

Legislative Report - October, 2008

N.C. Gen. Stat. §114-2.6

	Case Name	Case Number	Court/Agency	Claim Amount	Million \$ Claim	Constitutionality Claim	Statute/Provision Challenged	Summary
	Adams, Michael S. v. Board of Trustees et al	7:07-CV-00064-H	Federal District Court			X	First and Fourteenth Amendments	Plaintiff alleges violation of First and Fourteenth amendments and Title VII for failure to promote to full professor.
	Affinity Housing, LLC v. Hinton	07 CVS 18540	NC Superior Court			X	Equal protection clause and other constitutional challenges; NC Gen. Stat. §§ 105-164.14(b) and 105-267	Plaintiff seeks refund for sales and use tax.
*	API v. Cooper	5:08 CV 396-FL	Federal District Court			X	NC Session Law 2008-222	Plaintiffs challenge session law regarding blending of ethanol into gasoline.
*	Balfour Beatty Infrastructure, Inc. v. NC DOT	08 CVS 03753	NC Superior Court	\$1,433,966.00	X			Construction contract claim, NC Gen. Stat. §136-129
	Beasley, Marion v. Wood, Don, et al	1:05CV00850	Federal District Court	\$5,800,000.00	X			Prisoner Litigation
	Belk, Ronnie v. Saunders, Sorrell, et al	5:06-CT-3071-H	Federal District Court	\$25,000,000.00	X			Prisoner Litigation
	Bishop v. Bartlett	5:06-CV-00462-FL	Federal Appellate Court			X	NC Session Law 2003-403; NC Constitution Art. VI, §14	Plaintiff challenges the constitutionality of SL 2003-403 which allows project development financing by local governments without a referendum.
	Blackledge Emulsions, Inc. v. NCDOA and NCDOT	07 CVS 10381	NC Superior Court	\$10,000,000.00	X			Plaintiffs claim debarment breach of contract and unconstitutional taking.
	Blake, Shawn v. Walden, Marva	5:06-CT-3105-BO	Federal District Court	\$1,000,000.00	X			Prisoner Litigation
	Blankenship, Brian, et. al. v. Bartlett, Gary, as Executive Director of the SBOE	455 P 06-2	NC Supreme Court			X	NC Gen. Stat. § 7A-41(b)(3)-(6); NC Session Law 1993-321	Plaintiff challenges the constitutionality of the superior court districts in Wake County and that districts violate the Equal Protection Clause.
	Blankenship, Brian, et. al. v. Bartlett, Gary, as Exe. Dir. of the SBOE	COA06-1012	NC Court of Appeals			X	NC Gen. Stat. § 7A-41(b)(3)-(6)	Plaintiff challenges the constitutionality of the superior court districts in Wake County and that districts violate the Equal Protection Clause.

* indicates a newly reported case

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	Boyce v. NC Department of Commerce	04 OSP 0298	NC Administrative Agency	\$10,000,000.00	X			Employment case alleging discrimination and retaliation.
	Boykin, Ronald v. Beck, Theodis, et al	5:05-CT-00741-BO	Federal District Court	\$8,000,000.00	X			Prisoner Litigation
	Britt v. North Carolina	05 CVS 12952	NC Supreme Court			X	NC Gen. Stat. § 14-415.1	Plaintiff is a convicted felon challenging the constitutionality of NC's Felony Firearms Act.
	Bryant-Bunch, June v. Beck, Theodis	2:02-CV-34-BO1	Federal District Court	\$7,000,000.00	X			Prisoner Litigation
	Buck v. State of North Carolina	4:07 CV 122	NC Superior Court	\$1,000,000.00	X			Plaintiffs allege damages arising out of an alleged incident that occurred on State owned ferry.
	Burnfam Limited Partnership v. Tippet	02 CVS 584	NC Superior Court	\$1,000,000.00	X			Plaintiff alleges unconstitutional exactions and taking.
	Byrd, Steven Glen v. State of NC, Union County Sheriff's Office and Dept.	3:08-CV-070	Federal District Court	\$16,000,000.00	X			Plaintiff claims violation of individual's civil and constitutional rights as a result of his arrest and prosecution.
	Cape Hatteras v. Tolson	00-CVS-714	NC Superior Court	\$2,000,000.00	X		NC Gen. Stat. §§ 105-164.4(4a) and 105-116	Taxpayer seeks refund of franchise and sales tax claiming exempt from tax.
	Carl & Eilber v. State of NC, NC State Health Plan & MedAmerica Insurance	06 CVS 13617	NC Superior Court	\$1,000,000.00	X			Claim involving long term care insurance and increase in premiums after transfer of policy from MedAmerica to Prudential.
	Cerkoney, Jeffrey v. Mann, Charles, et al	5:08-CT-3001-FL	Federal District Court	\$4,000,000.00	X			Prisoner Litigation
*	Citibank v. Hinton	08-CVS-12501	NC Superior Court	\$10,000,000.00	X			Plaintiff seeks refund for sales and use tax.
	City of Asheville v. State of North Carolina	05 CVS 10743	NC Court of Appeals			X	NC Session Law 2005-139; NC Gen. Stat. §§160A-31(a), 160A-58.1(c) and 160A-312	Plaintiff seeks to declare statutes unconstitutional that prohibit charging customers outside its municipal limits more for services than those inside limits.

