

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 6 APRIL 2004)
(MANDATE 26 APRIL 2004)

| Docket # | Title | County | Judge |
|-----------|--|-----------|-----------------|
| 03-775-1 | Elliott v Elliott Estate (Civil) Decision: Affirmed in part, reversed and remanded in part | Brunswick | Calabria |
| 03-365-1 | In re B.S.D.S. (Juvenile - 3.1) Decision: Affirmed | Burke | Bryant |
| 03-709-1 | L&M Transportation v Morton Industrial (Civil) Decision: Affirmed | Cabarrus | Tyson |
| 03-26-1 | State v Hurt (Criminal) Decision: Vacated and remanded | Caldwell | Elmore |
| 03-681-1 | State v Willis (Civil) Decision: Affirmed | Carteret | Timmons-Goodson |
| 03-1-1 | State v McDonald and Forte (Criminal) Decision: No error | Craven | Hudson |
| 03-679-1 | In re H. W. (Juvenile - 3.1) Decision: Affirmed | Davidson | Martin |
| 02-1706-1 | State v Bryant (Criminal) Decision: Reversed | Forsyth | Geer |
| 03-172-1 | State v Singletary (Criminal) Decision: No error | Forsyth | Timmons-Goodson |
| 03-466-1 | State v Beck (Criminal) Decision: No prejudicial error at trial. Remand for resentencing. | Forsyth | Tyson |
| 03-552-1 | Herring v Liner (Civil) Decision: Affirmed | Forsyth | Tyson |
| 03-562-1 | Marketplace Antique Mall, Inc. v Lewis (Civil) Decision: Affirmed | Forsyth | Bryant |
| 02-1512-1 | State v Dennison (Criminal) Decision: New trial | Guilford | Elmore |
| 03-22-1 | Livingston v Adams Kleemeier Hagan (Civil) Decision: Affirmed | Guilford | McGee |
| 03-69-1 | Hutchinson v Nationwide Mutual Fire Ins (Civil) Decision: Affirmed | Iredell | Timmons-Goodson |
| 02-1665-1 | Financial Svcs. of Raleigh v Barefoot (Civil) Decision: Affirmed | Johnston | Geer |

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| 03-671-1 | House v Stone (Civil) Decision: Affirmed | Johnston | Timmons-Goodson |
| 03-504-1 | Horne v Timber Hill Holdings (Civil) Decision: Reversed | Macon | Hunter |
| 03-5-1 | Campbell v McIlwain (Civil) Decision: No error | Mecklenburg | Hudson |
| 03-232-1 | Auto Owners Insurance Co. v Grier (Civil) Decision: Affirmed | Mecklenburg | Timmons-Goodson |
| 03-676-1 | Sherwin-Williams Co. v ASBN, Inc. (Civil) Decision: Affirmed | Mecklenburg | Timmons-Goodson |
| 03-480-1 | Lewis v Duke University (Civil) Decision: Affirmed | N.C. Industrial Commission | Wynn, Jr. |
| 03-527-1 | Towns v Epes Transportation (Civil) Decision: Affirmed | N.C. Industrial Commission | Bryant |
| 03-557-1 | State v Pope & Bell (Criminal) Decision: No error | Nash | Martin |
| 03-213-2 | Pharmaresearch Corp. v Mash (Civil) Decision: Affirmed | New Hanover | Levinson |
| 03-510-1 | State v Lane (Criminal) Decision: Vacated in part and remanded | New Hanover | Bryant |
| 03-88-1 | State v Davis (Criminal) Decision: No error | Onslow | Wynn, Jr. |
| 03-261-1 | State v McRae (Criminal) Decision: No error | Richmond | McCullough |
| 02-1752-1 | Painter-Jamieson v Painter (Civil) Decision: Affirmed | Rowan | Calabria |
| 03-658-1 | State v Trejo (Criminal) Decision: Reversed; remanded for resentencing | Rowan | Levinson |
| 03-210-1 | Tarrant v Freeway Foods of Greensboro (Civil) Decision: Reversed and remanded | Wake | McCullough |
| 03-682-1 | State v Becton (Criminal) Decision: Judgment modified and cause remanded | Wake | Wynn, Jr. |

