

# Supreme Court of North Carolina

STATE OF NORTH CAROLINA

v

JOHN EDWARD BUTLER

From N.C. Court of Appeals  
( P14-558 P15-886 P18-27 )  
From Robeson  
( 89CR22354 89CR22377 89CR18633 )

## ORDER

Upon consideration of the petition filed by Defendant on the 16th of May 2019 in this matter for a writ of certiorari to review the order of the Superior Court, Robeson County, the following order was entered and is hereby certified to the Superior Court of that County:

"Denied by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

The following order has been entered on the motion filed on the 16th of May 2019 by Defendant to Proceed In Forma Pauperis:

"Motion Allowed by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

The following order has been entered on the motion filed on the 16th of May 2019 by Defendant to Appoint Counsel:

"Motion Dismissed as moot by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

Upon consideration of the petition filed by Defendant on the 16th of May 2019 in this matter for a writ of mandamus, the following order was entered and is hereby certified to the Superior Court, Robeson County:

"Denied by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

**s/ Earls, J.  
For the Court**

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 20th day of May 2019.



Amy L. Funderburk  
Clerk, Supreme Court of North Carolina

*MCH*  
M. C. Hackney  
Assistant Clerk, Supreme Court Of North Carolina

Copy to:

North Carolina Court of Appeals  
Mr. John Edward Butler, For Butler, John Edward  
Ms. Kathleen N. Bolton, Assistant Attorney General, For State of N.C. - (By Email)  
Mr. L. Johnson Britt, III, District Attorney  
Hon. Shelena G. Smith, Clerk  
West Publishing - (By Email)  
Lexis-Nexis - (By Email)



# North Carolina Court of Appeals

Fax: (919) 831-3615  
Web: <https://www.nccourts.gov>

DANIEL M. HORNE JR., Clerk

Court of Appeals Building  
One West Morgan Street  
Raleigh, NC 27601  
(919) 831-3600

Mailing Address:  
P. O. Box 2779  
Raleigh, NC 27602

No. COAP18-27-1

**JOHN EDWARD BUTLER**

**VS.**

**STATE OF NORTH CAROLINA**

From Robeson  
89CR22354 89CRS18633 89CRS22377

## ORDER

PETITION FOR WRIT OF CERTIORARI TO REVIEW ORDER OF SUPERIOR COURT filed on the 16th of May 2019 was denied by order of the North Carolina Supreme Court on the 20th day of May 2019, and same has been certified to the North Carolina Court of Appeals.

IT IS THEREFORE CERTIFIED to the Clerk of Superior Court, Robeson County, North Carolina that the North Carolina Supreme Court has denied the PETITION FOR WRIT OF CERTIORARI TO REVIEW ORDER OF SUPERIOR COURT filed by the Defendant in this cause.

WITNESS my hand and official seal this the 21st day of May 2019.

Daniel M. Horne Jr.  
Clerk, North Carolina Court of Appeals

Copy to:  
Attorney General, For State of North Carolina  
Mr. John Edward Butler, Pro Se, For Butler, John Edward



**SUPREME COURT OF NORTH CAROLINA**

Amy Funderburk, Clerk  
2 East Morgan Street  
Post Office Box 2170  
Raleigh, North Carolina 27602  
(919) 831-5700  
FAX: (919) 831-5720

April 4, 2019

John Butler, 0059727  
Orange Correctional Institution  
PO Box 1149  
Hillsborough, NC 27278

Dear Mr. Butler:

The Supreme Court Clerk's Office has received your letter dated March 29, 2019, requesting assistance in your case. A copy is enclosed.

We have no record of any appeal being filed in our office on your behalf. You may want to check with the Court of Appeals in the event your petition for writ of certiorari was filed with that Court.

