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SUPREME COURT OF NORTH CAROLINA

PETITIONS

2 October 1997

47P97	State v. Joseph Marion Head Junior	(1) Def's (pro se) Motion to Dismiss for Failure to Prosecute w/in the Time Required by Law (2) Def's (pro se) "Motion to Dismiss for a New Trial for Insufficient Time to Prepare for Retrial of Mistrial pro se After Attorneys Withdrew" (3) Def's (pro se) "Motion to Dismiss Pursuant to 18 U.S.C. 3161 and sub provisions, etc." (4) Def's (pro se) "Motion for Arrest Warrants to Issue Charging Shenia Marie Griffin and M. Leonard Lowe with Perjury and Attempt to Murder"	(1) Denied (2) Denied (3) Denied (4) Denied
103PA97	Kurtzman v. Applied Analytical Industries, Inc.	Academy of Trial Lawyers' Motion for Leave to File Amicus Curiae Brief	Allowed 9/9/97
215A96	State v. LeGrande	Def's (Pro Se) Motion to Dismiss Court Appointed Attorney in Capital Case	Dismissed

285P97	State v. Darryl Howard	(1) Def's (pro se) Pet. for Writ of Cert. to Review Decision of NC COA (2) Def's (pro se) PDR Under G.S. 7A-31	(1) Denied (2) Denied
292P97	Ward v. Jorgenson	Def's PDR	Denied
303P97	State v. Dillahunt	(1) Def's (pro se) NOA (Const. ?) (2) Def's (pro se) PDR Under G.S. 7A-31 (3) Def's (pro se) Motion for Appropriate Relief (4) Def's (pro se) Pet. for Writ of Cert. to Review Order of NC COA	(1) Dismissed (2) Denied (3) Denied (4) Denied
307P97	Thomas Hamilton Milner, III v. Molly Kirkpatrick Littlejohn	(1) Plt's PDR (2) Def's PDR	(1) Denied (2) Denied
317P97	Murray v. Wisteria Builder, Self-Insured Employer	Def's PDR Under G.S. 7A-31	Denied
320P97	New Hanover County v. Jackson, Jr., d/b/a Carolina Video, et al.	Plt's PDR Under G.S. 7A-31	Denied
323A97	Crisp v. Crisp	Plt's Pet. for Writ of Cert. to Review Decision of NC COA	Allowed
325P97	State v. Cooper	Def's (Pro Se) PDR Under G.S. 7A-31	Denied
327P97	Eubanks, et al. v. State Farm Fire and Casualty Company	Plts' PDR Under G.S. 7A-31	Denied
333P97	Kolbinsky v. Paramount Homes, Inc., et al.	Plts' PDR Under G.S. 7A-31	Denied
334P97	Robinson, et al. v. Powell, Sr.	Plts' PDR	Allowed

337P97	State v. Hope	Def's (pro se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
339P97	In the Matter of: Melissa Nash, a minor child	Resp's (Alva Nash) Petition for Writ of Certiorari to Review Order of NC COA	Dismissed
340A95	State v. Morganherring	(1) Def's Motion for Appropriate Relief (2) Def's Motion to Argue Pet- Appellant's Motion for Appropriate Relief at Oral Argument (3) Def's (Pro Se) Motion to Dismiss Counsel (4) AG's Motion Regarding Oral Argument	(1) Goes with the case. (2) Allowed 9/19/97 (3) Denied (4) Allowed
340P97	Stephen Elliott v. NC Psychology Board	Pet's (Elliott) PDR	Allowed
341A97	Ernestine Richardson, et al. v. McCracken Enterprises	(1) Plts' NOA (Dissent) (2) Plts' PDR as to additional issues	(1) (2) Denied
345P97	Jackson v. Howell's Motor Freight, Inc. v. Gibbs	(1) Appellant's (City of Fayetteville) PDR Under G.S. 7A- 31 (2) Def's (Howell's Motor Freight) PDR Under G.S. 7A-31	(1) Denied (2) Denied
346P97	Nash County Dept. of Social Services by & Through Its Child Support Enforcement Agency ex rel. Clairenette Williams, mother, et al. v. Milton Earl Beamon	(1) Plt's PDR Under G.S. 7A-31 (2) Plt's Motion to Substitute Party Under N.C. R. App. Proc. 38	(1) Denied (2) Dismissed (3) Dismissed

