

**SUPREME COURT OF NORTH CAROLINA**

**PETITIONS**

**27 AUGUST 2009**

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| 002A05-4 | State v. Phillip Morris, et al.                   | State's Motion to Substitute Appearance of Responsible Attorney for Introduction of Pro Hac Vice Counsel                   | Allowed <b>07/23/09</b>    |
| 008P08-2 | State v. Jemaul Green                             | Def's Motion for PDR Under N.C.G.S. § 7A-31 (COAP09-305)   | Dismissed                  |
| 031P09   | State v. Phillip Barry Davis                      | Def's PDR Under N.C.G.S. § 7A-31 (COA08-414)   | Denied                     |
| 034P09   | In the Matter of: I.T.P-L, a Minor Child          | 1. Respondent's (Mother) PDR Under N.C.G.S. § 7A-31 (COA08-622)<br><br>2. Respondent's (Father) PDR Under N.C.G.S. § 7A-31 | 1. Denied<br><br>2. Denied |
| 042P04-5 | State v. Larry McLeod Pulley                      | Def's Motion for "Statute of Limitations to be Tolled (Suspended), Borrow Their Tolling Rules"                             | Dismissed                  |
| 044P09   | State v. Said Abdullah Hakim a/k/a Larry K. Green | Def's Motion for PDR (COAP08-409)  | Dismissed                  |

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| 048A08   | State v. Mario Lynn Phillips  | Def's Motion to Amend the Record on Appeal  | Allowed <b>08/10/09</b>                     |
| 055A09   | Brian Tate Helms v. Angelique Landry  | 1. Def's PWC to Review Orders of Mecklenburg County Superior Court<br><br>2. Plt's Response to Def's PWC                                      | 1. Denied<br><br>2. - - -                   |
| 057P09-2 | State v. James Mark Ferguson  | 1. Def's NOA Based Upon a Constitutional Question (COA08-1568)<br><br>2. Def's PDR Under N.C.G.S. § 7A-31<br><br>3. State's Motion to Dismiss | 1. - - -<br><br>2. Denied<br><br>3. Allowed |
| 058P09   | Hospira, Inc. v. Alphagary, Inc.  | 1. Plt's PDR Under N.C.G.S. § 7A-31 (COA08-487)<br><br>2. Def's PDR Under N.C.G.S. § 7A-31  | 1. Denied<br><br>2. Denied                  |
| 059P97-4 | State v. Ardie Defronso Nolon   | Def's Motion for "Petition for Discretionary review Under G.S. 7A-31" (COAP08-281)  | Dismissed                                   |
| 063P09   | State v. Mark N. Patterson  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-518)  | Denied                                      |
| 064P09   | James A. Wilfong and wife, Maria Herrera v. N.C. Department of Transportation | Def's PDR Under N.C.G.S. § 7A-31 (COA08-400)  | Denied                                      |

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| 068A09 | State of N.C., ex rel. Utilities Commission, et al. and v. Town of Kill Devil Hills              | <p>1. Motion by Stephen H. Watts for Admission <i>Pro Hac Vice</i></p> <p>2. Motion by Robert L. Hodges for Admission <i>Pro Hac Vice</i></p> <p>3. Motion by Kristian Mark Dahl for Admission <i>Pro Hac Vice</i></p> <p>4. Motion by E. Duncan Getchell, Jr. for Admission <i>Pro Hac Vice</i></p> | <p>1. Allowed</p> <p>2. Allowed</p> <p>3. Allowed</p> <p>4. Allowed</p> |
| 068A09 | State of ex rel. Utilities Commission, et al. and Public Staff v. Town of Kill Devil Hills       | <p>1. Intervenor's Motion for Temporary Stay</p> <p>2. Intervenor's Petition for Writ of Supersedeas</p>   | <p>1. Allowed <b>08/07/09</b></p> <p>2. Allowed <b>08/07/09</b></p>     |
| 068A09 | State of N.C., ex rel. Utilities Commission, et al. and Public Staff v. Town of Kill Devil Hills | Appellee's (Va. Electric) Motion for Expedited Hearing and Decision  | Denied <b>08/18/09</b>  |

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| 068A99-3 | State v. Michael Lemark Ward   | <p>1. Def's PWC to Review Order of Halifax Superior Court</p> <p>2. Def's Motion for Stay Pending Resolution of Petition for Writ of Certiorari</p> <p>3. State's Motion for Expedited Disposition of Def's PWC</p>                | <p>1. Allowed</p> <p>2. Allowed <b>04/28/09</b></p> <p>3. Dismissed as Moot</p> |
| 075A09   | William Wood Johnson and wife, Suzanne Wayne Johnson v. Timothy P. Schultz, et al. | Amicus Curiae's (State Bar) Motion for Leave to Participate in Oral Argument   | See Special Order <b>08/14/09</b>   |
| 075A09   | William Wood Johnson and wife, Suzanne Wayne Johnson v. Timothy P. Schultz, et al. | Motion of the N.C. Land Title Asso. for Leave to Participate in Oral Argument as Amicus Curiae   | See Special Order <b>08/25/09</b>   |
| 076P09   | State v. Luiz Arriaga  | <p>1. Def's PWC to Review Order of COA (COAP08-181)</p> <p>2. State's Motion for Extension of Time to File Response to PWC</p> <p>3. Motion by the Office of the Appellant Defender for Conditional Leave to File Amicus Brief</p> | <p>1. Denied</p> <p>2. Allowed <b>03/25/09</b></p> <p>3. Dismissed as Moot</p>  |

