

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 16 NOVEMBER 2004)**  
**(MANDATE 6 DECEMBER 2004)**

Docket #	Title	County	Judge
03-588-1	State v Brice (Criminal) <b>Decision:</b> No error	Catawba	Elmore
03-1128-1	In the Matter of: T.E.F. (Criminal) <b>Decision:</b> Reversed and remanded	Edgecombe	Calabria
03-931-1	State v Peoples (Criminal) <b>Decision:</b> No error	Forsyth	Elmore
03-1479-1	DOT v Haywood Cty. (Civil) <b>Decision:</b> Reversed and remanded	Haywood	Timmons-Goodson
03-1386-1	Johnson v News & Observer Publishing Co (Civil) <b>Decision:</b> Reversed and remanded	Johnston	Thornburg
03-1619-1	J.S.W.,D.W.,G.W. v Lee County BOE (Civil) <b>Decision:</b> Dismissed	Lee	Hudson
03-1018-1	Miller v Roca & Son, Inc. (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Geer
03-1329-1	Miles v Carolina Forest Assoc., Inc. (Civil) <b>Decision:</b> Affirmed	Montgomery	McCullough
04-259-1	State v Alexander (Criminal) <b>Decision:</b> New sentencing hearing	Pasquotank	Levinson
03-1094-1	Schenk v HNA Holdings, Inc. (Civil) <b>Decision:</b> Affirmed	Rowan	Martin
03-1095-1	Bell v HNA Holdings, Inc. (Civil) <b>Decision:</b> Affirmed	Rowan	Martin
03-1624-1	Williams v Scotland Cty. (Civil) <b>Decision:</b> Affirmed	Scotland	Hudson
03-794-1	American Nat'l Elec v Poythress Contr'r (Civil) <b>Decision:</b> Affirmed	Wake	Elmore
03-1313-1	In Re: Petition of Central Telephone Co (Civil) <b>Decision:</b> Affirmed	Wake	McCullough
04-412-1	In Re: D.Q.W.,T.A.W.,Q.K.T.,Q.M.T.,J.T. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Wake	Levinson

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Docket #	Title	County	Judge
03-1103-1	In the Matter of H.A.T.,C.A.T.,C.W.T. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 02J181,02J179,02J180	Elmore
03-1267-1	State v Whittenburg (Criminal) <b>Decision:</b> No error	Buncombe 03CRS1144,02CRS63537,0-3CRS1145,03CRS54	McCullough
03-1411-1	Dungan & Mitchell v Dillingham Constr. (Civil) <b>Decision:</b> No error	Buncombe 01CVD1930	Geer
04-110-1	Gulf Insurance v Pollution Technology (Civil) <b>Decision:</b> Affirmed	Cumberland 00CVS8241	Steelman
03-1316-1	Lestep, Inc. v Smith (Civil) <b>Decision:</b> Affirmed	Durham 02CVD2898	McCullough
04-181-1	State v Hairston (Criminal) <b>Decision:</b> No error	Forsyth 02CRS61996,02CRS61908	Tyson
03-453-1	State v Byler (Criminal) <b>Decision:</b> Affirmed	Guilford 00CRS101247,00CRS1012-48,00CRS101247,00CRS10-1246,00CRS101248	Elmore
03-900-1	Harvey Fertilizer v Coastal Plains Rest (Civil) <b>Decision:</b> Affirmed	Lenoir 02CVS1255	Elmore
03-1015-1	Reynolds v M&M Contracting (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC150434	Elmore
03-1508-1	In the Matter of: CKM, SM (Juvenile - 3.1) <b>Decision:</b> Reversed	Orange 03J45,03J46	Martin
04-67-1	Oakley v Barkley (Civil) <b>Decision:</b> Dismissed	Pasquotank 02CVS138	Levinson
04-301-1	Tilley v NC Dept. of Env. & Nat. Res. (Civil) <b>Decision:</b> Affirmed	Wake 01CVS2899	Calabria