)	Denied
402A00-3	State v. Terry Alvin Hyatt	Def's Motion for Extension of Time to File PWC	Allowed 07/15/05
403P05	Michael Bryant Hood v. Hon. Renae Hunt	1. Plt's <i>Pro Se</i> Petition for Writ of Mandamus	1. Denied 2. Allowed

		2. Plt's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i>	
404P05	Kwame Anane v. Wake County, N.C.	Plt's <i>Pro Se</i> Petition for Writ of Habeas Corpus	Denied 08/03/05
407P05	State v. Michael Lee Duff	1. AG's Motion for Temporary Stay (COA04-1241) 2. AG's Petition for Writ of Supersedeas 3. AG's PDR Under N.C.G.S. § 7A- 31	1. Denied 08/09/05 2. Denied Figure Graphic file number 0 named seal-gry.bmp with height 71 p and width 104 p Left aligned 3. Denied
427A94-2	State v. Alden Jerome Harden	Def's Motion to Extend Time to File and Serve the Petition for Writ of Certiorari	Allowed 07/15/05
430P05	State v. Benji Collins	Def's <i>Pro Se</i> PWC to Review Order of Craven County Superior Court	Dismissed
505P00-3	State v. Timothy L. Hill	Def's <i>Pro Se</i> PWC to Review the Order of Rutherford County Superior Court	Denied
516P04-3	William S. Mills, as Guardian ad Litem for Alex Pitts; Melissa Pitts; and Jeff Pitts v. Richard Dwane,	1. Def's PWC to Review Order of COA (COA04-1538)	1. Denied

	M.D.; Private Diagnostic Clinic, PLLC; and Duke University	2. Def's Petition for Order Recognizing Automatic Stay	2. Allowed 01/18/05 Dissolved the Stay 08/18/05
540P00-4	State v. Ernest Junior Thames	Def's <i>Pro Se</i> PWC to Review the Order of the COA (COAP05-333)	Denied
550A03	State v. Jathiyah Abdur-Rahman Al- Bayyinah	Def's Motion to Stay Decision Pending the U.S. Supreme Court's Decision in Oregon v. Guzek	Denied
564A99-2	State v. Abner Ray Nicholson	1. Def's PWC to Review Order of Superior Court 2. Def's <i>Pro Se</i> Motion for Inclusion of Affidavit 3. Def's Motion to Hold the Case in Abeyance Pending the Resolution of the Claim of Mental Retardation 4. Def's Motion for Date Certain to Respond to Court Order Denying Claims of Mental Retardation and to Amend Petition for Writ of Certiorari 5. Def's Motion for Expedited Ruling on Motion for Date Certain to Respond to Court Order Denying Claim of Mental	1. Denied 2. Dismissed 02/05/04 3. Allowed 02/05/04 4. See Special Order 04/29/05 5. See Special Order 04/29/05 6. Dismissed 7. Denied

		<p><b>Retardation and to Amend Petition for Writ of Certiorari</b></p> <p><b>6. The ARC of North Carolina's Motion for Leave to be Allowed to File <i>Amicus Curiae</i> Brief</b></p> <p><b>7. Def's <i>Pro Se</i> Motion to Cease Appeals</b></p>	
580P04	Tracy M. Ellis v. International Harvester Company, et al	Plt's PDR Under N.C.G.S. § 7A-31 (COA04-1114)	Allowed
603P03-3	Waymare Billups v. Theodis Beck; Boyd Bennett; Jennifer Langley; Walter G. Edwards, Jr.	<p>1. Plt's <i>Pro Se</i> Motion for "Sentencing Protection"</p> <p>2. Plt's <i>Pro Se</i> Motion for "Post - Booker"</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>
628P04	Department of Transportation v. Haywood County	Plt's PDR Under N.C.G.S. § 7A-31 (COA03-1479)	Allowed
640P04-2	Lester Daniel Bryson and John Frank Bowen v. State Attorney General Roy Cooper and State Superior Court Judges Robert P. Johnston and Forrest D. Bridges	<p>1. Plts' <i>Pro Se</i> Motion for "Petition for Ruling on Discretionary Review or Rule to Show Cause Why Not and Motion to Compel"</p> <p>2. Plt's <i>Pro Se</i> Motion to Restrain and to Compel in the Above Styled Case</p>	<p>1. Dismissed</p> <p>2. Dismissed</p>
669P03	State v. Tony Robert Jones	1. Def's <i>Pro Se</i> Motion for PDR (COAP05-329)	1. Dismissed

		<b>2. Def's <i>Pro Se</i> Motion to Amend PDR</b>	<b>2. Allowed</b>
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