

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 3 MAY 2005)**  
**(MANDATE 23 MAY 2005)**

Docket #	Title	County	Judge
04-649-1	Page v Bald Head Ass'n, et al (Civil) <b>Decision:</b> Affirmed	Brunswick	Hunter
04-694-1	Ford v Wright (Civil) <b>Decision:</b> Reversed	Buncombe	Hunter
04-472-1	Caswell County v Yanceyville, et al (Civil) <b>Decision:</b> Affirmed	Caswell	Calabria
04-846-1	In Re: B.N.H. (Juvenile - 3.1) <b>Decision:</b> Dismissed	Catawba	Levinson
04-73-1	DOT v MM Fowler, Inc. (Civil) <b>Decision:</b> No error	Durham	Steelman
02-691-1	State v Andrews (Criminal) <b>Decision:</b> No error	Edgecombe	Martin
04-433-1	State v Gonzalez-Fernandez (Civil) <b>Decision:</b> Affirmed	Forsyth	McGee
04-530-1	Cabaniss v Deutsche Bank, et al (Civil) <b>Decision:</b> Reversed and remanded in part, affirmed in part	Forsyth	Hudson
04-234-1	Granville Farms v County of Granville (Civil) <b>Decision:</b> Affirmed	Granville	Steelman
04-975-1	Kennedy, et al v Gardner, et al (Civil) <b>Decision:</b> Affirmed	Guilford	Jackson
04-991-1	Milton v Thompson, et al (Civil) <b>Decision:</b> Dismissed	Guilford	Wynn, Jr.
04-816-1	State v Price (Criminal) <b>Decision:</b> Vacated in part; No error in part	Henderson	Jackson
04-704-1	State v Trusell (Criminal) <b>Decision:</b> Affirmed	Lee	Hunter
04-260-1	State v Blancher (Criminal) <b>Decision:</b> No error	Lincoln	Martin
04-758-1	Sawyers v Farm Bureau Ins. of N.C. (Civil) <b>Decision:</b> Reversed in part, dismissed in part	Mecklenburg	Wynn, Jr.
04-661-1	Parker v Figure 8 Beach Homeowners (Civil) <b>Decision:</b> Affirmed	New Hanover	Hudson

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04-583-1	State v Nettles (Criminal) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Randolph	Jackson
04-935-1	State v Ferrer (Civil) <b>Decision:</b> Affirmed	Randolph	Timmons-Goodson
04-1105-1	Rupe v Hucks-Follis, M.D. (Civil) <b>Decision:</b> Reversed	Robeson	McCullough
04-683-1	Hook v Hook (Civil) <b>Decision:</b> Affirmed	Tyrrell	Elmore
03-1630-1	McCutchen v McCutchen (Civil) <b>Decision:</b> Affirmed	Wake	Bryant
04-365-1	State v Quick (Criminal) <b>Decision:</b> Dismissed in part, Vacated in part, and remanded	Wake	Timmons-Goodson
04-979-1	Grant v Miller, et al (Civil) <b>Decision:</b> Dismissed	Wake	Steelman
04-1091-1	In Re: I.S. (Juvenile - 3.1) <b>Decision:</b> Reversed	Wayne	Jackson
04-859-1	In the Matter of: M.A.B. (Juvenile - Criminal) <b>Decision:</b> Affirmed	Yadkin	Wynn, Jr.

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04-632-1	State v Slade (Criminal) <b>Decision:</b> No error	Alamance 03CRS056314	Geer
04-658-1	State v Baldwin (Criminal) <b>Decision:</b> Affirmed	Alamance 03CRS56308	Geer
04-468-1	State v Johnson (Criminal) <b>Decision:</b> No error	Beaufort 02CRS052221	McCullough
04-612-1	State v Bailey (Criminal) <b>Decision:</b> No error	Beaufort 01CRS53805 01CRS53806	Elmore
04-880-1	State v Percy (Criminal) <b>Decision:</b> No error in part; reversed in part as to defendant's conviction for driving while license revoked in case number 03CRS55837	Buncombe 03CRS55837 03CRS55840 03CRS55838 03CRS13109 03CRS55839	Elmore
04-1219-1	State v Miller (Criminal)  <b>Decision:</b> No error	Buncombe 03CRS62894 03CRS61878 03CRS61666 03CRS62950 03CRS62044 03CRS61876 03CRS60869 03CRS62895 03CRS62042 03CRS61874 03CRS62045 03CRS61877 03CRS61665 03CRS62896 03CRS62043 03CRS61875	Elmore
04-210-1	State v Hilton (Criminal) <b>Decision:</b> No error	Caldwell 02CRS6688	Geer
04-188-1	In Re: A.M.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Cumberland 02CVD1259	Bryant
04-378-1	State v McClain (Criminal) <b>Decision:</b> Affirmed	Cumberland 99CRS18947 99CRS18948	Geer
04-605-1	Graham v House (Civil) <b>Decision:</b> Reversed and remanded	Dare 04CVD34	Calabria
04-540-1	State v Beatty (Criminal) <b>Decision:</b> No error	Durham 01CRS47875	Elmore
04-869-1	State v Fulton (Criminal) <b>Decision:</b> No error	Forsyth 02CRS61619	Calabria
04-1239-1	State v Thomas (Criminal) <b>Decision:</b> Remanded for resentencing	Forsyth 03CRS53858	Elmore
04-1122-1	State v Bartlett (Criminal) <b>Decision:</b> No error	Gaston 02CRS63069	Elmore

