

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 3 AUGUST 2004)**  
**(MANDATE 23 AUGUST 2004)**

Docket #	Title	County	Judge
02-1735-1	Estate of Carlsen v Carlsen (Civil) <b>Decision:</b> Affirmed	Alamance	Elmore
03-1338-1	Bald Head Util. v Village of Bald Head (Civil) <b>Decision:</b> Affirmed	Brunswick	Hudson
03-1013-1	State v Teeter (Criminal) <b>Decision:</b> Vacated	Cabarrus	Levinson
03-614-1	State v Lawrence (Criminal) <b>Decision:</b> Reversed in part; no error in part	Camden	Levinson
03-608-1	McManus v Kluttz (Civil) <b>Decision:</b> Affirmed	Carteret	Hunter
03-997-1	Barnes v Wells (Civil) <b>Decision:</b> Affirmed	Chatham	Bryant
03-1235-1	State v Hall (Criminal) <b>Decision:</b> No error	Dare	Wynn, Jr.
03-240-1	State v Brunson (Criminal) <b>Decision:</b> Affirmed in part, reversed and vacated in part	Durham	Calabria
03-1048-1	State v Simmons (Criminal) <b>Decision:</b> No error in part, vacated in part, and remanded	Forsyth	Timmons-Goodson
03-258-1	State o/r/o Albright v Arellano (Civil) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Guilford	Timmons-Goodson
02-1582-1	State v Cook (Criminal) <b>Decision:</b> New trial	Mecklenburg	Geer
03-399-1	Eastway Wrecker Service v Charlotte (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Geer
03-1046-1	State v Dyson (Criminal) <b>Decision:</b> No error	Moore	Bryant
02-1504-1	Konrady v U.S. Airways, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Geer
03-1450-1	Williams v Jacksonville Police Dep't (Civil) <b>Decision:</b> Reversed and remanded	Onslow	Tyson
03-1188-1	In Re: J.W.J., T.L.J & D.M.J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Richmond	McGee

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03-1021-1	Wing v Landis (Civil) <b>Decision:</b> Affirmed	Rowan	Geer
03-879-1	State v Valladares (Criminal) <b>Decision:</b> No error in part, vacated in part, and remanded in part for resentencing	Wake	McCullough

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03-1187-1	Bundy v Boylin (Civil) <b>Decision:</b> Affirmed	Anson 02CVS319	Bryant
03-1073-1	State v Osteen (Criminal) <b>Decision:</b> No error	Buncombe 01CRS61239	Hudson
03-420-1	State v Agan (Criminal) <b>Decision:</b> No error	Burke 01CRS2611	Elmore
03-1310-1	State v Brown (Criminal) <b>Decision:</b> No error	Caswell 01CRS1153	McCullough
03-1407-1	State v Brown (Criminal) <b>Decision:</b> Affirmed	Catawba 02CRS13288,02CRS56242	McGee
02-1716-1	State v Feeney (Criminal) <b>Decision:</b> No error	Cumberland 01CRS54561	Elmore
03-463-1	State v Davis (Criminal) <b>Decision:</b> No error	Cumberland 01CRS9095	Steelman
03-432-1	O&M Industries v Smith Engineering Co. (Civil) <b>Decision:</b> Reversed	Davidson 02CVS62	Bryant
03-586-1	State v Holder (Criminal) <b>Decision:</b> Remanded for resentencing	Durham 01CRS48735,01CRS21561,- 01CRS48734	Geer
03-780-1	State v Howard (Criminal) <b>Decision:</b> Affirmed; remanded for correction of clerical errors	Durham 02CRS10308,02CRS45869	McGee
03-50-1	State v Cook (Criminal) <b>Decision:</b> No error; remanded for resentencing	Forsyth 01CRS62657,02CRS3718	Timmons-Goodson
03-488-1	In Re: Ashley W. & Anthony J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 00J428,00J430	Elmore
03-1227-1	State v Cain (Criminal) <b>Decision:</b> No error	Gaston 02CRS64228	Hunter
03-1247-1	State v Byers (Criminal) <b>Decision:</b> No error	Gaston 02CRS19671	Levinson
03-1322-1	In the Matter of: J.E.P. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Guilford 01J69	Bryant
03-1204-1	State v Ellis (Criminal) <b>Decision:</b> No error	Halifax 02CRS56384	Timmons-Goodson

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03-338-1	State v Bailey (Criminal) <b>Decision:</b> No error	Johnston 02CRS6237,02CRS54026	Elmore
03-524-1	State v Holder (Criminal) <b>Decision:</b> Affirmed and remanded in part	Johnston 02CRS6247,02CRS54284	Hunter
03-501-1	In the Matter of: A.N.B. (Juvenile - 3.1) <b>Decision:</b> Reversed	Mecklenburg 02J228	Timmons-Goodson
03-1034-1	Reynolds v Reynolds (Civil) <b>Decision:</b> Affirmed	Mecklenburg 92CVD9547,93CVD13114	McCullough
03-1268-1	Shierts v Atlantic Casualty Ins. Co. (Civil) <b>Decision:</b> Affirmed	Mecklenburg 02CVS14633	Levinson
03-1326-1	In the Matter of: A.L. and N.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Mecklenburg 00J967,00J968	Steelman
03-913-1	Tucker v Stegall Milling Co., Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC108073	Thornburg
03-975-1	Owens v Wal-Mart (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC002275,IC003420	Steelman
03-1078-1	Butler v E.I. DuPont De Nemours & Co. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC746977	Levinson
03-1186-1	Threatt v Southern Pipe, Inc. (Civil) <b>Decision:</b> Reversed in part and remanded	N.C. Industrial Commission IC083426	Levinson
03-1160-1	Demas v Terminix Co., Inc. (Civil) <b>Decision:</b> Affirmed	New Hanover 03CVS284	Hudson
02-1466-1	State v Morgan (Criminal) <b>Decision:</b> No error	Onslow 01CRS50599	Geer
02-1449-1	In the Matter of: Estate of Best (Civil) <b>Decision:</b> Affirmed	Orange 77E229	Geer
03-1000-1	In Re: Appeal of Franklin Smith Enter. (Civil) <b>Decision:</b> Affirmed	Property Tax Commission 02PTC496	Hudson
03-885-1	Gaster v Stanly County BOE (Civil) <b>Decision:</b> Affirmed	Stanly 00CVS1678	McCullough
02-1728-1	State v Howard (Criminal) <b>Decision:</b> No error	Wake 01CRS77562,01CRS86867	Elmore
03-859-1	State v Buckman (Criminal)	Wake 01CRS27438,01CRS33263,- 01CRS27435,01CRS27439,- 01CRS27437,01CRS33262	Timmons-Goodson

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	<b>Decision:</b> No error		
03-1084-1	State v Anderson (Criminal)	Wake 02CRS50491,02CRS63104	Levinson
	<b>Decision:</b> No error		
03-1270-1	Hanson Aggregates Southeast v Raleigh (Civil)	Wake 02CVS12536	Levinson
	<b>Decision:</b> Affirmed		