

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 15 AUGUST 2006)
(MANDATE 5 SEPTEMBER 2006)

| Docket # | Title | County | Judge |
|-----------|--|----------------------------|----------|
| 05-1491-1 | Hamby v Profile Products (Civil) Decision: Dismissed | Caldwell | Hudson |
| 05-1601-1 | State v Calvino (Criminal) Decision: No error in part, Vacated in part and remanded for resentencing | Dare | Hudson |
| 05-1267-1 | Estate of Nelson v Nelson (Civil) Decision: Reversed and remanded | Lee | Steelman |
| 05-810-1 | McKyer v McKyer (Civil) Decision: Affirmed in part, remanded in part | Mecklenburg | Geer |
| 05-1457-1 | Duganier v Carolina Mountain Bakery (Civil) Decision: Affirmed | N.C. Industrial Commission | McGee |
| 05-1164-1 | Nelms v Davis (Civil) Decision: Reversed | Nash | Hunter |
| 05-1441-1 | Crisp v Eastern Mortgage Inv. Co. (Civil) Decision: Affirmed | Pitt | Steelman |
| 05-1387-1 | Megremis v Megremis (Civil) Decision: Affirmed in part; reversed in part | Union | McGee |
| 05-1260-1 | In Re: Appeal of HPB Enterprises (Civil) Decision: Affirmed | Wake | Elmore |
| 05-1425-1 | State v Henderson (Criminal) Decision: Judgment arrested in 99CRS5905; judgment affirmed in 02CRS54723 | Wilkes | McGee |

**IN THE
COURT OF APPEALS**

CASES REPORTED WITHOUT PUBLISHED OPINIONS

**(FILED 15 AUGUST 2006)
(MANDATE 5 SEPTEMBER 2006)**

| Docket # | Title | County | Judge |
|-----------|---|--|----------|
| 05-1365-1 | Underwood v N.C. D.O.T. (Civil) Decision: New trial | Buncombe 99CVS3626 | Steelman |
| 05-1581-1 | In Re: R.A.B.H. & D.J.H. (Juvenile - 3.1) Decision: Affirmed | Buncombe 04J291 04J292 | Martin |
| 06-13-1 | Sams v Sams (Civil) Decision: Appeal dismissed | Buncombe 05CVD842 | Martin |
| 06-118-1 | In the Matter of: P.L.C. (Juvenile - 3.1) Decision: Affirmed | Catawba 03J239 | Martin |
| 05-1651-1 | State v Broadway (Criminal) Decision: No error in appeal. Remand for correction of clerical error | Craven 04CRS2329 04CRS2330 | Martin |
| 05-1390-1 | Williams v Cumberland County DSS (Civil) Decision: Affirmed | Cumberland 04CVS5956 | Elmore |
| 06-265-1 | State v Lindahl (Criminal) Decision: Affirmed | Cumberland 04CRS58047 04CRS58048 04CRS54407 | Martin |
| 03-432-2 | O&M Industries v Smith Engineering Co. (Civil) Decision: Affirmed | Davidson 02CVS62 | Bryant |
| 05-1582-1 | Zubaidi v Earl L. Pickett Enterprises (Civil) Decision: Affirmed | Durham 03CVS3123 | Hudson |
| 05-1621-1 | Horry v Woodbury (Civil) Decision: Appeal dismissed | Durham 04CVS5634 | Martin |
| 05-1670-1 | State v Hoover (Criminal) Decision: No error | Forsyth 04CRS17009 03CRS51453 03CRS51454 | Martin |
| 05-1610-1 | Herriman v Gaston County (Civil) Decision: Affirmed | Gaston 99CVD4254 | Martin |
| 06-224-1 | State v Swift (Criminal) Decision: No error | Gaston 04CRS8611 | Martin |
| 05-1573-1 | State v Gant (Criminal) Decision: No error | Guilford 03CRS101657 03CRS101653 04CRS24027 03CRS101656 | Martin |
| 06-133-1 | State v Butler (Criminal) Decision: Affirmed | Guilford 01CRS107210 02CRS78671 01CRS107213 02CRS78764 01CRS10729 01CRS107214 | Martin |

| Docket # | Title | County | Judge |
|-----------|--|---|----------|
| 05-1131-1 | State v Swann (Criminal) Decision: Reversed and remanded | Harnett 03CRS50167 03CRS50184 03CRS50165 03CRS50172 03CRS50166 03CRS50183 | Stephens |
| 06-271-1 | State v Anderson (Criminal) Decision: Affirmed | Harnett 05CRS51520 05CRS51519 | Martin |
| 05-1147-1 | Collina Builders v Morgan (Civil) Decision: Affirmed | Henderson 04CVS86 | Jackson |
| 05-912-1 | State v Everett (Criminal) Decision: No error | Lincoln 00CRS2074 00CRS2075 | Elmore |
| 05-824-1 | State v Vang (Criminal) Decision: No error | Mecklenburg 02CRS231911 02CRS231913 | Geer |
| 05-1463-1 | Rutter v Citibusiness Card (Civil) Decision: Vacated | Mecklenburg 05CVD8869 | Hunter |
| 05-1464-1 | Rutter v Citi Card (Civil) Decision: Vacated | Mecklenburg 05CVD8870 | Hunter |
| 05-1577-1 | State v Franklin (Criminal) Decision: No error | Mecklenburg 04CRS201402 04CRS201403 | Martin |
| 05-1620-1 | State v Blakeney (Criminal) Decision: No error | Mecklenburg 04CRS243297 | Martin |
| 06-306-1 | State v Boone (Criminal) Decision: No error | Northampton 04CRS50675 04CRS50672 | Martin |
| 05-1556-1 | In the Matter of: S.T.C. (Juvenile - 3.1) Decision: Affirmed | Pasquotank 04J71 | Hudson |
| 05-1346-1 | Helms v Helms (Civil) Decision: Reversed and remanded | Pender 04CVD396 | Hunter |
| 05-1152-1 | State v Howard (Criminal) Decision: Dismissed | Pitt 04CRS59053 04CRS59048 04CRS12050 04CRS59051 04CRS59046 03CRS11305 04CRS59054 04CRS59049 04CRS59044 04CRS59052 04CRS59047 03CRS16577 04CRS59055 04CRS59050 04CRS59045 | Elmore |
| 05-1451-1 | State v Ward (Criminal) Decision: Dismissed | Pitt 01CRS5620 01CRS53242 | Martin |

| Docket # | Title | County | Judge |
|-----------|--|--------------------------------|----------|
| 05-1566-1 | State v Jones (Criminal) Decision: No error | Pitt 03CRS64740 03CRS64741 | Martin |
| 05-1502-1 | State ex rel Meza v Meza (Civil) Decision: Reversed | Randolph 05CVD731 | Martin |
| 05-985-1 | State v Little (Criminal) Decision: No error | Rowan 04CRS54573 04CRS12112 | Stephens |
| 05-1685-1 | Perkinson v Hawley (Civil) Decision: Motion to dismiss allowed; Appeal dismissed | Vance 05CVS550 | Martin |
| 05-1482-1 | State v Partridge (Criminal) Decision: No error | Wake 02CRS85870 02CRS85871 | Hunter |
| 05-1535-1 | State v Taylor (Criminal) Decision: No error | Wake 03CRS50204 | Martin |