

NORTH CAROLINA

WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
\_\_\_ CVS \_\_\_  
[ORIGINATING COUNTY \_\_\_ CVS \_\_\_ ]

<p>_____</p> <p>Plaintiff,</p> <p>v.</p> <p>_____</p> <p>Defendant.</p>
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**THREE-JUDGE PANEL  
SCHEDULING ORDER**

This matter is before the Court to determine a Scheduling Order for the efficient resolution of the Constitutional challenge raised in this action. Pursuant to N.C. Gen. Stat. § 1-267.1, the Chief Justice of the North Carolina Supreme Court appointed the Honorable \_\_\_\_\_, the Honorable \_\_\_\_\_, and the Honorable \_\_\_\_\_ to preside over this matter.

**1. Dispositive Motions:** All dispositive motions under Rule 12 of the North Carolina Rules of Civil Procedure shall be filed by \_\_\_\_\_. All supporting briefs must be filed contemporaneously with all dispositive motions. Any briefs in response to dispositive motions must be filed by \_\_\_\_\_.

**2. Out of County and Out of Session Jurisdiction:** The parties agree that the undersigned Superior Court Judges may enter orders out of county and out of session. The designated presiding judge may sign orders on behalf of the three-judge panel, if there is a consensus among the three judges.

**3. Scheduling:** All hearings in this matter will be set in Wake County. The parties agree to schedule hearings in this matter through the Wake County Trial Court Administrator.

**4. Filing of Pleadings, Motions, and Other Papers:** All pleadings, motions and other documents required by Rule 5 of the North Carolina Rules of Civil Procedure are to be filed in the Office of the Wake County Clerk of Superior Court and shall include the file numbers of both the originating county and of Wake County. Once filed with the Wake County Clerk of Superior Court, all pleadings, motions and other documents must be sent to the Wake County Trial Court Administrator by e-mail at: [Kellie.Z.Myers@nccourts.org](mailto:Kellie.Z.Myers@nccourts.org). All written orders signed by the three-judge panel shall immediately be forwarded by the Court to the Wake County Clerk of Superior Court for filing. Notice of entry of an order shall be sent by the Court via e-mail to counsel and any unrepresented part(ies) and such notice of entry shall constitute service of the Court's Order in accordance with Rule 58 of the North Carolina Rules of Civil Procedure.

SO ORDERED, this the \_\_\_\_ day of \_\_\_\_\_, 2016.

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The Honorable  
Designated Presiding Superior Court Judge