

SUPREME COURT OF NORTH CAROLINA

PETITIONS

9 October 2014

003P14	Jorge A. Espinosa v. Tradesource, Inc., Employer, Arch Insurance Company, Carrier (Gallagher Bassett Services Inc., Third-Party Administrator)	<p>1. Plt-Appellant's Motion for Temporary Stay (COA13-220 and 13-466)</p> <p>2. Plt-Appellant's PDR Under N.C.G.S. § 7A-31</p> <p>3. Def's Conditional PDR Under N.C.G.S. § 7A-31</p> <p>4. Plt's Motion to Amend PDR</p>	<p>1. Allowed 01/03/2014 Dissolved 10/09/2014</p> <p>2. Denied</p> <p>3. Dismissed as Moot</p> <p>4. Dismissed as Moot</p>
012A14	State ex rel. Utilities Commission, et al. v. Attorney General, et al.	Duke Energy Carolinas, LLC's Motion to Correct Appellee Brief	Allowed 08/28/2014
042P14	Taralyn Shalandra Simpson v. Sears, Roebuck and Co. and Amy Edwards	Defs' PDR Under N.C.G.S. § 7A-31 (COA13-329)	Denied

047P14	State v. Walter Eric McKinney	<p>1. State's Motion for Temporary Stay (COA13-384)</p> <p>2. State's Petition for <i>Writ of Supersedeas</i></p> <p>3. State's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 02/11/2014</p> <p>2. Allowed</p> <p>3. Allowed</p>
103P14	State v. Harold Goins, Jr.	Def's PDR Under N.C.G.S. § 7A-31 (COA 13-998)	Denied
109P14	State v. Joshua Lee Watson	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Halifax County</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Denied</p> <p>2. Allowed</p> <p>3. Dismissed as Moot</p>

131P04-2	State v. Shan Edward Carter	<p>1. Def's <i>Pro Se</i> Motion for NOA (COAP14-463)</p> <p>2. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of New Hanover County</p>	<p>1. Dismissed <i>ex mero motu</i></p> <p>2. Dismissed</p>
137P14	Christopher Benjamin v. City of Durham and North Carolina Department of Transportation – Division of Motor Vehicles	Plt's PDR Under N.C.G.S. § 7A-31 (COA13-909)	Denied
138A94-4	State v. Marlow Tyrone Williams	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Forsyth County</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Denied 08/21/2014</p> <p>2. Allowed 08/21/2014</p> <p>3. Dismissed as Moot 08/21/2014</p>

142P14	State v. Norman Trevor Williams	1. Def's PDR Under N.C.G.S. § 7A-31 (COA13-871) 2. Motion for Withdrawal and Substitution of Counsel	1. Denied 2. Allowed
151P14	Kimberly Shreve v. Kristen Fetter and Tina Hoagland Byrd	1. Plt's <i>Pro Se</i> Motion to Change for Improper Venue 2. Plt's <i>Pro Se</i> Motion for Appeal	1. Dismissed 2. Dismissed
157P14	In re Adoption of: "Baby Boy" born April 10, 2012	Respondent's PDR Under N.C.G.S. § 7A-31 (COA13-912)	Denied
188A14	State v. Laurence Alvin Lovette, Jr.	1. Def's NOA Based Upon a Constitutional Question (COA 13-991) 2. State's Motion to Dismiss Appeal	1. --- 2. Allowed

194P14	Roanoke Country Club, Inc., T&J Properties, LLC, Robert R. Martin and wife, Theresa W. Martin, and Reginald W. Ross, Jr. and wife, Delores Ross v. Town of Williamston	Petitioners' PDR Under N.C.G.S. § 7A-31 (COA13-756)	Denied
196P14	City of Asheville v. Roger S. Aly	<p>1. Plt's Motion for Temporary Stay (COA13-720)</p> <p>2. Plt's Petition for <i>Writ of Supersedeas</i></p> <p>3. Plt's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 06/12/2014 Dissolved 10/09/2014</p> <p>2. Denied</p> <p>3. Denied</p>
203P10-2	State v. Carl Steve Owens	Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Cherokee County	<p>Dismissed</p> <p>Jackson, J., recused</p>