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	City of Raleigh v. Tolson	03 CVS 016956	NC Superior Court	\$2,000,000.00	X			Six counties and three municipalities demand that the State release local tax reimbursements and shared revenue payments withheld by Governor.
	Cole, Jerry v. Jackson, Rick, et al	3:07CV399-1-GCM	Federal District Court	\$1,500,000.00	X			Prisoner Litigation
	Crump, David v. Solomon, Lawrence, et al	5:07-CT-3129-FL	Federal District Court	\$10,000,000.00	X			Prisoner Litigation
	Cushman v. Graham	07 CVS 198	NC Superior Court			X	NC Gen. Stat. §§ 7A-109.4; 7A-346.3; 20-138.4	Declaratory judgment action challenging constitutionality of DUI reporting requirements.
	DBI v. NCDOT	07-CVS-5021	NC Superior Court			X	NC Gen. Stat. § 150B-43	Plaintiffs claim denial of procedural due process.
	Dean v. Leake	2:07 CV 0005 1	Federal District Court			X	NC Session Law 2003-434; NC Gen. Stat. §§ 120-1 and 120-2	Plaintiffs challenge the current legislative districts as violating the whole county provisions of the NC Constitution alleging the legislature used incorrect census data violating the one person, one vote standards under the Equal Protection Clause.
	Delhaize America, Inc. v. Hinton	07 CVS 20801	NC Superior Court	\$6,864,240.00	X	X	Commerce clause, due process and other constitutional challenges; NC Gen. Stat. §§ 105-130.6 and 105-130.16(b)	Plaintiff seeks refund for corporate income tax.
	DOT v. ACHQ, LLC	08 CVS 0299	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. Andrews Road Company Ltd. Partnership	08 CVS 2848	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Ballinger, Max, Trustee	98 CVS 10485	NC Superior Court	\$2,000,000.00	X			Highway Condemnation
*	DOT v. Biltmore Commercial Properties	08 CVS 1403	NC Superior Court	\$2,000,000.00	X			Highway Condemnation
	DOT v. Biltmore Commercial Properties, LLC	04 CVS 4833	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. Biltmore Farms, LLC	08 CVS 1402	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Brinson, Hoyt W.	07 CVS 2394	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Bullard Trailer Sales, Inc.	07 CVS 2848	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. CAM Properties	08 CVS 0000	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Cameron, Bruce B., Trustee	06 CVS 0577	NC Superior Court	\$2,000,000.00	X			Highway Condemnation

