

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

Tuesday, 6 March 2007

PANEL NO. 2

JAMES A. WYNN, JR.
SANFORD STEELMAN
BARBARA JACKSON

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 6TH OF MARCH 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 Bowman	06-463	Buncombe
State v Deskins	06-622	Wilkes
State v McGhee	06-735	Person
Justis v Secure Termite & Pest	06-577	NC Industrial Commission
MacFadden v Louf	06-647	Craven
Wade v Carolina Brush Mfg.	06-729	NC Industrial Commission
Winebarger v Peterson	06-734	Avery
Bank of Granite v Read	06-763	Catawba
Williams v Walker v Walker	06-781	New Hanover
WMS v Alltel Corp.	06-793	Wilkes
MacFadden v Louf	06-1088	Craven

Sent Date: 4 February 2007

NORTH CAROLINA COURT OF APPEALS

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COURT CALENDAR BY PANEL

Wednesday, 7 March 2007

PANEL NO. 3

DOUGLAS MCCULLOUGH
WANDA G. BRYANT
ERIC LEVINSON

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

Modular Technologies v Modular Solution 06-813 Lenoir

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 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 Tarleton	06-760	Union
State v Casselman	06-865	McDowell
State v Anthony	06-874	Washington
Byrd v Ecofibers Inc.	06-807	NC Industrial Commission
Person Earth Movers v Thomas	06-816	Person
In the Matter of: B.M.	06-844	Cumberland
Carson v Grassman	06-862	Cabarrus
Ross v Landex, Inc.	06-890	Pitt
Bee v Purser Construction	06-900	NC Industrial Commission
Eudy v Michelin North America	06-902	NC Industrial Commission
In the Matter of: V.E.B.	06-933	Mecklenburg

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COURT CALENDAR BY PANEL

Wednesday, 7 March 2007

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

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

In the Matter of: Z.D.H.	06-945	Brunswick
In the Matter of: J.L.H.	06-984	Brunswick
In Re: Appeal of IBM Credit Corp.	06-1002	Property Tax Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 7TH OF MARCH 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 Coltrane	06-895	Randolph
State v Hyman	06-939	Bertie
State v Michaux	06-1040	Guilford
In Re: C.L.K.	06-942	Henderson
Dept of Transportation v Fernwood Hill	06-964	Vance
In Re: Ridgeloach Homeowners	06-991	Wake
McKyer v McKyer	06-1003	Mecklenburg
Pascoe v Pascoe	06-1004	Wake
In The Matter Of: J.S.B., et al	06-1107	Mecklenburg

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COURT CALENDAR BY PANEL

Thursday, 8 March 2007

PANEL NO. 5

LINDA M. MCGEE
ANN MARIE CALABRIA
LINDA STEPHENS

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

Bazzarre v Harnett Cty Bd of Adjustment	06-1013	Harnett
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 8TH OF MARCH 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 McLean	06-952	Wake
State v Corriher	06-954	Rowan
State v Belcher	06-982	Pitt
Skislak v Imperial Gourmet Buffet	06-1017	Guilford
Lee v Spring Pines Homeowners	06-1018	Wake
Cannon & Co v Estate of Terry Alexander	06-1019	Davie
Chewning-Bass v Bass	06-1020	New Hanover
Progressive American v State Farm	06-1032	Wake
Little River v Hill	06-1034	Wake
Driggers v Driggers	06-1038	Cabarrus
In The Matter of: DM	06-1128	Mecklenburg

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COURT CALENDAR BY PANEL

Thursday, 15 March 2007

PANEL NO. 2

LINDA M. MCGEE
RICK ELMORE
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 15TH OF MARCH 2007 AT 9:30 a.m.**

State v Hatley	06-817	Wake
Rowlette v State, Moore	06-1036	Wake
Grant v High Point Regional Health	06-1079	Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 15TH OF MARCH 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 Sinclair	06-762	Durham
State v Parker & Holloway	06-870	Beaufort
Brown v DOT	06-1044	Watauga
Bruning & Federle v Mills	06-1047	Iredell
Lulla v Effective Minds & Gulati	06-1059	Wake
Hood v Mangum Group, Inc.	06-1078	NC Industrial Commission
In The Matter of: S.P.	06-1082	Pitt
Cooke v Cooke	06-1083	Orange
Garrison v Holt, et al	06-1085	Pitt

NOTE: Oral argument will be held on the following location:

Elon University School of Law

Sent Date: 13 February 2007

NORTH CAROLINA COURT OF APPEALS

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One West Morgan Street
Raleigh, North Carolina 27601

