

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 NOVEMBER 2006)**  
**(MANDATE 11 DECEMBER 2006)**

| Docket #  | Title   | County                            | Judge      |
|-----------|---|-----------------------------------|------------|
| 05-1612-1 | State v Andujar (Criminal)<br><b>Decision:</b> No error                                 | Beaufort                          | McCullough |
| 06-134-1  | State v Chivers (Criminal)<br><b>Decision:</b> No prejudicial error                     | Buncombe                          | Tyson      |
| 05-1617-1 | Ribble v Ribble (Civil)<br><b>Decision:</b> Dismissed                                   | Cabarrus                          | Bryant     |
| 06-200-1  | Ferguson v Coffey (Civil)<br><b>Decision:</b> Affirmed                                  | Haywood                           | Tyson      |
| 06-235-1  | Sellers v Ochs (Civil)<br><b>Decision:</b> Dismissed in part, affirmed in part          | Haywood                           | Wynn, Jr.  |
| 05-1604-1 | Schenkel & Schultz v Fox (Civil)<br><b>Decision:</b> Affirmed in part, reversed in part | Mecklenburg                       | Wynn, Jr.  |
| 05-1618-1 | Baker v Charlotte Motor Speedway (Civil)<br><b>Decision:</b> Affirmed                   | Mecklenburg                       | Elmore     |
| 06-124-1  | State v Key (Criminal)<br><b>Decision:</b> No error                                     | Mecklenburg                       | Bryant     |
| 05-1597-1 | Wake Forest University v NC DHHS (Civil)<br><b>Decision:</b> Affirmed                   | N.C. Dept. of Health & Human Svcs | Martin     |
| 06-103-1  | Everett v Well Care Nursing Services (Civil)<br><b>Decision:</b> Reversed and remanded  | N.C. Industrial Commission        | Martin     |
| 06-128-1  | Evans v Wilora Lake Healthcare (Civil)<br><b>Decision:</b> Affirmed                     | N.C. Industrial Commission        | Tyson      |
| 05-1516-1 | Campbell v Ingram & McLaurin (Civil)<br><b>Decision:</b> Reversed                       | Scotland                          | Wynn, Jr.  |

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| 06-36-1   | State v Phillips (Criminal)<br><b>Decision:</b> No error               | Alamance<br>04CRS56835 04CRS56834                          | Bryant     |
| 06-522-1  | State v Smith (Criminal)<br><b>Decision:</b> No prejudicial error      | Beaufort<br>05CRS52783                                     | Bryant     |
| 05-1638-1 | State v Kluttz (Criminal)<br><b>Decision:</b> No error                 | Cabarrus<br>04CRS12677                                     | Hunter     |
| 05-1509-1 | State v Lattimore (Criminal)<br><b>Decision:</b> No prejudicial error  | Cleveland<br>02CRS57241 02CRS57242                         | McCullough |
| 05-1686-1 | Minowicz v Stephens (Civil)<br><b>Decision:</b> Affirmed               | Cleveland<br>05CVS1046                                     | McCullough |
| 06-576-1  | State v Black (Criminal)<br><b>Decision:</b> No error                  | Cleveland<br>04CRS7528 04CRS52375                          | Levinson   |
| 05-1571-1 | In the Matter of: N.L.P. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed | Davidson<br>03J118   | Wynn, Jr.  |
| 05-1585-1 | State v Ford (Criminal)<br><b>Decision:</b> Vacated                    | Davidson<br>03CRS50050                                     | Martin     |
| 06-201-1  | State v McMillian (Criminal)<br><b>Decision:</b> No error              | Davidson<br>04CRS58925                                     | Bryant     |
| 05-1600-1 | State v Hill (Criminal)<br><b>Decision:</b> No error                   | Forsyth<br>04CRS65175 05CRS1448                            | Levinson   |
| 06-111-1  | State v Archie (Criminal)<br><b>Decision:</b> No error                 | Forsyth<br>05CRS20410 04CRS62575                           | Bryant     |
| 06-137-1  | State v Duarte (Criminal)<br><b>Decision:</b> Dismissed                | Forsyth<br>03CRS6165 02CRS63586                            | Levinson   |
| 05-1547-1 | State v Pitter (Criminal)<br><b>Decision:</b> No prejudicial error     | Guilford<br>03CRS97521                                     | Calabria   |
| 06-212-1  | State v McLaughlin (Criminal)<br><b>Decision:</b> No error             | Guilford<br>04CRS69644 04CRS69645<br>04CRS69643 04CRS69646 | Levinson   |
| 06-22-1   | In the Matter of: D.J.R. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed | Harnett<br>04J35 04J34                                     | Jackson    |
| 06-298-1  | State v Britt (Criminal)<br><b>Decision:</b> Affirmed                  | Harnett<br>05CRS10632 05CRS460                             | Levinson   |

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| 06-439-1  | Radcliffe v City of Dunn (Civil)<br><b>Decision:</b> Reversed                      | Harnett<br>04CVS1303  | Levinson   |
| 06-32-1   | State v Stoner (Criminal)<br><b>Decision:</b> Affirmed                             | Iredell<br>01CRS58200   | Bryant     |
| 05-1590-1 | State v Cragher (Criminal)<br><b>Decision:</b> No error                            | Macon<br>03CRS1082 03CRS1086                                    | Bryant     |
| 06-480-1  | State v Watts (Criminal)<br><b>Decision:</b> No error                              | Macon<br>03CRS52262   | Levinson   |
| 06-45-1   | State v Wells (Criminal)<br><b>Decision:</b> No error                              | Mecklenburg<br>04CRS220263 04CRS47680<br>04CRS217364 04CRS47681 | Bryant     |
| 06-51-1   | State v Holmes (Criminal)<br><b>Decision:</b> No error                             | Moore<br>03CRS785 02CRS53283                                    | Bryant     |
| 06-93-1   | In the Matter of: B.D.C. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed             | Moore<br>04J131   | McGee      |
| 06-206-1  | State v Clark (Criminal)<br><b>Decision:</b> No error                              | New Hanover<br>04CRS51773                                       | Tyson      |
| 06-435-1  | State v Carter (Criminal)<br><b>Decision:</b> No error                             | Pitt<br>05CRS54388 05CRS7577                                    | Bryant     |
| 06-163-1  | In the Matter of: A.B.J. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed             | Sampson<br>04J67  | McCullough |
| 06-388-1  | State v Campbell (Criminal)<br><b>Decision:</b> Affirmed                           | Scotland<br>04CRS53031 04CRS53400                               | Levinson   |
| 06-101-1  | In the Matter of: N.G.,A.H. and K.G. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed | Transylvania<br>04J42 04J43 04J41                               | Elmore     |
| 06-99-1   | State v Rogers (Criminal)<br><b>Decision:</b> No error                             | Wake<br>04CRS6892   | Levinson   |
| 06-474-1  | State v Jeffries (Criminal)<br><b>Decision:</b> No error                           | Wake<br>05CRS14148 05CRS13137                                   | Levinson   |
| 06-85-1   | State v Bowden (Criminal)<br><b>Decision:</b> No error                             | Wayne<br>04CRS54624 04CRS10137                                  | Bryant     |