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	DOT v. Carolina Springs Autospa, Inc., et al	07 CVS 0859	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Carolina Tractor and Equipment	01 CVS 8978	NC Superior Court	\$2,000,000.00	X			Highway Condemnation
	DOT v. Chiotakis, Juanita M.	04 CVS 2120	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Dale, E.G.	06 CVS 1987	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. DTF, LLC	08 CVS 2848	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. First States Investors 4100A	08 CVS 1345	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Fountain, Keith E.	07 CVS 3606	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Gurley, Malcolm Z.	06 CVS 2751	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Hill, Carole G.	06 CVS 1528	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Hill, Carole G.	06 CVS 1530	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. J.B. Harrison Properties, LLC	06 CVS 1470	NC Superior Court	\$1,281,400.00	X			Highway Condemnation
	DOT v. J.B. Harrison Properties, LLC, et al	06 CVS 0700	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Ledford, James T., et ux, et al.	07 CVS 0180	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. McDonald's Corporation	08 CVS 0000	NC Superior Court	\$2,000,000.00	X			Highway Condemnation
	DOT v. Mooresville Pharmacy, LLC, et al	07 CVS 0860	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. NOCOR, LLC, et al	07 CVS 0861	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Quality Oil Company	06 CVS 0508	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. RBW Development, LLC	08 CVS 0000	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Salem Brass, Inc.	06 CVS 02845	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
*	DOT v. Scott, James S.	08 CVS 0464	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Smith, Ronnie L., et ux	07 CVS 1970	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. South Shore Real Estate, LLC et al	07 CVS 0030	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Stagecoach Village	02 CVS 3344	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Stone, Richard B., et ux, et al.	07 CVS 0443	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Two Charleston Plaza Condominium Assoc., Inc. et al	07 CVS 2175	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Williamson, Ladane, et al.	07 CVS 465	NC Superior Court	\$1,000,000.00	X			Highway Condemnation
	DOT v. Wolbert, Doris Elizabeth	06 CVS 5243	NC Superior Court	\$1,000,000.00	X			Highway Condemnation

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	Dozier, Angela v. Champion, Anna, et al	5:06-CT-3041-H	Federal District Court	\$1,000,000.00	X			Prisoner Litigation
	Duke v. Leake	5:06-CV-324-BR	Federal Appellate Court			X	NC Public Campaign Financing Fund	Plaintiffs seeking to have various statutes related to NC Public Campaign Financing Fund declared unconstitutional.
	Dunn, et al. v. State of NC	04 CVS 844	NC Superior Court			X	Commerce clause; NC Gen. Stat. § 105-134.6(c)1	Plaintiffs in class action seek refund of tax paid on interest from out of state bonds. Claim amount is unknown and could be many millions.
	DuPont Pharma Inc. v. Hinton	07 CVS 13980	NC Superior Court	\$2,197,542.00	X	X	Due process; commerce clause; NC Gen. Stat. §§ 105-130 (4)(a)(1), 105-130.4 and 105.236(5)	Plaintiff seeks refund for corporate income tax.
	Eaker, James v. Miller, Gary, et al	1:07-CV-00575	Federal District Court	\$43,075,000.00	X			Prisoner Litigation
	Eaker, James v. Overturf, CO, et al	1:07CV608	Federal District Court	\$10,100,000.00	X			Prisoner Litigation
	Estate of Daniel J. Stowe v. Hinton	07 CVS 25664	NC Superior Court			X	Due process; NC Gen. Stat. §105-32.2(b)	Plaintiffs in class action seek refund of estate tax.
	Estate of Esther Brown v. Attorney General	2:07-CV-7	Federal District Court	\$10,000,000.00	X			Plaintiff alleges a Section 1983 civil rights violation allegation for failing to investigate local death in Halifax County.
	Goldston, et al. v. State of North Carolina and Easley	328 PA 04-2	NC Superior Court			X	NC Session Laws 2001-424 and 2002-126 §2.2(g)	Plaintiffs challenge the constitutionality of actions by the Governor and the Legislature diverting highway trust funds.
	Grand River Enterprises Six Nations, Ltd. Et al v. Pryor, Cooper, et al	1157121	Federal District Court			X	NC Gen. Stat. §66-290 and Tobacco Master Settlement Agreement	Plaintiffs challenge the Master Settlement Agreement and the State Escrow Statute violate antitrust provisions and Dormant Commerce Clause of the U.S. Constitution.
*	Greene v. Leake	5:08-CV-88 RLV-CH	Federal District Court			X	NC Gen. Stat. §163-122(a)(2)	Plaintiff challenges ballot access requirements for third parties.
	Greenfield v. Dudley, et als.	5:05-CT-484-BO	Federal District Court	\$1,000,000.00	X			Plaintiff filed Section 1983 action for violation of civil rights against assistant district attorney.
	H. B. Rowe & Co., Inc. v. Lyndo Tippet, et al.	5:03-CV-278-BO(3)	Federal District Court			X	NC Gen. Stat. §136-28.4	Contests DOT's policy regarding participation of disadvantaged business in specific highway construction contracts as violation of Equal Protection.
	Head, Timothy Daniel v. State of North Carolina, Magistrate Putman, et al.	COA05-1015	NC Court of Appeals	\$9,036,900.00	X			Plaintiff seeks relief for claimed violation of due process of law.

