

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, 1 April 2008

PANEL NO. 2

JAMES A. WYNN, JR.
WANDA G. BRYANT
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 1ST OF APRIL 2008 AT 9:30 a.m.**

Heinitsh v Wachovia Bank	07-1198	Henderson
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 1ST OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Neal	07-1145	Guilford
State v Branson	07-1216	Rockingham
State v Calhoun	07-1223	Buncombe
State v Bryson	07-1230	Buncombe
State v Rios	07-1232	Mecklenburg
State v McRae	07-1271	Robeson
Cockerham-Ellerbee v Town of Jonesville	07-1161	Yadkin
In the Matter of: K.W.	07-1472	Robeson

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COURT CALENDAR BY PANEL

Wednesday, 2 April 2008

PANEL NO. 3

LINDA M. MCGEE
JOHN M. TYSON
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF APRIL 2008 AT 9:30 a.m.**

Turner v The Hammocks Beach Corp.	07-1287	Wake
Michael, et al v Huffman Oil Co., et al	07-1293	Guilford
Laurel Valley Watch v Mountain Enter.	07-1336	Madison

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Epps	07-1234	Hoke
State v Ibarra	07-1236	Davidson
State v Smith	07-1243	Hertford
State v Wall	07-1245	Alamance
State v Trucell	07-1249	Granville
State v McGrady	07-1258	Cherokee

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COURT CALENDAR BY PANEL

Wednesday, 2 April 2008

PANEL NO. 4

ROBERT C. HUNTER
RICK ELMORE
DONNA STROUD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF APRIL 2008 AT 9:30 a.m.**

State v Soles	07-1076	Mecklenburg
Maxwell Schuman & Company v Edwards	07-996	Mecklenburg
McGuire v Riedle	07-1276	Gaston

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 2ND OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Corbett	07-856	Alamance
State v Curry	07-1064	Cleveland
State v Hawkins	07-1098	Guilford
State v Williams	07-1117	Gaston
State v Worrell	07-1120	Wayne
Mearnes v Dana Corporation	07-1401	NC Industrial Commission

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

Charlotte School of Law

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COURT CALENDAR BY PANEL

Thursday, 3 April 2008

PANEL NO. 5

DOUGLAS MCCULLOUGH
SANFORD STEELMAN
JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **THURSDAY, 3RD OF APRIL 2008 AT 9:30 a.m.**

Carroll v City of Kings Mountain, et al	07-1330	Cleveland
Akins v Mission St. Joseph's Health	07-1363	Buncombe

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 3RD OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v McAllister	07-1375	New Hanover
State v Hampton	07-1270	Forsyth
State v Robinson	07-1274	Duplin
State v Bernard	07-1289	Wake
State v Wright	07-1300	Guilford
State v Chappelle	07-1312	Pasquotank
Fink v Goodyear Tire & Rubber Company	07-1371	NC Industrial Commission
In The Matter Of: S.M.	07-1373	Nash

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COURT CALENDAR BY PANEL

Monday, 14 April 2008

PANEL NO. 1

JOHN C. MARTIN
WANDA G. BRYANT
JOHN ARROWOOD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 14TH OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH
CAROLINA RULES OF APPELLATE PROCEDURE.

State v Miles	07-922	Cumberland
State v Jackson	07-933	Caldwell
State v Brooks	07-940	Alamance
State v Patterson	07-951	Transylvania
State v Zinkand	07-980	Macon
State v Bailey	07-1150	Mecklenburg
Thurman v NC Div. of Motor Vehicles	07-668	Scotland
Jackson v Jackson	07-1182	Johnston
Taylor v Taylor Graphics, et al	07-1220	NC Industrial Commission

Sent Date: 13 March 2008

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COURT CALENDAR BY PANEL

Tuesday, 15 April 2008

PANEL NO. 2

JAMES A. WYNN, JR.
ANN MARIE CALABRIA
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 15TH OF APRIL 2008 AT 9:30 a.m.**

Reaves v Industrial Pump Service 07-1244 NC Industrial Commission

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 15TH OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH
CAROLINA RULES OF APPELLATE PROCEDURE.

State v Beasley	07-1157	Forsyth
State v Moore	07-1184	Mecklenburg
State v Watkins	07-1213	Guilford
State v Banks	07-1226	Cleveland
State v McCray	07-1255	Nash
State v Cook	07-1262	Alamance
Anderson v Crouch	07-1319	New Hanover

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COURT CALENDAR BY PANEL

Wednesday, 16 April 2008

PANEL NO. 3

LINDA M. MCGEE
RICK ELMORE
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF APRIL 2008 AT 9:30 a.m.**

State v Canady	07-1278	Wake
State v Jones	07-1308	Robeson
Gemini Drilling v National Fire Ins.	07-1266	Wake

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Clark	07-1267	Wake
State v Medlin	07-1328	Wake
State v Davis	07-1329	Henderson
State v Bohler	07-1331	Moore
Gregory v W.A. Brown & Sons	07-1265	NC Industrial Commission
AllState Insurance Company v Sherrill	07-1317	Mecklenburg

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COURT CALENDAR BY PANEL

Wednesday, 16 April 2008

PANEL NO. 4

ROBERT C. HUNTER
SANFORD STEELMAN
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF APRIL 2008 AT 1:00 p.m.**

Wirth v Wirth	07-1393	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 16TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Bryant	07-1337	Forsyth
State v Hall	07-1370	Alexander
State v Tyson	07-1376	Pitt
State v Applewhite	07-1399	Wayne
State v Sexton	07-1438	Buncombe
Banana Wind Prop. v K&T Real Estate	07-1360	Forsyth
Frost v Dominguez	07-1429	Cumberland

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COURT CALENDAR BY PANEL

Thursday, 17 April 2008

PANEL NO. 5

DOUGLAS MCCULLOUGH
JOHN M. TYSON
DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **THURSDAY, 17TH OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH
CAROLINA RULES OF APPELLATE PROCEDURE.

