

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 15 SEPTEMBER 1998)**  
**(MANDATE 5 OCTOBER 1998)**

Docket #	Title	County	Judge
97-200-1	Brewer v Cabarrus Plastics (Civil) <b>Decision:</b> New trial	Cabarrus	John, Sr.
97-840-1	Wuchte v McNeil, et al (Civil) <b>Decision:</b> Affirmed	Durham	Lewis, Jr.
97-326-1	State v Blackmon (Criminal) <b>Decision:</b> No error	Forsyth	Wynn, Jr.
97-1102-1	State v Boczkowski (Criminal) <b>Decision:</b> No error	Guilford	Horton, Jr.
97-1389-1	Bruce-Terminix Co. v Zurich Ins. (Civil) <b>Decision:</b> Affirmed	Guilford	Smith
97-1324-1	West v Marko (Civil) <b>Decision:</b> Vacated	Iredell	Greene
97-357-1	The Holland Group v NCDOA-SCO (Civil) <b>Decision:</b> Affirmed; double costs taxed to respondent-appellant	Macon	John, Sr.
97-1525-1	Sherrill, et al v Amerada Hess Corp. (Civil) <b>Decision:</b> Reversed	Mecklenburg	Greene
97-1526-1	Cloninger, et al v Amerada Hess Corp. (Civil) <b>Decision:</b> Reversed	Mecklenburg	Greene
97-1230-1	Timmons v NCDOT (Civil) <b>Decision:</b> Affirmed in part and reversed in part	N.C. Industrial Commission	Lewis, Jr.

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Docket #	Title	County	Judge
98-159-1	State v Stanfield (Criminal)	Alamance 97CRS928 97CRS933 97CRS931 97CRS934 97CRS927 97CRS932	Smith
	<b>Decision:</b> No Error		
98-5-1	State v Roberts (Criminal)	Buncombe 96CRS54977	Wynn, Jr.
	<b>Decision:</b> No error		
98-52-1	State v Dockery (Criminal)	Buncombe 96CRS69101 96CRS69175 96CRS69100 96CRS69176	Wynn, Jr.
	<b>Decision:</b> Defendant received a fair trial, free from prejudicial error		
97-1401-1	Magnolia Text. v Island Textiles, Inc. (Civil)	Burke 96CVS623	Smith
	<b>Decision:</b> Affirmed		
98-115-1	Ortiz v Case Farms of NC, Inc. (Civil)	Burke 97CVS972	Martin
	<b>Decision:</b> Affirmed		
97-1443-1	State v Batten (Criminal)	Columbus 96CRS5723	Wynn, Jr.
	<b>Decision:</b> No error in the trial. Remanded for resentencing.		
97-217-1	State v Cannon (Criminal)	Cumberland 94CRS20953	John, Sr.
	<b>Decision:</b> No error		
97-1266-1	State v Cullison (Criminal)	Cumberland 96CRS19933	Martin
	<b>Decision:</b> No error		
97-1330-1	Sharp v Gaw (Civil)	Dare 96CVS381	Per Curiam
	<b>Decision:</b> Affirmed		
97-975-1	Jackson v Jackson (Civil)	Durham 96CVD4493	Lewis, Jr.
	<b>Decision:</b> Remanded		
98-31-1	State v Baines (Criminal)	Durham 96CRS32407 96CRS32406	Wynn, Jr.
	<b>Decision:</b> No error		
98-307-1	State v Johnson (Criminal)	Durham 96CRS24069	Smith
	<b>Decision:</b> Affirmed		
98-405-1	State v Allen (Criminal)	Granville 97CRS4140	Smith
	<b>Decision:</b> Affirmed		
98-380-1	State v Thaggard (Criminal)	Greene 97CRS01086	Horton, Jr.
	<b>Decision:</b> Reversed and remanded		
98-386-1	State v Moss (Criminal)	Guilford 97CRS27507 97CRS27506	Smith
	<b>Decision:</b> Remanded for Resentencing		
98-56-1	In the Matter of: M & L (Juvenile - 3.1)	Haywood 96J88 96J89	Smith

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	<b>Decision:</b> Affirmed		
97-1216-1	State v Garcia (Criminal)	Iredell 93CRS17456 93CRS17455	Smith
	<b>Decision:</b> Affirmed		
97-1351-1	Stevens v Allstate Indemnity Co. (Civil)	Johnston 96CVS188	Lewis, Jr.
	<b>Decision:</b> Affirmed		
98-211-1	State v McCullough (Criminal)	Mecklenburg 96CRS91883-4,86 96CRS94586 96CRS94584 96CRS51695 96CRS94585	Smith
	<b>Decision:</b> No Error		
98-356-1	State v Massey (Criminal)	Mecklenburg 97CRS108712	Smith
	<b>Decision:</b> No Error		
97-462-1	Memmelaar v Moen, Inc. (Civil)	N.C. Industrial Commission IC429546	Wynn, Jr.
	<b>Decision:</b> Affirmed		
97-977-1	Brockers v. Perdue Farms, Inc. (Civil)	N.C. Industrial Commission IC490104	John, Sr.
	<b>Decision:</b> Affirmed		
98-351-1	Ochoa v Golden Poultry Co., Inc. (Civil)	N.C. Industrial Commission IC443546	Horton, Jr.
	<b>Decision:</b> Affirmed		
97-1337-1	In The Matter of: Sharon A. Squires (Civil)	Pamlico 92J12	Martin
	<b>Decision:</b> Affirmed		
97-1346-1	State v Singleton (Criminal)	Pitt 96CRS27235 96CRS16935 96CRS18247 96CRS27236 96CRS18244 96CRS18248 96CRS16934 96CRS27237 96CRS18246	Martin
	<b>Decision:</b> No error		
97-1204-1	Younts v Younts (Civil)	Randolph 93CVD370	Smith
	<b>Decision:</b> Appeal Dismissed		
98-125-1	State v Elson (Criminal)	Rockingham 96CRS11519	Smith
	<b>Decision:</b> Affirmed		
98-276-1	State v Lomick (Criminal)	Rockingham 97CRS1479 97CRS1482 97CRS1480 97CRS1496 97CRS1478 97CRS1481	Horton, Jr.
	<b>Decision:</b> No error		
98-506-1	State v Sinclair (Criminal)	Sampson 97CRS11463	Smith
	<b>Decision:</b> No Error		
98-143-1	Petrea v Petrea (Civil)	Union 97CVD1340	Smith
	<b>Decision:</b> Reversed		
97-956-1	Union Carbide Corp. v Offerman (Civil)	Wake 96CVS8509	Lewis, Jr.

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	<b>Decision:</b> Affirmed in part reversed in part and remanded		
97-995-1	DOT v Irving, et al (Civil)	Wake 95CRS11579	John, Sr.
	<b>Decision:</b> Affirmed		
97-1335-1	In Re: Claim of A. Littesy (Civil)	Wake 97CVS2466	John, Sr.
	<b>Decision:</b> Affirmed		
97-1475-1	Anderson v Phar-Mor (Civil)	Wake 96CVS12080	McGee
	<b>Decision:</b> Reversed & Remanded		
98-39-1	State v Armistead (Criminal)	Washington 97CRS387 97CRS386	Wynn, Jr.
	<b>Decision:</b> No error		
97-1341-1	State v Summerlin (Criminal)	Wayne 96CRS18708	Lewis, Jr.
	<b>Decision:</b> Affirmed		