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	Heatherly v. State of North Carolina	317 P 06	NC Supreme Court			X	NC Session Law 2005-344 as amended by NC Session Law 2005-276 §31.1	Plaintiffs challenge the Lottery Act on the grounds that it imposes a tax and thereby pledges the faith and credit of the State without being enacted by Constitutional Amendment.
	High Rock Lake Partners, LLC v. NC DOT, et al	07 CVS 20569	NC Superior Court	\$15,000,000.00	X	X	NC Gen Stat §136-18	Highway Construction Contract Claim
	Hoke County Board of Education et al v. State of North Carolina	95 CVS 1158	NC Supreme Court			X	Article I, Sec. 15 and Article IX, Sec. 2, Chapter 115C of NC Gen. Statutes	Plaintiffs seek declaratory relief based on the public education provisions of the NC Constitution.
	Hope-A Women's Cancer Center, et al. v. State of North Carolina, et al.	08 CVS7955	NC Superior Court			X	NC Gen. Stat. §131E-175 et seq.	Plaintiffs are raising constitutional claim that the certificate of need law is unconstitutional as applied, resulting in denial of due process. Challenging the process for creating the annual State Medical Facilities Plan (SMFP).
	In the matter of : The Denial of NC IDEA's (MCNC) Refund of Sales & Use Tax	COA - pending	NC Court of Appeals			X	Equal protection clause; challenge to sales and use tax refund for non-profits	Taxpayer seeks refund of sales and use tax.
	Jackson, James v. Dr. Matkio, et al	5:06-CT-59-FL	Federal District Court	\$1,000,000.00	X			Prisoner Litigation
	Jones County Improvement Assn, et al v. NCDOT et al	07-1676	Federal Appellate Court	\$160,000,000.00	X			Plaintiff contends that the agency violated Titles VI and VII of the Civil Rights Act of 1964 and 1st and 14th Amendments by racially discriminating.
	Kearney, Donnell v. Central Prison, et al	5:08-CT-3031-H	Federal District Court	\$100,000,000.00	X			Prisoner Litigation
	Latta v. State of North Carolina, et al.	01 CVS 15577	NC Superior Court			X	Chapter 2 of the 1999 Session Laws	Plaintiffs challenge constitutionality of legislation and consent order directing that 50% of NC's payments from Master Settlement Agreement be directed to non-profit corporation.
	Libertarians v. State Board of Elections	05 CVS 13073	NC Superior Court			X	NC Gen. Stat. §§ 163-96 through 163-99	Plaintiffs challenge how alternative political parties and their candidates are listed on State ballots.
	Lorillard Tobacco Co. v. Tolson, E. Norris, et al.	06-CVS-9616	NC Superior Court	\$2,734,799.00	X	X	Commerce clause and other constitutional challenges, NC Gen. Stat. § 105-130.6	Plaintiff seeks refund for corporate income tax.
	Mack, Bennie v. Fox, Carl, et al	1:07CV00784	Federal District Court	\$564,266,000.00	X			Prisoner Litigation
*	Martin, Jeremy v. Cline, B., et al	5:08-CT-3013-BO	Federal District Court	\$33,000,000.00	X			Prisoner Litigation

