

# 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

**Thursday, 1 November 2007**

PANEL NO. 3

LINDA M. MCGEE  
ROBERT C. HUNTER  
WANDA G. BRYANT

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 1ST OF NOVEMBER 2007 AT 9:30 a.m.**

State v Tyson	07-389	Beaufort
State v Robinson	07-440	Davidson
Holt v Albemarle Reg. Health Serv. Bd.	07-262	Pasquotank

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State v Hagen	07-433	Robeson
Anderson v NCDHHS/Whitaker School	07-463	Wake
Hill v West, et al	07-467	Johnston
Hill, et al v West, et al	07-468	Johnston
Hill v West, et al	07-469	Johnston
Shulenberger v HBD Industries	07-470	NC Industrial Commission

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

**Elizabeth City State University**

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## COURT CALENDAR BY PANEL

**Thursday, 1 November 2007**

PANEL NO. 1

JOHN C. MARTIN  
DOUGLAS MCCULLOUGH  
RICK ELMORE

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 1ST OF NOVEMBER 2007.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

Horry v Woodbury      07-477      Durham

Sent Date: 13 September 2007

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## COURT CALENDAR BY PANEL

**Thursday, 1 November 2007**

PANEL NO. 5

JOHN M. TYSON  
BARBARA JACKSON  
DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 1ST OF NOVEMBER 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 Stewart	07-517	Graham
State v Lewis	07-518	Avery
State v Cunningham	07-520	Cleveland
Sandoval v Pillowtex Corp.	07-474	NC Industrial Commission
Jones v E.I. Dupont De Nemours & Co.	07-479	NC Industrial Commission
Reed v MCI, Inc.	07-482	Wake
Winders v Edgecombe County Home Health	07-489	NC Industrial Commission
Greene v Hoekstra	07-490	Transylvania

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## COURT CALENDAR BY PANEL

**Tuesday, 13 November 2007**

PANEL NO. 2

JAMES A. WYNN, JR.  
SANFORD STEELMAN  
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 13TH OF NOVEMBER 2007 AT 9:30 a.m.**

State v Philip Morris USA, Inc., et al	07-409	Wake
Burrell v Sparkkles Reconstruction Co.	07-494	Wake

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State v Tice	07-226	Lenoir
State v Middleton	07-355	Nash
State v Cummings	07-374	Guilford
Jones v Robbins, et al	07-375	Brunswick
In The Matter Of The Estate Of: Digman	07-425	Guilford
Jones v Robbins	07-488	Brunswick
Realty World v Tillery Tradition, Inc.	07-501	Mecklenburg
In The Matter Of: S.L.E.	07-560	Buncombe
In The Matter Of: J.E.J., et al	07-589	Wake
In the Matter of M.G., et al	07-643	Cumberland

Sent Date: 12 October 2007

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## COURT CALENDAR BY PANEL

**Wednesday, 14 November 2007**

PANEL NO. 3

LINDA M. MCGEE  
ROBERT C. HUNTER  
WANDA G. BRYANT

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF NOVEMBER 2007**  
**AT 9:30 a.m.**

State v Rollins	07-380	Martin
Healy v Union Co. Board of Adjustment	07-526	Union

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State v Holt	07-435	Mecklenburg
State v Jordan	07-484	Orange
Bass v Raleigh-Durham Airport	07-502	NC Industrial Commission
Davis v Sugarman, et al	07-505	Iredell
Barbee v Johnson	07-510	Onslow
Johnson v Walker, et al	07-523	Durham
Johnson v Walker	07-642	Durham
In The Matter Of: S.D.W. and H.E.W.	07-650	McDowell
In the Matter of: S.W.	07-707	Dare
In Re: R.B.B.	07-727	Nash

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## COURT CALENDAR BY PANEL

**Wednesday, 14 November 2007**

PANEL NO. 4

ANN MARIE CALABRIA  
LINDA STEPHENS  
JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF NOVEMBER 2007**  
**AT 1:00 p.m.**

Good Hope Health v NC Dept Health & Hum      07-551      Dept. of Health & Human Ser

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 14TH OF NOVEMBER 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 Jenkins	07-498	Martin
State v Trogdon	07-509	Randolph
State v Poteat	07-511	Rowan
Lawyers Mutual Liability v Flanagan	07-530	Wake
Johnson v City of Winston-Salem	07-536	NC Industrial Commission
McLoughlin v Droog	07-542	Orange
Daughtridge v Barber	07-552	Mecklenburg
Rodriguez-Carias v Nelson's Auto	07-570	NC Industrial Commission
In the Matter of: J.C., et al	07-744	Wake
In The Matter Of: S.S.S. and S.L.S.	07-751	Cleveland
In The Matters Of: M.K.M., et al	07-803	Caldwell

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## COURT CALENDAR BY PANEL

**Thursday, 15 November 2007**

PANEL NO. 5

JOHN M. TYSON  
BARBARA JACKSON  
DONNA STROUD

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

State v Lee	07-539	Durham
Hamilton v Thomasville Medical Assoc.	07-583	Davidson
Meadows v Iredell Co. and Rowan Co.	07-596	Iredell