210P14	State v. Donald Ray Cline, Jr.	Def's Petition for <i>Writ of Certiorari</i> to Review Order of the COA (COAP13-316)	Dismissed
217P14	Ehab Abdelaziz v. Mohammed Asmar, Khalid Ayoub Alnabulsi, and Suma, Inc., d/b/a XPRESS 13, a dissolved NC Corporation	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA13-1424) 2. Def's Conditional PDR Under N.C.G.S. § 7A-31	1. Denied 2. Dismissed as Moot
228P14	State v. Robert Leviticus McKoy	1. State's Motion for Temporary Stay (COA13-1071) 2. State's Petition for <i>Writ of Supersedeas</i> 3. State's PDR Under N.C.G.S. § 7A-31	1. Allowed 07/03/2014 Dissolved 10/09/2014 2. Denied 3. Denied
230P14	State v. Severn Lee Williams	Def's PDR Under N.C.G.S. § 7A-31 (COA13-1250)	Denied Jackson, J., recused

231P14	Ray Horton Hunt v. Lindsay Nicole Durfee (now Collinsworth)	Plt's PDR Under N.C.G.S. § 7A-31 (COA13-1443)	Denied
233P14	State v. Domenico Alexander Lockhart	Def's PDR Under N.C.G.S. § 7A-31 (COA13-1460)	Denied Hunter, J., recused
234P12-3	State v. Titus Lamont Batts	Def's <i>Pro Se</i> Motion to Dismiss for Improper Filing	Dismissed
239P14	State v. Winston Harvey Stephens, Jr.	1. Def's NOA Based Upon a Constitutional Question (COA14-8) 2. Def's PDR Under N.C.G.S. § 7A-31 3. State's Motion to Dismiss the Appeal	1. --- 2. Denied 3. Allowed
240P14	Alisa G. Henderson v. Jason Jordan Henderson	Def's PDR Under N.C.G.S. § 7A-31 (COA 13-843)	Denied

245P14	<p>Reinaldo Olavarria v. Wake County Human Services: Mary Morris, Warren Ludwig, Marilyn Fletcher, Ramon Rojano, Kathy Sutehall, Linda Clements</p> <p>Wendell Police Department: Roy D. Holloway, James E. Gill, Vance Johnson</p>	<p>1. Plt's <i>Pro Se</i> NOA Based Upon a Constitutional Question (COA13-1215)</p> <p>2. Plt's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31</p> <p>3. Defs' (Wendell Police Department, Roy D. Holloway, James E. Gill, and Vance Johnson) Motion to Dismiss Appeal</p> <p>4. Defs' (Wake County Human Services, Mary Morris, Warren Ludwig, Marilyn Fletcher, Ramon Rojano, Kathy Sutehall, and Linda Clements) Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>4. Allowed</p> <p>Hunter, J., recused</p>
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247P14	State v. Marco Santaine Davis	Def-Appellant's PDR Under N.C.G.S. § 7A-31 (COA13-952)	Denied
249P14	State v. Jose Gustavo Galaviz-Torres	<p>1. State's Motion for Temporary Stay (COA13-1318)</p> <p>2. State's Petition for <i>Writ of Supersedeas</i></p> <p>3. State's PDR Under N.C.G.S. § 7A-31</p> <p>4. Def's Motion to Dissolve Temporary Stay (COA13-1318)</p>	<p>1. Allowed 07/18/2014</p> <p>2. Allowed</p> <p>3. Allowed</p> <p>4. Dismissed as Moot</p> <p>Hunter, J., recused</p>
257P14	State v. Antonio Edward West	Def's PDR Under N.C.G.S. § 7A-31 (COA13-1399)	Denied
261P14	State v. Jeffrey Scott Hughes	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA13-1400)	Denied

267P14	In the Matter of: N.T.U., minor child	Respondent Mother's PDR Under N.C.G.S. § 7A-31 (COA14- 89)	Denied
268A12-2	State ex rel. Utilities Commission v. Attorney General	Duke Energy Carolinas, LLC's Motion to Correct Appellee Brief	Allowed 08/28/2014
268P14	State v. David Lee Mizelle	Def's <i>Pro Se</i> Petition for <i>Writ</i> <i>of Certiorari</i> to Review Decision of the COA (COA12-351)	Denied
271P14	State v. Rodney Moucell Jones	Def's <i>Pro Se</i> Motion for PDR (COAP13-459)	Dismissed
273P14	State v. Corey Lamont McClamb	Def's PDR Under N.C.G.S. § 7A-31 (COA13-996)	Denied
277P14	State v. Luis Gustavo Licon Rosales	Def's PDR Under N.C.G.S. § 7A-31 (COA13-1373)	Denied
278P14	State v. Michael Wayne Mabe	Def's <i>Pro Se</i> Motion for Discretionary Review (COAP14-516)	Dismissed Beasley, J. and Jackson, J., recused

