

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 4 SEPTEMBER 2007)**  
**(MANDATE 24 SEPTEMBER 2007)**

Docket #	Title	County	Judge
06-967-1	Kniep v Templeton (Civil) <b>Decision:</b> Affirmed	Brunswick	Stephens
06-1131-1	Young v Gum (Civil) <b>Decision:</b> Affirmed	Buncombe	Stroud
06-1368-1	State v Byrd (Criminal) <b>Decision:</b> No prejudicial error	Buncombe	Hunter
06-926-1	Wiseman Mortuary v Burrell (Civil) <b>Decision:</b> Affirmed in part, vacated in part	Cumberland	Elmore
06-1528-1	Wilkins v Safran (Civil) <b>Decision:</b> Affirmed in part, Reversed in part, and Remanded	Granville	Tyson
06-601-1	Moore v Charlotte-Mecklenburg BOE (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Geer
06-1415-1	State v Edwards (Criminal) <b>Decision:</b> Reversed and remanded	Mecklenburg	Tyson
07-170-1	State v Sellers (Criminal) <b>Decision:</b> Affirmed	Mecklenburg	Wynn, Jr.
06-1267-1	Adams v Frit Car, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Wynn, Jr.
06-1398-1	Britt v Gator Wood, Inc., et al (Civil) <b>Decision:</b> Affirmed in part; remanded in part	N.C. Industrial Commission	Geer
07-80-1	Craig, et al v New Hanover Co Bd. of Ed (Civil) <b>Decision:</b> Reversed	New Hanover	Hunter
06-838-1	Pitt County v Deja Vue (Civil) <b>Decision:</b> Affirmed	Pitt	Stroud
06-1530-1	State Auto Insurance Company v Blind (Civil) <b>Decision:</b> Affirmed	Polk	Stroud
04-860-2	State v Caple (Criminal) <b>Decision:</b> Remanded	Robeson	Wynn, Jr.
06-1164-1	Lowery v Auto-Owners Insurance Co. (Civil) <b>Decision:</b> Affirmed	Robeson	Calabria
06-1153-1	Cook, et al v Union County Zoning Bd. (Civil) <b>Decision:</b> Affirmed	Union	Stroud
06-964-1	Dept of Transportation v Fernwood Hill (Civil) <b>Decision:</b> Affirmed	Vance	Geer

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06-714-1	Britt v State (Civil) <b>Decision:</b> Affirmed	Wake	Bryant
06-1123-1	NC Farm Bureau v T-N-T Carports, Inc. (Civil) <b>Decision:</b> Affirmed	Wake	Stroud

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06-1596-1	County Motor Co., Inc. v Swiggett (Civil) <b>Decision:</b> Affirmed	Alamance 05CVS1598	Stephens
07-480-1	In The Matter Of: S.E.C. and S.I.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Alexander 05J66 05J65	Calabria
06-1509-1	Morton v Lee (Civil) <b>Decision:</b> Reversed and Remanded in part; Vacated in part	Brunswick 04CVS451	Stroud
07-59-1	In The Matter of: B.L.J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick 05J121A	Jackson
07-115-1	State v Holmes (Criminal) <b>Decision:</b> No error	Brunswick 05CRS06301 05CRS06296 05CRS06299 05CRS06302 05CRS06297 05CRS06300 05CRS6936 05CRS06298	Wynn, Jr.
07-187-1	State v Moore (Criminal) <b>Decision:</b> No error	Cabarrus 06CRS7891 06CRS5895	Wynn, Jr.
07-376-1	State v James (Criminal) <b>Decision:</b> No error	Cabarrus 06CRS15208 06CRS53321	Jackson
07-252-1	State v Bandon (Criminal) <b>Decision:</b> No error	Caldwell 04CRS51048 04CRS5340	Wynn, Jr.
07-293-1	State v Ellis (Criminal) <b>Decision:</b> Dismissed	Caldwell 05CRS50044	Wynn, Jr.
06-1201-1	State v Blackburn (Criminal) <b>Decision:</b> No error	Catawba 05CRS2014 05CRS2013	Wynn, Jr.
06-1092-1	State v Davenport (Criminal) <b>Decision:</b> No error	Cleveland 05CRS54035 05CRS54036 05CRS5419	Stephens
07-168-1	State v Clark (Criminal) <b>Decision:</b> No error	Craven 02CRS57067	Jackson
07-188-1	State v Ward (Criminal) <b>Decision:</b> Affirmed	Craven 05CRS53837	Jackson
07-300-1	State v Midgette (Criminal) <b>Decision:</b> No error	Craven 05CRS5334	Wynn, Jr.
06-1341-1	State v Bethea (Criminal) <b>Decision:</b> No error	Cumberland 04CRS60478	Calabria
06-1463-1	State v Hester (Criminal)	Cumberland 04CRS63895	Elmore

