

LINCOLN COUNTY SUPERIOR COURT CIVIL CALENDAR  
SESSION BEGINNING WEDNESDAY, MAY 15, 2024  
COURTROOM NUMBER 3C  
TBD ,PRESIDING JUDGE  
MOTIONS BEGINNING WEDNESDAY, MAY 15, 2024 AT 9:30 AM

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CALENDAR PUBLISHED BY:  
KINSLEY M. CRAIG, TRIAL COURT ADMINISTRATOR  
JUDICIAL DISTRICT 39 - CLEVELAND & LINCOLN COUNTIES  
\*FORMERLY JUDICIAL DISTRICT 27B\*  
OFFICE: 704-742-7816  
E-MAIL: kinsley.m.craig@nccourts.org

(MOTIONS)

ALL MOTION MATTERS LISTED ON THIS CALENDAR WILL BE CONDUCTED IN-PERSON UNLESS OTHERWISE SPECIFIED. ALL BRIEFS, MEMOS, AND RESPONSIVE PLEADINGS ARE DUE TO THE TCA VIA EMAIL NO LATER THAN 5:00PM THE MONDAY PRIOR TO THE FIRST DAY OF THE SCHEDULED SESSION OF CIVIL SUPERIOR COURT. THIS REQUIRED SUBMISSION DOES NOT REPLACE THE DUTY AND REQUIREMENT OF THE MOVANT TO FILE SAID MOTION WITH THE CLERK OF SUPERIOR COURT.

ANY AFOREMENTIONED DOCUMENTS THAT ARE MORE THAN THIRTY (30) PAGES ARE REQUIRED TO BE PHYSICALLY MAILED/PROVIDED TO THE TCA NO LATER THAN 5:00PM THE MONDAY PRIOR TO THE FIRST DAY OF THE SCHEDULED SESSION OF CIVIL SUPERIOR COURT.

RECEIPT OF THIS CALENDAR TO ANY PARTY WILL NOT BE CONSIDERED OFFICIAL NOTICE OF ANY PROCEEDING CONTAINED HEREIN. IT IS THE DUTY AND RESPONSIBILITY OF ALL PARTIES AND/OR COUNSEL OF RECORD TO PROVIDE NECESSARY AND APPROPRIATE NOTICE TO ALL PARTIES OF RECORD FOR ANY CALENDARED ACTION.

(ORDERS)

ORDERS TO BE SUBMITTED TO THE PRESIDING FOR THIS CALENDARED CIVIL SESSION ARE TO BE EMAILED TO: DIST39.SUPERIORCOURTORDERS@NCCOURTS.ORG\*\*\*

(IN-PERSON PROCEEDINGS)

ALL NON-JURY TRIALS, JURY TRIALS AND ANY MOTION MATTERS SPECIFIED TO BE HEARD IN-PERSON DURING THIS SESSION OF CIVIL SUPERIOR COURT WILL BE HELD AT THE FOLLOWING LOCATION:

LINCOLN COUNTY COURTHOUSE  
120 JUSTICE DRIVE  
LINCOLNTON, NC 28092

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UPCOMING CIVIL SUPERIOR COURT SESSIONS FOR MOTIONS IN LINCOLN COUNTY:

SESSION WEEK OF JUNE 10, 2024  
SESSION WEEK OF JULY 15, 2024

\* ALL HEARINGS IN CIVIL SUPERIOR COURT ARE CONSIDERED PUBLIC RECORD. ANY INDIVIDUAL OR ENTITY SEEKING TO OBTAIN INFORMATION TO ATTEND ANY VIRTUAL HEARING IS ADVISED TO CONTACT THE SUPERIOR COURT TRIAL COURT COORDINATOR VIA EMAIL WITH THIS REQUEST NO LATER THAN 24 HOURS PRIOR TO THE SCHEDULED SESSION OF COURT \*

Prepared April 25, 2024

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# 1

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Wednesday, May 15, 2024  
TIME: 09:30 AM

|               |                                   |                       |
|---------------|-----------------------------------|-----------------------|
| 23-CVS-001268 | HOORWITZ,SHARON,F                 | BROTHERTON,JOHN,GRAY  |
|               | -VS-                              |                       |
|               | KENNEDY,PAUL,W,JR                 | BINION,ELIZABETH,NEAL |
|               | KENNEDY INVESTMENTS,LLC           | BINION,ELIZABETH,NEAL |
|               | KENNEDY BALLANTYNE,LLC            | BINION,ELIZABETH,NEAL |
|               | BALLANTYNE AREA MARKET CENTER,LLC | PRO SE                |
|               | KELLER WILLIAMS REALTY INC        | PRO SE                |
|               | KENNEDY HOMES OF THE CAROLINAS    | PRO SE                |

