

SUPREME COURT OF NORTH CAROLINA

**PETITIONS
20 October 2023**

3P23-2	State v. Joseph Edwards Teague, III	Def's Pro Se Motion to Reconsider Motion for Temporary Stay, Petition for Writ of Supersedeas, and PDR (COA21-10)	Dismissed 09/18/2023
16A23	State v. Ernest Paul Jones	<p>1. Def's Motion to Abate Appeal (COA22-518)</p> <p>2. Def's Conditional Motion to Dissolve Temporary Stay and Writ of Supersedeas</p>	<p>1. Special Order 10/03/2023</p> <p>2. Special Order 10/03/2023</p>
18A14-3	State v. Paris Jajuan Todd	<p>1. Def's Motion for Temporary Stay (COA22-680)</p> <p>2. Def's Petition for Writ of Supersedeas</p> <p>3. Def's Amended Motion for Temporary Stay</p> <p>4. Def's Amended Petition for Writ of Supersedeas</p> <p>5. Def's PDR Under N.C.G.S. § 7A-31</p> <p>6. Def's Petition for Writ of Certiorari to Review Decision of the COA</p>	<p>1. Dismissed 10/10/2023</p> <p>2. Dismissed 10/10/2023</p> <p>3.</p> <p>4.</p> <p>5.</p> <p>6.</p> <p>Dietz, J., recused</p> <p>Riggs, J., recused</p>

55A23	Joseph Askew; Charlie Gordon Wade III; and Curtis Washington v. City of Kinston, a Municipal Corporation	1. Plts' (Joseph Askew and Curtis Washington) Notice of Appeal Based Upon a Constitutional Question (COA22-407) 2. Def's Motion to Dismiss Appeal	1. Special Order 2. Special Order
63P23	Azevedo v. Onslow County DSS	1. Petitioner's Motion for Temporary Stay (COA22-376) 2. Petitioner's PDR Under N.C.G.S. § 7A-31	1. Allowed 02/27/2023 Dissolved 2. Denied
66P23-2	Ed L. Harris v. North Carolina Department of Adult Correction	1. Plt's Pro Se Motion for Complaint 2. Plt's Pro Se Motion for Complaint	1. Dismissed 2. Dismissed
74P23	State v. Roland M. Petersen	Def's Pro Se Petition for Writ of Mandamus	Dismissed
79P23	James Chandler Abbott, et al. v. Michael C. Abernathy, et al.	1. Defs' (Rodney and Lynne Worthington) Motion for Temporary Stay (COA22-162) 2. Defs' (Rodney and Lynne Worthington) Petition for Writ of Supersedeas 3. Defs' (Rodney and Lynne Worthington) PDR Under N.C.G.S. § 7A-31	1. Allowed 03/16/2023 Dissolved 2. Denied 3. Denied

85P23	State v. Michael Lawrence Martin	<p>1. Def's Notice of Appeal Based Upon a Constitutional Question (COA22-428)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. Def's Motion to Deem Notice of Appeal and PDR Timely Filed</p> <p>4. Def's Petition in the Alternative for Writ of Certiorari to Review Decision of the COA</p> <p>5. State's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Dismissed</p> <p>3. Denied</p> <p>4. Denied</p> <p>5. Allowed</p>
-------	----------------------------------	---	---

104P23-2	State v. Markus Odon McCormick	<p>1. Def's Pro Se Notice of Appeal Based Upon a Constitutional Question (COA22-690)</p> <p>2. Def's Pro Se PDR Under N.C.G.S. § 7A-31</p> <p>3. Def's Pro Se Motion for Appropriate Relief</p> <p>4. Def's Pro Se Motion to Amend or Correct Record on Appeal</p> <p>5. Def's Pro Se Motion to Compel Appellate Counsel to Surrender Complete Case File</p> <p>6. Def's Pro Se Motion to Add Issues Presented in Appeal Involving Substantial Constitutional Questions</p> <p>7. Def's Pro Se Petition for Writ of Habeas Corpus</p> <p>8. Def's Pro Se Motion for Speedy Appeal</p> <p>9. Def's Pro Se Motion to Dismiss Indictments on Grounds of Lack of Subject Matter Jurisdiction</p>	<p>1.</p> <p>2.</p> <p>3.</p> <p>4.</p> <p>5.</p> <p>6.</p> <p>7. Denied 09/26/2023</p> <p>8.</p> <p>9.</p>
----------	--------------------------------	--	--

