

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 1 AUGUST 2006)**  
**(MANDATE 21 AUGUST 2006)**

Docket #	Title	County	Judge
05-769-1	State v Fuller (Criminal) <b>Decision:</b> No error in part; remanded for a new sentencing hearing	Alamance	Geer
04-986-2	In Re: A.K. (Juvenile - 3.1) <b>Decision:</b> Reversed	Buncombe	Levinson
05-1304-1	Gannett Pacific Corp v Asheville (Civil) <b>Decision:</b> Affirmed	Buncombe	McGee
05-1354-1	King v Windsor Capital Group (Civil) <b>Decision:</b> Affirmed	Buncombe	Jackson
05-1393-1	Allstate Ins Co v Stilwell (Civil) <b>Decision:</b> Affirmed	Caldwell	Hudson
05-1031-1	State v Harris (Criminal) <b>Decision:</b> No error in part; reversed in part and remanded for entry of judgment	Craven	Hudson
04-1585-1	In Re: Will of McFayden (Civil) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Cumberland	Jackson
05-1125-1	Haynes v B&B Realty Group (Civil) <b>Decision:</b> Affirmed	Durham	Elmore
05-1330-1	Wiggs v Edgecombe County (Civil) <b>Decision:</b> Affirm	Edgecombe	Jackson
05-902-1	State v Crump (Criminal) <b>Decision:</b> No error	Forsyth	Geer
05-686-1	State v Hill (Criminal) <b>Decision:</b> No error	Henderson	Stephens
05-1202-1	Redden v Redden (Civil) <b>Decision:</b> Affirmed in Part, Reversed and Remanded in Part	Henderson	Jackson
05-1066-1	In the Matter of: J.T.W. (Juvenile - 3.1) <b>Decision:</b> Reversed	Iredell	Hudson
05-1488-1	State v Hart (Criminal) <b>Decision:</b> No error	Lenoir	Calabria
05-915-1	State v Carpenter (Criminal) <b>Decision:</b> No error	Lincoln	Steelman
05-1337-1	Davis v Macon County Bd. of Education (Civil) <b>Decision:</b> Affirmed	Macon	McGee

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05-1191-1	Scarborough v Dillard's Inc. (Civil) <b>Decision:</b> Remanded	Mecklenburg	Wynn, Jr.
05-1107-1	Wooten v Newcon Transportation (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Hudson
05-1153-1	Davis v Harrah's Cherokee Casino (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McGee
05-1345-1	Calhoun v WHA Medical Clinic (Civil) <b>Decision:</b> Affirmed in part; remanded in part	New Hanover	Calabria
05-1478-1	Walsh v Wrightsville Beach (Civil) <b>Decision:</b> Dismissed	New Hanover	Calabria
05-509-1	State v Locklear (Criminal) <b>Decision:</b> Vacated and remanded for new sentencing	Robeson	Wynn, Jr.
05-1155-1	King Associates v Bechler Development (Civil) <b>Decision:</b> Affirmed	Rutherford	Elmore
05-1051-1	Trent v River Place, LLC (Civil) <b>Decision:</b> Affirmed in part; Vacated and remanded in part	Wake	Hudson
05-1113-1	Shelton v Duke University Health System (Civil) <b>Decision:</b> Affirmed	Wake	Steelman
05-1250-1	Directv v State of North Carolina (Civil) <b>Decision:</b> Affirmed	Wake	Wynn, Jr.
05-1295-1	State v Grant (Criminal) <b>Decision:</b> No error	Wake	McGee
05-1320-1	Hedingham Community v GLH Builders (Civil) <b>Decision:</b> Affirmed	Wake	Stephens
05-1460-1	State v Glynn (Criminal) <b>Decision:</b> No error	Wake	Hunter
05-420-1	Carter-Hubbard v WRMC Hospital (Civil) <b>Decision:</b> Affirmed	Wilkes	Bryant

