

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 6 MAY 2008)**  
**(MANDATE 27 MAY 2008)**

Docket #	Title	County	Judge
07-878-1	Advantage Assets, Inc., II v Howell (Civil) <b>Decision:</b> Affirmed	Anson	Elmore
07-375-1	Jones v Robbins, et al (Civil) <b>Decision:</b> No error	Brunswick	Steelman
07-488-1	Jones v Robbins (Civil) <b>Decision:</b> Reversed	Brunswick	Steelman
07-1313-2	In the Matter of: B.L.H., Z.L.H. (Juvenile - 3.1) <b>Decision:</b> Reversed	Buncombe	Calabria
07-933-1	State v Jackson (Criminal) <b>Decision:</b> Vacated in part; reversed in part; and remanded	Caldwell	Bryant
07-876-1	Villepigue v City of Danville (Civil) <b>Decision:</b> Affirmed	Caswell	Hunter
07-610-1	State v Icard (Criminal) <b>Decision:</b> Remanded in part; no error in part	Catawba	Wynn, Jr.
07-832-1	State v Baskin (Criminal) <b>Decision:</b> No error in part, vacate in part, remand for resentencing	Catawba	Stroud
07-964-1	Crocker v Crocker (Civil) <b>Decision:</b> Reversed and remanded	Catawba	Martin
07-1579-1	In Re: B.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Catawba	Bryant
07-172-1	State v Smith (Criminal) <b>Decision:</b> Reversed in part, remanded in part	Cleveland	Stroud
07-1057-1	State v Williams (Criminal) <b>Decision:</b> No prejudicial error in part; affirmed in part	Cumberland	Wynn, Jr.
07-1190-1	Gardner v Ebenezer, LLC (Civil) <b>Decision:</b> Affirmed	Dare	Wynn, Jr.
07-176-1	Mason v Dwinnell (Civil) <b>Decision:</b> Affirmed	Durham	Geer
07-604-1	State v Bass (Criminal) <b>Decision:</b> No prejudicial error	Durham	Calabria
07-1066-1	State v Dietze (Criminal) <b>Decision:</b> Reversed	Durham	Wynn, Jr.

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05-1319-2	State v Farrar (Criminal) <b>Decision:</b> No prejudicial error	Guilford	McCullough
07-1002-1	Harleysville Mutual v Buzz Off Insect (Civil) <b>Decision:</b> Affirmed	Guilford	Tyson
07-1145-1	State v Neal (Criminal) <b>Decision:</b> Affirmed	Guilford	Wynn, Jr.
07-1165-1	Guilford County v Holbrook (Civil) <b>Decision:</b> Affirmed	Guilford	Elmore
07-1293-1	Michael, et al v Huffman Oil Co., et al (Civil) <b>Decision:</b> Affirmed	Guilford	Tyson
07-466-1	Outlaw v Johnson, et al (Civil) <b>Decision:</b> In Defendants' appeal we find no prejudicial error. In Plaintiff Outlaw's appeal we find no error. In APAC's appeal we find no error.	Lenoir	McGee
07-955-1	Moore v Mills (Civil) <b>Decision:</b> Reversed and vacated in part and affirmed in part	Martin	Elmore
07-186-1	Andrus v IQMAX, Inc. (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Geer
07-671-1	State v Young (Criminal) <b>Decision:</b> No error	Mecklenburg	Elmore
07-565-1	Cross v Falk Integrated Technologies (Civil) <b>Decision:</b> Affirm in part, and reverse and remand with instructions in part	N.C. Industrial Commission	Stephens
07-863-1	State v Batchelor (Criminal) <b>Decision:</b> Reversed	Nash	McGee
06-447-1	Kucan v Advance America (Civil) <b>Decision:</b> Remanded	New Hanover	Hunter
06-505-1	Hager v Check Into Cash (Civil) <b>Decision:</b> Remanded	New Hanover	Hunter
06-506-1	McQuillan v Check 'n Go (Civil) <b>Decision:</b> Remanded	New Hanover	Hunter
07-1031-1	Z.A. Sneed's Sons, Inc. v ZP No. 116 (Civil) <b>Decision:</b> Affirmed in part; Reversed in part; and Remanded	New Hanover	Tyson
07-1375-1	State v McAllister (Criminal) <b>Decision:</b> No error	New Hanover	Arrowood
07-510-1	Barbee v Johnson (Civil) <b>Decision:</b> Reversed	Onslow	Bryant
07-384-1	Estroff v Chatterjee (Civil) <b>Decision:</b> Affirmed	Orange	Geer

