

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 1 DECEMBER 1998)
(MANDATE 21 DECEMBER 1998)

Docket #	Title	County	Judge
97-1484-1	O'Brien v O'Brien (Civil) Decision: Affirmed	Beaufort	Horton, Jr.
97-1399-1	State v Hines & Leak (Criminal) Decision: New trial	Durham	Greene
98-131-1	Duke Univ. v Bishop & London (Civil) Decision: Dismissed	Durham	Smith
97-1249-1	Albrecht, et al v Dorsett (Civil) Decision: No error	Forsyth	Timmons-Goodson
98-24-1	State v Coria (Criminal) Decision: No error	Forsyth	Martin
97-1560-1	State v Hall (Criminal) Decision: No error	Gaston	Smith
98-213-1	Coleman, et al v Rudisill, et al (Civil) Decision: Affirmed	Gaston	Martin
97-1572-1	Cox v Dine-A-Mate, et al (Civil) Decision: Affirmed	Guilford	Greene
98-71-1	Fields v Dery (Civil) Decision: Affirmed	Guilford	McGee Motion filed 21 December designating as a published opinion.
97-1607-1	State v Small (Criminal) Decision: No error	Harnett	Smith Opinion ordered to be published 12-14-98
98-164-1	State v Mewborn (Criminal) Decision: No error	Lenoir	Smith
97-1143-1	Gaston County Dyeing v Northfield Ins. (Civil) Decision: Reversed in part affirmed in part and remanded	Mecklenburg	Timmons-Goodson
98-38-1	Alwart, et al v State Farm Fire (Civil) Decision: Affirmed	New Hanover	Hunter
98-305-1	Ruff, et al v Parex, Inc., et al (Civil) Decision: Reversed and remanded	New Hanover	Horton, Jr.
98-84-1	Friend-Novorska v Novorska (Civil) Decision: Affirmed	Orange	Horton, Jr.
98-60-1	Stroud v Harrison, et al (Civil) Decision: Affirmed	Person	McGee

Docket #	Title	County	Judge
97-857-1	Timour v Pitt County Memorial Hospital (Civil) Decision: Reversed and remanded	Pitt	Martin
97-1316-1	State v Alston (Criminal) Decision: Reversed	Randolph	Greene
97-1508-1	State v Childers (Criminal) Decision: No error	Richmond	Timmons-Goodson
97-719-1	Rodwell, et al v Chamblee (Civil) Decision: Reversed in part, affirmed in part and remanded	Wake	Greene
97-1489-1	State v Saunders (Criminal) Decision: Remanded for resentencing	Wake	Hunter
98-279-1	D.G. Matthews & Son v McDevitt (Civil) Decision: Affirmed in part, reversed in part and remanded for further remand to DENR	Wake	Smith

