

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 15 FEBRUARY 2005)**  
**(MANDATE 7 MARCH 2005)**

Docket #	Title	County	Judge
03-112-1	Edings v Sgoo udtheodi rgOpshta co(C l)hvhiB <b>Decision:</b> Weaefser mnR fepmnrer	9e8uBomt	yODgg
0b-1641-1	rtdtg v Didwwgo l)shzhodiB <b>Decision:</b> to effof	9umke	Tizesg
03-v61-1	rtdtg v Semg l)shzhodiB <b>Decision:</b> dvvifper mnR fepmnrer	C8t8a78	-potgs
03-rrv-1	Geog( v )hta eH RpsMdZL gt di l)hvhiB <b>Decision:</b> dvvifper in Amf;R feaefser in Amf;	Dum58h	yO)piiepbM
03-6v1-1	rtdtg v Wivdsgk l)shzhodiB <b>Decision:</b> to effof	Gomfyt5	Na(eo
03-6vr-1	rtdtg v Eeew l)shzhodiB <b>Decision:</b> to Afeuhricing effof	Gomfyt5	EaooL GsC
03-16I-1	Dd(teo )epota gf sgiC yhiigs v yhiigs l)hvhiB <b>Decision:</b> dvvifper	s8fton	Tizesg
03-b34-1	u) Qdsz .psgdp co(C v udtheoPhwg co(C l)hvhiB <b>Decision:</b> dvvifper	suilBomd	-pw(eo
03-3b6-1	yesbdo v WNAN )esmesdtheo l)hvhiB <b>Decision:</b> dvvifper in Amf; mnR feaefser in Amf;	M8mnett	-potgs
0b-vbb-1	rzhtM v GdOn(eo )epota .,T l)hvhiB <b>Decision:</b> dvvifper	J8ckfon	Dggs
03-rr3-1	rtdtg v rohmg( l)shzhodiB <b>Decision:</b> to effof m; ;fimgw fepmnr vof coffec;ion ov cgefcmg effofs	Nee	Nhzzeo(JDeew(eo
0b-11b0-1	rzhtM v YhOMdsw(eo rmest( &twC Sdstogs( l)hvhiB <b>Decision:</b> dvvifper in Amf;R fepmnrer vof vhf;Nef AfoceerinVs in Amf;	.wCw Hnduftmi8l Cohhiffion	-potgs
0b-1Iv0-1	Igsqgo v u) R,) l)hvhiB <b>Decision:</b> jmcmm;er	.wCw Hnduftmi8l Cohhiffion	ydstho
03-13I-1	)eemgs v )eemgs Totgsmsh(g(L coOC l)hvhiB <b>Decision:</b> dvvifper	.wCw Hnduftmi8l Cohhiffion	EaooL GsC
03-1II-1	Wwdz( v ygtidi( VrW l)hvhiB <b>Decision:</b> dvvifper	.wCw Hnduftmi8l Cohhiffion	.sadot
03-3v2-1	rtdtg v yhiigs l)shzhodiB <b>Decision:</b> dvvifperw fepmnrer vof fesen;encinV mnR m re;efpinm;ion ov emfner cferi;s	pnfloa	yODgg







**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 21 DECEMBER 2004)  
(MANDATE 10 JANUARY 2005)**

Docket #	Title	County	Judge
03-1524-1	State v Anderson (Criminal) <b>Decision:</b> No error	Alamance 02CRS55447	Calabria
03-1564-1	In the Matter of: T.D.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick 02J210	McGee
03-1605-1	In the Matter of: M.K. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick 02J136	Calabria
03-1225-1	Laird v Carroll (Civil) <b>Decision:</b> Affirmed	Buncombe 00CVD6405	Geer
03-1701-1	In the Matter of: C.D.M. & J.A.F.D. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 03J27,03J28	Wynn, Jr.
04-13-1	In the Matter of: E.L. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 02J291	McGee
04-235-1	State v Becoats (Criminal) <b>Decision:</b> No error	Buncombe 03CRS6967,03CRS53458,0- 3CRS6965,03CRS53456,03- IFS6079,03CRS6966,03CR- S53457	Steelman
04-428-1	Black v Hamrick (Civil) <b>Decision:</b> Vacated	Buncombe 03CVS2210	Timmons-Goodson
04-569-1	In Re: D.C. & M.L. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 02J77	Steelman
04-49-1	Southern Investment Prop. v Watson (Civil) <b>Decision:</b> Affirm	Burke 02CVS1538	Bryant
03-1383-1	C.F. Little Dev. v NC Natural Gas (Civil) <b>Decision:</b> Affirmed	Cabarrus 01CVS2068	Geer
04-405-1	In Re: T.H. & T.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Cabarrus 02J217,02J218	Thornburg
04-85-1	State v Cornett (Criminal) <b>Decision:</b> No error	Catawba 01CRS51928	McGee
04-212-1	State v Hacker (Criminal) <b>Decision:</b> No prejudicial error; remanded for correction of clerical error in judgment	Craven 03CRS53131	Steelman
03-1492-1	In Re: H.D. & J.B. (Juvenile - 3.1) <b>Decision:</b> Reversed and vacated in part; affirmed in part	Cumberland 02J255,02J256	Hunter
03-1694-1	State v Johnson (Criminal)	Cumberland 02CRS53465	Wynn, Jr.



