

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 16 DECEMBER 2003)**  
**(MANDATE 5 JANUARY 2004)**

Docket #	Title	County	Judge
02-1642-1	Luster v Gooch Support Systems, Inc. (Civil) <b>Decision:</b> Reversed	Davidson	Wynn, Jr.
02-1400-1	Hatcher v Flockhart Foods, Inc. (Civil) <b>Decision:</b> Reversed	Duplin	Hunter
02-1328-1	Cullen v Valley Forge Life Insurance Co (Civil) <b>Decision:</b> Affirmed in part, reversed in part	Durham	Calabria
02-1576-1	Davenport v Central Carolina Bank (Civil) <b>Decision:</b> Affirmed	Durham	Elmore
02-1739-1	State v Jones (Criminal) <b>Decision:</b> Affirmed	Durham	Levinson
03-40-1	State Farm Fire & Casualty Co. v Darsie (Civil) <b>Decision:</b> Reversed	Durham	McCullough
03-85-1	In Re: Howell (Juvenile - 3.1) <b>Decision:</b> Affirmed	Gaston	Tyson
03-32-1	Old Line Life Insurance Co. v Bollinger (Civil) <b>Decision:</b> Affirm	Guilford	Timmons-Goodson
03-146-1	Barber Estate v Guilford Sheriff's Dept (Civil) <b>Decision:</b> Affirmed in part, vacated in part and remanded	Guilford	Tyson
03-189-1	Morris v E.A. Morris Charitable Found. (Civil) <b>Decision:</b> Affirmed	Guilford	Levinson
03-237-1	Morris v Thomas (Civil) <b>Decision:</b> Affirmed	Guilford	Levinson
03-315-1	Ticconi v Ticconi (Civil) <b>Decision:</b> Reversed and remanded	Guilford	Calabria
02-1663-1	State v Wade (Criminal) <b>Decision:</b> No error	Harnett	Calabria
03-77-1	Humane Society v Southern Pines (Civil) <b>Decision:</b> Affirmed	Moore	Martin
02-1606-1	Dial v Cozy Corner Restaurant, Inc. (Civil) <b>Decision:</b> Affirm in part, remand in part	N.C. Industrial Commission	Timmons-Goodson
03-16-1	Palmer v Jackson (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McCullough

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03-117-1	Baker v Sam's Club (Civil) <b>Decision:</b> Remanded for additional findings and conclusions	N.C. Industrial Commission	Hudson
03-120-1	Clark v Asheville (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Bryant
03-129-1	Dunn v Marconi Communications, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Eagles, Jr.
03-259-1	Stanley v Burns Int'l Security Svcs. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Bryant
03-33-1	State v Wiggins (Criminal) <b>Decision:</b> No error	Pasquotank	Bryant
02-1591-1	Re: Sales & Use Tax v Jefferson-Pilot (Civil) <b>Decision:</b> Affirmed	Wake	Levinson
03-51-1	Hodge v NC DOT (Civil) <b>Decision:</b> Vacated and remanded	Wake	Elmore
03-176-1	State v Mack (Criminal) <b>Decision:</b> No prejudicial error	Wake	Tyson
03-225-1	UNC-CH v Feinstein (Civil) <b>Decision:</b> Reversed and remanded with instructions	Wake	Tyson
02-1445-1	Keener v Arnold (Civil) <b>Decision:</b> Reversed and remanded	Washington	Bryant

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Docket #	Title	County	Judge
02-1505-1	Ricker v Asheville Zoning BOA (Civil) <b>Decision:</b> Affirmed	Buncombe 01CVS3808	Steelman
03-36-1	In the Matter of: K.M. & C.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Caldwell 02J17,02J18	Bryant
02-1508-1	State v Williams (Criminal) <b>Decision:</b> No prejudicial error	Craven 01CRS53958,02CRS331	Wynn, Jr.
02-1700-1	State v Wright (Criminal) <b>Decision:</b> No error	Craven 01CRS53743,01CRS53738,- 01CRS53744,01CRS53742	Hunter
02-1755-1	Bryant v Cumberland County Bd. of Educ. (Civil) <b>Decision:</b> Affirmed	Cumberland 01CVS5060	Hudson
03-147-1	White v Lennon (Civil) <b>Decision:</b> Affirmed	Dare 02CVS131	Bryant
03-193-1	In the Matter of: Yancey (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 01J464	Martin
02-1438-1	Farris v Modern Polymers, Inc. (Civil) <b>Decision:</b> Reversed and remanded	Gaston 00CVS2062	Hudson
03-297-1	Wallace v Smith (Civil) <b>Decision:</b> Reversed and remanded	Gaston 02CVS2206	Tyson
02-1639-1	Carmon v Cunningham (Civil) <b>Decision:</b> Reversed and remanded	Greene 01CVD131	Timmons-Goodson
02-1622-1	King v Holbrook (Civil) <b>Decision:</b> Dismissed	Guilford 02CVS984	Timmons-Goodson
02-1695-1	CDC Pineville v UDRT of North Carolina (Civil) <b>Decision:</b> Remanded	Guilford 01CVS10277	Wynn, Jr.
02-1395-1	State v Dickens (Criminal) <b>Decision:</b> No error	Martin 00CRS2932	Elmore
02-1559-1	State v Robinson (Criminal) <b>Decision:</b> No error	Mecklenburg 99CRS44811,99CRS44812	Levinson
03-66-1	State v Engle (Criminal) <b>Decision:</b> Reversed	Moore 00CRS10284	Wynn, Jr.
02-1272-1	Sprinkle v Lilly Industries, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC021154	Steelman

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02-1546-1	Ashley v Buster Brown Apparel (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC506551,IC022164, IC270062	Wynn, Jr.
03-47-1	Lackey v Sears, Roebuck & Co. (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC974960	McCullough
03-148-1	State v Nixon (Criminal)  <b>Decision:</b> Affirmed	New Hanover 01CRS26609,01CRS26605,- 01CRS26608	Tyson
03-98-1	Worthington v Food Lion (Civil)  <b>Decision:</b> Affirmed	Pitt 01CVS2814	Martin
03-162-1	In Re: Appeal of Tilley (Civil)  <b>Decision:</b> Affirmed	Property Tax Commission 00PTC131	Bryant
02-1609-1	Cox v Cox (Civil)  <b>Decision:</b> Vacated	Randolph 00CVD1991	Wynn, Jr.
02-1403-1	State v Hair (Criminal)  <b>Decision:</b> No prejudicial error	Robeson 97CRS13789,97CRS15355,- 97CRS13787,97CRS13790,- 97CRS13788,97CRS13791	Elmore
02-1684-1	Faircloth v Scott Howell & Co., Inc. (Civil)  <b>Decision:</b> Affirmed	Sampson 02CVS612	Wynn, Jr.
02-1729-1	State v Sanchez-Jimenez (Criminal)  <b>Decision:</b> No error	Wilkes 02CRS50226	Levinson
03-323-1	Forester v Forester (Civil)  <b>Decision:</b> Affirmed	Wilkes 01CVD1248	Elmore