

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 3 AUGUST 1999)**  
**(MANDATE 23 AUGUST 1999)**

Docket #	Title	County	Judge
98-1024-1	Sain v Sain (Civil) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Catawba	Greene
98-1607-1	Howze v Hughes, et al (Civil) <b>Decision:</b> Dismissed	Cumberland	Smith
98-1094-1	State v Pretty (Criminal) <b>Decision:</b> No error	Durham	Wynn, Jr.
98-814-1	Holshouser v Shaner Hotel Group (Civil) <b>Decision:</b> Reversed in part, affirmed in part, and remanded	Forsyth	Timmons-Goodson
98-1110-1	Little v Hamel, et al (Civil) <b>Decision:</b> Reversed and remanded	Mecklenburg	Hunter
98-1223-1	State v Dominie (Criminal) <b>Decision:</b> First Degree Kidnapping, 97CRS464--New Trial. First Degree Kidnapping, 97CRS467--New Trial. Robbery with a Dangerous Weapon, 97CRS466--No Error On conviction, Remand For Re-Sentencing. Common Law Robbery, 97CRS465--No Error On Conviction, Remand For Re-Sentencing.	Moore	Wynn, Jr.
98-494-1	Barber v Going West Transportation (Criminal) <b>Decision:</b> Remanded with instructions	N.C. Industrial Commission	John, Sr.
98-1047-1	Flores v Penny Masonry Company (Civil) <b>Decision:</b> Affirmed and remanded	N.C. Industrial Commission	Timmons-Goodson
98-1072-1	Jenkins v Public Service Company (Civil) <b>Decision:</b> Reversed and remanded	N.C. Industrial Commission	Greene
98-1080-1	Lewis v Craven Regional Medical (Civil) <b>Decision:</b> Reversed and remanded	N.C. Industrial Commission	Greene
98-1114-1	Perkins v Arkansas Trucking Services (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Hunter
98-752-1	In The Matter of: Phoenix Limited (Civil) <b>Decision:</b> Affirmed	Property Tax Commission	Lewis, Jr.
98-1061-1	Wilson Realty v Board of Realtors (Civil) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Randolph	Greene
98-525-1	State v Hall (Criminal) <b>Decision:</b> No error	Wake	John, Sr.

Docket #	Title	County	Judge
98-792-1	State v Washington (Criminal) <b>Decision:</b> Affirmed	Wake	Hunter

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98-1140-1	State v Torain (Criminal) <b>Decision:</b> No error	Alamance 96CRS22465	Edmunds, Jr.
99-73-1	Bartlett v Bartlett, et al (Civil) <b>Decision:</b> Appeal dismissed; petition for writ of certiorari denied.	Alamance 98CVS277	Smith
99-132-1	State v Catanzaro (Criminal) <b>Decision:</b> Vacated and remanded with instructions; costs taxed personally to counsel for defendant	Alleghany 97CRS560	John, Sr.
98-910-1	In The Matter of: Steven Day (Civil) <b>Decision:</b> Affirmed in part and remanded with instructions	Buncombe 96J308	McGee
99-44-1	In re: Edwards v Buncombe Co. DSS (Civil) <b>Decision:</b> Affirmed	Buncombe 97J258 97J257	Smith
98-753-1	State v Rudd (Criminal) <b>Decision:</b> Dismissed	Craven 96CRS10754	Lewis, Jr.
98-1611-1	State v Holt (Criminal) <b>Decision:</b> Affirmed in part, vacated and remanded in part	Cumberland 96CRS27728	John, Sr.
99-9-1	State v Robinson (Civil) <b>Decision:</b> Reversed and remanded	Cumberland 98CVD3560	Smith
98-920-1	State v O'Neal (Criminal) <b>Decision:</b> No error	Currituck 97CRS1412 97CRS1969 97CRS1411	Lewis, Jr.
98-1507-1	State v Sechrist (Criminal) <b>Decision:</b> No error	Davidson 95CRS20934	John, Sr.
98-1614-1	State v Craver (Criminal) <b>Decision:</b> No error	Davidson 97CRS14917 97CRS14920 97CRS14918 97CRS14921 97CRS14916 97CRS14919	John, Sr.
99-193-1	State v Martin (Criminal) <b>Decision:</b> No error	Duplin 97CRS6462 97CRS6465 97CRS6461 97CRS6466	John, Sr.
98-1020-1	Durham, et al v Dessenberger (Civil) <b>Decision:</b> Affirmed	Durham 96CVS1230	Lewis, Jr.
98-1524-1	State v Dalton (Criminal) <b>Decision:</b> No error	Edgecombe 96CRS4679	Smith
99-263-1	In The Matter of: L. Rominger (Civil) <b>Decision:</b> Affirmed	Forsyth 96J91	Smith
99-138-1	State v McGee (Criminal)	Gaston 96CRS36667	Smith

