

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 6 JANUARY 1998)**  
**(MANDATE 26 JANUARY 1998)**

Docket #	Title	County	Judge
97-147-1	State v Riley (Criminal) <b>Decision:</b> New trial	Alamance	Greene
97-89-1	Haney (Golden) v Miller, et al (Civil) <b>Decision:</b> Reversed and remanded	Avery	Greene
96-1507-1	State v Wilkins (Criminal) <b>Decision:</b> Affirmed	Beaufort	Martin
97-180-1	Banks, et al v Buncombe, Board of (Civil) <b>Decision:</b> Affirmed	Buncombe	Walker
97-138-1	Pine Knoll Shores v Carolina Water Ser (Civil) <b>Decision:</b> Vacated and remanded	Carteret	Wynn, Jr.
97-183-1	State v Hatfield (Criminal) <b>Decision:</b> No prejudicial error	Graham	Wynn, Jr.
97-94-1	Jones v Capitol Broadcasting Co. (Civil) <b>Decision:</b> Affirmed in part and reversed in part	Guilford	Lewis, Jr.
97-172-1	State v Caporasso (Criminal) <b>Decision:</b> No error	Guilford	Martin
97-213-1	State v Judd (Criminal) <b>Decision:</b> Dismissed	Harnett	Greene
97-534-1	Moore, et al v Leveris, et al (Civil) <b>Decision:</b> Affirmed	Harnett	Timmons-Goodson
96-1408-1	The Home Indemnity v Celanese (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Eagles, Jr.
96-1435-1	Home Indemnity, et al v Hoechst, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Eagles, Jr.
97-459-1	The Home Indemnity v Hoechst Celanese (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part.	Mecklenburg	Eagles, Jr.
97-257-1	Holcomb v Pepsi Cola Co. (Civil) <b>Decision:</b> Reversed and remanded	N.C. Industrial Commission	Greene
97-521-1	Howard v Square-D Company (Civil) <b>Decision:</b> Reversed	N.C. Industrial Commission	Lewis, Jr.
97-336-1	Utilities Commission v N.C. Gas Service (Civil) <b>Decision:</b> Affirmed	N.C. Utilities Commission	Smith
97-245-1	Kennedy v Hawley (Civil) <b>Decision:</b> Reversed and remanded	Nash	Greene

Docket #	Title	County	Judge
97-430-1	Williams v Bowden, et al (Civil) <b>Decision:</b> Affirmed	New Hanover	Lewis, Jr.
97-524-1	Smith v Wal-Mart Stores, Inc. (Civil) <b>Decision:</b> No error	New Hanover	Walker
97-98-1	State v Raynor (Criminal) <b>Decision:</b> No error	Onslow	Timmons-Goodson
97-115-1	Trafalgar House v MSL Enterprises (Civil) <b>Decision:</b> Affirmed	Orange	McGee
97-209-1	Ryan v UNC Hospitals, et al (Civil) <b>Decision:</b> Reversed	Orange	Lewis, Jr.
96-1534-1	Williams v Holsclaw & City of Raleigh (Civil) <b>Decision:</b> Affirmed in part and reversed in part	Wake	Martin
97-503-1	News & Observer, et al v Coble, et (Civil) <b>Decision:</b> Reversed and remanded	Wake	Eagles, Jr.