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| 077P09   | In the Matter of:<br>R.A.E., a Minor<br>Child  | Petitioner's (Wilkes<br>Co. DSS) PDR<br>Under N.C.G.S. §<br>7A-31 (COA08-<br>1024)   | See Special Order  |
| 089A09   | State v. Leon NMN<br>Jackson   | 1. Def's Notice of<br>Appeal Based Upon a<br>Constitutional<br>Question N.C.G.S. §<br>7A-30 (COA07-<br>1351)<br><br>2. State's Motion to<br>Dismiss Appeal   | 1. - - -<br><br>2. Allowed   |
| 095PA08  | State v. Jose Jesus<br>Garcia Lopez  | Def's Alternative<br>Motion for a New<br>Sentencing Hearing  | Denied   |
| 104P09   | Charlotte Motor<br>Speedway, Inc. and<br>Charlotte Motor<br>Speedway, LLC v.<br>Tindall Corporation,<br>Formerly Tindall<br>Concrete Products,<br>Inc. | Plt's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-600)   | Denied   |
| 109P09-3 | State v. David<br>Simpson  | Def's Petition for<br>Writ of Habeas<br>Corpus   | Dismissed Without<br>Prejudice to<br>Defendant's Right to<br>File in the Court of<br>Appeals |
| 113P09   | State v. Mark<br>Stephen Thomas  | 1. State's Motion for<br>Temporary Stay<br>(COA08-599)<br><br>2. State's Petition for<br>Writ of Supersedeas<br><br>3. State's PDR Under<br>N.C.G.S. § 7A-31 | 1. Allowed <b>03/19/09</b><br><br>2.<br><br>3.   |

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| 119P00-24 | State v. Wayne Thomas Johnson  | 1. Def's PWC to Review Order of Alamance County Superior Court<br><br>2. Def's Motion to Appoint Counsel | 1. Dismissed<br><br>2. Dismissed as Moot |
| 133P09    | State v. Timothy Ray Casey   | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-183)<br><br>2. State's Motion to Deem Response Timely Filed   | 1. Denied<br><br>2. Allowed              |
| 136P09-2  | Corinda Greene v. Lorenzo Richardson   | Def's PWC  | Dismissed                                |
| 138P09    | Dorothy Hunt, Employee v. N.C. State University, Employer Self-Insured, Key Management Services, Administering Agent                                     | Plt's PDR Under N.C.G.S. § 7A-31 (COA07-1374)  | Denied                                   |
| 141P09    | Colter Bradley Stanfield, Employee v. Metal Beverage Container/Ball Corporation, Employer, Self Insured, Speciality Risk Services, Inc., Servicing Agent | Plt's PDR Under N.C.G.S. § 7A-31 (COA08-513)   | Denied                                   |

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| 143P09   | State v. Robbie Alexander Jackie Lloyd | 1. Def's PWC to Review Decision of COA (COA06-1514)<br><br>2. State's Motion for Extension of Time to File Response to PWC 4-24-09         | 1. Denied<br><br>2. Allowed <b>04/15/09</b>                              |
| 148P09   | State v. James Leon Loftin             | 1. Def's PWC to Review Order of COA (COAP09-180)<br><br>2. Def's Motion to Appoint Counsel   | 1. Dismissed <b>06/17/09</b><br><br>2. Dismissed as Moot <b>06/17/09</b> |
| 154P09   | State v. James Edward Lilly            | Def's PDR Under N.C.G.S. § 7A-31 (COA08-421)   | Denied   |
| 158P09   | State v. Jamie Antwon Mitchell         | 1. Def's Motion for NOA Under N.C.G.S. 7A-30(1)<br><br>2. Def's PWC to Review Decision of COA (COA08-666)                                  | 1. Dismissed <i>Ex Mero Motu</i><br><br>2. Denied                        |
| 161P09   | State v. Daniel Easley Defoe           | 1. Def's PWC to Review Order of Richmond County Superior Court<br><br>2. State's Motion for Extension of Time to File Response to Petition | 1. Allowed<br><br>2. Allowed <b>04/27/09</b>                             |
| 168P09-3 | State v. Clyde Kirby Whitley           | Def's PWC to Review Order of Nash County Superior Court (COA09-383)  | Dismissed  |

