

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 5 MAY 2009)
(MANDATE 26 MAY 2009)

Docket #	Title	County	Judge
08-1150-1	Webb v Webb (Civil) Decision: Appeal dismissed	Alamance	Beasley
08-991-1	Liptrap v Coyne (Civil) Decision: Affirmed	Carteret	Stroud
08-1165-1	State v Norman (Criminal) Decision: No error	Chowan	McGee
08-953-1	White v Thompson (Civil) Decision: Affirmed in part; reversed in part	Columbus	Wynn, Jr.
08-1128-1	State v Reaves (Criminal) Decision: No prejudicial error	Columbus	Wynn, Jr.
08-1149-1	City of Durham v Safety National (Civil) Decision: Affirmed	Durham	McGee
08-1333-1	Merritt v Hemmings (Civil) Decision: Affirmed	Durham	Beasley
08-515-1	State v Thomas (Criminal) Decision: No error	Greene	Geer
08-1257-1	State v Dawkins (Criminal) Decision: No error	Guilford	Jackson
08-584-1	Brown v Kindred Nursing Centers East (Civil) Decision: Reversed	Hertford	Jackson
08-819-1	State v Wilkerson (Criminal) Decision: No error	Johnston	Stroud
08-713-1	State v Peele (Criminal) Decision: Reversed and remanded	Martin	Geer
08-397-1	Reese v Charlotte-Mecklenburg Board (Civil) Decision: Affirmed	Mecklenburg	Steelman
08-398-1	Reese v City of Charlotte (Civil) Decision: Affirmed	Mecklenburg	Steelman
08-758-1	State v Hinton (Criminal) Decision: Affirmed	Mecklenburg	Wynn, Jr.
08-1115-1	Harbin Yinhai v Greentree Financial (Civil) Decision: Appeal dismissed in part; reversed and remanded in part; and vacated and remanded in part	Mecklenburg	Hunter, Jr.

Docket #	Title	County	Judge
08-783-1	Newcomb v Greensboro Pipe Company (Civil) Decision: Affirmed	N.C. Industrial Commission	Elmore
08-618-1	In The Matter Of: D.M.B. (Juvenile - Criminal) Decision: No error in part and remanded with instructions in part	Nash	Jackson
08-1037-1	Sullivan v Pender County (Civil) Decision: Affirmed	Pender	Per Curiam
08-856-1	DOT v Marston Baptist Church, Inc. (Civil) Decision: No error	Richmond	Wynn, Jr.
08-662-1	Hamby v Williams (Civil) Decision: Affirmed in part, reversed and remanded in part	Rowan	Steelman
08-137-1	Powers v Tatum (Civil) Decision: Affirmed	Wake	Steelman
08-839-1	Bullard v Tall House Building Co. (Civil) Decision: Dismissed	Wake	Stroud
08-872-1	State v Young (Criminal) Decision: No error	Wake	Wynn, Jr.
08-888-1	Boor v Spectrum Homes, Inc. (Civil) Decision: Affirmed	Wake	Martin
08-923-1	State v McKoy (Criminal) Decision: No error	Wake	McGee
08-945-1	NC Dept. of Revenue v Hudson (Civil) Decision: Affirmed	Wake	Wynn, Jr.
08-964-1	Schwartz v Banbury Woods Homeowners (Civil) Decision: Affirmed	Wake	Martin
08-1135-1	Bumpers v Community Bank (Civil) Decision: Dismissed	Wake	Steelman
08-1249-1	Tabor v Kaufman (Civil) Decision: Reversed and remanded	Watauga	McGee

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08-1200-1	State v Dougherty (Criminal) Decision: Affirmed	Brunswick 04CRS56630-31	Jackson
08-550-1	State v Beavers (Criminal) Decision: No error	Buncombe 06CRS53064	McGee
08-1473-1	In The Matter Of: K.K. (Juvenile - 3.1) Decision: Reversed and remanded	Buncombe 06J372	Steelman
08-1498-1	Dean v Bruno (Civil) Decision: Affirmed	Cabarrus 06CVS1891	Ervin, IV
08-973-1	State v Burton (Criminal) Decision: No error	Caswell 07CRS50596,07CRS50598	Beasley
08-1164-1	State v Smith (Criminal) Decision: No error	Caswell 07CRS745	Jackson
08-1173-1	Christopher Brown BS v Healthsoft, Inc. (Civil) Decision: Affirmed	Catawba 06CVS3993	Hunter, Jr.
08-1227-1	State v Hartness (Criminal) Decision: Affirmed	Catawba 05CRS10843,05CRS55268-69	Jackson
08-1273-1	State v Elliott (Criminal) Decision: No error	Craven 05CRS4976	Jackson
08-1203-1	State v Elliott (Criminal) Decision: No error	Cumberland 06CRS54342,06CRS55012,- 06CRS59286,07CRS53565	Jackson
08-1384-1	In The Matter Of: M.D. and J.D. (Juvenile - 3.1) Decision: Affirmed	Durham 05J279-80	Jackson
08-994-1	State v Chance (Criminal) Decision: No error	Forsyth 07CRS53011,07CRS58774,- 07CRS59787	Jackson
08-1070-1	State v Kotecki (Criminal) Decision: No error	Forsyth 06CRS62793	Jackson
08-1076-1	State v Majett (Criminal) Decision: Reversed	Forsyth 06CRS31287,06CRS61005	Stephens
08-1153-1	State v Valentine (Criminal) Decision: No error	Forsyth 06CRS27384,06CRS57831	Jackson
08-1222-1	State v Smith (Criminal)	Forsyth 07CRS60857,08CRS1585	Jackson