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	<b>Decision:</b> Affirmed		
04-606-1	State v Chance (Criminal)	Cumberland 02CRS54074	Steelman
	<b>Decision:</b> No error		
03-1719-1	Cunningham v Sams (Civil)	Davidson 01CVD3362	Wynn, Jr.
	<b>Decision:</b> Affirmed		
04-99-1	Lanier v Lanier (Civil)	Duplin 01SP42	Thornburg
	<b>Decision:</b> Affirmed		
03-1585-1	State v Clayton (Criminal)	Durham 02CRS40671	Steelman
	<b>Decision:</b> No error		
03-1320-1	State v Patrick (Criminal)	Forsyth 01CRS62182,01CRS40375,- 02CRS20683 02CRS20683,01CRS62182,- 01CRS40375	Geer
	<b>Decision:</b> New trial in part, no error in part, and remand for resentencing		
03-1674-1	State v Manning (Criminal)	Forsyth 02CRS58759,02CRS26859,- 02CRS58703	Thornburg
	<b>Decision:</b> No error		
04-437-1	State v Myers (Criminal)	Forsyth 02CRS62914	Steelman
	<b>Decision:</b> No error		
03-1394-1	Norfolk Southern RR v Wilson Paint (Civil)	Gaston 99CVS1538	Elmore
	<b>Decision:</b> Affirmed		
04-440-1	City of Gastonia v Hayes (Civil)	Gaston 01CVS2343	Steelman
	<b>Decision:</b> Reversed		
03-1367-1	Seaboard Container v Four Seasons Envtl (Civil)	Guilford 02CVS10097	Hudson
	<b>Decision:</b> Affirmed in part, dismissed in part		
03-1452-1	State v Williams (Criminal)	Guilford 01CRS103488,01CRS1034- 85,01CRS103483,01CRS10- 3489,01CRS103487,01CRS- 103484,01CRS103488,01C- RS103486,01CRS103483,0- 1CRS103490,01CRS10348- 7,01CRS103485,01CRS103- 482,01CRS103492,01CRS1- 03489,01CRS103486,01CR- S103484,01CRS103490	McCullough
	<b>Decision:</b> No error		
04-242-1	State v Chapman (Criminal)	Guilford 02CRS91698,02CRS23713,- 02CRS91696,02CRS91699,- 02CRS93444,02CRS91697,- 02CRS23712	Steelman
	<b>Decision:</b> No error		