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| 170P09   | State v. Todd Charles Boggess   | Def's PDR Under N.C.G.S. § 7A-31 (COA08-746)  | Denied  |
| 172P09   | Antwan Bynum, by and through his Guardian ad Litem, Wayne Boyette, and Anita Bynum v. The Nash-Rocky Mount Board of Education | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-823)<br>2. Motion by N.C. School Boards Association for Leave to File Amicus Curiae Brief                            | 1. Denied<br>2. Dismissed as Moot                         |
| 173P09   | In the Matter of: A.A.P., Al. M.P., and An. M.P.  | Guardian ad Litem's PWC to Review Decision of COA (COA08-674)   | Denied  |
| 174P09   | State v. Anthony Burroughs  | Def-Appellant's Motion for Temporary Stay   | Allowed <b>07/20/09</b>                                   |
| 179P09   | State v. Russell Lee Bevill   | Def's PDR Under N.C.G.S. § 7A-31 (COA08-368)  | Denied  |
| 182A00-2 | State v. James Lewis Morgan   | 1. Def's PWC to Review Order of Buncombe County Superior Court<br>2. Def's Motion to Strike<br>3. Def's Alternative Motion to Remand for Additional Proceedings | 1. Denied<br>2. Dismissed as Moot<br>3. Dismissed as Moot |



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| 184P09   | North Iredell Neighbors for Rural Life, et al. v. Iredell County, Harry Phillip McLain, Louise Duarte McLain, Charles Michael McLain and Janet Hewitt McLain | Defs' (McLain) PDR Under N.C.G.S. § 7A-31 (COA08-1068)  | Denied   |
| 189P09-2 | State v. William T. Henderson  | Def's Petition for Writ of Mandamus   | Denied   |
| 191P09   | Larry W. Pigg and wife, Gloria Vandiver v. Boyd B. Massagee, Jr. and Prince, Youngblood and Massagee, Partnership  | 1. Plts' PDR Under N.C.G.S. § 7A-31 (COA08-1270)<br>2. Defs' Motion for Sanctions   | 1. Denied<br>2. Denied                         |
| 195P09   | State v. John Junior Rush, II  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-871)  | Denied   |
| 197P09   | Mahatam S. Jailall v. N.C. Department of Public Instruction  | 1. Petitioner's (Jailall) PDR Under N.C.G.S. § 7A-31 (COA08-352)<br>2. Petitioner's PWC to Review the Decision of the COA<br>3. Motion by SEANC for Leave to File Amicus Curiae Brief | 1. Denied<br>2. Denied<br>3. Dismissed as Moot |

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| 198P09 | Ronald E. Ford, Sr., Administrator of the Estate of Sean Paddock (f/k/a Sean Ford), decedent v. Johnny Paddock, and wife Lynn Paddock; Wake County DHS; Maria F. Spaulding, in her capacity as Director of the Wake County Department of Human Services; Warren Ludwig, in his capacity as Wake County Director of Child Welfare and Mental Health; and Children's Home Society of NC, Inc. | Defs' (Wake Co. DHS, Spaulding and Ludwig) PDR Under N.C.G.S. § 7A-31 (COA08-1012)   | Denied  |
| 204P09 | State v. Michael Barnes   | 1. Def's PWC to Review Order of Moore County Superior Court (COA08-1096)<br><br>2. Def's Motion to Proceed as Poor Person Before the Court | 1. Denied<br><br>2. Allowed                       |
| 205P09 | State v. Vernon Sentell Platt   | 1. Def's NOA Based Upon a Constitutional Question (COA08-926)<br><br>2. Def's PDR Under N.C.G.S. § 7A-31                                   | 1. Dismissed <i>Ex Mero Motu</i><br><br>2. Denied |

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| 206P09   | State v. Lucian Jefferson Peele, Jr.                               | 1.State's Motion for Temporary Stay (COA08-713)<br><br>2. State's Petition for Writ of Supersedeas<br><br>3. State's PDR Under N.C.G.S. § 7A-31      | 1. Allowed <b>05/20/09</b><br>Dissolved the Stay <b>08/27/09</b><br><br>2. Denied<br><br>3.Denied |
| 207P09-2 | State v. David Talton  | Def's Motion to Review Decision  | Dismissed   |
| 208P09   | Charles A. Stanford, et al. v. Oliver Johnson Paris, et al.        | Plt's PWC to Review the Order of the COA (COA09-19)  | See Special Order   |
| 209P09   | Azalea Garden Board & Care, Inc. v. Meredith Dodson Vanhoy, et al. | Plt's PDR Under N.C.G.S. § 7A-31 (COA08-640)   | Denied  |
| 210P09   | State v. Darnell Lamar Dawkins                                     | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1257)  | Denied  |
| 214P09   | State v. Wesley Tyler Corbett                                      | 1. Def's NOA Based Upon a Constitutional Question (COA08-1300)<br><br>2. Def's PDR Under N.C.G.S. § 7A-31<br><br>3. State's Motion to Dismiss Appeal | 1. - - -<br><br>2. Denied<br><br>3. Allowed   |
| 216P09   | State v. Joshua Lane Kingston                                      | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1201)  | Denied  |
| 218P09   | State v. John C. Sanders   | Def's PWC to Review Order of COA (COA06-91 & COAP09-23)  | Dismissed   |