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| 03-666-1 | State v Freeman (Criminal) Decision: No error | Beaufort 01CRS2696 02CRS117 | Tyson |
| 03-741-1 | In re C.M. (Juvenile - 3.1) Decision: Affirmed | Buncombe 01J338AE | Martin |
| 03-771-1 | Greenleaf v Greenleaf (Civil) Decision: Reversed and remanded | Buncombe 01CVD6058 | Steelman |
| 03-959-1 | State v Wilson (Criminal) Decision: No error | Buncombe 02CRS4286 | Martin |
| 03-443-1 | State v Eudy (Criminal) Decision: Affirmed | Cabarrus 99CRS14971 99CRS14972 | Wynn, Jr. |
| 03-727-1 | In re J.M.C. (Juvenile - 3.1) Decision: Affirmed | Cabarrus 01J150 01J148 01J151 01J149 | McCullough |
| 03-1102-1 | Juarez-Garcia Estate v Sanders Constr. (Civil) Decision: Affirmed | Cabarrus 03CVS227 | Martin |
| 03-667-1 | State v Farley (Criminal) Decision: No error | Cleveland 02CRS2346 02CRS50677 | Wynn, Jr. |
| 03-603-1 | State v McNeill (Criminal) Decision: No error | Cumberland 02CRS54468 | Wynn, Jr. |
| 03-560-1 | State v Alford (Criminal) Decision: Affirmed | Davidson 93CRS4448 | Wynn, Jr. |
| 03-627-1 | Stokes v Wiley (Civil) Decision: No error | Durham 00CVS2413 | Hunter |
| 03-825-1 | State v Jones (Criminal) Decision: No error | Durham 01CRS420600 01CRS11523 01CRS420601 01CRS420599 | McCullough |
| 03-407-1 | State v Pouncy (Criminal) Decision: No error | Guilford 01CRS86710 02CRS23120 | Bryant |
| 03-425-1 | State v Baker (Criminal) Decision: No error | Guilford 02CRS23525 02CRS83322 02CRS83327 | Hunter |
| 03-1126-1 | State v Jeter (Criminal) Decision: No error | Guilford 02CRS98903 | McCullough |
| 03-1167-1 | State v Tisdale (Criminal) | Guilford 02CRS89757 02CRS23736 | McCullough |

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| | Decision: No error | | |
| 03-623-1 | State v Jones (Criminal) | Halifax 01CRS56443 | Wynn, Jr. |
| | Decision: No error | | |
| 03-1175-1 | State v Johnson (Criminal) | Halifax 01CRS1916 | Martin |
| | Decision: Affirmed | | |
| 03-653-1 | State v Gonzales (Criminal) | Harnett 97CRS3573 97CRS3574 | Levinson |
| | Decision: No error | | |
| 03-3-1 | State v Ponder and Harris (Criminal) | Henderson 01CRS53119 01CRS53116 01CRS53118 | Hudson |
| | Decision: 01CRS053116(Harlan Ponder)No error. 01CRS053118(Jason Harlan Ponder)No error. 01CRS053119 (Sonja Case Harris)No error, remanded for resentencing. | | |
| 03-1107-1 | State v Black (Criminal) | Henderson 03CRS1128 03CRS51673 | Martin |
| | Decision: No error | | |
| 02-1693-1 | State v Warren (Criminal) | Hyde 00CRS188 | Elmore |
| | Decision: Reversed | | |
| 02-1741-1 | Cincinnati Insurance v Brown & Walker (Civil) | Iredell 01CVS1423 | McGee |
| | Decision: Reversed and remanded | | |
| 03-303-1 | State v Bynum (Criminal) | Lenoir 02CRS52192 02CRS52201 | Tyson |
| | Decision: No error | | |
| 03-1219-1 | Dove v Wil-O-Wisp Apts. (Civil) | Lenoir 02CVS125 | Martin |
| | Decision: Affirmed | | |
| 03-710-1 | Crawford v Impink (Civil) | Macon 01CVS576 | Wynn, Jr. |
| | Decision: Reversed and remanded | | |
| 03-166-1 | State v Mason (Criminal) | Mecklenburg 01CRS128449 01CRS16172 | McCullough |
| | Decision: No error | | |
| 03-604-1 | Nie-Hmok v Ayers (Civil) | Mecklenburg 02CVD2732 | Timmons-Goodson |
| | Decision: Affirmed | | |
| 03-799-1 | State v Haylock (Criminal) | Mecklenburg 01CRS53923 01CRS53924 | McCullough |
| | Decision: No error | | |
| 03-968-1 | State v Alexander (Criminal) | Mecklenburg 01CRS43652 | Wynn, Jr. |
| | Decision: No error | | |
| 03-434-1 | Bullock v Headway Corporate Staffing (Civil) | N.C. Industrial Commission IC934263 | Tyson |
| | Decision: Affirmed | | |
| 03-200-1 | State v Duggins (Criminal) | Nash 98CRS5348 | Wynn, Jr. |
| | Decision: No error in part; remanded in part for resentencing | | |