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	<b>Decision:</b> Affirmed		
06-1101-1	Subkhangulova (Dowdy) v Dowdy (Civil)	Dare 05CVS141	Stephens
	<b>Decision:</b> Affirmed		
06-1112-1	Subkhangulova (Dowdy) v Dowdy (Civil)	Dare 05CVS141	Stephens
	<b>Decision:</b> Affirmed		
07-278-1	State v Fogleman (Criminal)	Dare 05CRS52672	Wynn, Jr.
	<b>Decision:</b> No error		
06-1441-1	State v McIntosh (Criminal)	Davidson 05CRS52157 05CRS52158 05CRS4862	Elmore
	<b>Decision:</b> No error		
07-208-1	State v Curry (Criminal)	Davidson 05CRS56923	Wynn, Jr.
	<b>Decision:</b> No error		
07-324-1	State v Carter (Criminal)	Forsyth 05CRS60865	Wynn, Jr.
	<b>Decision:</b> No error		
07-367-1	State v Welch (Criminal)	Forsyth 06CRS52524 06CRS565	Wynn, Jr.
	<b>Decision:</b> No error		
07-173-1	State v Carroll (Criminal)	Granville 06CRS197 05CRS52902	Jackson
	<b>Decision:</b> No error		
06-1119-1	All State Restaurant v Symposium (Civil)	Guilford 05CVS12291	Calabria
	<b>Decision:</b> Affirmed		
06-1252-1	State v Peebles (Criminal)	Halifax 02CRS57979 02CRS56460	Martin
	<b>Decision:</b> Affirmed		
07-26-1	State v Rodriguez (Criminal)	Haywood 05CRS53979	Wynn, Jr.
	<b>Decision:</b> No error		
06-1537-1	In The Matter of: W.D.M., et al (Juvenile - 3.1)	Henderson 99J16 03J132 99J15 03J157	Steelman
	<b>Decision:</b> Affirmed		
07-37-1	State v Bateman (Criminal)	Henderson 04CRS56445	Jackson
	<b>Decision:</b> No error		
07-143-1	State v Ingram (Criminal)	Henderson 05CRS52027 06CRS247	Wynn, Jr.
	<b>Decision:</b> No prejudicial error		
07-323-1	In the Matter of: M.M. (Juvenile - 3.1)	Iredell 04J165	Calabria
	<b>Decision:</b> Affirmed		
06-1451-1	State v Smith (Criminal)	Lincoln 05CRS53409 05CRS53408	Jackson
	<b>Decision:</b> Dismissed		

Docket #	Title	County	Judge
05-1210-1	Jones v Popper (Civil) <b>Decision:</b> Reversed in part, affirmed in part and remanded with instructions	Macon 02CVS167 03CVS304	Stephens
07-56-1	State v Abraham (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 01CRS114989 01CRS114987	Wynn, Jr.
07-513-1	In the Matter of: M.M., et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Mecklenburg 06JT916 06JT917 06JT915 06JT918	Elmore
07-30-1	State v Lacen (Criminal) <b>Decision:</b> No error	Montgomery 05CRS50138 05CRS50135	Wynn, Jr.
06-1437-1	Bradshaw v Wal-Mart Stores, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC273768	Geer
06-1500-1	Polston v Six Star Economic Development (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC465538	Steelman
06-1548-1	Jackson v Mission St. Joseph Health (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC441504 IC105204	McGee
06-1542-1	State v Wells (Criminal) <b>Decision:</b> No prejudicial error	New Hanover 03CRS674 02CRS25658	Steelman
07-267-1	State v Clayton (Criminal) <b>Decision:</b> No error	Onslow 05CRS60050 06CRS53710	Jackson
07-290-1	State v Williams (Criminal) <b>Decision:</b> No error in part, dismissed in part	Onslow 05CRS58736 06CRS55647 05CRS52577 06CRS55648	Wynn, Jr.
06-1085-1	Garrison v Holt, et al (Civil) <b>Decision:</b> Affirmed	Pitt 05SP116	Stephens
07-148-1	In the Matter of: C.S.M. (Juvenile - Criminal) <b>Decision:</b> No error	Randolph 03JB146	Jackson
07-312-1	State v Matthews (Criminal) <b>Decision:</b> No error	Randolph 05CRS56809	Wynn, Jr.
06-1344-1	Tyler & Associates, Inc. v Barfield (Civil) <b>Decision:</b> Affirmed	Richmond 04CVS312	Elmore
06-1459-1	State v Carpenter (Criminal) <b>Decision:</b> Affirmed	Stanly 04CRS50130 04CRS50129	Tyson
06-330-1	Dunbarton Pointe v Parliment Pointe (Civil) <b>Decision:</b> Reversed and remanded	Wake 05CVD7102	Steelman

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07-238-1	McMillan v Swift, et al (Civil) <b>Decision:</b> Dismissed	Wake 05CVS9881	Wynn, Jr.
07-32-1	State v Hardy (Criminal) <b>Decision:</b> Affirmed	Watauga 05CRS51074 05CRS51955	Wynn, Jr.
07-333-1	State v Barnes (Criminal) <b>Decision:</b> No error	Wilson 05CRS57409	Wynn, Jr.
07-393-1	State v Felix (Criminal) <b>Decision:</b> Judgment Arrested	Wilson 04CRS53088	Wynn, Jr.
07-144-1	State v Wilson (Criminal) <b>Decision:</b> No error	Yancey 06CRS50642	Jackson