

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**

**(FILED 5 OCTOBER 1999)**  
**(MANDATE 25 OCTOBER 1999)**

Docket #	Title	County	Judge
98-1469-1	Collins, et al v Horizon Housing, Inc. (Civil) <b>Decision:</b> Affirmed	Ashe	Horton, Jr.
98-1326-1	Rissolo v Sloop, DDS (Civil) <b>Decision:</b> Reversed and remanded	Durham	McGee
98-1394-1	Blackmon v Bumgardner, et al (Civil) <b>Decision:</b> No error	Gaston	Horton, Jr.
98-1118-2	Market America, Inc. v Christman-Orth (Civil) <b>Decision:</b> Affirmed	Guilford	Timmons-Goodson
98-1285-1	State v Graves (Criminal) <b>Decision:</b> New trial	Guilford	Martin
98-1247-1	Sanders v American Spirit Insurance (Civil) <b>Decision:</b> Reversed	Johnston	John, Sr.
98-1419-1	The Country Club v U.S. Fidelity (Civil) <b>Decision:</b> Dismissed	Johnston	John, Sr.
98-989-1	State v Parisi (Criminal) <b>Decision:</b> Affirmed	Mecklenburg	McGee
98-1530-1	Von Pettis Realty v McKoy (Civil) <b>Decision:</b> No error	Mecklenburg	Greene
98-1376-1	Horton, et al v Powell Plumbing & Heat (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Greene
98-1446-1	Cooper v BOE for Nash-Rocky Mt. Schools (Civil) <b>Decision:</b> Affirmed	Nash	Edmunds, Jr.
98-1343-1	G.E. Capital Mortgage v Neely, et al (Civil) <b>Decision:</b> Affirmed	Rowan	Lewis, Jr.
98-1413-1	State v Leggett (Criminal) <b>Decision:</b> No error	Wayne	Edmunds, Jr.

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98-1479-1	Barnwell, et al v Pruitt, et al (Civil) <b>Decision:</b> Affirmed	Buncombe 97CVS364	Timmons-Goodson
98-1605-1	In The Matter of: Dade, Minor Children (Civil) <b>Decision:</b> Affirmed	Buncombe 97J471472	Hunter
99-237-1	State v Arrington (Criminal) <b>Decision:</b> Affirmed	Buncombe 98CRS55821 98CRS55822 98CRS2990 98CRS55823	Smith
99-271-1	In The Matter of: Varady (Criminal) <b>Decision:</b> Dismissed	Buncombe 96J237	Smith
99-293-1	In The Matter of: Kristin Taylor (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 98J248	Hunter
98-813-1	State v Twiford (Criminal) <b>Decision:</b> No prejudicial error in the trial; sentence is vacated. Remanded for resentencing in accordance with this opinion.	Dare 97CRS5920	McGee
98-1613-1	State v Brown (Criminal) <b>Decision:</b> No error	Davidson 98CRS1032	Hunter
99-186-1	State v Ingram (Criminal) <b>Decision:</b> No error	Davidson 97CRS15919 98CRS3810 97CRS15918	Hunter
99-259-1	Miller v Miller (Civil) <b>Decision:</b> Dismissed	Davidson 96CVD696	Smith
98-1354-1	Blackburn v Blackburn (Civil) <b>Decision:</b> Reversed and remanded	Durham 89CVD02321	McGee
99-113-1	State v Suitt (Criminal) <b>Decision:</b> Affirmed	Durham 98CRS32447	Smith
99-220-1	State v Hairston (Criminal) <b>Decision:</b> Reversed and remanded	Forsyth 92CRS23061	Hunter
99-247-1	State v Sechrist (Criminal) <b>Decision:</b> Affirmed	Forsyth 98CRS31046	Smith
99-398-1	State v Lewis (Criminal) <b>Decision:</b> No error	Gaston 98CRS012419 98CRS012696 98CRS012382	Horton, Jr.
98-828-1	City of Durham v LoDal, Inc., et al (Civil) <b>Decision:</b> Affirmed	Granville 94CVS577	John, Sr.
98-1389-1	Booth, et al v Russin, et al (Civil)	Guilford 98CVS3406	Greene

