

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 7 MAY 2002)
(MANDATE 28 MAY 2002)

Docket #	Title	County	Judge
01-964-1	In the Matter of: Williams (Civil) Decision: Affirmed	Brunswick	Campbell, Jr.
01-557-1	In the Matter of: Roberts (Civil) Decision: Affirmed	Buncombe	Tyson
01-539-1	Craig v Faulkner (Civil) Decision: Reversed and remanded	Caldwell	Hudson
01-370-1	Blanton v Fitch (Civil) Decision: Reversed	Cleveland	Thomas, Jr.
01-501-1	State v Cobb (Criminal) Decision: In 99CRS009436, felony larceny, judgment arrested. In 99CRS006993, first degree murder, no error. In 99CRS006991, the judgment is vacated and remanded for resentencing.	Craven	Walker
01-626-1	Eastern Carolina Internal Med v Faidas (Civil) Decision: Affirmed	Craven	Tyson
01-273-1	Sowers v Toliver (Civil) Decision: Vacated in part, reversed and remanded in part	Davidson	Thomas, Jr.
01-27-1	Land v Tall House Bldg. Co. (Civil) Decision: Reversed and remanded	Durham	McCullough
01-628-1	Johnson v Harris (Civil) Decision: Reversed	Durham	Hunter
01-154-1	Ausley v Bishop (Civil) Decision: Affirmed in part, vacated in part, reversed and remanded in part	Forsyth	Thomas, Jr.
01-277-1	Kolb, et al v Schatzman & Assoc, et al (Civil) Decision: Affirmed	Forsyth	Hudson
01-775-1	Burgess v First Union Nat'l Bank of NC (Civil) Decision: Affirmed	Forsyth	McCullough
01-739-1	Dixie Lumber Co. v NC DEHNR (Civil) Decision: Affirmed	Gaston	Wynn, Jr.
01-642-1	Darroch v Lea (Civil) Decision: Appeal dismissed	Harnett	Bryant
01-503-1	State v Dixon (Criminal) Decision: New trial	Iredell	Martin
01-734-1	Tucker v The Boulevard at Piper Glen (Civil) Decision: Affirmed in part and remanded in part	Mecklenburg	Hunter

Docket #	Title	County	Judge
01-842-1	Roary v Bolton (Civil) Decision: No error	Mecklenburg	Thomas, Jr.
01-77-1	State v Christian (Criminal) Decision: No error	Montgomery	Campbell, Jr.
00-1546-1	Town of Cameron v Woodell (Civil) Decision: Affirmed in part; reversed in part	Moore	Timmons-Goodson
00-1448-1	Foster v U.S. Airways, Inc. (Civil) Decision: Affirmed	N.C. Industrial Commission	Bryant
01-724-1	Landry v US Airways, Inc. (Civil) Decision: Reversed and remanded	N.C. Industrial Commission	Greene
01-848-1	Ratchford v C.C. Mangum, Inc. (Civil) Decision: Appeal dismissed	N.C. Industrial Commission	Martin
01-856-1	Shockley v Cairn Studios, Ltd. (Civil) Decision: Affirmed in part, reversed in part and remanded	N.C. Industrial Commission	Tyson
00-1501-1	In the Matter of: Brown (Criminal) Decision: Reversed	New Hanover	McCullough
00-616-2	State v Smith (Criminal) Decision: No error	Orange	Hunter
01-322-1	Devone v Pickett (Civil) Decision: No error	Pender	McGee
01-745-1	Colombo v Stevenson (Civil) Decision: Reversed and remanded	Pitt	Walker
01-6-1	State v Hunt (Criminal) Decision: Reversed and remanded	Robeson	McCullough
01-458-1	State v Spivey (Criminal) Decision: Affirmed	Robeson	Wynn, Jr.
01-479-1	State v Castor (Criminal) Decision: No error	Rowan	Martin
01-312-1	State v Davis (Criminal) Decision: Affirmed	Surry	McGee
01-206-1	Guilford Financial Serv. v Brevard (Civil) Decision: Vacated and remanded	Transylvania	Hudson
01-821-1	Martin v Parker (Civil) Decision: Affirmed	Union	Tyson
01-118-1	Best v Dept. of Health & Human Services (Civil) Decision: Affirmed	Wake	Hudson
01-304-1	Batdorff v NC State Bd. of Elections (Civil) Decision: Affirmed	Wake	McGee

Docket #	Title	County	Judge
01-321-1	Shook v Lynch & Howard (Civil) Decision: Affirmed	Wake	Hudson
01-870-1	Conseco Finance v Dependable Housing (Civil) Decision: Affirmed	Wake	Thomas, Jr.