		(3) AG's Motion for Leave to File Amicus Curiae Brief in Support of PDR	
348P97	State v. McClintick	Def's Pet. for Writ of Cert. to Review Order of NC COA	Denied
349P97	State v. Falana	Def's Pet. for Writ of Cert. to Review Order of NC COA	Dismissed
352P97	Guin, et al. v. Guin, et al.	Def's (The Atlanta Casualty Companies) Pet. for Writ of Cert. to Review Decision of NC COA	Denied
353P97	DKH Corporation v. Rankin-Patterson Oil Company	Plt's PDR Under G.S. 7A-31	Allowed
357P97	Darrell Cook v. Ronald Lee Watts and Melissa Diane Cook	Def's (Melissa Diane Cook) Pet. for Writ of Cert. to Review Decision of NC COA	Denied
358P97	State v. Allen	Def's Pet. for Writ of Cert. to Review Decision of NC COA	Denied
359P97	Beck v. Rowan County, Self-Insured	Def's PDR Under G.S. 7A-31	Denied
360P97	Edwards v. NC Farm Bureau Mutual Ins. Co. v. Boone and Scott d/b/a Scott's Mobile Home Service	(1) Def and Third-Party Plt's (Farm Bureau) PDR Under G.S. 7A-31 (2) Third-Party Def's (Boone) Motion to Strike Portion of PDR	(1) Denied (2) Allowed
363P97	Shumaker v. Hamilton	(1) Def's NOA (Const. Question) (2) Def's PDR (3) AG's Motion to Dismiss for Lack of Subst. Const. Question	(1) (2) Denied (3) Allowed
364P97	Griffin v. Woodard, et al.	Plt's PDR Under G.S. 7A-31	Denied

365P97	Hopkins v. Tuttle	Plt's PDR	Denied
366P97	Hanton v. Gilbert, et al.	Plt's PDR Under G.S. 7A-31	Denied
367P97	Payne v. State of NC Dept. of Human Resources	Plt's PDR	Denied
368P97	Bioxy Incorporated v. Richard J. Craft	Plt's PDR	Denied
369P97	State v. Rick	(1) Def's NOA (Const. Question) (2) Def's PDR Under G.S. 7A-31 (3) AG's Motion to Dismiss for Lack of Subst. Const. Question	(1) (2) Denied (3) Allowed
373P97	Muse v. Britt, et al.	Pet's (Muse) Petition for Writ of Cert. to Review Order of NC COA	Denied
375P97	State v. Gary, Jr.	Def's Pet. for Writ of Cert. to Review Superior Court Order	Allowed
377A95*	State v. Lemons	Def's Motion to Amend the Record	Allowed
377P97	Pfouts v. Buckner	Plt's Pet. for Writ of Cert. to Review Finding of Judicial Standards Commission	Dismissed
379P97	State v. Allen	Def's Pro Se Pet. for Writ of Cert. to Review Order of NC COA	Denied
380P97	State v. Douthit	Def's (Pro Se) Pet. for Writ of Cert. To Review NC COA Decision	Denied
381P97	State v. Lee	Def's (pro se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
382P97	State v. Griffin	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Dismissed
382P97	State v. Griffin	Def's [Supplemental] (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied

383P97	State v. Stokes	Def's (Pro Se) PDR Under G.S. 7A-31	Denied
384P97	State v. Gibbs	(1) Def's NOA (Const. Question) (2) Def's PDR (3) AG's Motion to Dismiss for Lack of Subst. Const. Question	(1) (2) Denied (3) Allowed
386P97	Simeon, Zegler, et al. v. James E. Hardin, Jr., DA for the 14 th Judicial District	Plt's PDR Under G.S. 7A-31	Denied
389P97	Gover v. Norris	(1) Plt's PDR Under G.S. 7A-31 (2) Plt-Appellant Attorney's Motion to Withdraw as Counsel	(1) Denied (2) Allowed
390P97	State v. Barr, Jr., aka Monson	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
393P97	State v. Danny R. Clark	(1) Def's PDR Under G.S. 7A-31 (2) Def's Motion to Amend Record (3) AG's Motion to Dismiss PDR (4) Def's Motion for Temporary Stay	(1) Denied 9/17/97 (2) Denied 9/17/97 (3) Dismissed 9/17/97 (4) Denied 9/17/97
394P97	Betty Davis Howard v. Robbins Enterprises, Inc., a corporation, trading & doing business as Kentucky Fried Chicken	(1) Plt's NOA (Const. Question)	(1) (2) Denied

		(2) Plt's PDR Under G.S. 7A-31 (3) Def's Motion to Dismiss for Lack of Subst. Const. Question	(3) Allowed
395P95	Woodfield Association, Inc. v. Ackerman	Def's PDR Under G.S. 7A-31	Denied
397P97	Abels v. Renfro Corporation	Plt's PDR Under G.S. 7A-31	Denied
398A97	Brady, R.D.H. v. NC State Board of Dental Examiners	(1) Pet's (Brady) NOA (Dissent) (2) Pet's (Brady) PDR as to Additional Issues	(1) (2) Denied
399P97	Smith v. The City of Winston-Salem	Plt's PDR Under G.S. 7A-31	Denied
401P97	Holterman v. Holterman	Plt's PDR Under G.S. 7A-31	Denied
402P97	Bethania Town Lot Committee, John E. Collins, et al. v. City of Winston-Salem, Seth B. Brown, et al.	(1) Plts' NOA (Const. ?) (2) Plts' Alternative PDR Under G.S. 7A-31 (3) Amicus Curiae NAACP Legal Defense & Educ. Fund, Inc.'s Motion for <i>Pro Hac Vice</i> Admission of Victor A. Bolden (4) NAACP Legal Defense and Educ. Fund, Inc.'s Motion for Leave to File Amicus Curiae Brief in Support of NOA and PDR	(1) (2) Allowed (3) Allowed (4) Dismissed
403P97	Tucker v. Rand, M.D.	(1) Def's PDR Under G.S. 7A-31 (2) Plt's Request for the Court to Sanction Defendant	(1) Denied (2) Denied