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| 03-387-1 | Williams v Haigler (Civil) Decision: Affirmed | New Hanover 00CVS1427 | Steelman |
| 03-550-1 | New Hanover Cty. Airport Auth. v Stocks (Civil) Decision: Affirmed | New Hanover 01CVS3322 | Martin |
| 03-640-1 | State v Sephes (Criminal) Decision: No error in 92CRS15141 and 92CRS15143. Remand for resentencing in 92CRS15142 first degree kidnapping. | Onslow 92CRS15143 92CRS15141 92CRS15142 | McCullough |
| 03-662-1 | State v Ackerman (Criminal) Decision: No error | Onslow 02CRS58795 | Martin |
| 03-455-1 | Sloan v Hitt (Civil) Decision: Affirmed | Pitt 98CVD394 | Steelman |
| 03-983-1 | State v Lewis (Criminal) Decision: Dismissed | Pitt 02CRS60152 | Wynn, Jr. |
| 03-1176-1 | Rice Constr & Dev Co v Beam Constr Co (Civil) Decision: Dismissed | Pitt 02CVS3489 | Martin |
| 03-735-1 | State v Williams (Criminal) Decision: No error | Randolph 00CRS120 00CRS121 00CRS120 00CRS119 00CRS121 | McCullough |
| 03-803-1 | State v Cummings (Criminal) Decision: No error | Robeson 00CRS17216 00CRS17211 00CRS4489 00CRS17214 00CRS1729 00CRS4487 00CRS17212 00CRS4490 00CRS17215 00CRS17210 00CRS4488 00CRS17213 00CRS4492 | McCullough |
| 03-886-1 | State v Nance (Criminal) Decision: No error | Robeson 02CRS50057 02CRS50055 02CRS50058 02CRS50056 | McCullough |
| 03-646-1 | In re L.C.L. (Criminal) Decision: Affirmed | Scotland 00J82B | Wynn, Jr. |
| 03-665-1 | State v Penland (Criminal) Decision: Affirmed | Stokes 01CRS50854 01CRS50849 01CRS50852 01CRS2493 01CRS50850 01CRS50853 01CRS50848 01CRS50851 | McCullough |
| 03-478-1 | Cureton v Helms (Civil) Decision: Affirmed | Union 01CVS1313 | Timmons-Goodson |
| 03-467-1 | Stiltner v Davis (Civil) | Vance 02CVD555 | Tyson |

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| | Decision: Reversed and remanded | | |
| 03-547-1 | Omega Drywall v CM Constr. & Dev. Svcs. (Civil) | Vance 00CVS782 | Tyson |
| | Decision: Reversed and remanded | | |
| 03-491-1 | Baloch v NC DOC (Civil) | Wake 02CVS5115 | Calabria |
| | Decision: Affirmed | | |
| 03-622-1 | State v Harvey (Criminal) | Wake 02CRS5062 02CRS5065 02CRS5063 02CRS5067 02CRS5064 02CRS5066 02CRS5063 02CRS5067 02CRS5065 02CRS5062 02CRS5066 02CRS5064 | Wynn, Jr. |
| | Decision: No error | | |
| 03-1012-1 | State v Richardson (Criminal) | Wake 03CRS13319 | Martin |
| | Decision: Affirmed | | |
| 03-1060-1 | State v Jones (Criminal) | Wake 02CRS49838 02CRS48110 02CRS49831 | Martin |
| | Decision: No error | | |
| 03-29-1 | In re: L.N.B. (Juvenile - 3.1) | Wayne 02J51 | Hudson |
| | Decision: Affirmed | | |
| 03-191-1 | State v Adams (Criminal) | Wayne 01CRS55360 01CRS12147 | Tyson |
| | Decision: No error | | |
| 03-687-1 | State v Collins (Criminal) | Wayne 01CRS55982 | Wynn, Jr. |
| | Decision: No error | | |
| 03-376-1 | Minton v L.D. Dollar, III, Inc. (Civil) | Wilkes 02CVS1332 | Geer |
| | Decision: Dismissed | | |
| 02-1611-1 | Shoemake v Sides (Civil) | Yadkin 98CVS816 | Elmore |
| | Decision: No error | | |