

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 7 MARCH 2006)**  
**(MANDATE 27 MARCH 2006)**

Docket #	Title	County	Judge
05-355-1	Connor v Harless (Civil) <b>Decision:</b> Affirmed	Brunswick	Calabria
05-173-1	Cepplecha v Pine Knoll Townes (Civil) <b>Decision:</b> Reversed	Carteret	Hudson
05-764-1	In the Matter of: A.C.F. (Juvenile - 3.1) <b>Decision:</b> Reversed	Catawba	Levinson
05-788-1	Doyle v Doyle (Civil) <b>Decision:</b> Reversed and remanded	Catawba	Tyson
05-119-1	State v Scanlon (Criminal) <b>Decision:</b> No prejudicial error, vacated in part	Durham	Wynn, Jr.
05-199-1	Hall v Toreros (Civil) <b>Decision:</b> Affirmed	Durham	John, Sr.
04-1368-1	State v Bauberger (Criminal) <b>Decision:</b> No error	Forsyth	Elmore
05-464-1	Brown v Winston-Salem (Civil) <b>Decision:</b> Affirmed	Forsyth	Jackson
05-333-1	State v Lopez & Sanchez (Criminal) <b>Decision:</b> New trial as to Lopez, no error as to Sanchez	Guilford	Hunter
04-1681-1	Ripellino v NC School Bd Assoc., Inc. (Civil) <b>Decision:</b> Reversed and remanded	Johnston	Calabria
05-519-1	In the Matter of: L.B.D. (Juvenile - 3.1) <b>Decision:</b> Dismissed	Johnston	Calabria
05-826-1	Fox v Gibson (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Wynn, Jr.
04-808-1	Multiple Claimants v NC DHHS, et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Geer
05-445-1	Frost v Salter Path Fire & Rescue (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Hudson
05-562-1	Avery v Phelps Chevrolet (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Martin
05-609-1	Pate v NC DOT (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Levinson
04-1687-1	Chambliss v Health Sciences Foundation (Civil) <b>Decision:</b> Affirmed in part, no error in part	New Hanover	Calabria

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05-900-1	Locklear v Lanuti (Civil) <b>Decision:</b> Reversed and remanded	Robeson	Tyson
05-488-1	Williams v CSX Transportation (Civil) <b>Decision:</b> No error	Scotland	Martin
05-194-1	Broadbent v Allison (Civil) <b>Decision:</b> Defendants' Appeal: Affirmed. Plaintiffs' Appeal: Reversed and remanded for new trial on damages and new hearing on permanent injunction.	Transylvania	Steelman
05-265-1	State v Herring (Criminal) <b>Decision:</b> No error	Wake	Elmore
05-340-1	Philip Morris USA v Tolson (Civil) <b>Decision:</b> Affirmed	Wake	Wynn, Jr.
04-1347-1	State v Hollars (Civil) <b>Decision:</b> Affirmed	Watauga	Hudson
05-576-1	Cockerham-Ellerbee v Town of Jonesville (Civil) <b>Decision:</b> Affirmed	Yadkin	Steelman