280A14	In the Matter of: J.C. and J.C.	<i>Guardian ad Litem's</i> Motion to Withdraw and Substitute Attorney	Allowed 08/9/2014 Hunter, J., recused
282A14	State v. Douglas Eugene Veal	1. Def's NOA Based Upon a Constitutional Question (COA13-1407) 2. State's Motion to Dismiss Appeal	1. --- 2. Allowed
286P14	State v. Shawn Dewayne Parks	Def's <i>Pro Se</i> Motion for PDR (COAP14-332)	Dismissed
287P14	State v. Louis Gene Davis	Def's <i>Pro Se</i> Motion for PDR (COAP12-831)	Dismissed

288P14	State v. Jerry Dan Surratt II	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Randolph County</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed Without Prejudice</p> <p>2. Allowed</p> <p>3. Dismissed as Moot</p>
289P06-5	State v. Steve Morrison	<p>1. Def's <i>Pro Se</i> Motion for NOA (COAP14-414)</p> <p>2. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Mecklenburg County</p>	<p>1. Dismissed <i>ex mero motu</i></p> <p>2. Dismissed</p> <p>Hunter, J., recused</p>

291P14	State v. Carmen B. Brown	<p>1. Def's <i>Pro Se</i> Motion for Appropriate Relief</p> <p>2. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Guilford County</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>	<p>1. Dismissed</p> <p>2. Dismissed</p> <p>3. Allowed</p> <p>4. Dismissed as Moot</p>
292P12-2	State v. Alonzo Greene	<p>1. Def's <i>Pro Se</i> Motion for NOA (COA14-565)</p> <p>2. Def's <i>Pro Se</i> Motion for PDR</p>	<p>1. Dismissed <i>ex mero motu</i></p> <p>2. Dismissed</p>
293P14	State v. Danny Ray Anderson	Def's PDR Under N.C.G.S. § 7A-31 (COA14-25)	<p>Denied</p> <p>Hunter, J., recused</p>

295P14	State v. Leonardo Arreola	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of COA (COAP14-564)</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>
297P14	State v. Christopher Leevett Robinson	Def's PDR Under N.C.G.S. § 7A-31 (COA 13-1436)	Denied
301P14	State v. Zannie Jay Lotharp-Bey	Petitioner's <i>Pro Se</i> Motion for Appeal as of Right (COAP14-581)	Dismissed
303P14	State v. Michael David Morrow	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA13-1282)	Denied

304P14	<p>Hart, et al. v. State of North Carolina, et al., Cynthia Perry, Gennell Curry, Thom Tillis, and Phil Berger, Intervenors</p> <p>Richardson, et al. v. State of North Carolina, et al., Cynthia Perry, Gennell Curry, Thom Tillis, and Phil Berger, Intervenors</p>	<p>1. Intervenors' Emergency Motion for Temporary Stay (COAP14-659)</p> <p>2. Intervenors' Petition for <i>Writ of Supersedeas</i></p> <p>3. Intervenors' Motion for Suspension of the Rules</p>	<p>1. Dismissed without Prejudice 09/02/2014</p> <p>2. Dismissed as Moot 09/02/2014</p> <p>3. Dismissed as Moot 09/02/2014</p>
306P14	State v. Gerald Michael Delaney	Def's <i>Pro Se</i> Motion for PDR Under N.C.G.S. § 7A-31 (COAP14-571)	Dismissed Jackson, J., recused
322P14	State v. Alphonza Leonard Thomas	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Alamance County</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed as Moot</p>

323P10-5	State v. Lacy Lee Williams, Jr.	1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of COA (COAP14-628) 2. Def's <i>Pro Se</i> Motion for PDR	1. Dismissed 2. Dismissed
323P14	State v. Charles Marshall	Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of COA (COAP14-473)	Dismissed
324P14	State v. Anthony Pressley	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA13-1248)	Denied
325P14	State v. Doran Arthur Atkins	Def's <i>Pro Se</i> PDR Under N.C.G.S. § 7A-31 (COA13-1242)	Denied
328P14	State v. Ramiro Saucedo-Solis	Def's <i>Pro Se</i> Petition for <i>Writ of Habeas Corpus</i>	Denied 09/26/2014
333P14	State v. Ryan Matthew Williams	Def's PDR Under N.C.G.S. § 7A-31 (COA13-1309)	Allowed