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| 219P09 | State v. Christopher Malachi Cowan   | <p>1. Def's PWC to Review Order of Iredell County Superior County</p> <p>2. Def's Motion for "Petition for Discretionary Review Pursuant to the All Writs Act"</p> <p>3. Def's Motion to Appoint Counsel</p>     | <p>1. Denied</p> <p>2. Dismissed</p> <p>3. Dismissed as Moot</p> |
| 220P09 | Charles Alonzo Tunstall-Bey v. Don G. Wood, Superintendent   | Plt's Motion for "Notice of Appeal" (COAP09-365)   | Dismissed <i>Ex Mero Motu</i>                                    |
| 226A09 | Charles M. White and Earl Ellis, individually and now or formerly d/b/a Ace Fabrication and Welding v. Andrew Thompson, Douglas Thompson, and Fran Lurkee, Alias   | <p>1. Plt's NOA (Dissent) (COA08-953)</p> <p>2. Defs' ((Thompson) PDR Under N.C.G.S. § 7A-31</p>   | <p>1. - - -</p> <p>2. Denied</p>                                 |
| 227A09 | Lenton Credelle Brown, Administrator of the Estate of Clamon Brown v. Kindred Nursing Centers East, L.L.C., Kindred Health Care Operating, Inc., Kindred Health Care, Inc., Patricia Evelyn Dix, N.P., Steven Ferguson, M.D., and Eastern Carolina Family Practice, P.A. | <p>1. Def s'(Dix, Ferguson &amp; Eastern Carolina Family Practice) Notice of Appeal (Dissent) (COA08-584)</p> <p>2. Defs' (Dix, Ferguson &amp; Eastern Carolina Family Practice) PDR as to Additional Issues</p> | <p>1. - - -</p> <p>2. Allowed</p>                                |

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| 228P09 | State v. Trivail<br>Tavonna Poole | Def's PWC to<br>Review Order of<br>Lenoir County<br>Superior Court<br>(COAP09-298)   | Dismissed   |
| 232P09 | State v. Vandell<br>Norman        | Def's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-1165)  | Denied  |
| 237P09 | State v. Kim Kenneth<br>Kotecki   | 1. Def's Motion for<br>Temporary Stay<br>(COA08-1070)<br><br>2. Def's Petition for<br>Writ of Supersedeas<br><br>3. Def's PDR Under<br>N.C.G.S. § 7A-31                | 1. Allowed <b>06/10/09</b><br>Dissolved the Stay<br><b>08/27/09</b><br><br>2. Denied<br><br>3. Denied |
| 240P09 | State v. Chubasco<br>Reaves       | Def's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-1128)  | Denied  |
| 241P09 | State v. William<br>Edward McKoy  | 1. Def's NOA Based<br>Upon a<br>Constitutional<br>Question (COA08-<br>923)<br><br>2. Def's PDR Under<br>N.C.G.S. § 7A-31<br><br>3. State's Motion to<br>Dismiss Appeal | 1. - - -<br><br>2. Denied<br><br>3. Allowed   |
| 242P09 | State v. Roger<br>Blackstock      | Def's PWC to<br>Review Order of<br>COA (COAP09-334)  | Dismissed   |
| 244P09 | State v. Donald<br>Ashley Ryals   | Def's PWC to<br>Review Order of<br>COA (COAP09-411)  | Dismissed   |

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| 245P09   | Luther Lakey v.<br>Robert Uhren, et al.   | Plt's PWC to<br>Review Order of<br>Avery County<br>Superior Court  | Dismissed  |
| 247P08-2 | State v. Demar Ryan<br>Worrell  | 1. Def-Appellant's<br>Motion for "Petition<br>for Discretionary<br>Review"<br><br>2. Def-Appellant's<br>Request for Court<br>Order for Production<br>of Documents<br><br>3. Def's Motion to<br>Amend PDR Under<br>N.C.G.S. § 7A-31<br><br>4. Def's PWC to<br>Review Order of<br>Wayne County<br>Superior Court | 1. Dismissed<br><br>2. Dismissed<br><br>3. Allowed<br><br>4. Dismissed |
| 247P09   | State v. Santos<br>Ortego Smith   | Def's Motion for<br>"Petition for<br>Discretionary<br>Review N.C.G.S.<br>7A-31" (COA08-<br>1222)   | Denied   |
| 248P09   | State v. Ronald<br>Anderson   | Def's PWC to<br>Review Order of<br>Camden County<br>Superior Court   | Dismissed  |
| 251P09   | Derrick Barringer, as<br>Administrator of the<br>Estate of Drake<br>Barringer v. Wake<br>Forest University<br>Baptist Medical<br>Center, et al. | 1. Def's Motion for<br>Temporary Stay<br>(COA08-269)<br><br>2. Def's Petition for<br>Writ of Supersedeas   | 1. Allowed <b>06/23/09</b><br><br>2.                                   |