108P23	D&B Marine, LLC, a Rhode Island Limited Liability Company v. AIG Property Casualty Company f/k/a Chartis Property Casualty Company	1. Plt's PDR Under N.C.G.S. § 7A-31 (COA22-546) 2. Def's Motion to Admit John F. O'Connor Pro Hac Vice	1. Denied 2. Dismissed as moot Allen, J., recused Riggs, J., recused
109P01-3	State v. William Dawson	Def's Pro Se Petition for Writ of Mandamus	Denied Riggs, J., recused
114P23	State v. Johnny Ray Izard	Def's PDR Under N.C.G.S. § 7A-31 (COA22-312)	Denied
117P23	State v. Elijah Esatas Pacheco	Def's Pro Se Motion for Prayer for Review	Dismissed
131P23	State v. Torie Eugene Cuthbertson	Def's PDR Under N.C.G.S. § 7A-31 (COA22-92)	Denied
135P23	Katherine Aimee Brosnan v. George Geoffrey Cramer	Plt's PDR Under N.C.G.S. § 7A-31 (COA22-654)	Denied Riggs, J., recused
136P23	State v. Mitchell Deangelo Holmes	Def's PDR Under N.C.G.S. § 7A-31 (COA22-783)	Denied Riggs, J., recused

146P23	Timothy Omar Hankins, Sr. v. New Hanover County Clerk of Court District Court Division, et al.	1. Petitioner's Pro Se Motion for Dismissal 2. Petitioner's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 2. Allowed
156P23	Raleigh G. Rogers v. Wells Fargo Bank, N.A.	1. Plt's Pro Se Notice of Appeal Based Upon a Constitutional Question (COA22-978) 2. Plt's Pro Se PDR Under N.C.G.S. § 7A-31 3. Def's Motion to Dismiss Appeal	1. --- 2. Denied 3. Allowed Riggs, J., recused
157P23	Brian Lambeth v. Amanda Story	1. Def's Pro Se Motion for Review of Custody Order 2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 2. Allowed

159P23	State v. Carlton Craig Harris	<p>1. Def's Notice of Appeal Based Upon a Constitutional Question (COA22-728)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p> <p>4. Def's Motion to Amend Notice of Appeal and PDR</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p> <p>4. Allowed</p>
163P23	Jasmine E. Golden v. Amazon	<p>1. Plt's Pro Se Petition to Review Orders of Superior Court, Guilford County</p> <p>2. Plt's Pro Se Petition to Move Civil Actions to Alamance County and Out of Jurisdiction of Guilford County Superior Court</p> <p>3. Plt's Pro Se Motion for PDR</p> <p>4. Plt's Pro Se Motion to Withdraw Petition to Move Civil Actions to Alamance County and Out of Jurisdiction of Guilford County Superior Court</p>	<p>1. Dismissed Outstanding Fees Waived</p> <p>2. Withdrawn</p> <p>3. Dismissed</p> <p>4. Allowed</p>

164P23	State v. Kurt Anthony Storm	<p>1. State's Motion for Temporary Stay (COA22-685)</p> <p>2. State's Petition for Writ of Supersedeas</p> <p>3. State's PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 06/26/2023 Dissolved</p> <p>2. Dismissed as moot</p> <p>3. Denied</p> <p>Riggs, J., recused</p>
179P23	Jobel LLC, Jack Boots v. Jessica Godwin	<p>1. Def's Pro Se Petition for Writ of Certiorari to Review Order of the COA (COAP23-256)</p> <p>2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i></p>	<p>1. Dismissed</p> <p>2. Allowed</p>
181P23	State v. Damian Lewis Furtch	Def's PDR Under N.C.G.S. § 7A-31 (COA22-643)	Denied
182P23	In the Matter of the Foreclosure of a Deed of Trust Executed by Ramon Almanzar Dated May 8, 2006 and Recorded in Book 11946, Page 2377, Wake County Registry, to W. Thurston Debnam, Jr., Trustee	Respondent's PDR Under N.C.G.S. § 7A-31 (COA22-911)	Denied
186P23-2	City of High Point v. Loving Care Cremations, LLC	Def's Pro Se Motion for Rehearing	Dismissed