EVENT: MOTION

|                       |            |
|-----------------------|------------|
| ISSUES: CONTRACT      | 10/12/2023 |
| DISMISS (INVOLUNTARY) | 11/14/2023 |
| CONTRACT              | 01/05/2024 |

MOTION TO DISMISS

# 2

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Wednesday, May 15, 2024  
TIME: 10:30 AM

|               |                   |        |
|---------------|-------------------|--------|
| 24-CVS-000289 | FREDELL,GREGORY,E | PRO SE |
|               | -VS-              |        |
|               | LINCOLN COUNTY    | PRO SE |

EVENT: MOTION

|                       |            |
|-----------------------|------------|
| ISSUES: MONEY OWED    | 02/27/2024 |
| OTHER-SEE VCAP        | 02/27/2024 |
| DISMISS (INVOLUNTARY) | 03/21/2024 |

MOTION TO DISMISS

# 3

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Wednesday, May 15, 2024  
TIME: 11:00 AM

|               |   |                       |
|---------------|---|-----------------------|
| 23-CVS-001387 | REEVES,LESLIE                                 | MATHENY,JOHN,DAVID,II |
|               | -VS-  |                       |
|               | NORTH CAROLINA JOINT UNDERWRITING ASSOCIATION | PRO SE                |

EVENT: MOTION

MOTION TO DISMISS

# 4

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Wednesday, May 15, 2024

TIME: 11:30 AM

|             |                                |                    |
|-------------|--------------------------------|--------------------|
| 21-E-000025 | SITTERLY, JARROD               | JOHNSON, ROBERT, K |
|             | SITTERLY, JASON                | JOHNSON, ROBERT, K |
|             | -VS-                           |                    |
|             | IN THE MATTER OF THE ESTATE OF |                    |
|             | SITTERLY, JASON, ANDREW, JR.   | GODFREY, LISA, G   |

EVENT: MOTION

MOTION TO DISMISS APPEAL

# 5

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Wednesday, May 15, 2024

TIME: 12:00 PM

|               |                                   |                      |
|---------------|-----------------------------------|----------------------|
| 23-CVS-000950 | GROUND TECHNOLOGICAL SERVICES INC | GODFREY, LISA, G     |
|               | -VS-                              |                      |
|               | COOLEY, JOHN, MARSHALL            | PRO SE               |
|               | COOLEY, HOLLIE, DUREE             | PRO SE               |
|               | DENOVO HOMES LLC                  | PRO SE               |
|               | COTTO, MARIO                      | RICHARDS, DREW, ALAN |
|               | LION REAL ESTATE GROUP LLC        | RICHARDS, DREW, ALAN |

EVENT: MOTION

ISSUES: CONTRACT 01/16/2024

MOTION FOR DEFAULT JUDGMENT

# 6

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Wednesday, May 15, 2024

TIME: 02:00 PM

|               |                       |                    |
|---------------|-----------------------|--------------------|
| 23-CVS-001449 | FORZA INNOVATIONS INC | PETTIT, WILLIAM, W |
|               | -VS-                  |                    |
|               | DENVER DUMPSTER LLC   | PRO SE             |

EVENT: MOTION

ISSUES: SET ASIDE DEFAULT JUDGMENT 03/21/2024

MOTION TO SET ASIDE DEFAULT JUDGMENT

# 7 \_\_\_\_\_

Wednesday, May 15, 2024  
TIME: 02:45 PM

|               |                                  |                 |
|---------------|----------------------------------|-----------------|
| 24-CVS-000249 | WALTER,DONNA,WAGNER              | ADAMS,MICHAEL,G |
|               | THELMA PARKER WAGNER IRREVOCABLE | ADAMS,MICHAEL,G |
|               | TRUST                            |                 |
|               | -VS-                             |                 |
|               | WAGNER,GARY,GORDON,JR            | PRO SE          |

EVENT: MOTION

|                          |            |
|--------------------------|------------|
| ISSUES: PUNITIVE DAMAGES | 02/22/2024 |
| REAL PROPERTY / TITLE    | 02/22/2024 |
| CONTRACT                 | 02/22/2024 |
| DEFAULT JUDGMENT         | 04/16/2024 |

MOTION FOR DEFAULT JUDGMENT

MOTION FOR SUMMARY JUDGMENT

\*\*\*END\*\*\*