

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 20 NOVEMBER 2001)**  
**(MANDATE 10 DECEMBER 2001)**

| Docket #  | Title   | County                     | Judge           |
|-----------|---|----------------------------|-----------------|
| 00-1235-1 | State v Lewis (Criminal)<br><b>Decision:</b> No error   | Buncombe                   | Walker          |
| 00-1402-1 | State v Hearst (Criminal)<br><b>Decision:</b> Affirmed  | Buncombe                   | Wynn, Jr.       |
| 01-3-1    | Pharr v Beck (Civil)<br><b>Decision:</b> No error   | Burke                      | Greene          |
| 00-1194-1 | State v Boekennoogen (Criminal)<br><b>Decision:</b> No error  | Durham                     | Timmons-Goodson |
| 00-1332-1 | Miles v Martin (Civil)<br><b>Decision:</b> Affirmed   | Forsyth                    | Thomas, Jr.     |
| 00-1177-1 | Biemann & Rowell Co v Donohoe Co. (Civil)<br><b>Decision:</b> Affirmed  | Guilford                   | Thomas, Jr.     |
| 00-1420-1 | Lindsey v Boddie-Noell Enterprises (Civil)<br><b>Decision:</b> New trial                                      | Guilford                   | Hunter          |
| 00-1224-1 | State v Morris (Criminal)<br><b>Decision:</b> Defendant's conviction for second degree kidnapping is reversed | Mecklenburg                | McGee           |
| 00-1257-1 | Wienman Assoc v Town of Huntersville (Civil)<br><b>Decision:</b> Reversed and remanded                        | Mecklenburg                | Walker          |
| 00-1418-1 | Bowser v NC DOC (Civil)<br><b>Decision:</b> Reversed  | N.C. Industrial Commission | Greene          |
| 00-606-1  | In Re: Petition of Utilities, Inc. (Civil)<br><b>Decision:</b> Affirmed                                       | N.C. Utilities Commission  | John, Sr.       |
| 00-1306-1 | Liss v Seamark Foods (Civil)<br><b>Decision:</b> Reversed and remanded  | Orange                     | Eagles, Jr.     |
| 00-1429-1 | Crider v The Jones Island Club, Inc. (Civil)<br><b>Decision:</b> Reversed and remanded                        | Pamlico                    | Greene          |
| 00-1218-1 | Appeal of The Greens of Pine Glen Ltd (Civil)<br><b>Decision:</b> Reversed and remanded                       | Property Tax Commission    | Hunter          |
| 00-1408-1 | In Re: Appeal of Briarfield Farms (Civil)<br><b>Decision:</b> Affirmed  | Property Tax Commission    | McCullough      |
| 00-1139-1 | State v Wimbish (Criminal)<br><b>Decision:</b> Reversed and remanded for resentencing                         | Vance                      | Campbell, Jr.   |

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| 00-1260-1 | State v Tabron (Criminal)<br><b>Decision:</b> No error 00CRS11877. Vacated 00CRS11878. | Wake   | Hudson          |
| 00-1470-1 | Hamilton v Freeman (Civil)<br><b>Decision:</b> Affirmed                                | Wake   | Timmons-Goodson |

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| 00-1303-1 | Short v Evans (Civil)<br><b>Decision:</b> No error   | Buncombe<br>98CVS4697                       | Bryant                                       |
| 00-1454-1 | Rhodes v Marcus Cable Associates, LLC (Civil)<br><b>Decision:</b> No error in part; reversed in part | Buncombe<br>99CVS4076                       | Martin                                       |
| 99-1245-2 | Young v Nationwide (Civil)<br><b>Decision:</b> Reversed and remanded                                 | Catawba<br>99CVS376                         | McGee  |
| 00-1296-1 | State v Spencer (Criminal)<br><b>Decision:</b> Affirmed  | Cumberland<br>99CRS70730                    | McCullough                                   |
| 01-34-1   | Baker v Food Lion, Inc. (Civil)<br><b>Decision:</b> Reversed and remanded                            | Cumberland<br>99CVS2682                     | Wynn, Jr.                                    |
| 00-1545-1 | In the Matter of the Estate of: Craver (Civil)<br><b>Decision:</b> Affirmed                          | Davidson<br>95E682                          | Thomas, Jr.                                  |
| 00-1191-1 | State v Jones (Criminal)<br><b>Decision:</b> No error  | Durham<br>98CRS052890<br>98CRS052891        | McGee  |
| 00-1302-1 | State v Slade (Criminal)<br><b>Decision:</b> No error  | Forsyth<br>99CRS26120                       | McCullough                                   |
| 01-157-1  | In Re: Sealey (Civil)<br><b>Decision:</b> Affirmed   | Forsyth<br>97J242 97J240 97J241             | Wynn, Jr.<br>Opinion withdrawn<br>10-30-2001 |
| 00-1342-1 | State v Squire (Criminal)<br><b>Decision:</b> No error   | Halifax<br>99CRS7846 98CRS9680<br>98CRS9681 | Thomas, Jr.                                  |
| 00-1362-1 | Howell v Sykes (Civil)<br><b>Decision:</b> Affirmed  | Halifax<br>97CVS585                         | Walker                                       |
| 00-1071-2 | Hill v Hill (Civil)<br><b>Decision:</b> Affirmed   | Henderson<br>99CVS67                        | McCullough                                   |
| 00-1428-1 | State v Morston (Criminal)<br><b>Decision:</b> Vacated and remanded                                  | Hoke<br>91CRS1442 91CRS3253                 | Walker                                       |
| 00-1351-1 | State v Sullivan (Criminal)<br><b>Decision:</b> No error   | Lee<br>99CRS3455 99CRS3453<br>99CRS3454     | Thomas, Jr.                                  |
| 00-1137-1 | Boone v Home Insurance/Risk Enterprise (Civil)<br><b>Decision:</b> Affirmed                          | N.C. Industrial Commission<br>IC653203      | Timmons-Goodson                              |
| 00-1037-1 | State v Bailey (Criminal)  | Richmond<br>99CRS2354                       | Per Curiam                                   |

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|           | <b>Decision:</b> No error                              |                               |            |
| 00-1441-1 | Ford v Allstate Insurance Company (Civil)              | Richmond<br>98CVS879          | McCullough |
|           | <b>Decision:</b> Affirmed                              |                               |            |
| 00-1406-1 | State v Carter (Criminal)                              | Wake<br>99CRS28188 99CRS28189 | Wynn, Jr.  |
|           | <b>Decision:</b> No error                              |                               |            |
| 00-1466-1 | Housing Authority/Raleigh v Green (Civil)              | Wake<br>00CVD8457             | Martin     |
|           | <b>Decision:</b> Affirmed in part and reversed in part |                               |            |
| 00-1128-1 | In The Matter Of: Ruffin (Criminal)                    | Wilson<br>00J56B              | McGee      |
|           | <b>Decision:</b> Affirmed                              |                               |            |