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	<b>Decision:</b> No error		
99-81-1	State v Allen (Criminal)	Granville 97CRS03500 97CRS4436 97CRS03501 97CRS3480 97CRS3514	Smith
	<b>Decision:</b> No error		
98-933-1	State v Linsley (Criminal)	Guilford 97CRS58193	Timmons-Goodson
	<b>Decision:</b> Dismissed		
98-1470-1	State v Henry (Criminal)	Guilford 97CRS71067 97CRS71068 97CRS71066	Smith
	<b>Decision:</b> Affirmed		
98-1473-1	Sessler v Marsh (Civil)	Guilford 97CVS7346	John, Sr.
	<b>Decision:</b> Appeals dismissed		
98-1518-1	State v Nguyen (Criminal)	Guilford 97CRS78576 97CRS81298 97CRS78575	Smith
	<b>Decision:</b> No error		
99-83-1	State v Walker (Criminal)	Guilford 98CRS7514	Smith
	<b>Decision:</b> No error		
99-89-1	State v Nguyen (Criminal)	Guilford 97CRS78266	Smith
	<b>Decision:</b> No error		
98-1536-1	State v Smith (Criminal)	Harnett 97CRS1940	Smith
	<b>Decision:</b> No error		
99-67-1	Meeker v Wagoner (Civil)	Haywood 97CVD1221	Per Curiam
	<b>Decision:</b> Dismissed		
98-849-1	In The Matter of The Estate of: S. Hill (Civil)	Henderson 97E169	McGee
	<b>Decision:</b> Affirmed		
98-1198-1	In Re: Donisha D. Grady, et al (Civil)	Lenoir 97J129 97J130 97J128 97J131	Hunter
	<b>Decision:</b> Affirmed		
99-202-1	State v Everett (Criminal)	Martin 94CRS2283 94CRS3791 94CRS2282 94CRS513	John, Sr.
	<b>Decision:</b> No error		
98-1390-1	Easthaven Development v Smith (Civil)	Mecklenburg 97CVD009055	John, Sr.
	<b>Decision:</b> No error		
98-876-1	Whaley v Georgia-Pacific (Civil)	N.C. Industrial Commission IC403184	Timmons-Goodson
	<b>Decision:</b> Affirmed		
98-1230-1	Bishop v Perdue Farms, Inc. (Civil)	N.C. Industrial Commission IC579391 IC426409	Greene
	<b>Decision:</b> Reversed		

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98-1636-1	State v Fryar (Criminal)  <b>Decision:</b> No error	New Hanover 97CRS15842 98CRS1472 98CRS1470 97CRS15848 98CRS1471	Smith
98-1612-1	State v Murphy (Criminal)  <b>Decision:</b> Reversed and remanded	Onslow 97CRS11837	Smith
99-1-1	State v Chasten (Criminal)  <b>Decision:</b> No error	Onslow 98CRS9994 97CRS25004	Smith
98-688-1	State v Garnette (Criminal)  <b>Decision:</b> No error	Person 97CRS2892 97CRS2891	John, Sr.
98-953-1	Turner v Chick-Fil-A, Inc. (Civil)  <b>Decision:</b> Affirmed	Rowan 96CVS297	Lewis, Jr.
99-29-1	State v Huffman (Criminal)  <b>Decision:</b> No error	Rowan 98CRS4600 98CRS4601 98CRS4900	Smith
98-488-1	Waverly Belman S.C. v Andreach, et al (Civil)  <b>Decision:</b> Affirmed	Wake 96CVS9949	John, Sr.
99-21-1	State v Walls (Criminal)  <b>Decision:</b> No error	Wake 96CRS37597 96CRS37585	Smith
99-222-1	State v Haley (Criminal)  <b>Decision:</b> No error	Wake 98CRS56468	Smith
99-228-1	State v Ward (Criminal)  <b>Decision:</b> No error	Wake 97CRS24278	Smith
99-68-1	State v Yockel (Criminal)  <b>Decision:</b> No error	Yadkin 97CRS4084	John, Sr.