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97-827-1	State v Ragaglia (Criminal) <b>Decision:</b> No error	Beaufort 96CRS2053	Eagles, Jr.
96-1246-1	Wyatt v Wyatt (Civil) <b>Decision:</b> Affirmed in part; reversed in part	Buncombe 93CVD1246	Timmons-Goodson
97-413-1	Mace v Mace (Civil) <b>Decision:</b> Affirmed	Buncombe 96CVD05104	Martin
97-633-1	Matter of: Efird, et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 96J152	Eagles, Jr.
97-123-1	L.D. Austin Co. v Town of Maiden (Civil) <b>Decision:</b> Affirmed	Catawba 95CVS890	Arnold
97-729-1	In The Matter of Pollock Swamp Drainage (Civil) <b>Decision:</b> Affirmed	Chowan 96SP18	Eagles, Jr.
97-269-1	Colville v American Federation of Gov't (Civil) <b>Decision:</b> Appeal dismissed	Cumberland 95CVS5626	McGee
97-66-1	State v Wooten (Criminal) <b>Decision:</b> Case 95 CRS 1465-No error. Case 95 CRS 7079-New trial. Case 95 CRS 9053-New trial.	Davidson 95CRS7079 95CRS9053 95CRS1465	Martin
97-301-1	State v Simmons (Criminal) <b>Decision:</b> No error	Duplin 96CRS512	Eagles, Jr.
97-479-1	State v Parker (Criminal) <b>Decision:</b> No error	Edgecombe 95CRS12584	Eagles, Jr.
97-530-1	Ingram v Ingram (Civil) <b>Decision:</b> Affirmed	Guilford 91CVD9677	Timmons-Goodson
97-836-1	State v Bustion (Criminal) <b>Decision:</b> Affirmed	Halifax 91CRS5748	Eagles, Jr.
96-1470-1	Shearin, et al v Town of Coats (Civil) <b>Decision:</b> Affirmed	Harnett 96CVS00882	Martin
97-345-1	Neally v Campbell Soup Co. (Civil) <b>Decision:</b> No error	Harnett 93CVS00565	Martin
97-594-1	State v Harrell (Criminal) <b>Decision:</b> Affirmed	Hertford 94CRS2186 94CRS2187 94CRS2124 94CRS2211	Eagles, Jr.
97-242-1	Rinaldi v Norfolk Southern Railway Co. (Civil) <b>Decision:</b> No error	Mecklenburg 95CVS5067	Martin

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97-447-1	State v Washington (Criminal) <b>Decision:</b> No error	Mecklenburg 95CRS61110	Eagles, Jr.
97-508-1	Fisher v State Farm Insurance Co. (Civil) <b>Decision:</b> Vacated	Mecklenburg 95CVS8022	Per Curiam
97-671-1	State v Fisher (Criminal) <b>Decision:</b> No error	Mecklenburg 95CRS95647	Eagles, Jr.
97-170-1	Hashemi v Winn Dixie (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC271420	McGee
97-178-1	Parham v NCDOHR, et al (Civil) <b>Decision:</b> Dismissed and remanded with instructions	N.C. Industrial Commission TA12728	Martin
97-710-1	Benfield v Kimberly-Clark Corporation (Civil) <b>Decision:</b> Dismissed	N.C. Industrial Commission IC814088	Eagles, Jr.
96-1500-1	State v Edwards (Criminal) <b>Decision:</b> No error	New Hanover 94CRS26861	Walker
97-663-1	State v Covert (Criminal) <b>Decision:</b> Affirmed	Onslow 94CRS5866 94CRS5868 94CRS5864 94CRS5939	Eagles, Jr.
97-177-1	State ex rel , Bray v Marshall (Civil) <b>Decision:</b> Affirmed in part, reversed in part, and remanded	Pasquotank 96CVD66	Martin
97-338-1	Darling v Weeks (Civil) <b>Decision:</b> Affirmed	Pasquotank 95CVS9	Walker
97-716-1	State v Jones (Criminal) <b>Decision:</b> No error	Pasquotank 96CRS4483 96CRS731	Eagles, Jr.
97-734-1	Bundy v Ambrose (Civil) <b>Decision:</b> Dismissed	Pasquotank 93CVD647	Eagles, Jr.
97-543-1	State v Scott (Criminal) <b>Decision:</b> No error	Randolph 93CRS10295 93CRS10294	Eagles, Jr.
97-639-1	State v Weaver (Criminal) <b>Decision:</b> No error	Rutherford 94CRS8478 94CRS7970	Eagles, Jr.
97-670-1	Owen v Boley (Civil) <b>Decision:</b> Dismissed	Transylvania 95CVS50	Eagles, Jr.
97-160-1	City of Raleigh v Raleigh BOA, et al (Civil) <b>Decision:</b> Dismissed in part; affirmed in part	Wake 95CVS7813 95CVS8005	Wynn, Jr.
97-410-1	Kirby v Industrial Contractors (Civil)	Wake 95CVD2706	Martin

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	<b>Decision:</b> Affirmed		
97-728-1	State v Hargrove (Criminal)	Wake 95CRS95863 95CRS95864 95CRS95862	Eagles, Jr.
	<b>Decision:</b> No error		
97-765-1	In The Matter of: Phillip R. Swinson (Criminal)	Wilson 96J128	Eagles, Jr.
	<b>Decision:</b> Affirmed		