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| 253P09 | State v. Quintis Travon Spruiell  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1244)   | Denied                                 |
| 254P09 | State v. David Reed Wilson  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-782)  | Denied                                 |
| 256P09 | Sue Allison Broadwell Roberts v. Ronald Wayne Roberts   | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-404)<br>2. Plt's Conditional PDR Under N.C.G.S. § 7A-31<br>3. Def's Motion for Temporary Stay<br>4. Def's Petition for Writ of Supersedeas | 1.<br>2.<br>3. Allowed <b>07/09/09</b> |
| 260P09 | State v. Mack Eugene Polk, Jr.  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-999)  | Denied                                 |
| 261P09 | State v. Maurice Rashad Miller  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-650)  | Denied                                 |
| 263P09 | Joseph M. Williams v. Richard D. Kane, M.D.   | Plt's PDR Under N.C.G.S. § 7A-31 (COA08-1369)   | Denied                                 |
| 264P09 | Emil S. Nazzaro and wife, Robin M. Nazzaro v. Thomas P. Sagun, and wife Hilda R. Sagun; and James Hilldrup and wife, Susan Hilldrup | Defs' PDR Under N.C.G.S. § 7A-31 (COA08-691)  | Denied                                 |

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| 265P09 | State v. Ronnie Wallace Long   | 1. State's Motion for Temporary Stay<br><br>2. State's Petition for Writ of Supersedeas<br><br>3. State's PWC to Review Order of the Cabarrus County Superior Court | 1. Allowed <b>06/29/09</b><br><br>2.<br><br>3.  |
| 266P09 | State v. Jeffrey Wayne Austin  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1382)   | Denied  |
| 267P09 | State v. Roy Dean Worley   | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-1532)<br><br>2. Def's Motion to Withdraw PDR   | 1. - - -<br><br>2. Allowed  |
| 268P09 | John Weskett Powers v. George Tatum, Commissioner of the N.C. Division of Motor Vehicles   | 1. Plt's PDR Under N.C.G.S. § 7A-31 (COA08-137)<br><br>2. Plt's Motion for Temporary Stay<br><br>3. Plt's Petition for Writ of Supersedeas                          | 1. Denied<br><br>2. Allowed <b>08/06/09</b><br>Dissolved the Stay <b>08/27/09</b><br><br>3. Denied<br><br><b>Brady, J., Recused</b> |
| 269P09 | Travis T. Bumpers and Troy Elliott, on behalf of themselves and all others similarly situated v. Community Bank of Northern Virginia | 1. Plt's (Bumpers) PDR Under N.C.G.S. § 7A-31 (COA08-1135)<br><br>2. Plt's (Bumpers) PWC to Review Decision of COA  | 1. Allowed<br><br>2. Dismissed as Moot  |



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| 270P09 | In the Matter of:<br>N.E.L., a Minor<br>Child   | Juvenile's PDR<br>Under N.C.G.S. §<br>7A-31 (COA08-<br>1573)  | Allowed for the<br>Limited Purpose of<br>Remanding to COA<br>for Reconsideration<br>in Light of <i>K.J.L.</i> |
| 271P09 | Douglas Paul,<br>Employee v.<br>Mechworks<br>Mechanical<br>Contractors, Inc.,<br>Employer and Key<br>Risk Insurance<br>Company, Carrier | 1. Def's Motion for<br>Temporary Stay<br>(COA08-1245)<br><br>2. Def's Petition for<br>Writ of Supersedeas<br><br>3. Def's PDR Under<br>N.C.G.S. § 7A-31       | 1. Allowed <b>07/08/09</b><br><br>2.<br><br>3.  |
| 273P09 | In the Matter of: D.S.  | 1. State's Motion for<br>Temporary Stay<br>(COA08-1078)<br><br>2. State's Petition for<br>Writ of Supersedeas<br><br>3. State's PDR Under<br>N.C.G.S. § 7A-31 | 1. Allowed <b>07/08/09</b><br><br>2. Allowed<br><br>3. Allowed  |
| 277P09 | State v. Martez<br>Devar Bonds  | Def's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-1397)   | Denied  |
| 278P09 | Jonathan Blitz, on<br>behalf of himself and<br>all others similarly<br>situated v. Agean,<br>Inc.                                       | Plt-Appellant's<br>Motion for Pro Hac<br>Vice Admission of<br>Max G. Marquis  | Allowed <b>07/21/09</b>   |
| 280P09 | State v. Bobby Joe<br>Reid, Jr.   | Def's Motion for<br>Appeal of Dismissal<br>by the COA on PWC<br>(COAP09-430)  | Dismissed   |
| 281P09 | State v. Stanley Earl<br>Corbett, Jr.   | Def's Petition for<br>Writ of Habeas<br>Corpus  | Denied <b>07/14/09</b>  |