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COURT OF APPEALS**

CASES REPORTED WITHOUT PUBLISHED OPINIONS

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Docket #	Title	County	Judge
97-894-1	State v Woods & Woods (Criminal)	Alamance 94CRS32415,94CRS32410,- 95CRS15739,95CRS15748,- 95CRS15741,94CRS32413,- 95CRS15729736,95CRS15- 745,94CRS32419,94CRS32- 411,94CRS32396402,95CR- S15742,94CRS32414,94CR- S3249,95CRS15738,95CRS- 15747,95CRS15740,94CRS- 32412,94CRS32404407,95- CRS15744	McGee
	Decision: No error in the convictions of Melisa Woods No error and find them to have no merit. No error in the convictions of Raymond Woods, except that his convictions of acting in concert in obtaining property by false pretenses are vacated in 94-CRS-32413, 95-CRS-15740, 95-CRS-15744 and 95-CRS-15747.		
98-160-1	Cutler v Winslow (Civil)	Beaufort 96CVS827	Walker
	Decision: No error		
97-1556-1	Lee v Moore, et al (Civil)	Bladen 97CVS0197	Greene
	Decision: Affirmed		
97-1592-1	Buncombe Co. DSS v Guthrie (Civil)	Buncombe 96CVD5467	Smith
	Decision: Affirmed		
98-323-1	In The Matter of: Kristina Davis (Civil)	Buncombe 96J13	Smith
	Decision: Affirmed		
98-685-1	In Re: Zachary Taylor (Civil)	Cabarrus 95J130	Smith
	Decision: Affirmed		
97-1258-1	Johnson v Lily Transportation Corp. (Civil)	Catawba 96CVS1289	Greene
	Decision: Affirmed		
98-583-1	In The Matter of: Jonathan E. Hess (Criminal)	Dare 97J10	Smith
	Decision: Vacated and remanded		
97-1391-1	Bowers, et al v City of Thomasville (Civil)	Davidson 96CVS1673	Martin
	Decision: Affirmed in part reversed in part, and remanded		
97-1446-1	State v Gordon (Criminal)	Davidson 96CRS8256,96CRS8017	Walker
	Decision: No error		
97-1516-1	State v Allen (Criminal)	Durham 96CRS23487,96CRS5022	McGee
	Decision: Reversed		
98-729-1	State v Farley (Criminal)	Forsyth 97CRS29998	Smith
	Decision: No error		
97-1585-1	Kelly v Weyerhaeuser Company (Civil)	Lee 96CVS920	Walker
	Decision: Affirmed		
98-264-1	Town of Aberdeen v Town of Aberdeen BOA (Civil)	Moore 97CVS819	Martin

Docket #	Title	County	Judge
	Decision: Affirmed		
97-1286-1	Puzio v Dennis Bost Construction Co. (Civil)	N.C. Industrial Commission IC237572	Greene
	Decision: Affirmed		
97-1487-1	Smith v Burlington Industries (Civil)	N.C. Industrial Commission IC434881	Martin
	Decision: Affirmed		
97-1503-1	Swain v C & N Evans Trucking Co., Inc. (Civil)	N.C. Industrial Commission IC143034	Martin
	Decision: Affirmed in part, reversed in part and remanded		
98-113-1	Alejandro v Willamette Industries (Civil)	N.C. Industrial Commission IC545745	Martin
	Decision: Affirmed		
98-204-1	Tracy v Guilford County (Civil)	N.C. Industrial Commission IC203762	Martin
	Decision: Affirmed		
98-655-1	Ashley v Black & Decker (Civil)	N.C. Industrial Commission IC179455	Smith
	Decision: Affirmed		
97-1283-1	Harris v New Hanover Regional (Civil)	New Hanover 97CVS510	Martin
	Decision: Affirmed		
97-1593-1	Justice v Whaley, et al (Civil)	Onslow 95SP282	Greene
	Decision: Affirmed		
97-1517-1	Orange Co. v Evans (Civil)	Orange 96CVD1567	Martin
	Decision: Affirmed		
97-1609-1	Savage v Savage (Civil)	Orange 95CVD1510	Walker
	Decision: Affirmed		
98-272-1	Tomlinson v Barnes (Civil)	Pender 96CVD170	Smith
	Decision: Affirmed in part, reversed in part, and remanded		
98-70-1	State v Dawkins (Criminal)	Richmond 96CRS349	Martin
	Decision: No error		
97-1466-1	State v Santos (Criminal)	Rowan 96CRS255	Greene
	Decision: New trial		
97-1610-1	Brooks v Lewis, et al (Civil)	Wake 95CVS6179	Greene
	Decision: Affirmed		
98-254-1	Jones v Coker, et al (Civil)	Wake 97CVS07610	McGee
	Decision: Reversed and remanded		
98-678-1	Federal Financial Co., v Brady, et al (Civil)	Wake 96CVS11683	Smith
	Decision: Appeal dismissed		

Docket #	Title	County	Judge
98-785-1	State v Scott (Criminal)	Wake 96CRS43805,96CRS43806,- 96CRS43804	Smith
	Decision: No error		
98-596-1	Bass v Faircloth (Civil)	Wilson 96CVS775	Smith
	Decision: No error		