

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 18 DECEMBER 2001)**  
**(MANDATE 7 JANUARY 2002)**

Docket #	Title	County	Judge
	() <b>Decision:</b> No Error		Parker Edmunds, J. concurring with Orr, J and Butterfield, J joining in this concurring opinion
	() <b>Decision:</b> No Error		Parker
	() <b>Decision:</b> No Error		Edmunds, Jr.
	() <b>Decision:</b> No Error in the Guilt-Innocence Phase; Death Sentence Vacated; Remanded for New Capital Sentencing Proceeding		Parker
	() <b>Decision:</b> Reversed		Lake Edmunds, J did not participate in the consideration or decision of this case
	() <b>Decision:</b> Reversed		Butterfield Edmunds, J. did not participate in the consideration or decision of this case
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Affirmed		Wainwright Butterfield, J dissenting with Orr, J joining in this dissenting opinion
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Vacated and Remanded		Per Curiam
	() <b>Decision:</b> Reversed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam

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	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Reversed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Affirmed		Per Curiam
	() <b>Decision:</b> Reversed		Per Curiam
01-175-1	Jenkins v Choong, et al (Civil) <b>Decision:</b> Appeal dismissed	Alexander	Per Curiam
01-135-1	State v McMillian (Criminal) <b>Decision:</b> No error	Bladen	Tyson
00-1135-1	Singleton v Sunset Beach & Twin Lakes (Civil) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Brunswick	Hunter
00-1035-1	State v Burroughs (Criminal) <b>Decision:</b> New trial	Chatham	Biggs
00-1427-1	Moore v Cincinnati Insurance Co (Civil) <b>Decision:</b> Reversed	Craven	Greene
01-153-1	Hardesty v Aldridge (Civil) <b>Decision:</b> Affirmed and remanded	Craven	Thomas, Jr.
00-1182-1	State v Jones (Criminal) <b>Decision:</b> No error	Cumberland	McCullough
00-1307-1	State v Yearwood (Criminal) <b>Decision:</b> No error	Durham	Martin
00-1075-1	State v Sanchez (Criminal) <b>Decision:</b> No error	Forsyth	Timmons-Goodson
00-1316-1	State ex rel Miller v Hinton (Civil) <b>Decision:</b> Reversed and remanded	Gates	McCullough
00-1514-1	State v Arnold (Criminal) <b>Decision:</b> No error	Greene	Thomas, Jr.
00-1311-1	State v Cole (Criminal) <b>Decision:</b> No error	Guilford	Walker
00-1471-1	Sharpe v Worland (Civil) <b>Decision:</b> Reversed	Guilford	Wynn, Jr.

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01-116-1	State v Kraus (Criminal) <b>Decision:</b> Reversed and remanded in part	Henderson	Timmons-Goodson
00-1415-1	Pratt v Staton (Civil) <b>Decision:</b> Appeals dismissed and order vacated	Jackson	Campbell, Jr.
01-128-1	Pratt v Staton (Civil) <b>Decision:</b> Appeals dismissed and order vacated	Jackson	Campbell, Jr.
00-383-1	Reynolds v Reynolds (Civil) <b>Decision:</b> Vacated in part, and affirmed in part	Mecklenburg	Greene
00-1076-1	Bryant v Don Galloway Homes, Inc. (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Bryant
00-1097-1	Corbin Russwin v Alexander's Hardware (Civil) <b>Decision:</b> Reversed	Mecklenburg	Bryant
00-995-1	Department of Transportation v Blue (Civil) <b>Decision:</b> Affirmed	Moore	Eagles, Jr.
00-1265-1	Lewis v Orkand Corporation (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Hudson
00-1287-1	Zimmerman v Eagle Electric Mfg Co (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Hudson
00-952-1	The North Carolina State Bar v Talford (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part	N.C. State Bar	Biggs
00-1319-1	Certain Underwriters at Lloyd's v Hogan (Civil) <b>Decision:</b> Affirmed	New Hanover	Campbell, Jr.
00-1447-1	Swinson v Lejeune Motor Company, Inc. (Civil) <b>Decision:</b> Reversed	Onslow	Wynn, Jr.
98-1626-2	State v Diehl (Criminal) <b>Decision:</b> No error	Randolph	Timmons-Goodson
01-104-1	State v Brady (Criminal) <b>Decision:</b> No error	Randolph	Greene
00-1349-1	State v Lorenzo (Criminal) <b>Decision:</b> No error. Remanded	Rockingham	Hunter
00-1186-1	Crowder v Crowder (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part	Vance	Biggs
00-1472-1	State v Woolridge aka Reed (Criminal) <b>Decision:</b> No error	Wake	Walker
00-1337-1	Best v Wayne Memorial Hospital, Inc. (Civil) <b>Decision:</b> We reverse the trial court's granting of defendants' motions to dismiss and remand for trial	Wayne	McCullough