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*	McKnight, David v. James, Wayne, et al	1:08CV406	Federal District Court	\$1,000,000.00	X			Prisoner Litigation
*	McNeill, Michael v. Ashley, Officer, et al	5:08-CT-3041-D	Federal District Court	\$1,500,000.00	X			Prisoner Litigation
*	McNeill, Michael v. Stamper, Frank, et al	3:08CV162	Federal District Court	\$10,500,000.00	X			Prisoner Litigation
	Med Trans Corp. v. Benton, et al.	5:07-CV-222(FL)	Federal District Court			X	NC Gen. Stat. §§131E-155(6b); 131E-176(16(f1)(1); 131E-155.1(a); 131E-158(a)(2)	Plaintiffs challenging portion of Certificate of Need law and several EMS licensure laws and rules dealing with air ambulances as being preempted by the Airline Deregulation Act.
	Munger v. State of North Carolina	07 CVS 011756	NC Superior Court			X	NC Gen. Stat. §§105-164.3(8e), 105-164.13(55)	Plaintiffs challenge the economic incentives under retail sales and use taxes exemptions and exclusions.
	NC Right to Life, Inc., et. al. v. Larry Leake, et. al.	5:99-CV-798-BO(3)	Federal Appellate Court			X	NC Gen. Stat. §§ 163-278.14A(a)(2); -278.13, -278.6 (14)	Plaintiffs assert three campaign finance statutes violate their rights under the First Amendment.
*	North Carolina v. CLP	08 CVS 7820	NC Superior Court			X	NC Gen. Stat. § 66-290 et. seq.	Plaintiffs challenge the constitutionality of Master Settlement Agreement and tobacco escrow statutes.
*	Parker, Kevin v. Chavis, Patricia, et al	1:08CV416	Federal District Court	\$1,200,000.00	X			Prisoner Litigation
	Patton, Kenneth v. Lancaster, Thomas, et al	1:05-CV251-MU	Federal District Court	\$3,900,000.00	X			Prisoner Litigation
	Pender County v. Bartlett	04-CVS-6966	NC Supreme Court			X	NC Gen. Stat. §120-2	Challenge to the House districts in Pender County.
	Petroleum Traders Corp v. State of NC et al	06-CVS-10405	NC Superior Court	\$13,000,000.00	X	X	NC Constitution Article II, §23	Plaintiffs challenge constitutionality of State e-procurement system and charges. Plaintiffs claim it violates NC and US Constitutions taking clauses.
	Petroleum Traders Corporation v. State of North Carolina	06 CVS 10405	NC Superior Court			X	NC Constitution Article II, §23	Plaintiffs challenge e-procurement charges. Plaintiffs claim it violates NC and US Constitutions taking clauses.
	Pittman, Donnell v. Woods, Don, et al	1:05-CV-00383	Federal District Court	\$4,400,000.00	X			Prisoner Litigation
*	Preston v. Leake	5:08-CV-397FL	Federal District Court			X	NC Session Law 2006-201	Plaintiff challenges the ban on lobbyists making contributions to legislators.
	Proctor v. LGERS	07 CVS 11806	NC Superior Court			X	NC Gen. Stat. § 128-27(d4)	Class action suit where plaintiff claims that a change in statute to Local Retirement System deprived of disability/retirement benefits.

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	Pucket v. Carter, et als.	1:05 CV 283	Federal District Court	\$1,000,000.00	X			Plaintiff filed Section 1983 action claiming violation of due process against the District Attorney and Assistant District Attorney.
	Richards v. State of North Carolina	07 CV 020487	NC Superior Court			X	NC Gen. Stat. § 143B-437.11	Plaintiff challenge the economic incentives under the Job Maintenance and Capital Development Fund.
	Robinson v. Butler, et. al.	5:07-CT-3021-FL	Federal District Court	\$1,000,000.00	X			Plaintiff alleges Section 1983 Civil Rights violation by claiming he was improperly listed on the sex offender registry.
	Robinson, Barry v. Walser, Tarquintus	5:07-CT-3039-D	Federal District Court	\$1,500,000.00	X			Prisoner Litigation
	Row, Rodney R. v. Row, Leigh A. (Deese)	468 P 07	NC Supreme Court			X	NC Gen. Stat. §50-13.4	Plaintiff challenges the current child support guidelines as unconstitutional. Trial Court ruled that the guidelines were constitutional.
	Rowlette, Kevin Patrick et. al. v. Richard Moore, State Treasurer	05 CVS 2677	NC Superior Court	\$1,000,000.00	X	X	NC Gen. Stat. §116B-64	Claim for payment of interest, earned by the Treasurer, on refunds, made to owners of property held in the Escheat Fund.
	Sam's East, Inc. v. Hinton	COA - pending	NC Court of Appeals	\$3,527,599.60	X	X	Commerce clause, due process and other constitutional challenges; NC Gen. Stat. §§ 105-130.6 and 105-130.16	Plaintiff seeks refund of corporate income tax.
	Sanders v. State Personnel Commission	COA 06-149	NC Court of Appeals	\$1,000,000.00	X			Plaintiffs request court to find that any temporary State employee of more than 12 months be considered permanent and accorded benefits.
	SEANC v. State	COA01-1568	NC Supreme Court	\$129,000,000.00	X			SEANC seeks repayment of employer retirement contribution funds withheld by the Governor to balance the budget.
	Simba, Ya Jelani v. Branch, Wendy, et al	1:07-CV-712	Federal District Court	\$1,000,000.00	X			Prisoner Litigation
	State ex rel. Cooper v. StoresOnline, Inc.	07 CVS 7381	NC Superior Court			X	NC Gen. Stat. §66-94	Defendant contends that the Business Opportunity Sales Act is unconstitutional.
	State of Alabama, et al. v. State of North Carolina	US Sup Ct ORIG 132	US Supreme Court	\$190,000,000.00	X			Southeast Interstate Low-Level Waste Management Commission filed claims against NC for failure to construct a low-level radioactive waste facility.
	Stone v. State	309 P 07-2	NC Supreme Court	\$129,000,000.00	X			Challenge to the withholding of retirement contribution withheld by the Governor to balance the budget.
	Thaggard, James v. Sgt Carr, et al	5:07-CT-3008-D	Federal District Court	\$7,000,000.00	X			Prisoner Litigation