188P23	James O. Bradley v. Gov. Roy Cooper, et al.	Petitioner's Pro Se Motion for PDR	Denied
189P23-2	State v. Travis Baxter	1. Def's Pro Se Motion for Temporary Stay 2. Def's Pro Se Petition for Writ of Supersedeas	1. Dismissed 09/11/2023 2. Dismissed 09/11/2023
196P23	Kienus Perez Boulware v. the University of North Carolina Board of Governors, ex rel. Winston-Salem State University Board of Trustees	Petitioner's PDR Under N.C.G.S. § 7A-31 (COA22-840)	Denied
198A22	Surgeon, et al. v. TKO Shelby, et al.	Plts' Motion to Amend Record on Appeal	Allowed 09/01/2023
202P23	State v. Jerry Mitchell Banks	Def's PDR Under N.C.G.S. § 7A-31 (COA22-317)	Denied
202PA22	State v. Kenneth Louis Walker	Def's Motion to Postpone Oral Argument	Denied 10/11/2023
204P23	Ganna Shepenyuk v. Youssef Abdelilah	1. Plt's Motion for Temporary Stay (COA22-702) 2. Plt's Petition for Writ of Supersedeas 3. Plt's PDR Under N.C.G.S. § 7A-31 4. Plt's Motion to Proceed <i>In Forma Pauperis</i> 5. Plt's Motion for Consideration of Blog Post	1. Denied 08/18/2023 2. Denied 3. Denied 4. Allowed 5. Allowed

205P23-2	Travis Wayne Baxter v. North Carolina State Highway Patrol Troop F District V, et al.	1. Plt's Pro Se Motion for Temporary Stay (COA23-605) 2. Plt's Pro Se Petition for Writ of Supersedeas	1. Denied 09/11/2023 2. Denied 09/11/2023
206PA23	In the Matter of: A.J., J.C., J.C.	1. Petitioner and Guardian ad Litem's Motion for Temporary Stay (COA22-522) 2. Petitioner and Guardian ad Litem's Petition for Writ of Supersedeas 3. Petitioner and Guardian ad Litem's PDR Under N.C.G.S. § 7A-31	1. Dissolved 09/07/2023 2. Allowed 09/07/2023 3. Allowed 09/07/2023 Riggs, J., recused
206P21	Town of Apex v. Beverly L. Rubin	Plt's PDR Under N.C.G.S. § 7A-31 (COA20-305)	Allowed
207P23	State v. Dazis Davante Bonds	Def's PDR Under N.C.G.S. § 7A-31 (COA22-920)	Denied
209P23	State v. Travis Baxter	1. Def's Pro Se Motion for Appeal Involving Constitutional Question 2. Def's Pro Se Motion for Temporary Stay 3. Def's Pro Se Petition for Writ of Supersedeas	1. Dismissed <i>ex mero motu</i> 2. Dismissed 09/11/2023 3. Dismissed 09/11/2023

210P23	State v. William Kyle Lytle	Def's Pro Se PDR Under N.C.G.S. § 7A-31 (COA22-968)	Denied
211P23	Kenneth E. French v. Highland Paving Co. LLC, John W. McCauley (CEO), Albert O. McCauley (Partner), and Brian Raynor (Manager)	Plt's Pro Se Motion for PDR (COA22-1073)	Dismissed
213A23	State v. Ryan Pierre Brown	<p>1. Def's Notice of Appeal Based Upon a Dissent (COA22-525)</p> <p>2. Def's Motion to Withdraw Counsel and Appoint the Office of the Appellate Defender</p> <p>3. Def's Amended Motion to Withdraw and Appoint the Office of the Appellate Defender</p> <p>4. Def's Notice of Appeal Based Upon a Dissent</p>	<p>1. Withdrawn</p> <p>2. Dismissed as moot 09/01/2023</p> <p>3. Allowed 09/01/2023</p> <p>4. ---</p> <p>Riggs, J., recused</p>
214P23	State v. Willie Ray Hines	Def's PDR Under N.C.G.S. § 7A-31 (COA22-824)	Special Order
217P23	State v. Clyde Junior Meris	Def's Pro Se Motion for Appeal (COAP23-395)	Dismissed 09/01/2023

223P23	Tyqashia Sellers v. United States	1. Plt's Pro Se Petition for Writ of Certiorari 2. Plt's Pro Se Motion to Proceed <i>In Forma Pauperis</i> 3. Plt's Pro Se Motion to Appoint Counsel	1. Denied 2. Allowed 3. Dismissed as moot
224P23	State v. Darnell W. King	1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Wake County 2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i> 3. Def's Pro Se Motion to Appoint Counsel	1. Dismissed 2. Allowed 3. Dismissed
226P23	State v. Oeun San	Def's PDR Under N.C.G.S. § 7A-31 (COA22-664)	Denied
227P23	Jasmine E. Golden v. North Carolina Agricultural and Technical State University	1. Plt's Pro Se Motion for PDR 2. Plt's Pro Se Motion to Appoint Counsel	1. Dismissed 2. Dismissed as moot