404P97	W.E. Garrison Co. Inc. v. Lee Paving Co.	Plt's PDR Under G.S. 7A-31	Denied
406P97	State v. Cathey	Def's PDR	Denied
409P97	Carroll v. Koontz and Salem SurgiAssociates, P.A.	Plt's PDR Under G.S. 7A-31	Denied
410P97	Danny Carroll v. Thomas Koontz, et al	Plt's PDR	Denied
411PA97	NC Dept. of Administration v. Shaw Food Services, Inc.	Plaintiff's Motion to Enlarge Record	Allowed
412P97	Roberts v. Swain, Jr., et al.	Defs' Petition for Writ of Certiorari (PDR 3 days too late)	Denied
413P97	State v. Miller	Def's (pro se) PDR Under G.S. 7A-31	Denied
415P97	Brown, et al. v. Reverend William Hazel Height, et al.	Plts' PDR Under G.S. 7A-31	Denied
416P97	Donnie Earl Robbins v. Franklin Freeman, Secretary of the NC Dept. of Correction, in his official capacity, Juanita Baker, et al.	(1) Def-Appellees' PDR Under G.S. 7A-31 (2) Def-Appellees' Petition for Writ of Supersedeas (3) Def-Appellees' Motion for Temporary Stay	(1) Allowed (2) Allowed (3) Allowed 8/28/97
417P97	State v. Wall	AG's (DOC's) Pet. for Writ of Cert. Pursuant to G.S. 7A-32(b) to Review Superior Court Order	Allowed
419P97	Angela Henke v. First Colony, Reliance Ins.	(1) Plt's NOA (Const. Question) (2) Plt's PDR (3) Plt's Pet. for Writ of Cert. to Review Decision of NC COA	(1) Dismissed <i>ex mero motu.</i> (2) Denied (3) Denied
422A97	Cynthia Royal Maynor v. Onslow County	Plt's NOA (Constitutional Question)	Dismissed <i>ex mero motu.</i>

423P97	State v. Murchison	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
424P97	State v. Humphrey	Def's (pro se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
427P97	Pridgen v. Hughes, et al.	Plts' PDR Under G.S. 7A-31	Denied
429P97	State v. Rorie	Def's (Pro Se) Pet. for Writ of Cert. to Review Order of NC COA	Denied
432P97	Drye v. Nationwide Mutual Insurance Company	Def's PDR Under G.S. 7A-31	Denied
439P97	State v. Jackson	Def's Pro Se Petition for Writ of Mandamus	Denied
460P97*	State v. Jeffrey L. Medley	(1) Def's Motion for Temporary Stay	(1) Allowed 9/17/97
476P97*	Celeste Coker Payne and Percy "Rusty" Payne v. Laboratory Corporation of American, formerly National Health Laboratories, Inc.	(1) Def's Motion for Temporary Stay (2) Def's Petition for Writ of Supersdeas (3) Def's Petition for Writ of Cert. to Review Order of NC COA	(1) Denied 9/24/97 (2) Denied 9/24/97 (3) Denied 9/24/97
553A94	State v. Wendell Flowers	(1) Def's Motion to Stay Mandate and Vacate Opinion (2) Def's Motion to Withdraw Request to Dismiss Counsel and Drop Appeals	(1) Denied 9/24/97 (2) Allowed. Court's order of remand for an evidentiary hearing withdrawn. 9/24/97

556A93*	State v. William Robert Gray, Jr.	Def's "Motion to Strike From State's Brief Material Which is Outside the Record"	Goes with the case.
190A93-2	State v. William Dillard Powell	(1) Def's Motion for Temporary Stay	(1) Allowed 9/30/97
395A91-3	State v. William Quentin Jones	Def's Motion to Reconsider the 7/30/96 Denial of First Post- Conviction Petition for Writ of Certiorari/ Supersedeas	Dismissed
497A93-2	State v. Levon Junior Jones	(1) Def's Motion for Stay of Execution	(1) Allowed 9/30/97
506A90-2*	State v. John Dennis Daniels	Def's Motion for Stay of Execution	Allowed 9/16/97

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