



Winston-Salem State University Nursing Alumni and guests attend at the Scholarship Banquet on Oct. 29 at the McNeil Banquet Hall, Anderson Conference Center on WSSU's campus.

**Nurses**

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ognized the Class of 1961. The Class of '61 was present, and they took a moment to showcase a book that they collaborated on and put together.

"As We Go Forth," written by Dr. Joyce Roland, talked about how there were a total of eight contributors. Roland gave a brief description of the book about personal stories, migrating up north to pursue better opportunities and value the responsibilities of being a nurse.

Dr. Lenora Campbell, associate dean of WSSU Division of Nursing, and

Dr. Peggy Valentine, dean of WSSU School of Health Sciences, gave their remarks, as well as updated statuses of the WSSU nursing division and scholarship funding.

For more information pertaining to WSSU nursing, go to <http://www.wssu.edu/school-health-sciences/departments/nursing/>.

To get more information on how to purchase the "As We Go Forth" book, contact Dr. Roland at 919-824-3267. She can also be reached at either [drjoyceeroland@yahoo.com](mailto:drjoyceeroland@yahoo.com), or [rloland67@gmail.com](mailto:rloland67@gmail.com). All proceeds will go to the nursing scholarships.



Dr. Clifton Kenon

**Clerk**

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estate, and the subsequent May 3, 2007 order declaring the ward incompetent, were, "... invalid because judgment was never entered..."

According to North Carolina law, no judgment or order by a judge or the Clerk of Court becomes "the law of the case" until it is put in writing, signed by the judge or appropriate court official, and then properly filed stamped with the date and time, along with a signature, to conclusively document when that order became effective. The order is then filed with the county Clerk of Court for future reference.

Without that file stamp, the order is legally determined to be, according to the N.C. appellate court ruling, "... not entered," and therefore, "... cannot be the law of the case."

Therefore the May 1, 2007 appointment of Bryan Thompson as guardian was legally invalid, and the subsequent May 3, 2007 order finding Mary Thompson incompetent was illegal as well, not only because it was improperly entered, but because it was issued after attorney Thompson was appointed the estate guardian.

Legally, a ward has to be determined incompetent first, in order to justify why a guardian to assist in managing that person's affairs is needed. That did not happen in Mary Thompson's case.

The Oct. 20 lawsuit alleges that the assistant clerk who issued both legally invalid orders in 2007, Theresa Hinshaw (who has since retired) "... was without legal authority to appoint a guardian ..." for Mary Thompson.

In her April 9, 2014 "Findings of Fact" in the case, Clerk of Court Frye acknowledges that the orders issued by assistant clerk Hinshaw in May 2007 "... were not file stamped," "... were not properly entered," later also admitting, "... through inadvertent error..."

In her "Conclusions of Law," Frye further confirms the problem, this time calling it "... an inadvertent defect in the entry of judgment on the orders." She thus recommends that, "the court can make corrections to a defect in the entry of judgment anytime ..."

by simply having the clerk now re-enter the orders after the fact, using the legal principle of nunc pro tunc, a Latin term meaning "now for then."

Frye then ordered the re-entry be done, but attorney Alston, representing Mary Thompson's estate, opposed it, stating that Frye was trying to "... legitimize the fraudulent actions of Bryan Thompson and [assistant clerk] Theresa Hinshaw and protect the interests of the Court, as opposed to those of Mary Ellen Brannon Thompson."

Frye's Order was later appealed in Superior Court in August 2014, and ruled to be "procedurally improper" because she failed to appoint a guardian ad litem, or legal representative specifically for Mary Thompson, as was done in 2007. The matter was sent back to the Clerk's Office to determine the ward's current competence, in contrast to 2007.

But Mary Thompson was very ill at the time, and subsequently died that October 2014 prior to a hearing on the matter being held. Per state statute, her death immediately terminated any guardianship arrangements - alleged or otherwise - but Frye had a Rockingham County clerk go ahead with the hearing that December.

The Rockingham clerk ruled in favor of the Forsyth Clerk's Office, but attorney Alston, Mary Thompson's estate attorney, later successfully challenged that ruling in Superior Court, which agreed with the Court of Appeals that the 2007 orders were indeed legally invalid.

Clerk Susan Frye's own words from April 9, 2014 - ironically file stamped and entered into the Forsyth Superior Court record - stating that what happened in the Mary Thompson case was "...an inadvertent error" that needed to be corrected, clearly contradicts her pronouncements to that local newspaper that the Clerk of Court's Office "...did nothing illegal," followed all of the laws, and handled "everything ... in a professional manner."

Frye did try to hang her hat in that article on a Feb. 5, 2015 Forsyth County Superior Court order in the case which stated, "In 2007, it was standard practice of the

Forsyth County Clerk of Superior Court not to file stamp Orders that had been prepared and executed by representatives of the Clerk of Superior Court ..." going on to say that this was the "understanding of instructions" assistant clerk Hinshaw had from "the Administrative Office of the Court."

But not only were Frye's words an admission that not file stamping some orders was a "pattern and practice" in the Clerk's office in 2007 - as first alleged in the Oct. 20 lawsuit by Mary Thompson's estate - but they also contradict several Clerk Office orders The Chronicle has discovered with Hinshaw's signature, going back to 2005, that were properly file stamped and entered.

Indeed, one of Hinshaw's first orders appointing Mary Thompson a guardian ad litem was file stamped April 4, 2007.

If there were "instructions" from the Administrative Office of the Court, they were apparently haphazardly followed, a legal observer says, even though the state Court of Appeals, in its ruling a year earlier, made it clear that according to the long-standing N.C. Rules of Civil Procedure, Rule 58, which governs judicial procedure in the state, "... a judgment [or order] is entered (legally valid) when it is reduced to writing, signed by the judge, and filed by the clerk of court."