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	Decision: No error		
09-27-1	In The Matter Of: D.M. and K.M. (Juvenile - 3.1)	Forsyth 04JT08-09	Stroud
	Decision: Affirmed		
08-959-1	State v Bell (Criminal)	Gaston 05CRS70362,05CRS70364,- 05CRS70440,06CRS3684	Beasley
	Decision: No error		
08-1351-1	In The Matter Of: A.L.V.M. (Juvenile - 3.1)	Guilford 07JT241	Steelman
	Decision: Affirmed		
08-1254-1	Branham v Jackson (Civil)	Harnett 06CVS1708	Steelman
	Decision: Affirmed		
08-1401-1	In Re: J.D., D.D., J.D., T.D. (Juvenile - 3.1)	Harnett 06J86-88,06J188	Geer
	Decision: Affirmed		
08-1075-1	State v Mintz (Criminal)	Haywood 05CRS51770,05CRS51772,- 07CRS3485,07CRS3487	Bryant
	Decision: No error		
08-1599-1	In The Matter Of: T.K.D.O. (Juvenile - 3.1)	Johnston 05JT247	Stephens
	Decision: Affirmed		
08-877-1	State v Kennedy (Criminal)	Lincoln 01CRS5795-97	Steelman
	Decision: No error at trial. Remanded for correction of clerical error in the judgments		
08-680-1	State v Smith and Brown (Criminal)	Martin 04CRS50483,04CRS50480	McGee
	Decision: No error		
08-820-1	State v Valdez (Criminal)	McDowell 05CRS50747	Stroud
	Decision: No error		
08-879-1	Pruitt v Pruitt (Civil)	Mecklenburg 06SP4437,07CVD20202	Wynn, Jr.
	Decision: Dismissed		
08-948-1	State v McDonald (Criminal)	Mecklenburg 06CRS255804-05,07CRS26731	Jackson
	Decision: No error		
08-1045-1	State v Taylor (Criminal)	Mecklenburg 07CRS232295-96	Stephens
	Decision: No error in part, remanded with instructions in part		
08-1124-1	State v Faulise (Criminal)	Mecklenburg 07CRS204838	Ervin, IV
	Decision: No prejudicial error		
08-1154-1	In The Matter Of: J.R.C. (Juvenile - Criminal)	Mecklenburg 08JB107	Jackson
	Decision: Vacated		
08-1480-1	In The Matter Of: R.C., J.C., N.R. (Juvenile - 3.1)	Mecklenburg 08J141-43	Geer

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	Decision: Affirmed		
08-1491-1	In The Matter Of: J.D. (Juvenile - 3.1)	Mecklenburg 06JT750	Stroud
	Decision: Affirmed		
08-1047-1	State v Hockaday (Criminal)	Moore 06CRS50577,06CRS50579-80	Jackson
	Decision: No error		
08-761-1	Fields v Pitt County Memorial Hospital (Civil)	N.C. Industrial Commission IC599446	McGee
	Decision: Affirmed		
08-778-1	Murray v Lorillard Tobacco Company (Civil)	N.C. Industrial Commission IC393942	Martin
	Decision: Affirmed		
08-815-1	Adams v Winston-Salem/Forsyth County (Civil)	N.C. Industrial Commission IC156560	Hunter
	Decision: Affirmed		
08-500-1	State v Stallings (Criminal)	Nash 05CRS56025	Jackson
	Decision: No error		
08-919-1	Shore Acres Co. v Town of Wrightsville (Civil)	New Hanover 07CVS1099	Wynn, Jr.
	Decision: Affirmed		
08-1151-1	State v Gayles (Criminal)	Onslow 06CRS60008	Jackson
	Decision: No error		
08-1022-1	State v Short (Criminal)	Richmond 07CRS53137,07CRS53683	Jackson
	Decision: Affirmed		
08-989-1	State v Parker (Criminal)	Rowan 05CRS50563,05CRS50568,- 05CRS50580,07CRS04107-09	Jackson
	Decision: No error		
08-1157-1	State v Marshburn (Criminal)	Sampson 07CRS3826,07CRS50455,0- 7CRS50968	Jackson
	Decision: Affirmed		
08-1361-1	State v Gattison (Criminal)	Wake 07CRS17583,07CRS18993	Jackson
	Decision: No error		
09-166-1	State v Swinehart (Criminal)	Wake 08CR68396,08CR70241-45	Martin
	Decision: Remanded for resentencing		
08-1058-1	State v Jackson (Criminal)	Wayne 06CRS57282,07CRS5344	Calabria
	Decision: No error		