

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 19 OCTOBER 2004)
(MANDATE 8 NOVEMBER 2004)

| Docket # | Title | County | Judge |
|-----------|--|----------------------------|-----------------|
| 03-1590-1 | Wood v Hollingsworth (Civil) Decision: Reversed and remanded | Cabarrus | Timmons-Goodson |
| 03-1618-1 | State v Robertson (Civil) Decision: Reversed | Forsyth | Levinson |
| 03-1189-1 | In the Matter of: W.H. (Criminal) Decision: Reversed and remanded | Guilford | McCullough |
| 03-1490-1 | In the Matter of: D.L. & A.L. (Juvenile - 3.1) Decision: Reversed in part; Reversed and remanded in part | Iredell | Tyson |
| 03-1202-1 | J&M Aircraft v Johnston Cty Airport (Civil) Decision: Reversed and remanded | Johnston | Elmore |
| 03-599-1 | First Union National Bank v Brown (Civil) Decision: Affirmed in part, reversed in part and remanded | Mecklenburg | Geer |
| 03-1157-1 | Donoghue v NC DOC (Civil) Decision: Affirmed | Mecklenburg | McCullough |
| 03-1422-1 | Charlotte Eastland Mall v Sole Survivor (Civil) Decision: Affirmed | Mecklenburg | Levinson |
| 03-1424-1 | State v Roberts (Criminal) Decision: No error | Mecklenburg | Hunter |
| 03-1215-1 | Alexander v Wal-Mart Stores (Civil) Decision: Reversed in part and remanded | N.C. Industrial Commission | Thornburg |
| 03-1280-1 | Adams v M.A. Hanna Co. (Civil) Decision: Vacated and remanded for further proceedings | N.C. Industrial Commission | Hudson |
| 04-45-1 | Sisk v Tar Heel Capital Corp (Civil) Decision: Affirmed | N.C. Industrial Commission | Tyson |
| 04-57-1 | Bass v Morganite, Inc. (Civil) Decision: Affirmed | N.C. Industrial Commission | Tyson |
| 03-1410-1 | State v Robinson (Criminal) Decision: No error | Nash | Timmons-Goodson |
| 03-1555-1 | State v Fuller (Criminal) Decision: No error | Stanly | Tyson |
| 03-1649-1 | Ward v Inscoe (Civil) Decision: Affirmed | Vance | Tyson |

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| 03-785-1 | State v Lewis (Criminal) Decision: New trial | Wake | Elmore |
| 03-1655-1 | Privett v Yarborough (Civil) Decision: Affirmed | Warren | Hudson |
| 03-884-1 | Gosai v Abeers Realty & Dev Mktg, Inc (Civil) Decision: Affirmed | Watauga | Elmore |

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| 04-12-1 | In the Matter of: S.C.S. (Juvenile - 3.1) Decision: Affirmed | Alamance 03J58 | Levinson |
| 04-126-1 | In the Matter of: P.R.G. (Criminal) Decision: Vacated | Alamance 01J84 | Levinson |
| 03-1537-1 | State v Lewis (Criminal) Decision: Affirmed | Beaufort 00CRS6153 | Wynn, Jr. |
| 04-81-1 | State v Finch (Criminal) Decision: No error in part; arrest judgment in part; and remand for resentencing | Beaufort 01CRS53111 03CRS639 | Levinson |
| 04-274-1 | State v Herndon (Criminal) Decision: Remanded for resentencing in part; remanded for correction of a clerical error in part | Beaufort 02CRS51738 02CRS51732 02CRS51737 | Wynn, Jr. |
| 03-1463-1 | In the Matter of: R.A.C. (Juvenile - 3.1) Decision: Affirmed | Buncombe 03J1 | Timmons-Goodson |
| 04-180-1 | State v Stuart (Criminal) Decision: No error | Chatham 00CRS50783 | Wynn, Jr. |
| 03-1432-1 | State v James (Criminal) Decision: Dismissed | Cleveland 02CRS55196 | Timmons-Goodson |
| 04-432-1 | State v Petty (Criminal) Decision: No error | Cleveland 02CRS55098 | Wynn, Jr. |
| 04-158-1 | State v Johnson (Criminal) Decision: No error | Craven 02CRS57660 | Levinson |
| 03-1217-1 | In the Matter of: M.H. (Juvenile - 3.1) Decision: Affirmed | Cumberland 94J767 | Timmons-Goodson |
| 04-80-1 | State v Rowe (Criminal) Decision: No error | Davidson 03CRS3417 | Levinson |
| 03-1132-1 | State v Brandon (Criminal) Decision: No error | Gaston 02CRS60315 | Calabria |
| 03-1512-1 | State v Holland (Criminal) Decision: No error | Gaston 02CRS12228 02CRS60314 | Calabria |
| 03-1662-1 | State v Sanders (Criminal) Decision: Affirmed | Gaston 03CRS5607 | Levinson |
| 03-1610-1 | State v Clark (Criminal) Decision: No error | Guilford 02CRS87132 | Levinson |

