

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 MAY 2002)**  
**(MANDATE 10 JUNE 2002)**

Docket #	Title	County	Judge
01-1101-1	State v Sumpter (Criminal) <b>Decision:</b> No error	Beaufort	Hunter
01-836-1	State v Smith (Criminal) <b>Decision:</b> Affirmed	Brunswick	Hunter
01-420-1	Delany New School v Asheville Bd Educ (Civil) <b>Decision:</b> Affirmed	Buncombe	Bryant
01-825-1	In the Matter of: Hardesty (Civil) <b>Decision:</b> Affirmed in part; Reversed in part	Craven	Thomas, Jr.
01-448-1	State v Patterson (Criminal) <b>Decision:</b> No error	Cumberland	Thomas, Jr.
01-865-1	Johnson v Brewington (Civil) <b>Decision:</b> Reversed and remanded	Cumberland	Hunter
00-1526-1	State v Stokes (Criminal) <b>Decision:</b> New trial	Davidson	McGee
01-832-1	In the Matter of: Braithwaite (Civil) <b>Decision:</b> Dismissed	Durham	Greene
01-849-1	State v Frazier (Criminal) <b>Decision:</b> New trial	Forsyth	Timmons-Goodson
01-465-1	Composite Tech v Advanced Composite (Civil) <b>Decision:</b> Vacated	Guilford	Timmons-Goodson
01-629-1	Vittitoe v Vittitoe (Civil) <b>Decision:</b> Affirmed	Guilford	Campbell, Jr.
01-783-1	Sharpe v Sharpe (Civil) <b>Decision:</b> Affirmed	Iredell	Walker
01-718-1	State v Rhue (Criminal) <b>Decision:</b> No error	Johnston	Hunter
01-726-1	Johnston Co. Country Club v US Fidelity (Civil) <b>Decision:</b> No error	Johnston	Hunter
01-860-1	State v VanCamp (Criminal) <b>Decision:</b> No prejudicial error	Lincoln	Wynn, Jr.
01-968-1	Bolick v Bon Worth, Inc. (Civil) <b>Decision:</b> Affirmed	Lincoln	Martin
01-711-1	Owenby v Young (Civil) <b>Decision:</b> Reversed and remanded	McDowell	Greene

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01-79-1	Horack v Southern Real Estate Company (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Campbell, Jr.
01-258-1	Baker, et al v Ivester (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Biggs
01-620-1	OFFISS, Inc. v First Union Nat'l Bank (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Walker
01-701-1	Arp v Parkdale Mills, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Wynn, Jr.
01-876-1	State v Martinez (Criminal) <b>Decision:</b> No error	New Hanover	Tyson
01-63-1	Sidden v Mailman (Civil) <b>Decision:</b> Affirmed	Orange	Campbell, Jr.
01-637-1	Smith v Richmond County Bd. of Educ. (Civil) <b>Decision:</b> Affirmed	Richmond	Hunter
01-399-1	Potter v Hilemn Laboratories, Inc. (Civil) <b>Decision:</b> Reversed in part; Affirmed in part	Rockingham	Thomas, Jr.
01-350-1	Rosero v Blake (Civil) <b>Decision:</b> Reversed and remanded	Wake	McGee
01-483-1	Rosero v Blake (Civil) <b>Decision:</b> Reversed and remanded	Wake	McGee

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01-666-1	State v Arthur (Criminal) <b>Decision:</b> No error	Beaufort 00CRS2074	Martin
01-765-1	State v Lenoir (Criminal) <b>Decision:</b> Affirmed	Buncombe 91CRS14540 91CRS3669 91CRS14539	Wynn, Jr.
01-984-1	State v Foust (Criminal) <b>Decision:</b> No error	Cabarrus 98CRS15645 98CRS13646	Tyson
01-785-1	State v Turner (Criminal) <b>Decision:</b> No error	Caswell 89CRS74 89CRS74 89CRS73	Tyson
01-844-1	State v Roundtree (Criminal) <b>Decision:</b> No error	Chatham 99CRS51393	Greene
01-446-1	State v Morrow (Criminal) <b>Decision:</b> Affirmed	Cherokee 94CRS152 94CRS983	Biggs
01-163-1	State v Davenport (Criminal) <b>Decision:</b> No error	Cleveland 99CRS2858 99CRS2859	Biggs
01-1238-1	State v Nixon (Civil) <b>Decision:</b> Affirmed	Craven 00CRS51951	Hunter
01-677-1	State v McElvine (Criminal) <b>Decision:</b> No error	Cumberland 99CRS54797	Walker
01-709-1	State v Roberts (Criminal) <b>Decision:</b> No error	Cumberland 99CRS58689	Greene
01-1366-1	State v Guy (Criminal) <b>Decision:</b> No error	Cumberland 98CRS70708	Martin
01-494-1	Baxley v Baxley (Civil) <b>Decision:</b> Reversed and remanded	Davidson 96CVD471	Eagles, Jr.
01-833-1	In the Matter of: Gurley (Civil) <b>Decision:</b> Dismissed	Durham 98J117	Greene
01-993-1	State v McQuaig (Criminal) <b>Decision:</b> No error	Durham 99CRS70775	Tyson
01-1118-1	Skinner v Skinner (Civil) <b>Decision:</b> Remanded	Durham 96CVD4139	Martin
01-1013-1	State v Simpson (Criminal) <b>Decision:</b> Appeal dismissed	Forsyth 01CRS51836	Martin

