

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 17 DECEMBER 2013)**  
**(MANDATE 6 JANUARY 2014)**

Docket #	Title	County	Judge
13-329-1	Simpson v Sears, Roebuck & Co., (Civil) <b>Decision:</b> Vacated and Remanded	Buncombe	Steelman
13-471-1	State v Bartlett (Criminal) <b>Decision:</b> Affirmed	Durham	Dillon
13-690-1	Blair Invs., LLC v Roanoke Rapids City Council, (Civil) <b>Decision:</b> Reversed	Halifax	Steelman
13-308-1	State v Rowe (Criminal) <b>Decision:</b> No error in part; vacated and remanded in part	Henderson	Stephens
13-362-1	State v Rollins (Criminal) <b>Decision:</b> Affirmed and No Error	Henderson	Stroud
13-254-1	State v Lewis (Criminal) <b>Decision:</b> No Error	Johnston	Geer
13-278-1	Schmidt v Petty, (Civil) <b>Decision:</b> Affirmed	Macon	Davis
13-379-1	Lloyd v Norfolk S. Ry. Co., (Civil) <b>Decision:</b> No Error	Mecklenburg	Steelman
13-425-1	THZ Holdings, LLC v McCrea, (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Mecklenburg	Hunter
13-610-1	In re: A.F. (Juvenile - Criminal) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Ervin, IV
13-714-1	Parsons v Parsons (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	Mecklenburg	Stroud
12-1485-1	Morgan v Morgan Motor Company of Albemarle, et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Davis Dillon (d)
13-561-1	State v Clark (Criminal) <b>Decision:</b> No Error	Nash	Elmore
13-578-1	State v Weaver (Criminal) <b>Decision:</b> Reversed and Remanded	New Hanover	Elmore
12-1261-1	Tong, et al v Dunn, et al (Civil) <b>Decision:</b> Reversed and Remanded	Orange	Geer
13-215-1	State v Jones (Criminal) <b>Decision:</b> No Error	Orange	Martin

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13-717-1	State v Paul (Criminal) <b>Decision:</b> Affirmed	Pender	Elmore
13-446-1	Joyner v Perquimans Cnty. Bd. Of Educ. (Civil) <b>Decision:</b> Affirmed	Perquimans	Dillon
13-352-1	Elliott, v KB Home N. Carolina, Inc., (Civil) <b>Decision:</b> Affirmed	Wake	McGee
13-405-1	Wetherington v N.C. Dep't of Crime Control & Pub. Safety (Civil) <b>Decision:</b> Affirmed	Wake	McGee
13-559-1	State v Holloman (Criminal) <b>Decision:</b> No error; remanded for resentencing	Wake	Martin
13-696-1	Capital Bank, N.A. v Cameron, (Civil) <b>Decision:</b> Affirmed	Wake	Hunter, Jr.

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13-535-1	Flowers v Williams (Civil) <b>Decision:</b> Affirmed	Buncombe 11CVS4263	McCullough
13-456-1	Church v Decker (Civil) <b>Decision:</b> Reversed and Remanded	Caldwell 01CVD1391	Dillon
13-671-1	State v Haggins (Criminal) <b>Decision:</b> Dismissed	Catawba 11CRS3821	Calabria
13-462-1	State v Alston (Criminal) <b>Decision:</b> Affirmed	Chatham 12CRS2780-83	Calabria
13-395-1	State v Turner (Criminal) <b>Decision:</b> No Error	Cleveland 08CRS55472	Dillon
13-741-1	Brigman v Mcfetridge (Civil) <b>Decision:</b> Affirmed	Cumberland 12CVD8486	Ervin, IV
13-293-1	State v Smith (Criminal) <b>Decision:</b> Remanded	Duplin 11CRS50335,11CRS50343	Davis
13-321-1	State v Owens (Criminal) <b>Decision:</b> No Error	Forsyth 10CRS58769	Steelman
13-675-1	In re: S.A. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Greene 12JA42	Martin
13-171-2	Fox, v The City of Greensboro, (Civil) <b>Decision:</b> Dismissed	Guilford 12CVS4940	McGee
13-212-1	State v Harris (Criminal) <b>Decision:</b> No Error	Guilford 09CRS96501	Ervin, IV
13-522-1	Binder v Binder (Civil) <b>Decision:</b> Affirmed	Guilford 04CVD4810	Hunter
12-932-1	State v Johnson (Criminal) <b>Decision:</b> Affirmed	Johnston 09CRS55301	Hunter, Jr.
13-342-1	In re: Razack (Civil) <b>Decision:</b> Affirmed	Mecklenburg 11SP8243	Dillon
13-366-1	State v Dye (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 11CRS230140	Hunter, Jr.
13-391-1	Beck Electric, LLC v Neighboring Concepts, PLLC, (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part.	Mecklenburg 12CVS606	Calabria

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13-465-1	State v Givens (Criminal)  <b>Decision:</b> Dismissed	Mecklenburg 11CRS243717-18,11CRS2-43738,12CRS17119	Elmore
13-612-1	Clark v Clark (Civil)  <b>Decision:</b> Affirmed	Montgomery 97CVD211	Steelman
13-576-1	State v Euston (Criminal)  <b>Decision:</b> Affirmed	Moore 11CRS53422	Hunter
13-367-1	Holly Springs Hosp. v N.C. Dep't of Health, (Civil)  <b>Decision:</b> Affirmed	N.C. Dept. of Health & Human Svcs 11DHR12727,11DHR1279-4,11DHR12795,11DHR12796	Elmore
12-1212-1	Moore v The Goodyear Tire And Rubber Co., et al (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission W25564	Geer
13-761-1	Fields v Harnett Cnty. (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission 092692,X10682	McGee
13-370-1	State v Whitaker (Criminal)  <b>Decision:</b> New Trial	Nash 11CRS54048	Steelman
13-571-1	In Re: C.A.S. (Juvenile - 3.1)  <b>Decision:</b> Reversed	Nash 11JT161	Martin
13-198-1	In re: Hull Storey Gibson Cos. LLC (Civil)  <b>Decision:</b> Affirmed	Property Tax Commission 08PTC240	Davis
13-676-1	State v Jones (Criminal)  <b>Decision:</b> No Error	Robeson 09CRS50766,09CRS50971	Steelman
13-441-1	Garmon v Hagans (Civil)  <b>Decision:</b> No error	Rowan 11CVS2287	McCullough
13-861-1	In re: T.V.C.D. (Juvenile - 3.1)  <b>Decision:</b> Vacated	Rowan 13JT23	Stroud