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	<b>Decision:</b> Affirmed		
99-195-1	State v Comito (Criminal)	Guilford 97CRS79092	Hunter
	<b>Decision:</b> Affirmed		
98-1477-1	Hathaway v NC Farm Bureau Mutual (Civil)	Halifax 98CVS323	Greene
	<b>Decision:</b> Affirmed		
99-352-1	State v Harrelson (Criminal)	Iredell 97CRS31 97CRS30	Horton, Jr.
	<b>Decision:</b> No error		
99-356-1	State v Pilkington (Criminal)	Jackson 98CRS1872 98CRS2148 98CRS1871	Horton, Jr.
	<b>Decision:</b> No error		
98-1346-1	Ertel v Denver Air Center (Civil)	Mecklenburg 98CVS4668	Edmunds, Jr.
	<b>Decision:</b> Affirmed		
99-30-1	State v Clawson (Criminal)	Mecklenburg 97CRS19642	Hunter
	<b>Decision:</b> No error		
99-187-1	State v Freeburn (Criminal)	Mecklenburg 96CRS52706	Hunter
	<b>Decision:</b> No error		
99-215-1	State v McCain (Criminal)	Mecklenburg 98CRS16115 98CRS119527 98CRS16114 98CRS119528	Smith
	<b>Decision:</b> No error		
99-267-1	State v Johnson (Criminal)	Mecklenburg 97CRS29341 97CRS144057	Horton, Jr.
	<b>Decision:</b> No error		
99-292-1	State v Little (Criminal)	Mecklenburg 97CRS038096	Hunter
	<b>Decision:</b> No error		
99-490-1	State v Middleton (Criminal)	Mecklenburg 95CRS059793	Horton, Jr.
	<b>Decision:</b> No error		
99-345-1	State v Jordan (Criminal)	Mitchell 97CRS1515	Smith
	<b>Decision:</b> No error		
98-1120-1	Allen v Whisper Knits, et al (Civil)	N.C. Industrial Commission IC526461 IC460803	Per Curiam
	<b>Decision:</b> Affirmed		
98-1314-1	Coleman v Farm Fresh, Incorp. (Civil)	N.C. Industrial Commission IC390318	McGee
	<b>Decision:</b> Affirmed		
99-102-1	Cherry v Perdue Farms, Inc. (Civil)	N.C. Industrial Commission IC493661	Hunter
	<b>Decision:</b> Affirmed		
99-158-1	Edge v Stone Manufacturing Company (Civil)	N.C. Industrial Commission IC342941	Horton, Jr.
	<b>Decision:</b> Appeal dismissed		

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99-154-1	State v Stallings (Criminal)	Onslow 97CRS16786 98CRS11718 97CRS16784	Horton, Jr.
	<b>Decision:</b> No error		
99-155-1	State v Person (Criminal)	Onslow 97CRS23658 97CRS24592 97CRS23659 97CRS23657 97CRS24191	Hunter
	<b>Decision:</b> No error in part; vacated in part.		
99-192-1	State v Dunn (Criminal)	Randolph 95CRS5201 95CRS5204 95CRS5202 95CRS5200 95CRS5203	Horton, Jr.
	<b>Decision:</b> No error		
99-86-1	State v Schrader (Criminal)	Robeson 94CRS19137	Smith
	<b>Decision:</b> No error		
98-1535-1	State v Boyd (Criminal)	Rowan 95CRS1651 95CRS1652 95CRS1650	Smith
	<b>Decision:</b> No error		
98-1218-1	Schooler, et al v Kennedy, et al (Civil)	Wake 94CVS10760	McGee
	<b>Decision:</b> Affirmed		
99-204-1	State v Giles (Criminal)	Wake 96CRS5494	Smith
	<b>Decision:</b> No error		
99-354-1	State v Johnson (Criminal)	Wake 97CRS39472	Horton, Jr.
	<b>Decision:</b> No error		