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| 282P09 | State v. Artemus S. Brown  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1142)   | Denied   |
| 283P09 | Arthur O. Armstrong v. Superior Court Trial Judge Julius A. Rousseau | 1. Plt's Motion for Leave to File Petition for Writ of Mandamus<br><br>2. Plt's Petition for Writ of Mandamus | 1. Dismissed <b>07/13/09</b><br><br>2. Dismissed <b>07/13/09</b> |
| 284P09 | Arthur O. Armstrong v. Superior Court Trial Judge Russell G. Walker  | 1. Plt's Motion for Leave to File Petition for Writ of Mandamus<br><br>2. Plt's Petition for Writ of Mandamus | 1. Dismissed <b>07/13/09</b><br><br>2. Dismissed <b>07/13/09</b> |
| 285P09 | State v. Darren Durrell Disroe                                       | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-1121)<br><br>2. State's Motion to Dismiss Def's PDR                | 1. Denied<br><br>2. Dismissed as Moot                            |
| 286P09 | State v. Johnny M. McCullough  | Def's MAR   | Dismissed  |
| 287P09 | State v. Jonathan Elwood Walker, Sr.                                 | Def's PDR Under N.C.G.S. § 7A-31 (COA08-1224)   | Denied   |
| 288P09 | State v. Terry Demetrice Adams                                       | Def's PWC to Review the Order of New Hanover County Superior Court  | Dismissed  |
| 289P09 | State v. Christopher Thomas Davis                                    | Def's NOA Based Upon a Constitutional Question (COA08-1252)   | Dismissed <i>Ex Mero Motu</i>                                    |

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| 290P09   | James Edward Gray v. Sheriff Billy Bryant, Captain Lake and Lieutenant Whitaker | Plt's Motion for Discretionary Review (COA09-749)   | Dismissed                              |
| 292P09   | Maxine Shelton and Jerry Shelton v. Steelcase, Inc. and M.B. Haynes Corporation | 1. Def's (Steelcase, Inc.) PDR Under N.C.G.S. § 7A-31 (COA08-560)<br>2. Def's (M.B. Haynes Corporation) PDR Under N.C.G.S. § 7A-31        | 1. Denied<br>2. Denied                 |
| 298P09   | State v. Andrew Chandler, Jr. a/k/a Junior Chandler                             | 1. State's Motion for Temporary Stay<br>2. State's Petition for Writ of Supersedeas<br>3. State's PWC                                     | 1. Allowed <b>07/20/09</b><br>2.<br>3. |
| 301P09   | Arthur O. Armstrong v. Lyndo Tippett  | Plt's Petition for Writ of Mandamus   | Dismissed <b>08/06/09</b>              |
| 303P07-2 | Dogwood Development and Management Co., LLC v. White Oak Transport Co., Inc.    | Def's PDR Under N.C.G.S. § 7A-31 (COA06-1073-2)   | Denied                                 |
| 307P09   | State v. Michael Ray  | 1. State's Motion for Temporary Stay (COA08-1329)<br>2. State's Petition for Writ of Supersedeas<br>3. State's PDR Under N.C.G.S. § 7A-31 | 1. Allowed <b>07/27/09</b><br>2.<br>3. |

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| 310P09   | State v. Danny Eugene Tomlinson                                      | 1. Def's PDR Under N.C.G.S. § 7A-31 (COA08-1290)<br><br>2. Def's Motion to Appoint Counsel   | 1. Denied<br><br>2. Dismissed as Moot                            |
| 311P09   | State v. Tony C. Bowman  | Def's Motion for PDR (COAP09-553)  | Dismissed  |
| 313P09   | Phillip Lee Young v. Resident Superior Court Judge of Watauga County | Plt's Petition for Writ of Mandamus  | Denied <b>08/12/09</b>   |
| 316P95-2 | State v. Eli Nain Ocasio   | Def's PWC to Review Order of Onslow County Superior Court  | Denied   |
| 317P09   | State v. Wilbur William Folston                                      | 1. State's Motion for Temporary Stay<br><br>2. State's Petition for Writ of Supersedeas<br><br>3. State's PWC to Review Order of Cleveland County Superior Court | 1. Allowed <b>08/07/09</b><br><br>2.<br><br>3.                   |
| 319P09   | State v. Donald Ray Williams   | Def's Motion for Writ of Discretionary Review (COAP09-87)  | Dismissed  |
| 329P08-2 | Arthur O. Armstrong v. Quentin T. Sumner                             | 1. Plt-Appellant's Motion for Leave to File Petition for Writ of Mandamus<br><br>2. Plt-Appellant's Motion for Petition for Writ of Mandamus                     | 1. Dismissed <b>07/20/09</b><br><br>2. Dismissed <b>07/20/09</b> |