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COURT CALENDAR BY PANEL

Monday, 19 March 2007

PANEL NO. 1

JOHN C. MARTIN
JAMES A. WYNN, JR.
MARTHA GEER

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

Alliance for Transportation v NC DOT	06-490	Richmond
Blankenship v Bartlett	06-1012	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 19TH OF MARCH 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 Sares	06-934	Wake
State v Hernandez	06-979	Orange
State v Staton	06-1009	Forsyth
McIntosh v McIntosh	06-691	Buncombe
Pawlik v Fortunati	06-805	New Hanover
In the Matter of: T.A.B.	06-960	Mecklenburg
Winston-Salem v Slate	06-1015	Forsyth
Beddard v McDaniel	06-1039	Onslow
City of Winston-Salem v Slate	06-1161	Forsyth

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COURT CALENDAR BY PANEL

Wednesday, 21 March 2007

PANEL NO. 2

LINDA M. MCGEE
RICK ELMORE
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 2007 AT 1:30 p.m.**

State v Smith 06-1321 Haywood

NOTE: Oral argument will be held on the following location:

UNC School of Law

NORTH CAROLINA COURT OF APPEALS

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

COURT CALENDAR BY PANEL

Wednesday, 21 March 2007

PANEL NO. 3

ROBERT C. HUNTER
JOHN M. TYSON
BARBARA JACKSON

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

State v James	06-896	Washington
Ellison v Gambill Oil Co.	06-1016	Watauga
In The Matter of: M.B.	06-1155	Beaufort

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 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 Wright	06-897	Henderson
State v Harris	06-929	Guilford
Washington v Traffic Markings	06-1086	NC Industrial Commission
In The Matter of: H.D.	06-1093	Harnett
In The Matter Of: N. L.	06-1094	Mecklenburg
Thornton v F.J. Cherry Hospital	06-1096	NC Industrial Commission
Hill v Carolina Pacific Distributors	06-1099	NC Industrial Commission
In Re: Will of Turner	06-1105	Haywood
Stott v Nationwide Mut. Ins.	06-1117	Wake

NOTE: Oral argument will be held on the following location:

UNC School of Law

Sent Date: 19 February 2007

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COURT CALENDAR BY PANEL

Wednesday, 21 March 2007

PANEL NO. 4

DOUGLAS MCCULLOUGH
ANN MARIE CALABRIA
DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 2007 AT 1:30 p.m.**

Carter v Marion	06-863	Surry
Greene v Royster, et al	06-1259	Onslow

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 21ST OF MARCH 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 Reyes	06-1022	Montgomery
State v Campbell	06-1043	Davidson
All State Restaurant v Symposium	06-1119	Guilford
NC Farm Bureau v T-N-T Carports, Inc.	06-1123	Wake
In The Matter Of: D.A.J.	06-1125	Alamance
Kelley v Wake County Sheriff's Dept.	06-1127	NC Industrial Commission
Young v Gum	06-1131	Buncombe
Channel Walk Homeowners v Sheffield	06-1132	New Hanover
In The Matter Of: C.B. and B.B.	06-1136	Cumberland

NOTE: Oral argument will be held on the following location:

UNC School of Law

Sent Date: 19 February 2007

NORTH CAROLINA COURT OF APPEALS

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COURT CALENDAR BY PANEL

Thursday, 22 March 2007

PANEL NO. 5

WANDA G. BRYANT
SANFORD STEELMAN
ERIC LEVINSON

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

Maurer v Slickedit	06-1000	Wake
Lakeview Condominium v Pinehurst	06-1001	Moore

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 22ND OF MARCH 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 Pearson	06-1046	Forsyth
State v Hill	06-1051	Pitt
State v Barefoot & Jordan	06-1056	Cumberland
O'Mara v Wake Forest University	06-1067	Yadkin
In The Matter of: D.C.B. and A.N.O.	06-1142	Wayne
Franz v Tribeck, Inc.	06-1143	Mecklenburg
Wilson v Wilson	06-1147	Mecklenburg
In Re: C.M.	06-1168	Harnett
In The Matters Of: E.R.R. and H.A.	06-1169	Yancey
Estate of Bissette v Kernodle	06-1170	Alamance

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COURT CALENDAR BY PANEL

Tuesday, 27 March 2007

PANEL NO. 1

JOHN C. MARTIN
JAMES A. WYNN, JR.
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 27TH OF MARCH 2007 AT 9:30 a.m.**

State v Whitfield	06-1097	Alamance
Huffman v Moore County	06-758	NC Industrial Commission
Torres v Johnston County	06-1071	Johnston

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 27TH OF MARCH 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 Mananov	06-1130	Buncombe
State v Spargo	06-1138	Gaston
Showalter v NC Dept of Crime Control	06-757	Cabarrus
Cadle Co v Buyna	06-792	Forsyth
Simmons v Melon HR Solutions, et al	06-1179	NC Industrial Commission
Wright v Kummerer	06-1187	Wake
Clawser v Campbell	06-1192	Macon
Magana v Charlotte-Mecklenburg Bd.	06-1193	Mecklenburg
Burton v Phoenix Fabricators	06-1195	Granville