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07-914-1	State v Hobbs (Criminal) <b>Decision:</b> New trial	Pitt	Jackson
07-1246-1	In The Matter Of: J.M., et al (Juvenile - 3.1) <b>Decision:</b> Vacated and remanded	Rockingham	Jackson
07-1421-1	State Farm Mutual v Gaylor (Civil) <b>Decision:</b> Affirmed	Rowan	Tyson
07-951-1	State v Patterson (Criminal) <b>Decision:</b> No error	Transylvania	Martin
07-1080-1	State v Williams (Criminal) <b>Decision:</b> Affirmed	Union	McGee
06-969-2	Dodson v Dodson (Civil) <b>Decision:</b> Reversed and remanded with instructions	Wake	Calabria
07-562-1	State v Turnage (Criminal) <b>Decision:</b> Reversed in part; no prejudicial error in part	Wake	Wynn, Jr.
07-738-1	State v Zamora-Ramos (Criminal) <b>Decision:</b> No error in part and reversed in part	Wake	McCullough
07-791-1	Corbett v NC Division of Motor Vehicles (Civil) <b>Decision:</b> Affirmed	Wake	Calabria
07-810-1	Wake Cares, Inc. v Wake Co. School Bd. (Civil) <b>Decision:</b> Reversed	Wake	Geer
07-612-1	Washburn v Yadkin Valley Bank (Civil) <b>Decision:</b> Affirmed	Watauga	Stephens
07-613-1	Eller v Yadkin Valley Bank (Civil) <b>Decision:</b> Affirmed	Watauga	Stephens
07-1120-1	State v Worrell (Criminal) <b>Decision:</b> No error	Wayne	Stroud
07-1399-1	State v Applewhite (Criminal) <b>Decision:</b> No error	Wayne	Steelman
07-196-1	State v Dewalt (Criminal) <b>Decision:</b> No prejudicial error	Yadkin	McCullough
07-1161-1	Cockerham-Ellerbe v Town of Jonesville (Civil) <b>Decision:</b> Reversed	Yadkin	Wynn, Jr.

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08-71-1	In The Matter Of: C.M.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Alamance 06JA102	McCullough
07-1370-1	State v Hall (Criminal) <b>Decision:</b> Dismissed	Alexander 06CRS318,06CRS317	Steelman
07-1442-1	State v Harrington (Criminal) <b>Decision:</b> No prejudicial error	Alexander 05CRS50979	Tyson
07-1230-1	State v Bryson (Criminal) <b>Decision:</b> Affirmed in part; dismissed in part	Buncombe 06CRS110301,06CRS110300	Wynn, Jr.
07-1238-1	State v Servantes (Criminal) <b>Decision:</b> Affirmed	Buncombe 04CRS53787,04CRS53785	Hunter
07-1547-1	In The Matter Of: K.T. and C.T. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 05J245,98J104C	Bryant
07-724-1	State v Hall (Criminal) <b>Decision:</b> No error	Burke 05CRS7269,05CRS7268	McGee
07-831-1	Hames v Hames (Civil) <b>Decision:</b> Affirmed	Burke 05CVD805	Jackson
07-739-1	State v Forte (Criminal) <b>Decision:</b> No prejudicial error	Cabarrus 06CRS312,06CRS2658,06CRS311	Calabria
07-1081-1	Herman v Herman (Civil) <b>Decision:</b> Affirmed	Catawba 05CVD2885	Wynn, Jr.
07-1114-1	State v Hallyburton (Criminal) <b>Decision:</b> Affirmed	Catawba 06CRS11484,06CRS11483	Tyson
03-1543-2	State v Ridley (Criminal) <b>Decision:</b> Affirmed	Craven 03CRS51406,03CRS51409,- 03CRS2594,03CRS51407,0- 3CRS51405,03CRS51408	Steelman
07-657-1	State v Lacewell (Criminal) <b>Decision:</b> Affirmed	Cumberland 05CRS50810	Elmore
07-922-1	State v Miles (Criminal) <b>Decision:</b> Judgment vacated	Cumberland 00CRS53225	Martin
07-1461-1	State v Cross (Criminal) <b>Decision:</b> Affirmed	Cumberland 07CRS15781	Steelman
07-523-1	Johnson v Walker, et al (Civil)	Durham 06CVS4077	Hunter