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05-748-1	State v Wancik (Criminal) <b>Decision:</b> No error	Beaufort 04CRS1944	Elmore
05-860-1	State v Brammer (Criminal) <b>Decision:</b> Affirmed	Bladen 04CRS51828	Elmore
05-17-1	State v Brown (Criminal) <b>Decision:</b> No error; remanded for resentencing	Burke 02CRS50572	Hunter
05-590-1	In The Matter of: J.G.B., et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Burke 04J37,04J35,04J38,04J36	Elmore
05-550-1	Concord Engineering v Freeman (Civil) <b>Decision:</b> Affirmed	Cabarrus 04CVD976	Levinson
05-417-1	State v Mahoney (Criminal) <b>Decision:</b> No error	Carteret 03CRS55145,03CRS55314	Bryant
05-910-1	State v Hampton (Criminal) <b>Decision:</b> Remanded	Catawba 05CRS1452,05CRS1453	Elmore
05-178-1	In Re: Foreclosure of Hunt (Civil) <b>Decision:</b> Affirmed	Cleveland 03SP408	Geer
05-839-1	State v Autry (Criminal) <b>Decision:</b> No error	Cumberland 03CRS59676	Martin
04-1620-1	State v Hairston (Criminal) <b>Decision:</b> No error	Forsyth 03CRS60683,03CRS31227	McGee
05-579-1	State v Martin (Criminal) <b>Decision:</b> No error in defendant's trial; no error in part with respect to judgment; remanded for resentencing on the issue of restitution only	Forsyth 04CRS54015,04CRS16989	McCullough
05-716-1	State v Coleman (Criminal) <b>Decision:</b> No error	Gaston 04CRS52341,04CRS8587,04-CRS52344,04CRS52339,04C-RS52345	Smith
05-778-1	State v Long (Criminal) <b>Decision:</b> No error	Gaston 04CRS61036,04CRS61037	Elmore
05-717-1	State v Martin (Criminal) <b>Decision:</b> No error	Guilford 03CRS98188,03CRS98189	Hudson
05-854-1	Deutsche Bank v Tradewinds Airlines (Civil) <b>Decision:</b> Appeal dismissed and remanded	Guilford 03CVS12215	Tyson
05-458-1	In the Matter of: S.L.G. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Halifax 03J10,03J11	McCullough

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05-452-1	Vaughn v Vaughn (Civil) <b>Decision:</b> Vacated	Harnett 03CVD372	Elmore
05-749-1	Klebba v Harrah's NC Casino (Civil) <b>Decision:</b> Affirmed	Haywood 03CVS737	Hudson
05-838-1	In the Matter of: A.N.M (Juvenile - 3.1) <b>Decision:</b> Affirmed	Haywood 04J35	Calabria
05-802-1	State v Littlejohn (Criminal) <b>Decision:</b> No error	Henderson 04CRS52956,04CRS52959	Tyson
05-848-1	State v Moore (Criminal) <b>Decision:</b> No error	Henderson 03CRS2282,03CRS51662	Bryant
05-146-1	Armstrong v Rhodes (Civil) <b>Decision:</b> Affirmed	Johnston 03CVS915	Elmore
05-414-1	State v Holder (Criminal) <b>Decision:</b> No error in part; remand for resentencing	Johnston 02CRS6247,02CRS54284	Calabria
05-200-1	Dept. of Transportation v Anderson (Civil) <b>Decision:</b> Affirmed	Lincoln 01CVS530	McGee
05-747-1	State v Pringle (Criminal) <b>Decision:</b> No error	McDowell 04CRS50534	Elmore
05-647-1	State v Pean (Criminal) <b>Decision:</b> No error in the trial, remanded for resentencing	Mecklenburg 03CRS249267,03CRS24926-3,03CRS249268,03CRS2492-64,03CRS249271	Levinson
05-498-1	McLamb v Carroll's Foods (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC986526	McCullough
05-861-1	Cook v Erect All (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC276576	McCullough
05-913-1	Swiney v Arvin Meritor (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC189631	McGee
05-538-1	Nationwide v Gaskill (Civil) <b>Decision:</b> Affirmed	New Hanover 03CVS1299	McGee
05-719-1	Honacher v Everson (Civil) <b>Decision:</b> Affirmed	Rockingham 03CVS1334	Jackson
04-1013-1	NC State Bar v Gilbert (Civil) <b>Decision:</b> Affirmed as to the dismissal of defendant's counterclaims; vacated and remanded as to plaintiff's claims	Wake 02CVD4961	Steelman
05-783-1	Coordinated Health v Primary Health (Civil)	Wake 03CVS14941	Bryant

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	<b>Decision:</b> Affirmed		
05-806-1	Mahmoud v UNC (Civil)	Watauga 03CVS778	Bryant
	<b>Decision:</b> Affirmed		
05-627-1	In the Matter of: J.N.C. (Juvenile - 3.1)	Wilkes 02J176	Wynn, Jr.
	<b>Decision:</b> Affirmed		
04-1044-1	Batts v Batts, et al (Civil)	Wilson 01CVS1375	Steelman
	<b>Decision:</b> Affirmed		
05-883-1	Best v Moody (Civil)	Wilson 04CVS416	Tyson
	<b>Decision:</b> Affirmed		