

# NORTH CAROLINA COURT OF APPEALS

Court of Appeals Building  
One West Morgan Street  
Raleigh, North Carolina 27601

This calendar is available at: <http://www.nccourts.org/Courts/Appellate/Appeal/Default.asp>

## COURT CALENDAR BY PANEL

**Monday, 5 February 2007**

PANEL NO. 1

JOHN C. MARTIN  
ROBERT C. HUNTER  
DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 5TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Cagle	06-69	Buncombe
State v Fraley	06-663	Henderson
State v Parker	06-679	Surry
Whitfield v Demas	06-419	Mecklenburg
Belanger v Warren	06-562	Wake
Beckwith v Beckwith	06-626	Wake
Bolick v County of Caldwell	06-693	Caldwell
Smythe v Waffle House	06-703	NC Industrial Commission
Brown v Ellis	06-710	Guilford
Britt v May Davis Group	06-782	Orange
WRI/Raleigh v Shaikh	06-784	Wake
Gainey v Southern Flooring & Acoustical	06-785	NC Industrial Commission

Sent Date: 2 January 2007

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## COURT CALENDAR BY PANEL

**Tuesday, 6 February 2007**

PANEL NO. 2

JAMES A. WYNN, JR.  
SANFORD STEELMAN  
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 6TH OF FEBRUARY 2007 AT 9:30 a.m.**

Decker v Homes, Inc.	06-150	Buncombe
Cail v Cerwin	06-304	Granville

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Reinhardt	06-59	Iredell
State v Osborne	06-191	Mecklenburg
State v Overby	06-384	Randolph
State v Evans	06-410	Forsyth
State v Valladares	06-417	Gaston
In the Matter of: T.T.	06-117	New Hanover
In the Matter of: S.M.S.	06-229	Halifax
In Re: W.D.M.	06-318	Stokes
Dunbarton Pointe v Parliment Pointe	06-330	Wake

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## COURT CALENDAR BY PANEL

**Wednesday, 7 February 2007**

PANEL NO. 3

DOUGLAS MCCULLOUGH  
WANDA G. BRYANT  
ERIC LEVINSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 2007**  
**AT 9:30 a.m.**

Lewis v Governors Club	06-786	Orange
Williams v Allen	06-791	Moore
Handa v Munn	06-808	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 2007**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Perez	06-440	Onslow
State v Royster	06-473	Forsyth
State v Bingham	06-639	McDowell
Price v Chestnut Ridge	06-789	Jackson
Moore v Fluor Daniel	06-797	NC Industrial Commission
Crocker v Roethling	06-802	Johnston
Mills v Steelcase, Inc.	06-803	NC Industrial Commission
In the Matter of: N.M.H.	06-913	Wilkes
In the Matter of: C. T. & R.S.	06-923	Forsyth

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## COURT CALENDAR BY PANEL

**Wednesday, 7 February 2007**

PANEL NO. 4  
JOHN M. TYSON  
RICK ELMORE  
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 2007**  
**AT 1:00 p.m.**

In the Matter of the Estate of Mullins	06-468	Catawba
Geitner v Mullins	06-547	Catawba
Moore v Charlotte-Mecklenburg BOE	06-601	Mecklenburg

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF FEBRUARY 2007**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Smith	06-597	Moore
State v Combs	06-613	Guilford
State v High	06-619	Wake
Langdon v Langdon	06-466	Cabarrus
In the Matter of: B.N.S.	06-585	Wake
Hinson v Jarvis	06-589	Wilkes
In Re: Thomas	06-623	Wake
Currin v Bristol	06-632	Wake
Frink v Batten	06-633	Robeson

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## COURT CALENDAR BY PANEL

**Thursday, 8 February 2007**

PANEL NO. 5

LINDA M. MCGEE  
ANN MARIE CALABRIA

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THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 8TH OF FEBRUARY 2007 AT 9:30 a.m.**

State v Johnson	06-751	Wake
N.C. State Bar v Brewer & Honeycutt	06-815	NC State Bar

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Hill	06-753	Wake
State v Cooke	06-761	Hoke
Boger v Humphries	06-809	Davie
Blow v DSM Pharmaceuticals	06-812	Pitt
In the Matter of: A.M.B.	06-820	Mecklenburg
Johnson v McMillan	06-825	Wilkes
McNeil v Hill	06-827	Forsyth
Hartley v Hartley	06-833	Surry
In the Matter of: Q.R.	06-970	Caswell
In Re: J.L.B.	06-1030	Burke