Although you may file an appeal on your own behalf, you may wish to contact the following for assistance:

Prisoner Legal Services,  
P.O. Box 25397,  
Raleigh, North Carolina 27611

Prisoners' Rights Project,  
UNC School of Law,  
Van Hecke-Wettach Hall, CB# 3380  
Chapel Hill, North Carolina 27599

Prisoners' Rights Project  
Duke University School of Law  
Durham, North Carolina 27706

Should you wish to send your documents to our office, the mailing address is as follows:

Clerk of Supreme Court of North Carolina  
PO Box 1841  
Raleigh, NC 27601

Please be advised that your documents will not be returned to you. You should make copies prior to mailing to the Supreme Court.

We hope this information is helpful to you.

Sincerely,

The Clerk's Office



SUPREME COURT OF NORTH CAROLINA

Amy Funderburk, Clerk  
2 East Morgan Street  
Post Office Box 2170  
Raleigh, North Carolina 27602  
(919) 831-5700  
FAX: (919) 831-5720

June 11, 2019

John Butler, #0059727  
Randolph Correctional Institution  
Box 4128  
Asheboro, NC 27204

Dear Mr. Butler:

Your petition for writ of certiorari to review order of the North Carolina Court of Appeals which you filed on May 16, 2019, was denied by this Court on May 20, 2019 (order enclosed). After conference, the Court issues the rulings and informs the Clerk's Office. **The Court simply allows or denies the appeal/petition without written explanation.** We then prepare copies of the order and distribute to the appropriate parties.

We hope this information is helpful to you.

Sincerely,

The Clerk's Office

# Supreme Court of North Carolina

STATE OF NORTH CAROLINA

v

JOHN EDWARD BUTLER

From N.C. Court of Appeals  
( P14-558 P15-886 P18-27 )  
From Robeson  
( 89CR22354 89CR22377 89CR18633 )

## ORDER

Upon consideration of the petition filed by Defendant on the 16th of May 2019 in this matter for a writ of certiorari to review the order of the Superior Court, Robeson County, the following order was entered and is hereby certified to the Superior Court of that County:

"Denied by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

The following order has been entered on the motion filed on the 16th of May 2019 by Defendant to Proceed In Forma Pauperis:

"Motion Allowed by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

The following order has been entered on the motion filed on the 16th of May 2019 by Defendant to Appoint Counsel:

"Motion Dismissed as moot by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

s/ Earls, J.  
For the Court

Upon consideration of the petition filed by Defendant on the 16th of May 2019 in this matter for a writ of mandamus, the following order was entered and is hereby certified to the Superior Court, Robeson County:

"Denied by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

**s/ Earls, J.  
For the Court**

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 20th day of May 2019.



Amy L. Funderburk  
Clerk, Supreme Court of North Carolina

  
M. C. Hackney  
Assistant Clerk, Supreme Court Of North Carolina

Copy to:

North Carolina Court of Appeals

Mr. John Edward Butler, For Butler, John Edward

Ms. Kathleen N. Bolton, Assistant Attorney General, For State of N.C. - (By Email)

Mr. L. Johnson Britt, III, District Attorney

Hon. Shelena G. Smith, Clerk

West Publishing - (By Email)

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# North Carolina Court of Appeals

DANIEL M. HORNE JR., Clerk

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No. COAP18-27-1

JOHN EDWARD BUTLER

VS.

STATE OF NORTH CAROLINA

From Robeson  
89CR22354 89CRS18633 89CRS22377

## ORDER

PETITION FOR WRIT OF CERTIORARI TO REVIEW ORDER OF SUPERIOR COURT filed on the 16th of May 2019 was denied by order of the North Carolina Supreme Court on the 20th day of May 2019, and same has been certified to the North Carolina Court of Appeals.

IT IS THEREFORE CERTIFIED to the Clerk of Superior Court, Robeson County, North Carolina that the North Carolina Supreme Court has denied the PETITION FOR WRIT OF CERTIORARI TO REVIEW ORDER OF SUPERIOR COURT filed by the Defendant in this cause.

WITNESS my hand and official seal this the 21st day of May 2019.