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| 03-1645-1 | State v Maynard (Criminal) Decision: No error | Guilford 02CRS95669 02CRS95670 | Levinson |
| 04-84-1 | State v Byers (Criminal) Decision: No error | Guilford 03CRS24189 03CRS73501 | Levinson |
| 03-1484-1 | Bryson v Cooper (Civil) Decision: Affirmed | Haywood 03CVS552 | Hunter |
| 03-1534-1 | State Farm Mut Auto Ins Co v Lockwood (Civil) Decision: Reversed and remanded | Johnston 02CVS506 | Martin |
| 03-1427-1 | State v Tillman (Criminal) Decision: No error | Mecklenburg 02CRS22667 01CRS34925 01CRS36757 | Hunter |
| 03-1563-1 | State v Mitchell (Criminal) Decision: No error | Mecklenburg 02CRS251843 02CRS251844 | Levinson |
| 03-1690-1 | VT, Inc. v Basiliros Dodge (Civil) Decision: Affirmed | Mecklenburg 03CVD2296 | Levinson |
| 04-98-1 | State v Brooks (Criminal) Decision: No error | Mecklenburg 02CRS254023 02CRS254024 | Levinson |
| 04-122-1 | State v Ninan (Criminal) Decision: No error | Mecklenburg 02CRS207683 02CRS206910 02CRS207684 02CRS206911 | Wynn, Jr. |
| 04-173-1 | State v Steele (Criminal) Decision: No error; remanded for correction of clerical error in judgment | Mecklenburg 02CRS66138 02CRS66600 | Levinson |
| 04-253-1 | In the Matter of: D.M.R. (Criminal) Decision: Dismissed | Mecklenburg 03J355 | Levinson |
| 04-389-1 | State v Reid (Criminal) Decision: Affirmed | Mecklenburg 01CRS25268 | Wynn, Jr. |
| 04-430-1 | In Re: A.D.H. (Juvenile - 3.1) Decision: Reversed and remanded | Mecklenburg 03J778 | Wynn, Jr. |
| 03-1375-1 | Sherrill v Carolina Cable Contr's, Inc (Civil) Decision: Affirmed | N.C. Industrial Commission IC737180 | Thornburg |
| 03-1659-1 | Brown v Wilkes County Sheriff's Dept. (Civil) Decision: Affirmed | N.C. Industrial Commission IC801090 IC828950 | Calabria |
| 04-28-1 | State v Nixon (Criminal) | New Hanover 02CRS15411 02CRS15408 02CRS15409 | Wynn, Jr. |

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| | Decision: No error | | |
| 04-169-1 | State v Toster (Criminal) | New Hanover 02CRS10769 | Wynn, Jr. |
| | Decision: No error | | |
| 03-1460-1 | State v Boswell (Criminal) | Onslow 02CRS58831 02CRS58832 | Per Curiam |
| | Decision: No error | | |
| 03-1678-1 | State v Clark (Criminal) | Onslow 02CRS56367 02CRS56365 02CRS56470 02CRS56366 | Levinson |
| | Decision: No error | | |
| 03-951-1 | State v Jones (Criminal) | Orange 02CRS52506 | Calabria |
| | Decision: No error | | |
| 04-141-1 | State v Dorman (Criminal) | Orange 03CRS51200 03CRS50720 03CRS51197 | Wynn, Jr. |
| | Decision: Affirmed | | |
| 03-1714-1 | Mueller v Brantley (Civil) | Pitt 02CVS3034 | Levinson |
| | Decision: Dismissed | | |
| 04-306-1 | State v Delk (Criminal) | Randolph 99CRS130 99CRS131 | Wynn, Jr. |
| | Decision: In the case number 99CRS130, Defendant's conviction of common law robbery, we find No Error. In the case number 99CRS131, Defendant's conviction of habitual felon, is Reversed and remanded. | | |
| 04-232-1 | State v Smith (Criminal) | Richmond 01CRS53392 | Wynn, Jr. |
| | Decision: Affirmed | | |
| 03-600-1 | State v Odom (Criminal) | Robeson 99CRS201 | Elmore |
| | Decision: No error | | |
| 03-1637-1 | State v Hines (Criminal) | Rutherford 99CRS2126 | Levinson |
| | Decision: No error | | |
| 04-136-1 | State v Beltran (Criminal) | Surry 01CRS51244 01CRS51248 01CRS51241 01CRS51246 01CRS51243 01CRS51247 | Wynn, Jr. |
| | Decision: Reversed and remanded | | |
| 03-1666-1 | State v Dockery (Criminal) | Union 01CRS55574 01CRS55566 02CRS6462 01CRS55571 | Wynn, Jr. |
| | Decision: No error | | |
| 03-769-1 | State v Rogers (Criminal) | Wake 02CRS74191 | Hudson |
| | Decision: No error | | |
| 04-46-1 | State v Cabrera (Criminal) | Wake 02CRS42470 02CRS42468 02CRS42472 02CRS42469 | Wynn, Jr. |
| | Decision: No error in part; reversed and remanded in part | | |
| 04-47-1 | State v Richards (Criminal) | Wake 01CRS56561 | Tyson |
| | Decision: Dismissed | | |

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| 04-159-1 | State v Styron (Criminal) | Wake 00CRS77668 00CRS8311 00CRS8715 00CRS8312 00CRS8716 | Levinson |
| | Decision: No error | | |
| 04-395-1 | State v Brown (Criminal) | Wake 99CRS78143 | Wynn, Jr. |
| | Decision: No error | | |
| 03-1199-1 | State v Dawson (Criminal) | Wayne 02CRS8953 02CRS55893 | Geer |
| | Decision: No error | | |
| 04-75-1 | State v Lane (Criminal) | Wayne 01CRS58651 02CRS621 | Wynn, Jr. |
| | Decision: No error | | |
| 03-1703-1 | State v Andrade (Criminal) | Wilkes 03CRS2952 03CRS2968 | Levinson |
| | Decision: Affirmed | | |
| 04-336-1 | American Tire Dist. v Ramey (Civil) | Wilson 03CVD376 | Wynn, Jr. |
| | Decision: Affirmed | | |