

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 SEPTEMBER 2004)**  
**(MANDATE 11 OCTOBER 2004)**

| Docket #  | Title   | County                     | Judge     |
|-----------|---|----------------------------|-----------|
| 03-1591-1 | In Re: T.C.B. (Juvenile - 3.1)<br><b>Decision:</b> Reversed and remanded                                  | Buncombe                   | Bryant    |
| 03-1271-1 | Moore's Ferry Development v Hickory (Civil)<br><b>Decision:</b> Reversed and remanded                     | Catawba                    | Thornburg |
| 03-1114-1 | State v Evans (Civil)<br><b>Decision:</b> Affirmed  | Cumberland                 | Calabria  |
| 03-1115-1 | State v McFayden (Civil)<br><b>Decision:</b> Affirmed   | Cumberland                 | Calabria  |
| 03-1116-1 | State v Cruz (Civil)<br><b>Decision:</b> Affirmed   | Cumberland                 | Calabria  |
| 03-1117-1 | State v Fisher (Civil)<br><b>Decision:</b> Affirmed   | Cumberland                 | Calabria  |
| 03-1561-1 | Urciolo v Urciolo (Civil)<br><b>Decision:</b> Affirmed in part. Reversed and remanded in part.            | Cumberland                 | Steelman  |
| 03-1140-1 | Hensley v Industrial Maint. Overflo (Civil)<br><b>Decision:</b> Affirmed                                  | N.C. Industrial Commission | Geer      |
| 03-525-1  | Coastal Plains Util. v New Hanover Cty. (Civil)<br><b>Decision:</b> Affirmed in part and reversed in part | New Hanover                | Geer      |
| 03-602-1  | Sanco of Wilmington v New Hanover Cty. (Civil)<br><b>Decision:</b> Affirmed                               | New Hanover                | Elmore    |
| 03-947-1  | Hoffman v Great American Alliance Ins. (Civil)<br><b>Decision:</b> Affirmed                               | Orange                     | Tyson     |
| 03-1318-1 | Meehan v Lawrance (Civil)<br><b>Decision:</b> Affirmed  | Pitt                       | Tyson     |
| 03-1007-1 | Leder v Leder (Civil)<br><b>Decision:</b> Affirmed  | Union                      | Calabria  |
| 03-1150-1 | State v Morton (Criminal)<br><b>Decision:</b> New trial   | Yadkin                     | Hunter    |

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| 03-1010-1 | State v Braxton & Foreman (Criminal)<br><b>Decision:</b> No error                                      | Beaufort<br>01CRS53106 01CRS53107  | McCullough      |
| 03-1365-1 | State v Mayberry (Criminal)<br><b>Decision:</b> No error   | Brunswick<br>02CRS53779 02CRS53783<br>02CRS53776 02CRS53781<br>02CRS53784 02CRS53778<br>02CRS53782 | Martin          |
| 03-661-1  | In the Matter of: M.C.&C.P.&J.P.&R.C. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                    | Cumberland<br>02J266 02J264 02J267<br>02J265   | Elmore          |
| 03-1155-1 | Baxley v Jackson (Civil)<br><b>Decision:</b> Appeal dismissed  | Cumberland<br>00CVS9671  | Calabria        |
| 03-1311-1 | State v Crisostomo (Criminal)<br><b>Decision:</b> No error   | Cumberland<br>01CRS59488 01CRS59485<br>01CRS59487  | Martin          |
| 03-827-1  | Proctor v Johnson Body Shop, Inc. (Civil)<br><b>Decision:</b> Affirmed in part; reversed in part       | Durham<br>01CVS5267  | McGee           |
| 03-635-1  | State v Yaksic (Criminal)<br><b>Decision:</b> No error   | Guilford<br>01CRS89607   | Timmons-Goodson |
| 03-1049-1 | In the Matter of: C.R. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                                   | Guilford<br>94J424   | McGee           |
| 03-1556-1 | State v Hendricks (Criminal)<br><b>Decision:</b> No error  | Guilford<br>02CRS102809<br>03CRS24015  | Calabria        |
| 03-1500-1 | In Re: S.A.F. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed  | Mecklenburg<br>02J1039   | Calabria        |
| 03-1246-1 | State v Fessler (Criminal)<br><b>Decision:</b> No error  | Moore<br>01CRS53251  | Calabria        |
| 03-626-1  | State v Scarborough (Criminal)<br><b>Decision:</b> No error. Remanded for correction of judgment form. | New Hanover<br>02CRS9882   | Timmons-Goodson |
| 03-1470-1 | State v Milton (Criminal)<br><b>Decision:</b> No error   | Onslow<br>02CRS56998   | Tyson           |
| 03-1495-1 | State v Pegram (Criminal)<br><b>Decision:</b> No error   | Richmond<br>02CRS53972   | Tyson           |
| 03-1185-1 | In the Matter of: R.A.S. (Criminal)<br><b>Decision:</b> Affirmed                                       | Robeson<br>00J112  | McCullough      |

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| 03-1370-1 | Wilkerson v Wilkerson (Civil)<br><b>Decision:</b> Vacated & remanded | Rutherford<br>01CVD264 | Tyson |
| 03-1124-1 | State v Tesar (Criminal)<br><b>Decision:</b> No error                | Union<br>02CRS8038     | Geer  |