337P03-2	Adrian Devon Murray v. Mark E. Klass, Theodore S. Royster, Jr.	Petitioner's <i>Pro Se</i> Petition for <i>Writ of Mandamus</i>	Denied
372A14	Hart, et al. v. State of North Carolina	Special Order (COAP14-659)	Special Order
373A14	Cape Fear River Watch v. NC Environmental Management Commission, et al.	Special Order (COA14-708)	Special Order
373P13-2	State v. Sandy Alexander Sturdivant	1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of COA (COAP13-528) 2. Def's <i>Pro Se</i> Motion to Appoint Counsel	1. Dismissed 2. Dismissed as Moot
374A14	Fisher, et al. v. Flue-Cured Tobacco Cooperative Stabilization Corp.	Special Order (COA14-609)	Special Order
375A14	Arnesen, et al. v. Rivers Edge Golf Club and Plantation, Inc.	Special Order (COA14-870)	Special Order

376A14	Anderson, et al. v. Coastal Communities at Ocean Ridge Plantation, Inc., et al.	Special Order (COA14-871)	Special Order
377A14	Barton, et al. v. Coastal Communities at Ocean Ridge Plantation, Inc., et al.	Special Order (COA14-872)	Special Order
378A14	Barry, et al. v. Ocean Isle Palms, Inc., et al.	Special Order (COA14-873)	Special Order
379A14	Beadnell, et al. v. Coastal Communities at Ocean Ridge Plantation, Inc., et al.	Special Order (COA14-874)	Special Order
380A14	Cubbage, et al. v. Board of Trustees of N.C. State University Endowment Fund, et al.	Special Order (COA14-311)	Special Order
407P13-2	State v. Shawn Germaine Fraley	Def's <i>Pro Se</i> Motion for NOA (COAP14-509)	Dismissed <i>ex mero motu</i>
449P11-10	State v. Charles Everette Hinton	1. Def's <i>Pro Se</i> Motion for Notice of Objection 2. Def's <i>Pro Se</i> Motion for Relief from Order of the Court	1. Dismissed 2. Dismissed

455A05-3	State v. Abdul Fransisco Hernandez	<p>1. Def's <i>Pro Se</i> Petition for <i>Writ of Certiorari</i> to Review Order of Superior Court of Cumberland County</p> <p>2. Def's <i>Pro Se</i> Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's <i>Pro Se</i> Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed as Moot</p>
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472PA13	In the Matter of: N.J.	<p>1. Juvenile-Appellee's Motion to Dismiss State's Appeal (Mootness)</p> <p>2. State's Motion to Reconsider</p> <p>3. State's Petition in the Alternative for <i>Writ of Certiorari</i> to Review Decision of COA (COA13-53)</p> <p>4. Juvenile-Appellee's Motion to Dissolve Stay of the Execution of Judgment of the COA (COA13-13-53)</p> <p>5. Juvenile-Appellee's Amended Motion to Dissolve Stay of the Execution of Judgment of the COA</p>	<p>Allowed 09/09/2014</p> <p>2. Denied</p> <p>3. Denied</p> <p>4. ---</p> <p>5. Dismissed as Moot</p> <p>Hunter, J., recused</p>
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521P11-2	Michael I Cinoman, M.D. and Medical Mutual Insurance Company of North Carolina v. The University of North Carolina; the University of North Carolina Healthcare System d/b/a the University of North Carolina Hospitals at Chapel Hill; the University of North Carolina d/b/a the School of Medicine of the University of North Carolina at Chapel Hill; the University of North Carolina d/b/a the University of North Carolina Liability Insurance Trust Fund; William L. Roper in his capacity as Dean of the School of Medicine of the University of North Carolina Chapel Hill; Brian Goldstein in his capacity as Chairman of the University of North Carolina Liability Insurance Trust Council; and Thomas M. Stern, as Guardian ad Litem	Def's PDR Under N.C.G.S. § 7A-31 (COA13-902-2)	Denied
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	for Armani Wakefall; and WakeMed		
629P01-2	State v. John Edward Butler	Def's <i>Pro Se</i> Motion to Appoint Counsel	Denied