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## COURT CALENDAR BY PANEL

**Monday, 19 February 2007**

PANEL NO. 1

JOHN C. MARTIN  
ROBERT C. HUNTER  
DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 19TH OF FEBRUARY 2007 AT 1:00 p.m.**

Terres Bend Homeowners v Overcash	06-846	Cabarrus
Pitt County v Deja Vue	06-838	Pitt

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Davis	06-766	Forsyth
State v Vanburen	06-768	Warren
State v Gobal	06-773	Wake
State v Potts	06-811	Macon
State v Moore	06-829	Wayne
State v Graham	06-837	Pasquotank
Baker v Centex Real Estate	06-836	Durham
Bryant v Bowers	06-852	Guilford
Atkins v Mortenson, M.D.	06-854	Guilford
Kraft v Town of Mount Olive	06-856	Wayne

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## COURT CALENDAR BY PANEL

**Monday, 19 February 2007**

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Mark      06-496      Guilford

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## COURT CALENDAR BY PANEL

**Tuesday, 20 February 2007**

PANEL NO. 2

JAMES A. WYNN, JR.  
SANFORD STEELMAN  
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 20TH OF FEBRUARY 2007 AT 9:30 a.m.**

State v Braxton	06-848	Jackson
McClure v County of Jackson	06-867	Jackson
McClure v County of Jackson	06-938	Jackson

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 20TH OF FEBRUARY 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Williams	06-850	Mecklenburg
State v Carter	06-857	Wake
State v Lindsay	06-869	Chatham
State v Roberts	06-877	Wake
State v Alston	06-963	Alamance
Compton v Maya Lake	06-860	Alamance
In the Matter of the Estate of Rand	06-868	Onslow
Cox v Cox	06-873	Buncombe
Richardson v Maxim Healthcare	06-875	NC Industrial Commission

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## COURT CALENDAR BY PANEL

**Wednesday, 21 February 2007**

PANEL NO. 3

DOUGLAS MCCULLOUGH  
WANDA G. BRYANT  
ERIC LEVINSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 2007**  
**AT 9:30 a.m.**

Babb v Bynum & Murphrey	06-876	Forsyth
Vecellio & Grogan v Piedmont Drilling	06-887	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 2007**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Flores-Matamoros	06-878	Guilford
State v Shelton	06-879	Buncombe
State v Goode	06-880	Rutherford
State v Rice	06-882	Alamance
State v Deal	06-889	Burke
State v Euceda-Valle	06-898	Vance
Edwards v Taylor	06-883	Sampson
Blohm v Clark	06-899	Wake
Hollingsworth v Goodyear Tire	06-905	NC Industrial Commission
Webb v Hardy	06-907	Wayne

Sent Date: 22 January 2007

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**Wednesday, 21 February 2007**

PANEL NO. 4  
JOHN M. TYSON  
RICK ELMORE  
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 2007**  
**AT 1:00 p.m.**

Hoffman v Oakley	06-932	Wake
Lloyd v Southern Elevator Company	06-944	Pitt

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF FEBRUARY 2007**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Covington	06-903	Scotland
State v Forte	06-904	Cabarrus
State v Love	06-916	Columbus
State v Walters	06-917	Harnett
State v Burchfield	06-922	Graham
State v Moore	06-937	Mecklenburg
Lathon v County of Cumberland	06-912	NC Industrial Commission
Blevins v Town of West Jefferson	06-930	Ashe
Ramsey v NC DMV	06-931	Buncombe
In the Matter of: H.M.	06-948	Alexander

Sent Date: 22 January 2007

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## COURT CALENDAR BY PANEL

**Thursday, 22 February 2007**

PANEL NO. 5

LINDA M. MCGEE  
ANN MARIE CALABRIA  
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 22ND OF FEBRUARY 2007 AT 9:30 a.m.**

State v Brockett	06-1005	Pitt
Powe v Centerpoint Human Svcs.	06-958	NC Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF FEBRUARY 2007**. COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Kitchengs	06-941	Hyde
State v Cooper	06-946	Halifax
State v Mowery	06-947	Guilford
State v Fairclothe	06-968	Nash
State v Wood	06-978	Harnett
Schneider National v Strueli Sales	06-959	Guilford
Kniep v Templeton	06-967	Brunswick
Henderson v Henderson	06-971	Davidson
In the Matter of: S.J.R.	06-986	Davidson
In the Matter of: C.H.	06-1041	Durham

Sent Date: 23 January 2007