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*	Thomas, Jesse v. Smith, M.B., et al	5:07-CT-3159-FL	Federal District Court	\$39,000,000.00	X			Prisoner Litigation
	Tolbert, Eric v. Burke, Lt, et al	5:06-CT-3077-FL	Federal District Court	\$5,500,000.00	X			Prisoner Litigation
	TRISM, Inc., d/b/a/ "Bedtime Stories" et. al. v. Cooper	1:06-CV-25-H	Federal District Court	\$1,000,000.00	X	X	NC Gen. Stat. §§ 14-202.10 and 14-202.12	Plaintiff seeks to declare statute unconstitutional that prohibits any adult entertainment business to "contain multiple purposes" or to sell display or exhibit sexually oriented devices on the basis that it violates due process and privacy rights.
	United States v. NCDOT, Gaskill, Jerry and Moore, Billy R.	5:08-CV-00048-BO	NC Superior Court	\$4,000,000.00	X			Plaintiffs challenge the civil penalty assessment under the Federal Clean Water Act.
	United States v. University of North Carolina	1:07 CV 00592	Federal District Court			X	Title VII Section 703(a); Civil Rights Act of 1964; 42 USC §2000e et seq.	Action brought by US as result of charges of discrimination by employees of NC A&T University. Sexual Discrimination.
	Wal-Mart Stores East, Inc. v. Hinton	06 CVS 3928	NC Court of Appeals	\$30,230,338.89	X	X	Commerce clause, due process and other constitutional challenges; N.C. Gen. Stat. §§ 105-130.6 and 105-130.16	Plaintiff seeks refund for corporate income tax.
	Waste Industries, et al v. State of North Carolina	07 CVS 019407	NC Superior Court			X	NC Session Laws 2007-550 and 2007-543	Plaintiffs challenge placing restrictions on the granting of permits by DENR for new landfills and provide a reimbursement scheme for applicants whose applications for permits were denied.
	Whisnant v. TSERS	07 CVS 3105	NC Superior Court			X	NC Gen. Stat. §§ 135-5; 135-106	Class action claiming change in statute deprived plaintiffs of disability/retirement benefits.
	Williamson, Nathaniel v. Smith, Raymond, et al	1:06-CV-00484	Federal District Court	\$1,500,000.00	X			Prisoner Litigation
	Willis v. Henderson	4:06-CV-143	Federal District Court	\$1,000,000.00	X			Plaintiff suing Jones County Clerk of Court claiming clerk has refused to give a document from the files of the Office of the Clerk.
	Willis v. NC DOT	4:07 CV 46	Federal District Court	\$160,000,000.00	X			Plaintiff contends agency violated Titles VI and VII of the Civil Rights Act of 1964 and his rights under the 1st and 14th Amendments.