

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

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Docket #	Title	County	Judge
05-1365-1	Underwood v N.C. D.O.T. (Civil) <b>Decision:</b> New trial	Buncombe 99CVS3626	Steelman
05-1581-1	In Re: R.A.B.H. & D.J.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 04J291,04J292	Martin
06-13-1	Sams v Sams (Civil) <b>Decision:</b> Appeal dismissed	Buncombe 05CVD842	Martin
06-118-1	In the Matter of: P.L.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Catawba 03J239	Martin
05-1651-1	State v Broadway (Criminal) <b>Decision:</b> No error in appeal. Remand for correction of clerical error	Craven 04CRS2329,04CRS2330	Martin
05-1390-1	Williams v Cumberland County DSS (Civil) <b>Decision:</b> Affirmed	Cumberland 04CVS5956	Elmore
06-265-1	State v Lindahl (Criminal) <b>Decision:</b> Affirmed	Cumberland 04CRS58047,04CRS58048,- 04CRS54407	Martin
03-432-2	O&M Industries v Smith Engineering Co. (Civil) <b>Decision:</b> Affirmed	Davidson 02CVS62	Bryant
05-1582-1	Zubaidi v Earl L. Pickett Enterprises (Civil) <b>Decision:</b> Affirmed	Durham 03CVS3123	Hudson
05-1621-1	Horry v Woodbury (Civil) <b>Decision:</b> Appeal dismissed	Durham 04CVS5634	Martin
05-1670-1	State v Hoover (Criminal) <b>Decision:</b> No error	Forsyth 04CRS17009,03CRS51453,- 03CRS51454	Martin
05-1610-1	Herriman v Gaston County (Civil) <b>Decision:</b> Affirmed	Gaston 99CVD4254	Martin
06-224-1	State v Swift (Criminal) <b>Decision:</b> No error	Gaston 04CRS8611	Martin
05-1573-1	State v Gant (Criminal) <b>Decision:</b> No error	Guilford 03CRS101657,03CRS10165- 3,04CRS24027,03CRS101656	Martin
06-133-1	State v Butler (Criminal)	Guilford 01CRS107210,02CRS78671- ,01CRS107213,02CRS7876- 4,01CRS10729,01CRS107214	Martin

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	<b>Decision:</b> Affirmed		
05-1131-1	State v Swann (Criminal)	Harnett 03CRS50167,03CRS50184,- 03CRS50165,03CRS50172,- 03CRS50166,03CRS50183	Stephens
	<b>Decision:</b> Reversed and remanded		
06-271-1	State v Anderson (Criminal)	Harnett 05CRS51520,05CRS51519	Martin
	<b>Decision:</b> Affirmed		
05-1147-1	Collina Builders v Morgan (Civil)	Henderson 04CVS86	Jackson
	<b>Decision:</b> Affirmed		
05-912-1	State v Everett (Criminal)	Lincoln 00CRS2074,00CRS2075	Elmore
	<b>Decision:</b> No error		
05-824-1	State v Vang (Criminal)	Mecklenburg 02CRS231911,02CRS231913	Geer
	<b>Decision:</b> No error		
05-1463-1	Rutter v Citibusiness Card (Civil)	Mecklenburg 05CVD8869	Hunter
	<b>Decision:</b> Vacated		
05-1464-1	Rutter v Citi Card (Civil)	Mecklenburg 05CVD8870	Hunter
	<b>Decision:</b> Vacated		
05-1577-1	State v Franklin (Criminal)	Mecklenburg 04CRS201402,04CRS201403	Martin
	<b>Decision:</b> No error		
05-1620-1	State v Blakeney (Criminal)	Mecklenburg 04CRS243297	Martin
	<b>Decision:</b> No error		
06-306-1	State v Boone (Criminal)	Northampton 04CRS50675,04CRS50672	Martin
	<b>Decision:</b> No error		
05-1556-1	In the Matter of: S.T.C. (Juvenile - 3.1)	Pasquotank 04J71	Hudson
	<b>Decision:</b> Affirmed		
05-1346-1	Helms v Helms (Civil)	Pender 04CVD396	Hunter
	<b>Decision:</b> Reversed and remanded		
05-1152-1	State v Howard (Criminal)	Pitt 04CRS59053,04CRS59048,- 04CRS12050,04CRS59051,- 04CRS59046,03CRS11305,0- 4CRS59054,04CRS59049,0- 4CRS59044,04CRS59052,0- 4CRS59047,03CRS16577,0- 4CRS59055,04CRS59050,0- 4CRS59045	Elmore
	<b>Decision:</b> Dismissed		
05-1451-1	State v Ward (Criminal)	Pitt 01CRS5620,01CRS53242	Martin

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