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04-490-1	State v Coleman (Criminal)  <b>Decision:</b> No error	Guilford 02CRS102742,02CRS102747	Steelman
04-456-1	In Re: L.G. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Harnett 01J61	Wynn, Jr.
04-460-1	State v Arnold (Criminal)  <b>Decision:</b> No error	Harnett 02CRS57048	Steelman
04-153-1	State v Baker (Criminal)  <b>Decision:</b> No error	Iredell 98CRS8538,98CRS13466 98CRS13466,98CRS8539,9- 8CRS8540,98CRS8539,98- CRS8538,98CRS8540	Steelman
03-1510-1	In the Matter of: P.S. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Johnston 01J182	McCullough
03-1528-1	Cook v Coffey (Civil)  <b>Decision:</b> Affirmed	Madison 02CVS170	McCullough
03-1587-1	State v Hawkins (Criminal)  <b>Decision:</b> No error	Mecklenburg 02CRS215147	Elmore
03-1683-1	Gallis v M&R Investors (Civil)  <b>Decision:</b> Reversed	Mecklenburg 01SP3391,02SP1197	Thornburg
04-20-1	Mehrizi v Romero-Baeza (Civil)  <b>Decision:</b> Remanded for new trial	Mecklenburg 03CVD9934	Elmore
04-222-1	In Re: D.W. (Criminal)  <b>Decision:</b> Appeal dismissed	Mecklenburg 00J1022	Wynn, Jr.
04-486-1	In re: R.H. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Mecklenburg 01J1173	Steelman
04-512-1	State v Hilton (Criminal)  <b>Decision:</b> Affirmed	Mecklenburg 02CRS81539	Steelman
04-9-1	State v Keitt (Criminal)  <b>Decision:</b> No error in defendant's trial; vacated and remanded as to attorney's fees	Montgomery 00CRS50499	McGee
04-60-1	Burt v NC DOC (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission TA17293	Wynn, Jr.
04-91-1	Spicer v New Hanover Regional Med. Ctr. (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC558162,IC721983	Wynn, Jr.
04-96-1	Anderson Estate v Dana Corp. (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC016368	Hunter



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04-513-1	Sherwin v Cape Fear Valley Health (Civil) <b>Decision:</b> Dismissed	N.C. Industrial Commission IC123003	Steelman
02-1746-2	State v Sneed (Criminal) <b>Decision:</b> Affirmed	New Hanover 02CRS3556,02CRS4649	Wynn, Jr.
03-1373-1	Smith v Murrell (Civil) <b>Decision:</b> Affirmed	New Hanover 01CVS3559	Geer
03-1705-1	Elliott v Food Lion, L.L.C. (Civil) <b>Decision:</b> Affirmed	New Hanover 01CVS3706	Wynn, Jr.
03-1405-1	King v Popkins & Associates (Civil) <b>Decision:</b> Affirmed	Onslow 01CVS3960	Bryant
03-1214-1	Shafman v Donald Larson, Inc. (Civil) <b>Decision:</b> Affirmed in part; no error in part; remanded in part	Orange 00CVS1735	Geer
03-1473-1	Sidbury v Jacobs (Civil) <b>Decision:</b> Reversed and remanded	Pender 01CVD17	McGee
03-1533-1	In the Matter of: J.M.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Person 02J31	McGee
03-1643-1	Jimmy Lewis Contracting v Pearman (Civil) <b>Decision:</b> Affirmed in part, reversed in part	Person 99CVD342	Hudson
04-38-1	In Re: R.P., P.P, and M.P. (Juvenile - 3.1) <b>Decision:</b> Vacated and remanded	Pitt 00J208,00J206,00J207	Thornburg
04-457-1	O'Beid v Eastwood (Civil) <b>Decision:</b> Affirmed	Pitt 01CVS2655	Levinson
04-400-1	State v Tinsley (Criminal) <b>Decision:</b> No error	Rockingham 03CRS50885	Steelman
03-1243-1	Spernock v TS Henson Builders, Inc. (Civil) <b>Decision:</b> Reversed and remanded	Union 01CVS1318	McCullough
03-1330-1	State v Garza (Criminal) <b>Decision:</b> Affirmed	Wake 02CRS31079,02CRS38982	Wynn, Jr.
03-1713-1	State v Cunningham (Criminal) <b>Decision:</b> No error in part; vacated in part	Wake 02CRS47332,02CRS47333	Thornburg
04-19-1	State v Santa-Maria (Criminal) <b>Decision:</b> No error	Wake 02CRS49345	McCullough
04-262-1	Westerhold v Designers's Way (Civil) <b>Decision:</b> Affirmed	Wake 02CVS12706	Thornburg



Docket #	Title	County	Judge
04-349-1	State v Conway (Criminal) <b>Decision:</b> No error	Wake 03CRS57101	Steelman
04-493-1	State v Bedford (Criminal) <b>Decision:</b> No error in part; reversed in part, and remanded	Wayne 03CRS51040	Levinson
04-507-1	State v Hobbs (Criminal) <b>Decision:</b> No error	Wayne 02CRS060641	Steelman
04-257-1	Godwin v Barnes (Civil) <b>Decision:</b> No error	Wilson 02CVS1224	Thornburg
03-1628-1	In the Matter of: J.B.C. & C.L.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Yadkin 01J111,01J112	Thornburg