Docket #	Title	County	Judge
00-1449-1	Best v Wayne Memorial Hospital, Inc. (Civil) <b>Decision:</b> We reverse the trial court's granting of defendants' motions to dismiss and remand for trial	Wayne	McCullough
00-1153-1	State v Stroud & Stroud (Criminal) <b>Decision:</b> No error in the trial of Ronnie Wesley Stroud. No error in the trial of Bonnie Edwards Stroud.	Wilkes	McGee

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Docket #	Title	County	Judge
00-1276-1	State v Jones (Criminal)	Alamance 99CRS53766 99CRS53743 99CRS53738 99CRS53746 99CRS53741 99CRS53735 99CRS53767 99CRS53744 99CRS53739 99CRS53765 99CRS53742 99CRS53737 99CRS53745 99CRS53740	Thomas, Jr.
	<b>Decision:</b> Affirmed		
00-1364-1	State v Pugh (Criminal)	Alamance 99J19	Per Curiam
	<b>Decision:</b> Affirmed		
00-1431-1	State v Davis (Criminal)	Alamance 00CRS632	Martin
	<b>Decision:</b> No error		
00-1396-1	In The Matter of: Norton (Civil)	Buncombe 98J264	Biggs
	<b>Decision:</b> Affirmed		
01-340-1	State v Nardone (Criminal)	Buncombe 00CRS4551 00CRS4552	Wynn, Jr.
	<b>Decision:</b> No error		
01-395-1	State v Kaylor (Criminal)	Burke 96CRS11433 97CRS3174 96CRS11433	Wynn, Jr.
	<b>Decision:</b> No error		
01-424-1	State v Harshaw (Criminal)	Caldwell 00CRS934	Wynn, Jr.
	<b>Decision:</b> No error		
00-381-2	Hill v Hill, et al (Civil)	Carteret 96CVS1157	Greene
	<b>Decision:</b> No error		
00-1227-1	State v Hanks (Criminal)	Caswell 99CRS620	McCullough
	<b>Decision:</b> No error		
00-1440-1	Byron v Carolina Orthopaedic (Civil)	Catawba 00CVS1931	Bryant
	<b>Decision:</b> Affirmed		
01-549-1	State v Munday (Criminal)	Catawba 00CRS3547	Wynn, Jr.
	<b>Decision:</b> No error		
01-188-1	State v Woody (Criminal)	Cleveland 00CRS5103 99CRS13679 00CRS5102	Wynn, Jr.
	<b>Decision:</b> No error		
00-1025-1	State v Martinez (Criminal)	Cumberland 98CRS070450	Biggs
	<b>Decision:</b> New trial		
00-1344-1	Yountz v Yountz (Civil)	Davidson 99CVD1690	Hunter
	<b>Decision:</b> Affirmed		
00-1446-1	Hall v Toreros II, Inc. (Civil)	Durham 98CVS1903	Wynn, Jr.