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01-1264-1	State v Barron (Criminal) <b>Decision:</b> Affirmed	Forsyth 99CRS42396 99CRS3304	Hunter
01-777-1	Naturally Knits v Great Northern Ins. (Civil) <b>Decision:</b> Affirmed	Gaston 00CVS1085	Wynn, Jr.
01-1170-1	State v Bell (Criminal) <b>Decision:</b> No error	Gaston 98CRS26491	Martin
01-320-1	State v Johnson (Criminal) <b>Decision:</b> No error	Granville 99CRS3316	Thomas, Jr.
01-440-1	Solzsmom v Solzsmom (Civil) <b>Decision:</b> Reversed and remanded	Guilford 99CVD6743	Thomas, Jr.
01-441-1	Solzsmom v Solzsmom (Civil) <b>Decision:</b> Vacated	Guilford 99CVD6743	Thomas, Jr.
01-706-1	State v McNair (Criminal) <b>Decision:</b> No error	Guilford 99CRS109268 99CRS109266 99CRS109269 99CRS109267	Tyson
01-911-1	State v Beltran (Criminal) <b>Decision:</b> No error	Guilford 00CRS77535 00CRS77526 00CRS77532 00CRS77520 00CRS77527 00CRS77534 00CRS77522 00CRS77530	Tyson
01-915-1	State v Oramas (Criminal) <b>Decision:</b> No error	Guilford 92CRS67848	Tyson
01-1149-1	State v Hagwood (Criminal) <b>Decision:</b> No error	Guilford 97CRS65568 97CRS65571 97CRS65569 97CRS65570 97CRS65569 97CRS65571 97CRS65568 97CRS65570	Hunter
01-1237-1	Guilford County o/b/o Armwood v Council (Civil) <b>Decision:</b> Affirmed	Guilford 00CVD4255	Martin
01-730-1	State v King (Criminal) <b>Decision:</b> No error in part; vacate in part, and remand for new sentencing	Halifax 00CRS2199 00CRS2197 00CRS2198	Biggs
01-1134-1	In the Matter of: Kitchen (Civil) <b>Decision:</b> Reversed and remanded	Henderson 00J9	Hunter
01-789-1	State v Eller (Criminal) <b>Decision:</b> No error	Hoke 96CRS822	Walker
01-720-1	Miley v H.C. Barrett & Associates, Inc. (Civil)	Iredell 99CVS2316	McCullough