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| 329P08-3 | Arthur O. Armstrong<br>v. Quentin T. Sumner | 1. Plt-Appellant's<br>Motion for Leave to<br>File Petition for Writ<br>of Mandamus<br><br>2. Plt-Appellant's<br>Petition for Writ of<br>Mandamus            | 1. Dismissed<br><b>07/20/09</b><br><br>2. Dismissed<br><b>07/20/09</b> |
| 330P09   | State v. Moses<br>Alfonzo Harris            | Def's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-1086)   | Denied   |
| 331P09   | State v. Dennis<br>Williams                 | Def's Motion for<br>PDR (COA09-465)   | Dismissed  |
| 333P09   | State v. Marjorie G.<br>Dunn                | Def's PWC to<br>Review Decision of<br>COA (COA08-1331)  | Denied   |
| 344P09   | State v. James Junior<br>Collins            | 1. Def's Motion for<br>Temporary Stay<br>(COA09-87)<br><br>2. Def's Petition for<br>Writ of Supersedeas<br><br>3. Def's PDR Under<br>N.C.G.S. § 7A-31       | 1. Allowed <b>08/24/09</b><br><br>2.<br><br>3.                         |
| 345P09   | State v. Billy J.<br>Trombley               | 1. State's Motion for<br>Temporary Stay<br>(COA08-947)<br><br>2. State's Petition of<br>Writ of Supersedeas<br><br>3. State's PDR Under<br>N.C.G.S. § 7A-31 | 1. Allowed <b>08/24/09</b><br><br>2.<br><br>3.                         |

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| 346P08   | State v. Tyrone David Williams  | <p>1. Def's NOA Based Upon a Constitutional Question (COA07-1304)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal and Response to PDR</p>                                | <p>1. - - -</p> <p>2. Denied</p> <p>3. Allowed</p>    |
| 348P04-3 | State v. Edward Lee Medley  | Def's Petition for Writ of Mandamus  | Denied <b>07/13/09</b>                                |
| 350P09   | In the Matter of: D.L.H.  | <p>1. Appellant's (State of NC) Motion for Temporary Stay (COA08-1019)</p> <p>2. Appellant's (State of NC) Petition for Writ of Supersedeas</p> <p>3. Appellant's (State of NC) PDR Under N.C.G.S. § 7A-31</p> | <p>1. Allowed <b>08/25/09</b></p> <p>2.</p> <p>3.</p> |
| 351P08   | Robert Baxter, Employee v. Danny Nicholson, Inc., Employer, Self-Insured (Key Risk Management Services, Servicing Agent), Defendant | <p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA07-865)</p> <p>2. Plt's Petition for Writ of Supersedeas</p> <p>3. Plt's Motion to Supplement Record on Appeal</p>  | <p>1. Allowed</p> <p>2. Allowed</p> <p>3. Allowed</p> |

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| 364P08   | Jean-Claude Rinehart v. Theodis Beck, et al.                                | 1. Plt's Motion for PDR (COAP08-531)<br><br>2. Plt's Motion for Leave to Amend Original Petition for Writ of Mandamus                     | 1. Denied<br><br>2. Dismissed |
| 390P08-2 | Dion Darrell Davis v. The State of North Carolina, The County of Cumberland | Plt's Petition to Rehear Pursuant to N.C.G.S. § 7A-32 (COAP08-537)  | Dismissed                     |
| 398P05-2 | State v. Robert Lee Hood  | Def's Motion for Reconsideration  | Dismissed                     |
| 402P08   | State v. James David Sizemore   | Def's PDR Under N.C.G.S. § 7A-31 (COA07-1489)   | See Special Order             |
| 406P07-2 | The North Carolina State Bar v. Michael H. McGee, Attorney                  | 1. Def-Appellant's NOA Pursuant to N.C.G.S. § 7A-30<br><br>2. Plt's Motion to Dismiss Appeal  | 1. - - -<br><br>2. Allowed    |
| 437P08-3 | Randy L. Thomas v. Aida Correa  | 1. Plt's Motion for "Petition for Discretionary Review Under G.S. 7A-31" (COAP09-351)<br><br>2. Plt's Motion to Proceed As Forma Pauperis | 1. Denied<br><br>2. Allowed   |
| 473P08-2 | State v. Jermaine Lamont Purnell  | Def's PWC to Review the Order of the COA (COAP08-600)   | Dismissed                     |