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	<b>Decision:</b> Dismissed		
00-1263-1	State v Buey (Criminal)	Forsyth 00CRS50611	Thomas, Jr.
	<b>Decision:</b> No error		
00-1404-1	First Union Nat'l Bank v Burgess (Civil)	Forsyth 99CVS2488	Hudson
	<b>Decision:</b> Affirmed		
01-16-1	State v Flores (Criminal)	Forsyth 99CRS21914 99CRS21912 99CRS21913	Per Curiam
	<b>Decision:</b> No error		
01-260-1	State v McCook (Criminal)	Forsyth 99CRS53463 99CRS53461 99CRS53462	Wynn, Jr.
	<b>Decision:</b> Reverse		
01-334-1	State v Murphy (Criminal)	Forsyth 00CRS52325	Hunter
	<b>Decision:</b> No error		
01-337-1	State v Johnson (Criminal)	Forsyth 00CRS50002	Wynn, Jr.
	<b>Decision:</b> No error		
01-527-1	Hicks v Alford (Civil)	Forsyth 99CVD1902	Wynn, Jr.
	<b>Decision:</b> Vacated and remanded		
00-1096-1	Gaston Co., ex rel West v Sanders (Civil)	Gaston 90CVD2566	Biggs
	<b>Decision:</b> Motion to dismiss allowed; appeal dismissed; motions dismissed		
00-1386-1	State v Barnes (Criminal)	Gaston 98CRS16229 98CRS16220 98CRS16222	Biggs
	<b>Decision:</b> No error		
00-1395-1	State v Allen (Criminal)	Gaston 99CRS40379 00CRS52142 99CRS27446 99CRS42220 00CRS52144 99CRS27447 00CRS52140	Biggs
	<b>Decision:</b> Affirmed		
01-243-1	State v Brooks (Criminal)	Gaston 99CRS15574 99CRS15569 99CRS15577 99CRS15572 99CRS15575 99CRS15570 99CRS15573 99CRS15568 99CRS15576 99CRS15571	Wynn, Jr.
	<b>Decision:</b> No error		
00-1301-1	State v Nelms (Criminal)	Graham 98CRS822	Bryant
	<b>Decision:</b> No error		
00-1318-1	State v Patterson (Criminal)	Guilford 98CRS89656 98CRS89654 99CRS23215 98CRS89655	Walker
	<b>Decision:</b> No error		
01-310-1	State v Soto (Criminal)	Guilford 98CRS40982	Wynn, Jr.

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	<b>Decision:</b> No error		
01-411-1	State v Brinkley (Criminal)	Halifax 99CRS3140	Wynn, Jr.
	<b>Decision:</b> Affirmed		
00-1015-1	State v Foreman (Criminal)	Hertford 97CRS127 97CRS196	Eagles, Jr.
	<b>Decision:</b> No error		
01-368-1	State v Feimster (Criminal)	Iredell 99CRS13686 99CRS13684 99CRS13688 99CRS13685 99CRS16747	Hunter
	<b>Decision:</b> Motion allowed; no error at trial		
01-437-1	Auten v Licomfelt (Civil)	Iredell 98CVD1701	Wynn, Jr.
	<b>Decision:</b> Reversed and remanded		
01-611-1	In Re: Severance (Civil)	Iredell 98J194 98J195	Wynn, Jr.
	<b>Decision:</b> Affirmed		
00-1529-1	State v Mitchell (Criminal)	Lenoir 99CRS11393 99CRS8605	Biggs
	<b>Decision:</b> No prejudicial error; remanded for correction of judgment		
00-1298-1	State v Martin (Criminal)	Mecklenburg 98CRS14181 98CRS14173 98CRS14178 98CRS14171 98CRS14183 98CRS14176 98CRS14180 98CRS14172 98CRS14177	Wynn, Jr.
	<b>Decision:</b> No error		
00-1388-1	State v Wiggins (Criminal)	Mecklenburg 99CRS994 99CRS992 99CRS995 99CRS993	Biggs
	<b>Decision:</b> No error		
01-205-1	State v Jones (Criminal)	Mecklenburg 98CRS150715 98CRS150713 98CRS150714	Wynn, Jr.
	<b>Decision:</b> No error		
01-492-1	State v Green (Criminal)	Mecklenburg 99CRS18053 99CRS18056 99CRS18051 99CRS18054 99CRS18052 99CRS18055	Hunter
	<b>Decision:</b> Remanded with instructions		
00-1399-1	Tanner v Bd of Commrs of Moore County (Civil)	Moore 00CVS409	Wynn, Jr.
	<b>Decision:</b> Reversed		
01-364-1	McCrimmon v Hiram's Woods, LLC (Civil)	Moore 96SP71	Hunter
	<b>Decision:</b> Affirmed		
00-1461-1	Brown v Hoechst Celanese (Civil)	N.C. Industrial Commission IC237849	Walker
	<b>Decision:</b> Affirmed		
01-54-1	Gwathney v Charles D. Goodwin, Inc. (Civil)	N.C. Industrial Commission IC446162 IC446581	Wynn, Jr.
	<b>Decision:</b> Affirmed		

