

N.C. Court Of Appeals Releases Slate Of Opinions

By Administrator

Tuesday, 02 September 2014 13:34 - Last Updated Tuesday, 02 September 2014 13:35

RALEIGH, (SGRToday.com) - The state's second highest court released a variety of rulings Tuesday ranging from First Amendment rights to medical malpractice.

The rulings can be accessed at <http://appellate.nccourts.org/opinions/>. The cases are: --

Brewer v. Hunter, (14-7)

Medical Malpractice; Physician-patient Privilege; Discovery

-- Clark v. Dyer, (13-1230)

Equitable Distribution

-- Donnelly v. Univ. of N.C., (14-208)

First Admendment Rights

-- Glynne v. Wilson Med. Ctr., (14-53)

Statute of Limitations; Effect of 28 U.S.C. Sec. 1367(d)

-- Hedgepeth v. Parker's Landing Prop. Owners Ass'n, Inc., (13-809)

Class Certification

-- Hedgepeth v. Parkers Landing Prop. Owners Ass'n, Inc., (13-914)

Res judicata; Collateral estoppel; Summary judgment; Interlocutory

-- In re Spencer, (14-143)

involuntary commitment; NCGS ? 122C-264; NCGS 122C-266

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-- Rutherford Elec. Membership Corp. v. 130 Of Chatham, LLC, (14-134)

Condemnation; Subject Matter Jurisdiction; Motion to Amend

-- Sanders v. State Personnel Comm'n, (13-654)

State employment contract, 25 N.C.A.C. 1C.0405, Breach of contract, Summary judgment, Interlocutory appeal, Substantial right, Attorneys' fees under G.S. ? 1-263, Attorneys' fees under G.S. ? 6-19.1, Class action certification

-- Shearl v. Town of Highlands, (14-113)

Zoning; nonconforming use; burden of proof

-- State v. Allah, (14-126)

Search and seizure

-- State v. Armstrong, (14-162)

Search and seizure; Automobile exception; Probable cause

-- State v. Bernard, (13-1470)

Motion to suppress; Probable cause; Campus police jurisdiction

--State v. Borders, (13-1208)

Search and seizure; jury selection; expert testimony

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-- State v. Hawk, (14-204)

Chain of custody; Blood test; Prejudice

-- State v. Macon, (14-122)

Eyewitness Identification Reform Act (EIRA); Photographic showup; Due process; Motion to Suppress

--State v. Rogers, (13-1430)

Habitual felon

-- State v. Triplett, (13-1289)

evidence; impeachment; relevance; Rule 403

Thomas Jefferson Classical Acad. Charter Sch. v Cleveland Cnty.

-- Bd. of Educ., (13-893-2)

Charter school funding; Attorneys' fees

-- Zurosky v. Shaffer, (13-1364)

Equitable Distribution, Child Support