**IN THE
COURT OF APPEALS**

CASES REPORTED WITHOUT PUBLISHED OPINIONS

**(FILED 7 MAY 2002)
(MANDATE 28 MAY 2002)**

Docket #	Title	County	Judge
01-645-1	State v Smith (Criminal)	Alexander 99CRS3026 99CRS3022 99CRS3027 99CRS3023	Wynn, Jr.
	Decision: No error		
01-1073-1	Maldari v Hollar (Civil)	Alexander 01CVD199	Martin
	Decision: Dismissed		
01-404-1	State v Rees (Criminal)	Buncombe 99CRS57428	Thomas, Jr.
	Decision: Affirmed		
01-1012-1	In the Matter of: Coffey (Criminal)	Buncombe 99J21	Hudson
	Decision: Affirmed		
01-331-1	Ratcliff v NC Health & Human Services (Civil)	Burke 00CVS679	Campbell, Jr.
	Decision: Affirmed		
01-752-1	In Re: Murray (Civil)	Cabarrus 00J85	Greene
	Decision: Affirmed		
01-303-1	State v Culpepper (Criminal)	Carteret 99CRS9314	Thomas, Jr.
	Decision: No error		
00-1268-1	Whisnant v Whisnant (Civil)	Catawba 95CVD1541	Campbell, Jr.
	Decision: Affirmed		
01-94-1	Dale K. Cline, CPA, PLLC v Dahle (Civil)	Catawba 00CVS2114	McCullough
	Decision: Affirmed		
01-1156-1	State v Small (Criminal)	Columbus 98CRS5650 98CRS3598 98CRS5656 98CRS5654 98CRS5651 98CRS3597 98CRS5655 98CRS5653 98CRS5650 98CRS5657 98CRS3202 98CRS5654 98CRS5652 98CRS5649 98CRS3598 98CRS5656 98CRS3197 98CRS5653 98CRS5651 98CRS3611 98CRS5657 98CRS5655 98CRS5652 98CRS3202 98CRS5649 98CRS3197 98CRS3611 98CRS3597	Martin
	Decision: Affirmed		
01-941-1	State v Covington (Criminal)	Cumberland 00CRS54480 00CRS53981 00CRS55326 00CRS54478 00CRS4713 00CRS54481 00CRS53982 00CRS54479 00CRS4714 00CRS54482 00CRS53983	Tyson
	Decision: Dismissed		
01-1127-1	State v Shaheed (Criminal)	Cumberland 99CRS66126	Tyson

Docket #	Title	County	Judge
	Decision: No error		
01-195-1	Burns, et al v Beacham (Civil)	Dare 00CVS24	Campbell, Jr.
	Decision: Affirmed		
01-285-1	Walser v Walser (Civil)	Davidson 99CVD1222	Timmons-Goodson
	Decision: Affirmed		
01-583-1	In the Matter of: K.M.A, S.L.A (Civil)	Davidson 00J41 00J42	Eagles, Jr.
	Decision: Affirmed		
01-802-1	In the Matter of: K.M.A., S.L.A. (Civil)	Davidson 00J41 00J42	Eagles, Jr.
	Decision: Affirmed		
01-455-1	State v Jones (Criminal)	Durham 98CRS38495 99CRS18397	Campbell, Jr.
	Decision: No error at trial; remanded for correction of clerical error		
01-814-1	State v McCallum (Criminal)	Durham 00CRS57624 00CRS22512 00CRS57623	Hudson
	Decision: No error		
00-1391-1	State v Burgess (Criminal)	Forsyth 00CRS7228	Eagles, Jr.
	Decision: No error		
01-400-1	In the Matter of: Calleja (Civil)	Forsyth 97J434 97J435	Bryant
	Decision: Affirmed		
01-523-1	State v Valentine (Criminal)	Forsyth 00CRS5148 00CRS51404 00CRS5149 00CRS5147 00CRS51403 00CRS5148 00CRS25310 00CRS51410 00CRS5147 00CRS51404 00CRS13025 00CRS5149 00CRS5146 00CRS51410 00CRS25310 00CRS13025 00CRS5146 00CRS51403	Martin
	Decision: No error		
01-925-1	State v Boler (Criminal)	Forsyth 00CRS56359	Hudson
	Decision: No error		
01-1071-1	State v Moody (Criminal)	Forsyth 99CRS23310 99CRS23311	Hudson
	Decision: No error		
01-1150-1	State v Miller (Criminal)	Forsyth 99CRS450299 99CRS45305 99CRS450300 99CRS450298 99CRS450301	Martin
	Decision: Affirmed		
01-190-1	State v Bridges (Criminal)	Gaston 98CRS25427	McGee
	Decision: No error		
01-590-1	State v Simms (Criminal)	Guilford 99CRS62919 00CRS23225	Walker