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00-1157-1	Beasley v DMV (Civil) <b>Decision:</b> Affirmed	Nash 99CVS1635	Biggs
01-166-1	State v Hedgepeth (Criminal) <b>Decision:</b> Affirmed	Nash 99CRS13483	Hunter
00-1476-1	Hoffman v Gwynn (Civil) <b>Decision:</b> Affirmed	Onslow 99SP135	McGee
01-182-1	State v Windham (Criminal) <b>Decision:</b> No error	Onslow 98CRS17530	Wynn, Jr.
01-177-1	In Re: Riddick (Criminal) <b>Decision:</b> Affirmed	Perquimans 99J5	Hunter
00-1365-1	State v Scurlock (Criminal) <b>Decision:</b> New trial	Randolph 99CRS11172	Biggs
00-1249-1	State v Lowery (Criminal) <b>Decision:</b> No error	Robeson 95CRS19922	Thomas, Jr.
01-5-1	State v Smith (Criminal) <b>Decision:</b> Affirmed	Robeson 99CRS7714 99CRS7715	Martin
01-174-1	State v Petit (Criminal) <b>Decision:</b> Affirmed	Robeson 93CRS13282	Wynn, Jr.
01-343-1	State v Wade (Criminal) <b>Decision:</b> No error	Rockingham 99CRS12363	Wynn, Jr.
00-1330-1	State v Kerr (Criminal) <b>Decision:</b> No error	Rowan 94CRS3343 94CRS3343 94CRS3342	Biggs
00-1510-1	State v McMillan (Criminal) <b>Decision:</b> No error	Scotland 94CRS1827 94CRS1825 94CRS1826	Biggs
01-97-1	Morgan v Morgan (Civil) <b>Decision:</b> Affirmed	Scotland 97CVS653	Wynn, Jr.
00-1475-1	Kennedy v Spencer (Civil) <b>Decision:</b> Dismissed	Tyrrell 98CVS43	Timmons-Goodson
00-1216-1	State v Elliot (Criminal) <b>Decision:</b> No error	Union 99CRS007778 00CRS001839	Biggs
00-1259-1	State v Alibo (Criminal) <b>Decision:</b> No error	Wake 00CRS1999 00CRS1997 00CRS2000 00CRS1998	Eagles, Jr.



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00-1517-1	State v Frazier (Criminal)	Wake 00CRS26503 00CRS29528 00CRS26501 00CRS26504 00CRS26502 00CRS26505	Wynn, Jr.
	<b>Decision:</b> No error		
01-264-1	State v Brooks (Criminal)	Wake 99CRS028345	Hunter
	<b>Decision:</b> No error		
01-354-1	Ludwig v Huang (Civil)	Wake 98CVD13076	Hunter
	<b>Decision:</b> Dismissed		
01-456-1	State v Congleton (Criminal)	Wake 97CRS5049 97CRS5050	Hunter
	<b>Decision:</b> Affirmed		
01-506-1	State v Washington (Criminal)	Wake 99CRS30734	Wynn, Jr.
	<b>Decision:</b> No error		
01-86-1	State v Castillo (Criminal)	Wilson 99CRS54890	Wynn, Jr.
	<b>Decision:</b> No prejudicial error		