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	<b>Decision:</b> Affirmed		
01-750-1	Squires v Jim Walter Homes, Inc. (Civil)	Jones 00CVS172	Martin
	<b>Decision:</b> Affirmed		
01-1148-1	State v Siracusa (Criminal)	Lincoln 99CRS6052 99CRS5647 00CRS690 00CRS690 99CRS6052 99CRS5647	Martin
	<b>Decision:</b> Affirmed		
01-584-1	Brooks v Brooks (Civil)	Mecklenburg 99CVD4389ELL	Biggs
	<b>Decision:</b> Affirmed		
01-679-1	Hart v Hart (Civil)	Mecklenburg 99CVD17597	Hunter
	<b>Decision:</b> Appeal dismissed		
01-983-1	Universal Underwriters Ins. Co. v Kings (Civil)	Mecklenburg 00CVS4991	Walker
	<b>Decision:</b> Dismissed		
01-1222-1	Currence v Sara Lee Intimates/Bali (Civil)	N.C. Industrial Commission IC648616	Hunter
	<b>Decision:</b> Affirmed		
01-1103-1	State v Silver (Civil)	Nash 00CRS6820	Martin
	<b>Decision:</b> Reversed and remanded		
01-774-1	Harris v The Lamar Company, L.L.C. (Civil)	Pasquotank 00CVS449	Wynn, Jr.
	<b>Decision:</b> Vacated and remanded		
01-1147-1	In the Matter of: William S. (Criminal)	Pender 01J7	Tyson
	<b>Decision:</b> Reversed		
01-415-1	State v Roush (Criminal)	Randolph 00CRS40 00CRS35 99CRS15493 00CRS38 99CRS15496 99CRS15491 00CRS41 00CRS36 99CRS15494 00CRS39 99CRS16486 99CRS15492 00CRS37 99CRS15495	Thomas, Jr.
	<b>Decision:</b> No error		
01-676-1	State v Headen (Criminal)	Randolph 98CRS11370 98CRS11373	Hunter
	<b>Decision:</b> No error		
01-1213-1	State v Moore (Criminal)	Rockingham 01CRS296 00CRS11249 99CRS13609 00CRS11249 99CRS13609 01CRS296	Hunter
	<b>Decision:</b> No error		
01-624-1	In the Matter of: Allen (Criminal)	Union 99J145	Eagles, Jr.
	<b>Decision:</b> Affirmed		

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01-772-1	State v Caravajal (Criminal)	Wake 99CRS103647 99CRS73411 99CRS26958 99CRS73415 99CRS7349 99CRS26956 99CRS103650 99CRS73412 99CRS26960 99CRS73416 99CRS73410 99CRS26957 99CRS103651 99CRS73414 99CRS7348	Martin
	<b>Decision:</b> No error		
01-830-1	State v Caravajal (Criminal)	Wake 99CRS73410 99CRS26960 99CRS103647 99CRS26957 99CRS73415 99CRS73411 99CRS7349 99CRS103651 99CRS26958 99CRS73416 99CRS73410 99CRS26957 99CRS73415 99CRS73412 99CRS7349 99CRS103651 99CRS26956 99CRS73414 99CRS73411 99CRS7348 99CRS103650 99CRS26958 99CRS73416 99CRS73412 99CRS26956 99CRS73414 99CRS7348 99CRS103650 99CRS26960 99CRS103647	Martin
	<b>Decision:</b> Affirmed		
01-897-1	Finova Capital Corporation v Vitale (Civil)	Wake 99CVD6511	Walker
	<b>Decision:</b> Affirmed		
01-918-1	Fralin v Allstate Insurance Company (Civil)	Wake 00CVD1888	Wynn, Jr.
	<b>Decision:</b> Affirmed		
01-967-1	State v Parks (Criminal)	Wake 98CRS72375 98CRS72378	Tyson
	<b>Decision:</b> No error		
01-1082-1	State v Muldrow (Criminal)	Wake 00CRS16146 00CRS59989	Tyson
	<b>Decision:</b> No error		
01-1119-1	State v Penny (Criminal)	Wake 00CRS89454 00CRS94488	Tyson
	<b>Decision:</b> No error		
01-1194-1	State v Harris (Criminal)	Wake 00CRS75861	Hunter
	<b>Decision:</b> Affirmed; remanded with instructions		
01-1209-1	State v Bey (Criminal)	Wake 98CRS11366 98CRS11367	Martin
	<b>Decision:</b> No error		
01-1298-1	State v Toomer (Criminal)	Wake 00CRS89432 00CRS94489	Hunter
	<b>Decision:</b> No error		
01-1337-1	State v Cooper (Criminal)	Wake 98CRS10808	Martin
	<b>Decision:</b> No error		

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01-1208-1	State v Sharper (Criminal)	Warren 99CRS2669 00CRS1215 00CRS1214 00CRS1215 00CRS1214 99CRS2669	Hunter
	<b>Decision:</b> Affirmed		
01-930-1	State v Moraitis (Civil)	Watauga 98CR4437	Tyson
	<b>Decision:</b> Affirmed		
01-1161-1	State v Hogan (Criminal)	Wayne 00CRS54213	Tyson
	<b>Decision:</b> Remanded for resentencing as to Count Thirteen		
01-1245-1	State v Chesson (Criminal)	Wayne 97CRS14659	Martin
	<b>Decision:</b> No error		