Docket #	Title	County	Judge
	Decision: No error		
01-597-1	Guy M. Turner, Inc. v Commercial Plant (Civil)	Guilford 99CVS1816	Hudson
	Decision: Affirmed		
01-672-1	State v Wallace (Criminal)	Guilford 99CRS104819 00CRS23223	Thomas, Jr.
	Decision: No error		
01-1104-1	State v Chavis (Criminal)	Guilford 00CRS23781 00CRS100029	Martin
	Decision: No error		
01-262-1	State v Malone (Criminal)	Halifax 98CRS11263 98CRS11261 98CRS11262	Eagles, Jr.
	Decision: No prejudicial error		
01-1055-1	State v Raynor (Criminal)	Hertford 99CRS1533 99CRS1291 99CRS2482 99CRS1294 99CRS1292 99CRS1293 99CRS1295 99CRS1292 99CRS1294 99CRS1291 99CRS1295 99CRS1293	Hudson
	Decision: Remanded for re-sentencing; motion for appropriate relief dismissed		
01-543-1	Liotta v Lakeside Restaurant & Lounge (Civil)	Iredell 99CVS1808	Biggs
	Decision: Reversed and remanded in part; affirmed in part		
01-663-1	Padgett v Pro Sports, Inc. (Civil)	Iredell 99CVS2678	Wynn, Jr.
	Decision: Affirmed in part, dismissed in part		
01-617-1	Bumgarner v Wood (Civil)	Jackson 99CVD560	Martin
	Decision: Reversed		
01-508-1	State v Vinson (Criminal)	Johnston 99CRS50507	Wynn, Jr.
	Decision: No error		
01-1253-1	State v Monroe (Criminal)	Lee 01CRS50216 01CRS50213	Martin
	Decision: No error		
01-875-1	State v Barnette (Criminal)	Lincoln 96CRS3813	Hudson
	Decision: No error		
01-223-1	State v Bland (Criminal)	Martin 99CRS1792	Biggs
	Decision: No error		
01-540-1	State v Burke (Criminal)	Mecklenburg 00CRS3390 00CRS3392	Tyson
	Decision: No error		
01-699-1	Zaben v Gardiner (Civil)	Mecklenburg 00CVD1307	Walker
	Decision: Affirmed		
01-1201-1	State v Goad (Criminal)	Mecklenburg 99CRS144164	Martin
	Decision: No error		

Docket #	Title	County	Judge
01-904-1	McKinney v Stafford (Civil) Decision: Affirmed and remanded; motion for sanctions denied	Mitchell 99CVS227	Hudson
01-797-1	Underwood v Northwestern Mutual Life (Civil) Decision: Affirmed	Moore 00CVS1306	Walker
01-1125-1	State v Cummings (Criminal) Decision: Affirmed	Moore 97CRS9469 97CRS9470	Tyson
01-522-1	Clunk v Pfizer, Inc. (Civil) Decision: Affirmed	N.C. Industrial Commission IC943216	Biggs
01-366-1	Keffer v Keffer (Civil) Decision: Affirmed	New Hanover 98CVD3112	Hudson
01-497-1	Benton v American Int'l Underwriters (Civil) Decision: Affirmed	New Hanover 00CVS3229	McGee
01-1010-1	State v Goode (Criminal) Decision: No error	Northampton 00CRS2030 00CRS2028 00CRS2029	Hudson
01-928-1	State v Alston (Criminal) Decision: Affirmed	Pasquotank 00CRS2445	Hudson
01-1053-1	In the Matter of: Matasich (Criminal) Decision: Vacated	Pender 99J61	Tyson
01-235-1	State v Gilley (Criminal) Decision: No error	Randolph 97CRS3847	Campbell, Jr.
01-751-1	State v Crump (Criminal) Decision: No error	Richmond 99CRS8727 01CRS291	Wynn, Jr.
01-412-1	State v Muentnich (Criminal) Decision: No error	Robeson 99CRS3441	Tyson
01-414-1	State v Robinson (Criminal) Decision: No error	Robeson 97CRS11369 97CRS11371	Biggs
01-511-1	State v Leggett (Criminal) Decision: No error	Robeson 99CRS6847	Campbell, Jr.
01-509-1	State v McMasters (Criminal) Decision: No error	Rockingham 00CRS4501	Hudson
01-474-1	Brewer v Finney (Civil) Decision: Affirmed	Rowan 96CVD15	Biggs

Docket #	Title	County	Judge
01-811-1	State v Bell (Criminal)	Sampson 00CRS2308 00CRS51768 00CRS51769 00CRS2309 00CRS51768 00CRS2309 00CRS51769 00CRS2308	Tyson
	Decision: No error		
01-513-1	Thompson v Thompson (Civil)	Stanly 98CVD674	Martin
	Decision: Affirmed		
01-1296-1	State v Allen (Criminal)	Union 00CRS11367 00CRS53356	Martin
	Decision: No error		
01-723-1	Jones v Summit Homes Group, Inc. (Civil)	Wake 99CVS8992	Hunter
	Decision: Reversed and remanded		
01-778-1	Merritt v Durham Taxicab Assoc., Inc. (Civil)	Wake 00CVD7791	Biggs
	Decision: Appeal dismissed		
01-1087-1	Ray v Young (Civil)	Wake 98CVS6514	Hudson
	Decision: Affirmed		
01-1131-1	State v Langston (Criminal)	Wake 00CRS16123 00CRS16124	Tyson
	Decision: No error		
01-1210-1	State v Williams (Criminal)	Wake 95CRS88991 95CRS88992	Martin
	Decision: No error		
01-894-1	State v Matthews (Criminal)	Wayne 00CRS54404 00CRS5692	Tyson
	Decision: No error		
01-1049-1	State v James (Criminal)	Wayne 99CRS9378	Martin
	Decision: No error		
01-1115-1	State v Farr (Criminal)	Wilson 00CRS50587 00CRS50588	Martin
	Decision: No error		