Daniel M. Horne Jr.  
Clerk, North Carolina Court of Appeals

Copy to:

Attorney General, For State of North Carolina  
Mr. John Edward Butler, Pro Se, For Butler, John Edward



SUPREME COURT OF NORTH CAROLINA

Amy Funderburk, Clerk  
2 East Morgan Street  
Post Office Box 2170  
Raleigh, North Carolina 27602  
(919) 831-5700  
FAX: (919) 831-5720

May 7, 2019

John E. Butler, #0059727  
Orange Correctional Center  
PO Box 1149  
Hillsborough, NC 27278

Dear Mr. Butler:

The Clerk's Office has received your letter dated April 24, 2019, concerning the status of the petition for writ of certiorari filed on December 27, 2018, our docket number 629P01-7. A copy is enclosed.

Your petition for writ of certiorari to review order of the North Carolina Court of Appeals was dismissed by this Court on March 27, 2019 (order enclosed). After conference, the Court issues the rulings and informs the Clerk's Office. **The Court simply allows or denies the appeal/petition without written explanation.** We then prepare copies of the order and distribute to the appropriate parties.

We hope this information is helpful to you.

Sincerely,

The Clerk's Office

# Supreme Court of North Carolina

STATE OF NORTH CAROLINA

v

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From N.C. Court of Appeals  
( P14-558 P15-886 P18-27 )  
From Robeson  
( 89CR22354 89CR22377 89CR18633 )

## ORDER

Upon consideration of the petition filed by Defendant on the 27th of December 2018 in this matter for a writ of certiorari to review the order of the Superior Court, Robeson County, the following order was entered and is hereby certified to the Superior Court of that County:

"Dismissed by order of the Court in conference, this the 27th of March 2019."

**s/ Earls, J.  
For the Court**

The following order has been entered on the motion filed on the 27th of December 2018 by Defendant to Proceed In Forma Pauperis:

"Motion Allowed by order of the Court in conference, this the 27th of March 2019."

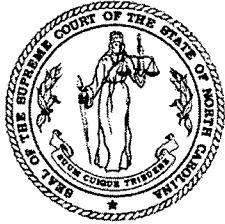
**s/ Earls, J.  
For the Court**

The following order has been entered on the motion filed on the 27th of December 2018 by Defendant to Appoint Counsel:

"Motion Dismissed as moot by order of the Court in conference, this the 27th of March 2019."

**s/ Earls, J.  
For the Court**

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 3rd day of April 2019.



Amy L. Funderburk  
Clerk, Supreme Court of North Carolina

*MCH*  
M. C. Hackney  
Assistant Clerk, Supreme Court Of North Carolina

Copy to:

North Carolina Court of Appeals

Mr. John Edward Butler, For Butler, John Edward

Ms. Kathleen N. Bolton, Assistant Attorney General, For State of N.C. - (By Email)

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**s/ Earls, J.  
For the Court**

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**s/ Earls, J.  
For the Court**

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"Motion Dismissed as moot by order of the Court in conference, this the 20th of May 2019."

Davis, J. recused

**s/ Earls, J.  
For the Court**

Upon consideration of the petition filed by Defendant on the 16th of May 2019 in this matter for a writ of mandamus, the following order was entered and is hereby certified to the Superior Court, Robeson County:

"Denied by order of the Court in conference, this the 20th of May 2019."

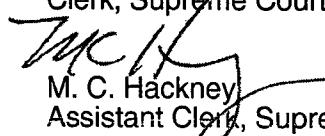
Davis, J. recused

**s/ Earls, J.  
For the Court**

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 20th day of May 2019.



Amy L. Funderburk  
Clerk, Supreme Court of North Carolina

  
M. C. Hackney

Assistant Clerk, Supreme Court Of North Carolina

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Mr. L. Johnson Britt, III, District Attorney

Hon. Shelena G. Smith, Clerk

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Lexis-Nexis - (By Email)

**Additional material  
from this filing is  
available in the  
Clerk's Office.**