In essence, there could never be a legal order from the Clerk's Office that is not properly entered, according to established North Carolina legal procedure.

An attorney representing attorney Bryan Thompson, whom Clerk Susan Frye maintains was properly appointed as estate guardian in the case though the state Court of Appeals later ruled otherwise, told that local newspaper that "all" of his actions "... were accounted for and approved by the court, and Ms. Thompson's funds were appropriately used for her care and to pay expenses associated with the guardianship."

The lawsuit, however, alleges that attorney Thompson has used funds from Mary Thompson's \$1.4 million estate to hire his own attorneys to represent him in this matter.

What's Happening NOW in City Government

**CityNOW**

WINSTON-SALEM ANNEX ICE RINK

**HIT THE ICE!**

**FRIDAY NIGHT ICE JAMS**



7-10 pm  
Nov. 6, 13, 20, 27  
Dec. 11, 18, 25  
Jan. 1, 8, 15, 22, 29  
Feb. 12, 19  
Mar. 11, 18, 25

**NO SCHOOL SKATE DAYS**

11-5 pm  
Nov. 11, 26, 27, 28  
Dec. 22, 23, 24, 25  
26, 29, 30, 31  
Jan. 1, 2, 19, 20  
Feb. 11, 16  
Mar. 11

**Public Group Skating Lessons**

\$10 / session  
5:15 - 7 p.m. Every Monday in January and February

Open Thanksgiving, Christmas and New Year's! Get moving after your holiday feast with a family skate outing.

OCTOBER 29 TO MARCH 19  
Fridays: 1-4 p.m., 7-10 p.m.  
Saturdays: 12:30-3 p.m.; 6:30-10 p.m.  
Sundays: 1:30-4 p.m.  
Admission: \$7 Skate rental \$3

[WWW.WSFAIRGROUNDS.COM](http://WWW.WSFAIRGROUNDS.COM)

**Dropped out?**

Get back on track with YouthBuild Winston-Salem

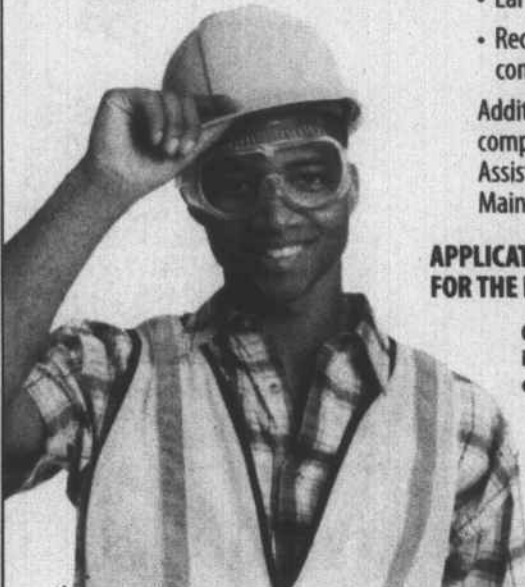
A six-month program for high school dropouts. Participants are paid monthly while they:

- Earn their GED.
- Receive training and certification in a construction trade.

Additional training options available upon completion of GED: Certified Nursing Assistant, Pharmacy Technician, Facility Maintenance, Advanced Manufacturing.

**APPLICATIONS NOW BEING ACCEPTED FOR THE NEXT CLASS.**

Complete eligibility and application information at (336) 397-7770 or send an e-mail to [youthbuildws@cityofws.org](mailto:youthbuildws@cityofws.org).

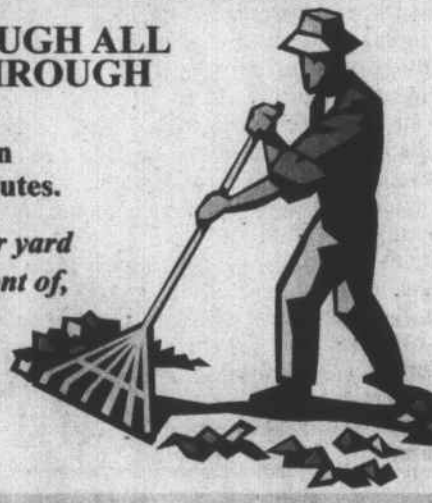


**Leaf Collection starts Nov. 2**

THREE PASSES THROUGH ALL NEIGHBORHOODS THROUGH MID-JANUARY

Follow progress of the collection online at [CityofWS.org/LeafRoutes](http://CityofWS.org/LeafRoutes).

- Rake leaves to the edge of your yard
- Do not park vehicles on, in front of, or near your leaves
- Remember, you MAY NOT burn leaves inside the city limits!



**Thanksgiving Collection Changes**

CITY OFFICES CLOSED NOV. 26 & 27. CITYLINK 311 OPEN

- Garbage Collections:** Tuesday & Wednesday, normal schedule; Thursday on Monday, Nov. 30; Friday on Tuesday, Dec. 1. Week of Nov. 30: All collections postponed one day; Friday, Dec. 4 on Monday, Dec. 7.
- Curbside Recycling:** RED WEEK ONLY  
Mon. - Wed.: Normal schedule, Thursday & Friday postponed one day.
- Yard-Waste Carts:** Monday & Tuesday collected on Monday, Wednesday on Tuesday, Thursday on Wednesday.

SHOWING THIS MONTH ON TIME WARNER CABLE CHANNEL 13 OR 74.3 AND AT&T UVERSE CHANNEL 99:  
• WFIC Vehicle Charging Station  
• Your Community Fall 2015  
• October East Ward Update

Question or concern about city government services? City Link 311 (727-8000) is open to service all non-emergency calls, 7 days a week.

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