228P23	Jordan Mitchell v. Sheriff Danny Rogers/DA John Stone	1. Plt's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Guilford County 2. Plt's Pro Se Motion to Appoint Counsel 3. Plt's Pro Se Motion for Subpoena	1. Dismissed 2. Dismissed as moot 3. Dismissed
230P23	James Opleton Bradley v. Douglas B. Sasser	1. Plt's Pro Se Motion for Appeal 2. Plt's Pro Se Motion to Proceed <i>In Forma Pauperis</i>	1. Dismissed 2. Allowed
232P23	Abbott, et al. v. Abernathy, et al.	1. Defs' (Rodney and Lynne Worthington) Motion for Temporary Stay 2. Defs' (Rodney and Lynne Worthington) Petition for Writ of Supersedeas 3. Defs' PDR Under N.C.G.S. § 7A-31	1. Allowed 09/15/2023 2. 3.
234P23	State v. Elwood Jo Cephus	Def's Pro Se Motion for PDR (COA22-886)	Denied

235P23	Thurman Crofton Savage v. N.C. Department of Transportation	1. Petitioner’s Motion for Temporary Stay (COA22-673) 2. Petitioner’s Petition for Writ of Supersedeas 3. Petitioner’s PDR Under N.C.G.S. § 7A-31	1. Allowed 09/21/2023 2. 3.
238A23	State v. Pedro Isaias Calderon	1. State’s Motion for Temporary Stay (COA22-822) 2. State’s Petition for Writ of Supersedeas 3. Def’s Motion to Withdraw Attorney of Record and Appoint the Appellate Defender 4. State’s Notice of Appeal Based Upon a Dissent 5. State’s PDR as to Additional Issues 6. Def’s PDR Under N.C.G.S. § 7A-31	1. Allowed 09/20/2023 2. Allowed 09/28/2023 3. Allowed 09/25/2023 4. 5. 6.

251P23	State v. Fredrick L. Canady	<p>1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Robeson County</p> <p>2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's Pro Se Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed</p> <p>Berger, J., recused</p>
254P23	In re: A.E., A.E., B.E., C.E., K.E.	<p>1. Respondents' Motion for Temporary Stay (COA23-28)</p> <p>2. Respondents' PDR Under N.C.G.S. § 7A-31</p>	<p>1. Allowed 10/02/2023</p> <p>2.</p> <p>Riggs, J., recused</p>
255P23	Jessica Robinson v. Whitne Robinson	<p>1. Def's Pro Se Emergency Ex Parte Petition for Writ of Supersedeas (COAP23-627)</p> <p>2. Def's Pro Se Motion for Stay of Execution</p>	<p>1. Denied 10/03/2023</p> <p>2. Denied 10/03/2023</p>
258P23	State v. Eric Wayne Wright	<p>1. State's Motion for Temporary Stay (COA22-996)</p> <p>2. State's Petition for Writ of Supersedeas</p>	<p>1. Allowed 10/04/2023</p> <p>2.</p> <p>Riggs, J., recused</p>

266P18-4	State v. Charles Antonio Means	Def's Pro Se Petition for Writ of Mandamus	Denied
278PA21	State v. Fernando Alvarez	Def's Motion to Postpone Oral Argument	Allowed 09/13/2023 Dietz, J., recused
281P06-14	Joseph E. Teague, Jr., P.E., C.M. v. N.C. Department of Transportation, J.E. Boyette, Secretary	1. Plt's Pro Se Motion for Appropriate Relief (COA05-522) 2. Plt's Pro Se Motion for Sanctions 3. Plt's Pro Se Motion to Rehear 4. Plt's Pro Se Motion to Consider Additional Evidence	1. Dismissed 2. Dismissed 3. Dismissed 4. Dismissed
358P22	State v. Darius Jamal Harris-Allen	1. Def's Notice of Appeal Based Upon a Constitutional Question (COA22-87) 2. Def's PDR Under N.C.G.S. § 7A-31 2. State's Motion to Dismiss Appeal	1. --- 2. Denied 3. Allowed