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| 474P08   | State v. Samuel Travis Tanner   | 1. State's Motion for Temporary Stay (COA08-251)<br><br>2. State's Petition for Writ of Supersedeas<br><br>3. State's PDR Under N.C.G.S. § 7A-31 | 1. Allowed <b>10/20/08</b><br><br>2.<br><br>3.                    |
| 487P06-4 | Arthur O. Armstrong v. Superior Court Trial Judge Frank R. Brown  | 1. Plt's Petition for Writ of Mandamus<br><br>2. Plt's Motion for Leave to File Petition for Writ of Mandamus                                    | 1. Dismissed <b>07/13/09</b><br><br>2. Dismissed <b>07/13/09</b>  |
| 490P06-5 | Arthur O. Armstrong v. Superior Court Trial Judge Frank R. Brown  | 1. Plt's Motion for Leave to File Petition for Writ of Mandamus<br><br>2. Plt's Petition for Writ of Mandamus                                    | 1. Dismissed <b>07/13/09</b><br><br>2. Dismissed <b>07/13/09</b>  |
| 491P02-4 | Dontez Simuel v. Justice Timmons-Goodson  | Plt's Petition for Writ of Mandamus  | Denied <b>07/27/09</b><br><br><b>Timmons-Goodson, J., Recused</b> |
| 495P08   | Jerry Alan Reese v. Mecklenburg County, North Carolina; Mecklenburg County Public Facilities Corporation; 300 South Church Street, LLC; and RBC Corporation | 1. Plt's PWC (COA08-1084)<br><br>2. Plt's Petition for Writ of Supersedeas   | 1. Denied<br><br>2. Denied  |



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| 499P06-4 | Arthur O. Armstrong<br>v. Superior Court<br>Trial Judge                         | 1. Plt's Motion for<br>Leave to File Petition<br>for Writ of<br>Mandamus<br><br>2. Plt's Petition for<br>Writ of Mandamus | 1. Dismissed<br><b>07/13/09</b><br><br>2. Dismissed<br><b>07/13/09</b> |
| 501P06-5 | Arthur O. Armstrong<br>v. Superior Court<br>Trial Judge Milton F.<br>Fitch, Jr. | 1. Plt's Motion for<br>Leave to File Petition<br>for Writ of<br>Mandamus<br><br>2. Plt's Petition for<br>Writ of Mandamus | 1. Dismissed<br><b>07/13/09</b><br><br>2. Dismissed<br><b>07/13/09</b> |
| 506P08   | State v. Antwan<br>Terrell Murphy   | Def's PDR Under<br>N.C.G.S. § 7A-31<br>(COA08-382)  | Denied   |
| 519P06-2 | State v. Darrick<br>Jerome Myers  | 1. Def's PWC to<br>Review Order of<br>Forsyth County<br>Superior Court<br><br>2. Def's Motion to<br>Appoint Counsel       | 1. Denied<br><br>2. Dismissed as Moot                                  |
| 525A07   | State v. Byron Lemar<br>Waring  | Def's Motion to<br>Amend Record on<br>Appeal  | Allowed  |

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| 525P08 | State v. Mitchell J. Harb, Jr.   | <p>1. Def's PWC to Review Order of Davidson County Superior Court (06CRS5225, 53156)</p> <p>2. Def's Motion to Appoint Counsel</p> <p>3. Def's Motion to Proceed <i>In Forma Pauperis</i></p> | <p>1. Denied</p> <p>2. Dismissed as Moot</p> <p>3. Allowed</p>   |
| 534P08 | State v. Tracy Glen Smith  | <p>1. State's Motion for Temporary Stay (COA08-533)</p> <p>2. State's Petition for Writ of Supersedeas</p> <p>3. State's PDR Under N.C.G.S. § 7A-31</p>                                       | <p>1. Allowed <b>12/05/08</b><br/>Dissolved the Stay <b>08/27/09</b></p> <p>2. Denied</p> <p>3. Denied</p> |
| 540P08 | Bettie Norwood, et al. v. Village of Sugar Mountain  | <p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA07-1402)</p> <p>2. Respondent's Motion to Dismiss PDR</p>  | <p>1. Denied</p> <p>2. Dismissed as Moot</p>   |
| 542P08 | State v. Andrew Wesley Morrison  | Def's PDR Under N.C.G.S. § 7A-31 (COA08-299)  | Denied   |
| 553P08 | Dion T. Spencer, Plaintiff-Employee, v. Myrick Construction, Inc., Defendant-Employer; and Transcontinental Insurance Company, Defendant-Insurance Carrier | Plt's PWC (COA08-1061)  | Denied   |

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| 567P08 | Robert L. Morris as Personal Representative of the Estate of Maggie H. Morris, deceased; Robert L. Morris, Individually; Gary W. Morris, Individually; and Kenneth F. Morris, Individually v. Jean-Louise Dixon, an attorney; and Dixon & Dixon Law Offices, PLLC | Defs' PDR Under N.C.G.S. § 7A-31 (COA08-187) | Denied |
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