

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 15 JANUARY 2008)
(MANDATE 4 FEBRUARY 2008)

| Docket # | Title | County | Judge |
|-----------|--|-----------|----------|
| 06-1670-1 | Andrews, et al v Haygood, et al (Civil) Decision: Affirmed | Alamance | Hunter |
| 07-518-1 | State v Lewis (Criminal) Decision: New trial | Avery | Jackson |
| 03-1426-2 | State v Walker, Browning & Hernandez (Criminal) Decision: Reversed and remanded for new sentencing hearing | Beaufort | Steelman |
| 07-128-1 | State v Little (Criminal) Decision: No error | Beaufort | Elmore |
| 07-57-1 | Perry v Baxley Development (Civil) Decision: Reversed and remanded | Brunswick | Hunter |
| 07-185-1 | Weaverville v Town Of Weaverville (Civil) Decision: Affirmed | Buncombe | Calabria |
| 07-113-1 | McDonald, et al v City of Concord (Civil) Decision: Affirmed | Cabarrus | Hunter |
| 07-737-1 | Catawba Valley Bank v Porter (Civil) Decision: Vacated | Catawba | Arrowood |
| 07-171-1 | State v Maready (Criminal) Decision: Reversed and remanded for a new trial | Durham | McGee |
| 07-235-1 | McIntyre v McIntyre (Civil) Decision: Affirmed | Forsyth | McGee |
| 07-159-1 | State v Moncree (Criminal) Decision: No error in part, vacated in part and remanded for resentencing | Gaston | Calabria |
| 06-1631-1 | State v Smith (Criminal) Decision: No prejudicial error | Guilford | Steelman |
| 07-15-1 | State v Coleman (Criminal) Decision: Vacated | Guilford | Stroud |
| 07-757-1 | State v Hanner (Criminal) Decision: Vacated and remanded in Part and No Error in part | Guilford | Arrowood |
| 06-1564-1 | Southeastern v Emerson, et al (Civil) Decision: Affirmed in part; reversed in part | Haywood | Bryant |
| 07-118-1 | State v Myles (Criminal) Decision: Reversed and remanded | Haywood | Calabria |

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| 07-4-1 | In The Matter Of The Will Of: Jones (Civil) Decision: Affirmed | Johnston | McCullough |
| 07-868-1 | State v Cross (Criminal) Decision: Dismissed | McDowell | Arrowood |
| 07-551-1 | Good Hope Health v NC Dept Health & Hum (Civil) Decision: Affirmed | N.C. Dept. of Health & Human Svcs | Arrowood |
| 06-1586-1 | Williams v Law Companies Group, Inc. (Civil) Decision: Reversed and remanded | N.C. Industrial Commission | Bryant |
| 07-53-1 | Conyers v New Hanover Schools (Civil) Decision: Reversed and remanded | N.C. Industrial Commission | Stephens |
| 07-198-1 | Bolick v ABF Freight Systems (Civil) Decision: Affirmed in part; remanded for additional findings | N.C. Industrial Commission | McCullough |
| 07-685-1 | Swift v Richardson Sports Ltd. (Civil) Decision: Reversed and remanded | N.C. Industrial Commission | Arrowood |
| 06-1690-1 | Sprake, et al v NC Farm Bureau Mutual (Civil) Decision: Affirmed | Orange | Elmore |
| 07-262-1 | Holt v Albemarle Reg. Health Serv. Bd. (Civil) Decision: Affirmed | Pasquotank | Hunter |
| 06-1591-1 | State v Hernandez and Pedro (Criminal) Decision: Reversed and remanded | Pender | Calabria |
| 06-1617-1 | State v Labinski (Criminal) Decision: Affirmed | Pitt | Stroud |
| 07-360-1 | In The Matter Of: A.V. (Juvenile - Criminal) Decision: Affirmed | Robeson | Calabria |
| 05-1586-1 | Croom v Hedrick (Civil) Decision: Affirmed in part; dismissed in part | Wake | Jackson |
| 06-1594-1 | State v Stephens (Criminal) Decision: No error | Wake | Jackson |
| 06-1711-1 | State, ex rel. v Ridgeway Brands Mfg. (Civil) Decision: Affirmed | Wake | Steelman |
| 07-386-1 | State v Hayes (Criminal) Decision: Reversed | Wake | Hunter |
| 07-866-1 | Rakestraw, et al v Town of Knightdale (Civil) Decision: Affirmed | Wake | Tyson |
| 07-363-1 | State v Thompson (Criminal) Decision: No error in part, reversed in part and remanded for resentencing | Wayne | Hunter |

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| 07-123-1 | Applewhite v Alliance One International (Civil) Decision: Reversed and remanded | Wilson | McGee |