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	<b>Decision:</b> Reversed and remanded		
07-642-1	Johnson v Walker (Civil)	Durham 06CVS4077	Hunter
	<b>Decision:</b> Reversed and remanded		
07-1211-1	MacKenzie v Lewis (Civil)	Durham 04CVD847	Hunter
	<b>Decision:</b> Affirmed		
07-1303-1	Potchak v Tatum (Civil)	Durham 06CVS6512	Steelman
	<b>Decision:</b> Affirmed		
07-974-1	State v Wilson (Criminal)	Forsyth 06CRS50046	Hunter
	<b>Decision:</b> No error		
07-1132-1	State v Baldwin (Criminal)	Forsyth 06CRS64554,06CRS64555,- 06CRS64553,07CRS3829	Stroud
	<b>Decision:</b> No error		
07-1139-1	State v McSweeney (Criminal)	Forsyth 05CRS26421,05CRS61026	Hunter
	<b>Decision:</b> No error		
07-1197-1	State v Mills (Criminal)	Forsyth 06CRS8762,07CRS8999,06- CRS54973	Hunter
	<b>Decision:</b> No error		
07-1325-1	Mincey-Smith v Smith (Civil)	Forsyth 06CVD6636	Arrowood
	<b>Decision:</b> Affirmed		
07-1406-1	State v Yancey (Criminal)	Forsyth 06CRS20293 06CRS55643	Steelman
	<b>Decision:</b> No error		
07-1448-1	Ward v Jett Properties, LLC (Civil)	Forsyth 07CVD4315	Steelman
	<b>Decision:</b> Affirmed		
07-1464-1	State v Williams (Criminal)	Forsyth 03CRS60921	Tyson
	<b>Decision:</b> No error		
07-1577-1	In The Matter Of: B.K. (Juvenile - 3.1)	Forsyth 06J235	McCullough
	<b>Decision:</b> Affirmed in part, vacated in part and remanded		
07-425-1	In The Matter Of The Estate Of: Digman (Civil)	Guilford 04CVS5366	Steelman
	<b>Decision:</b> Affirmed		
07-543-1	Becker v Becker (Civil)	Guilford 06CVD5678	McGee
	<b>Decision:</b> Affirmed		
07-1115-1	State v McCain (Criminal)	Guilford 05CRS97514,05CRS97515,- 05CRS97513,05CRS97518	Stephens
	<b>Decision:</b> No prejudicial error		
07-1256-1	State v Green (Criminal)	Henderson 07CR51415,07CR51393	Steelman

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	<b>Decision:</b> Affirmed		
07-1315-1	In The Matter Of: C.M.W. (Juvenile - Criminal)	Iredell 07JB67	Hunter
	<b>Decision:</b> Vacated		
07-656-1	Hall v Mauricio (Civil)	Johnston 05CVS3418	Steelman
	<b>Decision:</b> Affirmed in part; reversed in part		
07-1387-1	State v Barnes (Criminal)	Lenoir 06CRS53705	Hunter
	<b>Decision:</b> No error		
07-1462-1	State v Williams (Criminal)	Lincoln 06CRS3474,05CRS52707	Steelman
	<b>Decision:</b> No error		
07-1181-1	Miles v Koon (Civil)	Mecklenburg 05CVS9754	Martin
	<b>Decision:</b> Affirmed		
07-1359-1	In The Matter Of: D.K.B. (Juvenile - Criminal)	Mecklenburg 06J1113	Steelman
	<b>Decision:</b> Affirmed in part, remanded in part		
07-1307-1	Mitchell County v Buchanan, et al (Civil)	Mitchell 07CVD94	Steelman
	<b>Decision:</b> Affirmed in part; vacated and remanded in part		
07-1116-1	State v Nooe (Criminal)	Montgomery 05CRS50832	Hunter
	<b>Decision:</b> No error		
07-1177-1	State v McDuffie (Criminal)	Moore 06CRS52423,06CRS52424,- 06CRS8543	Hunter
	<b>Decision:</b> No prejudicial error		
07-894-1	Norman v N.C. Dept. of Transportation (Civil)	N.C. Industrial Commission TA12343	Martin
	<b>Decision:</b> Affirmed		
07-1368-1	In The Matter Of: K.B. and K.B. (Juvenile - 3.1)	Orange 07JA40,07JA41,07JA39	Wynn, Jr.
	<b>Decision:</b> Affirmed in part, remanded in part		
07-1216-1	State v Branson (Criminal)	Rockingham 06CRS5902,06CRS5903,06- CRS53908	Bryant
	<b>Decision:</b> No error		
07-655-1	Seagle v Herring (Civil)	Rowan 05CVS3289	McCullough
	<b>Decision:</b> No error		
07-811-1	State v Palmer (Criminal)	Rutherford 06CRS50421	Martin
	<b>Decision:</b> No error		
07-240-1	Yadkin Valley Bank v AF Financial Group (Civil)	Surry 05CVS1007	Stephens
	<b>Decision:</b> Affirmed		
07-417-1	Yadkin Valley Bank v AF Financial Group (Civil)	Surry 05CVS1007	Stephens
	<b>Decision:</b> Affirmed		

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08-18-1	In the Matter of: A.H., L.L., B.L. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Transylvania 01J47,07JA44,01J46	Wynn, Jr.
07-1127-1	Cyprus Group, LLC v Twiss and Holland (Civil) <b>Decision:</b> Affirmed	Wake 07CVS1420	McGee
07-1196-1	State v Timmons (Criminal) <b>Decision:</b> No error	Wake 06CRS113536,06CRS113535	Steelman
07-1289-1	State v Bernard (Criminal) <b>Decision:</b> No error	Wake 06CRS39495,06CRS39496,- 06CRS39494,06CRS39497	Arrowood
07-1352-1	Crawford v Watlington (Civil) <b>Decision:</b> Dismissed	Wake 96CVS1992	Hunter