NOTE: Oral argument will be held on the following location:

NCCU Law School

NORTH CAROLINA COURT OF APPEALS

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COURT CALENDAR BY PANEL

Tuesday, 27 March 2007

PANEL NO. 2

LINDA M. MCGEE
RICK ELMORE
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 27TH OF MARCH 2007 AT 9:30 a.m.**

Burrill v Long; Dept. of Insurance 06-955 Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 27TH OF MARCH 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 McCoy	06-1052	Alamance
State v Cauffman	06-1058	Johnston
State v Jessup	06-1062	Forsyth
Cotter v Cotter	06-994	Durham
In The Matter of: JA., JO., JE. G.	06-1035	Forsyth
In Re: S.L.H.	06-1049	Lenoir
Purcell International v Algemene	06-1075	Catawba
In The Matter Of: R.T.L.	06-1089	Cabarrus

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COURT CALENDAR BY PANEL

Tuesday, 27 March 2007

PANEL NO. 4

DOUGLAS MCCULLOUGH
ANN MARIE CALABRIA
DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 27TH OF MARCH 2007 AT 9:30 a.m.**

Skeen v McIntyre	06-910	Gaston
Skeen v Warren & Sweat Mfg. Inc.	06-999	Gaston

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COURT CALENDAR BY PANEL

Wednesday, 28 March 2007

PANEL NO. 3

ROBERT C. HUNTER
JOHN M. TYSON
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF MARCH 2007 AT 9:30 a.m.**

Stocum v Oakley	06-957	Moore
McKinley Bldg. Corp. v Alvis	06-1254	New Hanover
Business Cabling, Inc. v Yokeley	06-1255	Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF MARCH 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 Hawkins	06-920	Alamance
State v Lakey	06-974	Haywood
State v Mabrey	06-983	Wake
Beddard v Albritton	06-1241	Beaufort
In The Matter of: D.S.M.	06-1245	Wake
Sisk v City of Greensboro	06-1253	Guilford
Venters v Albritton	06-1261	Beaufort
Myles v Lucas and McCowan Masonry	06-1266	NC Industrial Commission
In The Matter Of: J.E. and Q.D.	06-1335	Mecklenburg

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COURT CALENDAR BY PANEL

Wednesday, 28 March 2007

PANEL NO. 4

DOUGLAS MCCULLOUGH
ANN MARIE CALABRIA
DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF MARCH 2007 AT 1:00 p.m.**

Cook, et al v Union County Zoning Bd.	06-1153	Union
Arnold, et al v City of Asheville	06-1167	Buncombe

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF MARCH 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 Platt	06-1063	Forsyth
State v Gonzalez	06-1090	Alamance
In Re: J.M.E., M.M.M., E.C.M.	06-1121	Harnett
Allied Env'tl. Serv. v Dep't, of Env't	06-1148	Pitt
Lunsford v Republic Services of NC, LLC	06-1163	Buncombe
Lowery v Auto-Owners Insurance Co.	06-1164	Robeson
Charlotte Observer Pub. v Alvis Coating	06-1175	Mecklenburg
Bee v Purser Construction Service	06-1315	NC Industrial Commission

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COURT CALENDAR BY PANEL

Wednesday, 28 March 2007

PANEL NO. 2

LINDA M. MCGEE
RICK ELMORE
LINDA STEPHENS

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF MARCH 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 Gutierrez	06-1069	Forsyth
Whitt v Target Stores, Inc.	06-1178	Guilford

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COURT CALENDAR BY PANEL

Thursday, 29 March 2007

PANEL NO. 5

WANDA G. BRYANT
SANFORD STEELMAN
ERIC LEVINSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 29TH OF MARCH 2007 AT 9:30 a.m.**

State v Wright	06-1181	Durham
Hayes v Peters, et al.	06-1157	Forsyth
Leasing Unlimited v Mobley	06-1270	Moore

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 29TH OF MARCH 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 Goodwin	06-1165	Wake
State v McPhail	06-1177	Robeson
Integon National Ins. v Ward, et al	06-1200	Forsyth
Newcomb, et al v Carteret County	06-1202	Carteret
Palm Coast Recovery Corp. v Moore	06-1217	Macon
In The Matter Of: L.L. and N.L.	06-1219	Johnston
In The Matter of: Archibald	06-1233	Cumberland
Fucito v Francis	06-1237	Caldwell
In The Matter Of: J.M., R.M., R.M., D.F	06-1242	Mecklenburg

NOTE: Oral argument will be held on the following location:

Charlotte School of Law