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04-1114-1	Ellis v International Harvester Co. (Civil) <b>Decision:</b> Affirmed	Buncombe 02CVS5019	McGee
05-1062-1	Fickel v Fickel (Civil) <b>Decision:</b> Affirmed	Buncombe 03CVD4357	Elmore
05-1338-1	Marlowe v Marlowe (Civil) <b>Decision:</b> Affirmed	Buncombe 04CVD3773	Elmore
05-1139-1	In Re: D.M.B. ,K.S.B., Z.N.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Cabarrus 03J184,03J182,03J183	Stephens
05-1179-1	State v Kirby (Criminal) <b>Decision:</b> No error	Caldwell 04CRS1187	Stephens
05-944-1	State v Berghello (Criminal) <b>Decision:</b> No error	Catawba 04CRS52374	Geer
05-841-1	Taylor v Town of River Bend (Civil) <b>Decision:</b> Affirmed	Craven 04CVS2193	Elmore
05-1366-1	State v Hess (Criminal) <b>Decision:</b> No error	Cumberland 02CRS61542,02CRS61458,- 02CRS61568,02CRS61506	Hudson
05-1117-1	Linkenhoger v Renaissance Construction (Civil) <b>Decision:</b> Affirmed	Dare 04CVS45	Hudson
05-1436-1	B&L Surveys v Cline (Civil) <b>Decision:</b> Reversed and remanded	Davidson 05CVD656	Elmore
05-1124-1	State v Joyner (Criminal) <b>Decision:</b> No error	Durham 03CRS54525,03CRS54523,- 03CRS54524	Stephens
05-1327-1	State v Thorne (Criminal) <b>Decision:</b> No error	Edgecombe 03CRS53759	Hunter
02-1706-2	State v Bryant (Criminal) <b>Decision:</b> No error	Forsyth 01CRS60165,01CRS60165,- 02CRS1454,02CRS1454	Geer
05-807-1	State v Griffin (Criminal) <b>Decision:</b> No error	Forsyth 03CRS56036,03CRS56364	Geer
05-1056-1	State v Davis (Criminal) <b>Decision:</b> No error	Forsyth 03CRS53434	Hudson
05-1426-1	Malone v Dean (Civil)	Franklin 04CVS1048	Hudson

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	<b>Decision:</b> Affirmed		
05-1003-1	State v Poke (Criminal)	Guilford 04CRS24266,04CRS35283	Geer
	<b>Decision:</b> No error		
05-1375-1	In the Matter of: D.N.U.B. & D.T.B. (Juvenile - 3.1)	Guilford 03J8,03J9	Hunter
	<b>Decision:</b> Affirmed		
05-1321-1	Boone v Moore (Civil)	Halifax 02CVS657	Elmore
	<b>Decision:</b> Dismissed		
05-1576-1	State v Zamora (Criminal)	Haywood 05CRS50085	Hudson
	<b>Decision:</b> No error		
05-1275-1	State v Owens (Criminal)	Henderson 04CRS57653	Geer
	<b>Decision:</b> No error		
05-1381-1	State v Shuford (Criminal)	Iredell 04CRS54434	Calabria
	<b>Decision:</b> No error		
05-800-1	State v Frazier (Criminal)	Mecklenburg 03CRS200251,03CRS205719	Hudson
	<b>Decision:</b> No error		
05-578-1	Lane v Beall's (Civil)	N.C. Industrial Commission IC220208	Geer
	<b>Decision:</b> Affirmed in part; remanded in part		
05-1279-1	Thornburg v Rainbow Transport (Civil)	N.C. Industrial Commission IC295626	Stephens
	<b>Decision:</b> Affirmed		
05-1490-1	Pegg v Doe & Jones (Civil)	Orange 04CVS891	McCullough
	<b>Decision:</b> Vacated and remanded		
05-1472-1	In the Matter of: A.M.A. (Juvenile - 3.1)	Polk 02J18	Hudson
	<b>Decision:</b> Reversed and remanded		
05-1555-1	Locke v Glenn (Civil)	Randolph 04CVS1483	McCullough
	<b>Decision:</b> Affirmed		
05-1459-1	Hill v Hill (Civil)	Robeson 02CVD4598	Elmore
	<b>Decision:</b> Affirmed		
05-1290-1	McGee v McGee Sharpe (Civil)	Rutherford 00CVD686	Steelman
	<b>Decision:</b> Affirmed in part, Reversed and remanded in part		
05-1103-1	In Re the Adoption of LMJS (Civil)	Wake 04SP2345	Elmore
	<b>Decision:</b> Dismissed		
05-1448-1	State v Biggs (Criminal)	Washington 95CRS2086	Steelman
	<b>Decision:</b> No prejudicial error		

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05-1277-1	Burnette v City of Goldsboro (Civil)	Wayne 04CVS1383	Hunter
	<b>Decision:</b> Affirmed		