

**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	E state of Car l sen v Car l sen ( Q vi l ) <b>Decision:</b> Affirmed	Alamance	Elmore
03-1338-1	Baldhead L. v Village of Baldhead ( Q vi l ) <b>Decision:</b> Affirmed	Brunswick	Hudson
03-1013-1	State v Teeter ( Q r i m i n a l ) <b>Decision:</b> Vacated	Cabarrus	Levinson
03-614-1	State v Lawrence ( Q r i m i n a l ) <b>Decision:</b> Reversed in part; no error in part	Canden	Levinson
03-608-1	Mc Manus v Kuttz ( Q vi l ) <b>Decision:</b> Affirmed	Carteret	Hunter
03-997-1	Barnes v Wells ( Q vi l ) <b>Decision:</b> Affirmed	Chatham	Bryant
03-1235-1	State v Hall ( Q r i m i n a l ) <b>Decision:</b> No error	Dare	Wynn, Jr.
03-240-1	State v Bunson ( Q r i m i n a l ) <b>Decision:</b> Affirmed in part, reversed and vacated in part	Durham	Calabria
03-1048-1	State v Simmons ( Q r i m i n a l ) <b>Decision:</b> No error in part, vacated in part, and remanded	Forsyth	Timmons-Goodson
03-258-1	State of North Carolina v Arrellano ( Q vi l ) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Guilford	Timmons-Goodson
02-1582-1	State v Cook ( Q r i m i n a l ) <b>Decision:</b> New trial	Mecklenburg	Geer
03-399-1	Eastway v Wacker Service v Charlotte ( Q vi l ) <b>Decision:</b> Affirmed	Mecklenburg	Geer
03-1046-1	State v Tyson ( Q r i m i n a l ) <b>Decision:</b> No error	Moores	Bryant
02-1504-1	Konrad v U.S. Airways, Inc. ( Q vi l ) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Geer
03-1450-1	Williams v Jacksonville Police Dep't ( Q vi l ) <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 Land s ( C i v i l ) <b>Decision:</b> Affirmed	Rowan	Geer
03-879-1	State v Val l a d e s ( C r i m i n a l ) <b>Decision:</b> No error in p a r t , v a c a t e d i n p a r t , a n d r e m a n d e d i n p a r t f o r r e s e n t e n c i n g	Wake	Mc C u l l o u g h

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03-1187-1	Bundy v Boylin (Civ il) <b>Decision:</b> Affirmed	Anson 02CVS319	B yant
03-1073-1	State v Osteen (Criminal) <b>Decision:</b> No error	Binc omb e 01CRS61239	H dson
03-420-1	State v Agan (Criminal) <b>Decision:</b> No error	Bir ke 01CRS2611	E l mor e
03-1310-1	State v Brown (Criminal) <b>Decision:</b> No error	Caswel l 01CRS1153	Mc Qu l l ough
03-1407-1	State v Brown (Criminal) <b>Decision:</b> Affirmed	Catawb a 02CRS13288 02CRS56242	Mc Gee
02-1716-1	State v Feeney (Criminal) <b>Decision:</b> No error	Umber l and 01CRS54561	E l mor e
03-463-1	State v Dav is (Criminal) <b>Decision:</b> No error	Umber l and 01CRS9095	Steel man
03-432-1	O&M Industries v Smith Engineering Co. (Civ il) <b>Decision:</b> <del>Reversed</del>	Davi dson 02CVS62	B yant
03-586-1	State v Holder (Criminal) <b>Decision:</b> <del>Remanded</del> for resentencing	Dur ham 01CRS48735 01CRS21561 01CRS48734	Geer
03-780-1	State v Howard (Criminal) <b>Decision:</b> Affirmed; remanded for correction of clerical errors	Dur ham 02CRS10308 02CRS45869	Mc Gee
03-50-1	State v Cook (Criminal) <b>Decision:</b> No error; remanded for resentencing	For syth 01CRS62657 02CRS3718	Ti mmons-Goodson
03-488-1	In Re: Ashley W &Anthony J. (Juv enile - 3.1) <b>Decision:</b> Affirmed	For syth 00J428 00J430	E l mor e
03-1227-1	State v Cain (Criminal) <b>Decision:</b> No error	Gaston 02CRS64228	H nter
03-1247-1	State v Byers (Criminal) <b>Decision:</b> No error	Gaston 02CRS19671	Levi nson
03-1322-1	In the Matter of : J.E.P. (Juv enile - 3.1) <b>Decision:</b> Affirmed	Gui lford 01J69	B yant
03-1204-1	State v Ellis (Criminal) <b>Decision:</b> No error	H l i fax 02CRS56384	Ti mmons-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 92CV19547 93CV13114	McQuillough
03-1268-1	Shier ts 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 Segall Milling Co., Inc. (Civil) <b>Decision:</b> Affirmed	N. C. Industrial Commission IC108073	Thor nbur g
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	Denas 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	Proper tyTax Commission 02PTC496	Hudson
03-885-1	Gaster v Stanly County BOE (Civil) <b>Decision:</b> Affirmed	Stanly 00CVS1678	McQuillough
02-1728-1	State v Howard (Criminal) <b>Decision:</b> No error	Wake 01CRS77562 01CRS86867	Elmore
03-859-1	State v Bucknan (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 02CR50491 02CR563104	Levi nson
	<b>Decision:</b> No error		
03-1270-1	Hanson Aggregates Southeast v Raleigh (Civil)	Wake 02CVS12536	Levi nson
	<b>Decision:</b> Affirmed		