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04-1106-1	State v Flores (Civil) <b>Decision:</b> Affirmed	Greene 02CRS50445	Timmons-Goodson
04-676-1	State v Morris (Criminal) <b>Decision:</b> No error	Harnett 03CRS420 01CRS51767 01CRS51966	Calabria
04-985-1	State v Morrison (Criminal) <b>Decision:</b> No error	Harnett 03CRS4767 02CRS52699 03CRS4766	Tyson
04-1107-1	State v Moore (Criminal) <b>Decision:</b> Vacated and remanded	Harnett 01CRS53465	Steelman
04-327-1	State v Overton (Criminal) <b>Decision:</b> No error	Hertford 03CRS50202	Geer
04-920-1	State v Whitley (Criminal) <b>Decision:</b> No error	Hoke 03CRS1510 02CRS51832 02CRS51833	Calabria
04-1269-1	State v Artis (Criminal) <b>Decision:</b> Affirmed	Lenoir 01CRS51372	Calabria
04-1017-1	In Re: J.N. (Juvenile - 3.1) <b>Decision:</b> Reversed and remanded	Mecklenburg 99J344	McGee
04-669-1	Norris v Coastal Transport, et al (Civil) <b>Decision:</b> Reversed	N.C. Industrial Commission IC921410	Geer
04-573-1	State v Peterson (Criminal) <b>Decision:</b> No error	New Hanover 02CRS18450 02CRS20446 02CRS18448 02CRS18451 02CRS20447 02CRS18449 02CRS18452	Geer
04-1318-1	State v Rascoe (Criminal) <b>Decision:</b> No error	Northampton 03CRS1149 03CRS50499	Calabria
04-458-1	State v Coston (Criminal) <b>Decision:</b> Reversed	Perquimans 98CRS1094 03CRS59	Geer
04-1028-1	State v Langley (Criminal) <b>Decision:</b> No error	Pitt 03CRS56615	Steelman
04-1173-1	State v Mackey (Criminal) <b>Decision:</b> No error	Pitt 02CRS65042	Calabria
04-934-1	State v Landaver (Criminal) <b>Decision:</b> Affirmed	Randolph 02CRS051879	Timmons-Goodson
04-939-1	State v Ochoa (Civil)	Randolph 03CRS50140	Timmons-Goodson

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	<b>Decision:</b> Affirmed		
04-519-1	Wilkerson v Sandhill Properties (Civil)	Richmond 03CVS1056	Calabria
	<b>Decision:</b> Reversed and remanded		
04-379-1	State v Maynor (Criminal)	Robeson 01CRS54907	Geer
	<b>Decision:</b> No error		
04-997-1	Rollins v Town of Cleveland (Civil)	Rowan 03CVS1681	Calabria
	<b>Decision:</b> Dismissed		
04-898-1	State v Fennell (Criminal)	Sampson 02CRS54238	Calabria
	<b>Decision:</b> No error		
04-607-1	State v Ocampo (Criminal)	Stanly 02CRS4211-4226	Levinson
	<b>Decision:</b> No error		
04-464-1	Gibbs v Cobb (Civil)	Wake 02CVS11389	Jackson
	<b>Decision:</b> Affirmed in part and reversed in part		
04-1076-1	State v Becton (Criminal)	Wake 99CRS1280 98CRS64472 99CRS63109 99CRS13 99CRS63110	Elmore
	<b>Decision:</b> Vacated and remanded		
04-1121-1	In Re: E.L.L. (Juvenile - 3.1)	Wake 03J71	Levinson
	<b>Decision:</b> Affirmed		
04-1145-1	State v Berkley (Criminal)	Wayne 3CRS57194	Elmore
	<b>Decision:</b> No error		
04-1360-1	In Re: T.C. (Juvenile - 3.1)	Wilkes 02J193	Elmore
	<b>Decision:</b> Reversed and remanded		