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| 07-667-1 | State v Ferguson (Criminal) Decision: Affirmed | Alamance 06CRS50782 06CRS51384 06CRS21895 06CRS51385 | Stephens |
| 07-560-1 | In The Matter Of: S.L.E. (Juvenile - 3.1) Decision: Vacated in part | Buncombe 02CVD2235 06J139 | Steelman |
| 07-910-1 | In The Matter Of: S.W. (Juvenile - 3.1) Decision: Vacated | Buncombe 03JA245 | Martin |
| 07-96-1 | State v Caudill (Criminal) Decision: No error | Cabarrus 04CRS13570 04CRS13573 04CRS13571 04CRS13569 04CRS13572 | Elmore |
| 07-394-1 | State v Cochrane (Criminal) Decision: No error | Caldwell 03CRS2327 | Bryant |
| 07-313-1 | State v Hanton (Criminal) Decision: Affirmed in part; no error in part | Cleveland 98CRS8537 | Hunter |
| 07-722-1 | State v Green (Criminal) Decision: Dismissed | Columbus 04CRS50338 04CRS50967 04CRS50561 04CRS50337 04CRS50594 | Stephens |
| 07-915-1 | State v Johnson (Criminal) Decision: Affirmed | Cumberland 05CRS70520 | Stephens |
| 07-1056-1 | In Re: J.M. (Juvenile - 3.1) Decision: Affirmed | Cumberland 04JT522 | Bryant |
| 07-1042-1 | In the Matter of: J.J. (Juvenile - 3.1) Decision: Affirmed | Durham 04J249 | McCullough |
| 07-14-1 | State v Dickerson (Criminal) Decision: No error | Forsyth 03CRS58019 03CRS58418 | Elmore |
| 07-756-1 | State v Harrison (Criminal) Decision: Vacated | Forsyth 03CRS58786 02CRS50265 | Stephens |
| 07-822-1 | In the Matter of: R.L.M. (Juvenile - 3.1) Decision: Affirmed | Gaston 06JT359 | Stroud |
| 07-1058-1 | In The Matter Of: M.S.C. (Juvenile - 3.1) Decision: Reversed | Gaston 02JT25 | Hunter |
| 06-1595-1 | State v Cole (Criminal) Decision: Remanded for a new sentencing hearing | Guilford 03CRS24682 03CRS99364 | Calabria |

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| 06-1604-1 | State v Thompson (Criminal) Decision: Affirmed | Guilford 92CRS20763 92CRS69514 | Hunter |
| 07-182-1 | Williamson, et al v Woodard Funeral Home (Civil) Decision: Affirmed | Guilford 05CVS10071 | Steelman |
| 07-381-1 | DOT v Jamestown Village Associates (Civil) Decision: Dismissed and remanded | Guilford 05CVS4161 | Bryant |
| 07-481-1 | State v Kelley (Criminal) Decision: No error | Guilford 03CRS107419 | Stephens |
| 07-585-1 | State v Quiroz (Criminal) Decision: No error | Guilford 05CRS82028 05CRS24535 | Stephens |
| 07-920-1 | State v Lash (Criminal) Decision: No error | Guilford 06CRS72598 | Tyson |
| 07-379-1 | State v Graveran (Criminal) Decision: No error | Harnett 04CRS51253 04CRS51252 | Bryant |
| 07-797-1 | State v Scriven (Criminal) Decision: No error | Hoke 06CRS50068 06CRS50069 06CRS50067 06CRS50073 | Stephens |
| 07-1126-1 | In The Matter Of: J.W.H. (Juvenile - 3.1) Decision: Affirmed | Johnston 07JT36 | Arrowood |
| 07-529-1 | Royal, et al v Pate, et al (Civil) Decision: Dismissed | Lenoir 05CVS502 | Bryant |
| 06-682-1 | Brown v Brown (Civil) Decision: Affirmed in part; and remanded in part | Mecklenburg 03CVD3161 | Steelman |
| 06-1061-1 | State v Craig (Criminal) Decision: Vacated in part; no prejudicial error in part | Mecklenburg 05CRS48516 05CRS48517 02CRS204851 | Calabria |
| 07-17-1 | Mason v Freeman (Civil) Decision: Affirmed in part and remanded in part | Mecklenburg 04CVD2055 04CVD2056 | Jackson |
| 07-388-1 | English v Nixon (Civil) Decision: Vacated and remanded | Mecklenburg 01CVD218 | Martin |
| 07-435-1 | State v Holt (Criminal) | Mecklenburg 04CRS228191 04CRS228185 04CRS228189 04CRS228192 04CRS228186 04CRS228190 04CRS228184 04CRS228188 | Hunter |