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 15TH OF NOVEMBER 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 Spencer	07-522	Cleveland
State v McCallum	07-527	Robeson
In The Matter Of: Tillman	07-555	Property Tax Commission
Strezinski v City Of Greensboro	07-563	NC Industrial Commission
Durham Housing Authority v Partee	07-581	Durham
Elshoff v NC Board of Nursing	07-599	Wake
In Re: R.G.J.	07-817	Harnett
In Re: J.T.E.	07-827	Harnett
In Re: C.M.H., B.N.H., and S.W.A.	07-851	Harnett

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## COURT CALENDAR BY PANEL

**Monday, 26 November 2007**

PANEL NO. 1

JOHN C. MARTIN  
LINDA M. MCGEE  
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 26TH OF NOVEMBER 2007 AT 1:00 p.m.**

Outlaw v Johnson, et al	07-466	Lenoir
Washburn v Yadkin Valley Bank	07-612	Watauga
Eller v Yadkin Valley Bank	07-613	Watauga

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 26TH OF NOVEMBER 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 Crowe	07-428	Cherokee
State v Caldwell	07-464	Jackson
State v Larson	07-472	Davidson
State v Coltrane	07-486	Randolph
State v Chiaromonte	07-534	Buncombe
State v Brightwell	07-556	Davidson
English v Nixon	07-388	Mecklenburg
McNeely v McNeely	07-483	Transylvania
Ballard v DDT Windsor Warehouse, et al	07-497	NC Industrial Commission

Sent Date: 25 October 2007

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## COURT CALENDAR BY PANEL

**Tuesday, 27 November 2007**

PANEL NO. 2

JAMES A. WYNN, JR.  
WANDA G. BRYANT  
RICK ELMORE

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

Powell v Powell Bail Bonding, Inc.	07-540	New Hanover
Klinger v SCI NC Funeral Services, Inc.	07-620	New Hanover

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 27TH OF NOVEMBER 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 Waters	07-557	Buncombe
State v Bullock	07-559	Wilson
State v Turnage	07-562	Wake
State v Russell	07-571	Mecklenburg
State v Ly and Xiong	07-578	Stanly
State v Hope	07-702	Wake
Royal, et al v Pate, et al	07-529	Lenoir
Dameron v Patsy Smith Splicing	07-531	NC Industrial Commission
Jones v Dalton, et al	07-553	New Hanover
Flippen v Americraft, et al	07-577	NC Industrial Commission

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## COURT CALENDAR BY PANEL

**Wednesday, 28 November 2007**

PANEL NO. 2

JAMES A. WYNN, JR.

WANDA G. BRYANT

RICK ELMORE

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

In The Matter Of: Z.A.K.      07-641      Wake

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## COURT CALENDAR BY PANEL

**Wednesday, 28 November 2007**

PANEL NO. 3

ROBERT C. HUNTER  
ANN MARIE CALABRIA  
DONNA STROUD

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

State v Bass	07-604	Durham
In The Matter Of: Parker	07-635	Property Tax Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF NOVEMBER 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 Calhoun	07-580	Wake
State v Pass	07-584	Guilford
State v Beatty	07-593	Durham
State v Uzzell	07-597	Wayne
State v Wright	07-611	Durham
Burek v Mancuso	07-591	Dare
Clark v United Emergency Services, Inc.	07-592	Durham
Moore v First Citizens Bank	07-616	NC Industrial Commission
Hall v Hall	07-624	Wake
Birmingham v H&H Home Consultants	07-630	Catawba

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**Wednesday, 28 November 2007**

PANEL NO. 4

DOUGLAS MCCULLOUGH  
SANFORD STEELMAN  
MARTHA GEER

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

Roset-Eredia v F.W. Dellinger, Inc.      07-644      NC Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 28TH OF NOVEMBER 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 Coffey	07-618	Caldwell
State v Patterson	07-622	Anson
State v Elliott	07-626	Durham
State v Coley	07-645	Edgecombe
State v Melvin	07-653	Wake
State v Fuller	07-663	Alamance
Latter v La Petite Academy	07-652	NC Industrial Commission
Seagle v Herring	07-655	Rowan
Hall v Mauricio	07-656	Johnston
Great American Ins. Co. v Freeman	07-659	Durham

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## COURT CALENDAR BY PANEL

**Thursday, 29 November 2007**

PANEL NO. 5

JOHN M. TYSON  
BARBARA JACKSON  
JOHN ARROWOOD

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

Swift v Richardson Sports Ltd.	07-685	NC Industrial Commission
Shareheart Development v Pamlico Co.	07-704	Pamlico

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State v Kidd	07-686	Randolph
State v Reyes	07-693	Montgomery
State v Thomas	07-709	Forsyth
State v Adams	07-730	Mecklenburg
State v Hagans	07-743	Pitt
State v Hanner	07-757	Guilford
Hawks v Arstark & Company, Inc.	07-678	Cabarrus
Raper v Mansfield Systems, Inc.	07-681	NC Industrial Commission
Edmundson v Lawrence	07-694	Wilson
Rogers v Life Partners, Inc.	07-700	Scotland

Sent Date: 25 October 2007