Archie v Lipsitz	07-1422	Rowan
State v Garris	07-1388	Davidson
State v Harrington	07-1442	Alexander
State v Miles	07-1444	Alamance
State v Ash	07-1456	Brunswick
State v Williams	07-1464	Forsyth
State v Anderson	07-1473	Wake
Moore v Nationwide Mutual Insurance	07-1397	Duplin
State Farm Mutual v Gaylor	07-1421	Rowan

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COURT CALENDAR BY PANEL

Monday, 28 April 2008

PANEL NO. 1

JOHN C. MARTIN
WANDA G. BRYANT
JOHN ARROWOOD

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **MONDAY, 28TH OF APRIL 2008 AT 1:00 p.m.**

State v McBennett	07-1282	Haywood
Kelly v N.C. Dept. of Environment	07-881	Wake
Sawyer v Market America, Inc.	07-1257	Guilford

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 28TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Fleming	07-1299	Wayne
State v Williams	07-1304	Duplin
In The Matter Of: K.D.A.	07-1173	Rowan
Hogan v Terminal Trucking Company, Inc.	07-1273	NC Industrial Commission
New Hanover Child Support v Rains	07-1286	New Hanover

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COURT CALENDAR BY PANEL

Monday, 28 April 2008

PANEL NO. 0

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 28TH OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH
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State v Perry 07-1527 Chatham

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COURT CALENDAR BY PANEL

Monday, 28 April 2008

PANEL NO. 5

DOUGLAS MCCULLOUGH

JOHN M. TYSON

DONNA STROUD

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **MONDAY, 28TH OF APRIL 2008.**
COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH
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Broadbent v Allison

07-1342

Transylvania

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COURT CALENDAR BY PANEL

Tuesday, 29 April 2008

PANEL NO. 2

JAMES A. WYNN, JR.
ANN MARIE CALABRIA
MARTHA GEER

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **TUESDAY, 29TH OF APRIL 2008 AT 9:30 a.m.**

Carroll v Ferro	07-1417	Mecklenburg
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 29TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Robinson	07-1316	Mecklenburg
State v Clark	07-1318	Union
State v McArthur	07-1348	Randolph
Phoenix Ltd Partnership v Simpson	07-1333	Wake
Austin Hatcher Realty, Inc. v Arnold	07-1377	Brunswick
Johnson v McNeil	07-1383	Rockingham
Moore v Rhodes	07-1394	Columbus
Erickson v Siegler	07-1420	NC Industrial Commission

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COURT CALENDAR BY PANEL

Tuesday, 29 April 2008

PANEL NO. 2

JAMES A. WYNN, JR.
ANN MARIE CALABRIA
MARTHA GEER

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **TUESDAY, 29TH OF APRIL 2008.**
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Waldron v Batten 07-1225 Columbus

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COURT CALENDAR BY PANEL

Wednesday, 30 April 2008

PANEL NO. 3

LINDA M. MCGEE
RICK ELMORE
BARBARA JACKSON

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF APRIL 2008 AT 9:30 a.m.**

State v Green and Gayton	07-1379	Wake
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THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Boston and Satterwhite	07-1364	Wake
State v Reed	07-1382	New Hanover
In The Matter Of: R.D.L.	07-1427	Buncombe
Whisnant v Teachers' And State, et al	07-1433	Wake
Cowell v Gaston County	07-1434	Gaston
Acton v Lowes	07-1436	NC Industrial Commission
Scarboro v Emery WorldWide Freight	07-1437	NC Industrial Commission
Carroll v Randolph County	07-1446	Randolph

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COURT CALENDAR BY PANEL

Wednesday, 30 April 2008

PANEL NO. 4

ROBERT C. HUNTER
SANFORD STEELMAN
LINDA STEPHENS

THE FOLLOWING CASE(S) ARE SCHEDULED FOR ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF APRIL 2008 AT 1:00 p.m.**

Estate of McKendall v Webster	07-1451	Chatham
Total Renal Care v NC Dept. of Health	07-1479	Dept. of Health & Human Ser

THE FOLLOWING CASE(S) WILL BE HEARD WITHOUT ORAL ARGUMENTS ON **WEDNESDAY, 30TH OF APRIL 2008.** COUNSEL ARE HEREBY NOTIFIED NOT TO APPEAR FOR ORAL ARGUMENTS PURSUANT TO 30(f) OF THE NORTH CAROLINA RULES OF APPELLATE PROCEDURE.

State v Martin	07-1392	Person
State v Carter	07-1415	Guilford
State v Watson	07-1490	Beaufort
McHenry v International Paper Company	07-1449	NC Industrial Commission
Edwards v Holden	07-1454	Brunswick
Tellado v NC Dep't of Transportation	07-1457	Catawba
Smith v Mauldin	07-1482	Stanly