376P22	State v. Raymond Woodley	<p>1. Def's Notice of Appeal Based Upon a Constitutional Question (COA21-670)</p> <p>2. Def's PDR Under N.C.G.S. § 7A-31</p> <p>3. State's Motion to Dismiss Appeal</p>	<p>1. ---</p> <p>2. Denied</p> <p>3. Allowed</p>
410P18-2	Town of Apex v. Beverly L. Rubin	<p>1. Plt's PDR Under N.C.G.S. § 7A-31 (COA20-304)</p> <p>2. Def's Conditional PDR N.C.G.S. § 7A 31</p>	<p>1. Allowed</p> <p>2. Allowed</p>
412P13-6	Henry Clifford Byrd, Sr. v. Superintendent John Sapper	<p>1. Petitioner's Pro Se Motion for Complaint for Invidious Infliction of Racial Equity in the Enforcement of Constitutional Standards (COA17-288)</p> <p>2. Petitioner's Pro Se Petition for Writ of Habeas Corpus</p>	<p>1. Dismissed 09/22/2023</p> <p>2. Denied 09/22/2023</p>
417P21-3	Kenneth Lewis Powell, Jr. v. N. Lorrin Freeman, District Attorney	Plt's Pro Se Motion for Complaint (COAP21-195)	Dismissed

425A21-3	Hoke County Board of Education; et al., Plaintiffs and Charlotte-Mecklenburg Board of Education, Plaintiff-Intervenor and Rafael Penn, et al., Plaintiff-Intervenors v. State of North Carolina and the State Board of Education, Defendants and Charlotte-Mecklenburg Board of Education, Realigned Defendant and Philip E. Berger, in his official capacity as President Pro Tempore of the North Carolina Senate, and Timothy K. Moore, in His Official Capacity as Speaker of the North Carolina House of Representatives, Intervenor-Defendants	<p>1. Legislative-Intervenors' PDR Prior to a Determination by the COA (COA23-788)</p> <p>2. Plt-Intervenors' (Rafael Penn, et al.) Motion to Admit Maya Brodziak Pro Hac Vice</p> <p>3. Plt-Intervenors' (Rafael Penn, et al.) Motion to Admit David Hinojosa Pro Hac Vice</p> <p>4. Plt-Intervenors' (Rafael Penn, et al.) Motion to Admit Chavis Jones Pro Hac Vice</p> <p>5. Plt-Intervenors' (Rafael Penn, et al.) Motion to Admit Michael Robotti Pro Hac Vice</p>	<p>1. Special Order</p> <p>2. Allowed 10/09/2023</p> <p>3. Allowed 10/09/2023</p> <p>4. Allowed 10/09/2023</p> <p>5. Allowed 10/09/2023</p>
436PA13-5	Lake, et al. v. State Health Plan for Teachers and State Employees, et al.	Def's Petition for Writ for Prohibition	Denied
438P09-5	Darron Jermaine Jones v. Benjamin Carver	Plt's Pro Se Petition for Writ of Habeas Corpus (COA08-1582)	Denied 09/01/2023

479P11-3	State v. Charles O'Brien Teague	<p>1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Randolph County</p> <p>2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's Pro Se Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed</p>
510A99-3	State v. Daniel Cummings, Jr.	Def's Petition for Writ of Certiorari to Review Order of Superior Court, Robeson County	Denied
524P20-2	State v. William Charles Melton	<p>1. Def's Pro Se Petition for Writ of Certiorari to Review Order of Superior Court, Jones County</p> <p>2. Def's Pro Se Motion to Proceed <i>In Forma Pauperis</i></p> <p>3. Def's Pro Se Motion to Appoint Counsel</p>	<p>1. Dismissed</p> <p>2. Allowed</p> <p>3. Dismissed</p> <p>Dietz, J., recused</p>

537P20-2	Joyce Williams, as Personal Representative of the Estate of Ruth Hedgecock-Jones v. Maryfield, Inc. d/b/a Pennybyrn at Maryfield	Plt's PDR Under N.C.G.S. § 7A-31 (COA22-785)	Denied Berger, J., recused Dietz, J., recused
554P07-4	State v. Percy Allen Williams, Jr.	Def's Pro Se Motion to Correct Judgment	Denied Dietz, J., recused Riggs, J., recused
580P05-30	In re: David Lee Smith	<p>1. Def's Pro Se Motion for Emergency Class-Action Application for Writ of Mandamus Nonviolent Prisoner Sentencing Consolidation (COA04-1033)</p> <p>2. Def's Pro Se Alternative Motion for Emergency Demand for En Banc Rehearing of Pro Se Petition</p> <p>3. Def's Pro Se Emergency Petition for Writ of Mandamus Causing Consolidation</p> <p>4. Def's Pro Se Motion for Emergency En Banc Court Review of Mandamus Action</p>	<p>1. Denied</p> <p>2. Dismissed</p> <p>3. Denied</p> <p>4. Denied</p> <p>Riggs, J., recused</p>