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| | Decision: No error | | |
| 07-691-1 | State v Mai (Criminal) | Mecklenburg 05CRS220760 05CRS220759 | Stephens |
| | Decision: Dismissed | | |
| 07-775-1 | Odom v Clark, et al (Civil) | Mecklenburg 05CVS18159 | Jackson |
| | Decision: Dismissed | | |
| 07-998-1 | In The Matter Of: J.F. (Juvenile - 3.1) | Mecklenburg 07J128 | Bryant |
| | Decision: Affirmed | | |
| 07-1044-1 | In The Matter Of: M.K.B. (Juvenile - 3.1) | Mecklenburg 06JT449 | McGee |
| | Decision: Affirmed | | |
| 06-1127-1 | Kelley v Wake County Sheriff's Dept. (Civil) | N.C. Industrial Commission IC190804 | Calabria |
| | Decision: Affirmed | | |
| 06-1412-1 | Grove v Bar Construction Company (Civil) | N.C. Industrial Commission IC278724 | Steelman |
| | Decision: Affirmed in part, remanded in part | | |
| 07-27-1 | Shepherd v National Federation (Civil) | N.C. Industrial Commission IC357500 | Jackson |
| | Decision: Affirmed | | |
| 07-224-1 | Bowlin v Cornerstone Realty Trust (Civil) | N.C. Industrial Commission IC407143 | Calabria |
| | Decision: Affirmed | | |
| 07-346-1 | McCarver v Hunter Motors, Inc., et al (Civil) | N.C. Industrial Commission IC397085 | Bryant |
| | Decision: Affirmed | | |
| 07-353-1 | Sampson v Pilkington North America (Civil) | N.C. Industrial Commission IC132597 | Hunter |
| | Decision: Appeal dismissed | | |
| 07-758-1 | Whitley v Wilson Woodworks (Civil) | N.C. Industrial Commission IC428287 | Tyson |
| | Decision: Affirmed | | |
| 06-1675-1 | Keyzer v Amerlink, Ltd. (Civil) | Nash 02CVS2462 | Jackson |
| | Decision: Affirmed | | |
| 07-76-1 | Carroll v Perry (Civil) | Nash 06CVD469 | Hunter |
| | Decision: Affirmed | | |
| 07-1010-1 | In Re: J.D.W. (Juvenile - 3.1) | Nash 05JA173 | Arrowood |
| | Decision: Affirmed | | |
| 06-1652-1 | State v Jacobs and Criego (Criminal) | New Hanover 05CRS53291 04CRS64856 05CRS14256 | Bryant |
| | Decision: Jacobs appeal: No error in part, dismissed in part and dismissed in part without prejudice. Criego appeal: No error. | | |
| 07-167-1 | State v Mintz (Criminal) | New Hanover 05CRS51687 | McCullough |
| | Decision: No error | | |

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| 07-484-1 | State v Jordan (Criminal) Decision: No prejudicial error | Orange 05CRS8513 | Bryant |
| 07-538-1 | State v Arreola (Criminal) Decision: Affirmed | Orange 06CRS1246 05CRS51615 | Stephens |
| 07-992-1 | In The Matter Of: J.S.R. (Juvenile - 3.1) Decision: Reversed and remanded | Orange 05JA111 | McCullough |
| 06-858-1 | Gatlin v Gatlin (Civil) Decision: Reversed | Pasquotank 01CVD17 | Calabria |
| 06-859-1 | Gatlin v Gatlin (Civil) Decision: Affirmed in part; reversed in part | Pasquotank 01CVD17 | Calabria |
| 07-263-1 | Carver, et al v Carver, et al (Civil) Decision: Affirmed | Person 06CVS384 | Hunter |
| 07-982-1 | In The Matters Of: S.M.F. and J.M.F. (Juvenile - 3.1) Decision: Affirmed | Randolph 05JT89 05JT88 | Hunter |
| 07-1008-1 | In The Matter Of: D.C.H. (Juvenile - 3.1) Decision: Dismissed | Randolph 06JT94 | Martin |
| 07-433-1 | State v Hagen (Criminal) Decision: No error; remanded to correct clerical error | Robeson 02CRS55647 02CRS55646 | Hunter |
| 07-296-1 | Lawson v White, et al (Civil) Decision: Dismissed | Sampson | Stroud |
| 07-665-1 | Stark v Ratashara-Stark (Civil) Decision: Affirmed | Stokes 02CVD733 | Bryant |
| 07-439-1 | Fairview Developers, Inc. v Miller (Civil) Decision: Dismissed | Union 04CVS1916 | Stephens |
| 07-29-1 | Honeycutt v Honeycutt (Civil) Decision: Affirmed | Wake 05CVD14562 | Hunter |
| 07-110-1 | State v Stokes (Criminal) Decision: No error | Wake 04CRS115562 | Elmore |
| 07-358-1 | State v Ross (Criminal) Decision: No error | Wake 05CRS122348 05CRS117332 | Hunter |
| 07-948-1 | In The Matter Of: D.W. (Juvenile - 3.1) Decision: Affirmed | Wake 06JT31 | McGee |
| 07-450-1 | State v Berry (Criminal) | Washington 05CRS50555 05CRS50554 | McCullough |

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| | Decision: No error | | |
| 06-1672-1 | Burnette, et al v City of Goldsboro (Civil) | Wayne 05CVS1992 | Bryant |
| | Decision: Affirmed | | |
| 07-559-1 | State v Bullock (Criminal) | Wilson 06CRS52945 | Bryant |
| | Decision: Vacated | | |