

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 5 AUGUST 2008)**  
**(MANDATE 25 AUGUST 2008)**

Docket #	Title	County	Judge
04-289-2	State v Sellars (Criminal) <b>Decision:</b> No error	Alamance	Calabria
07-1481-1	In The Matter Of: S.D.R. (Juvenile - Criminal) <b>Decision:</b> No error	Anson	Elmore
08-103-1	State v Sinclair (Criminal) <b>Decision:</b> No error in part; reversed in part	Beaufort	Stephens
07-1427-1	In The Matter Of: R.D.L. (Juvenile - Criminal) <b>Decision:</b> Reversed in part and remanded	Buncombe	McGee
07-402-1	In The Matter Of: D.G. (Juvenile - Criminal) <b>Decision:</b> Affirmed	Burke	Steelman
07-391-1	State v Taylor (Criminal) <b>Decision:</b> Vacated in part; no error in part	Durham	Geer
07-648-1	State v Davis (Criminal) <b>Decision:</b> No prejudicial error	Durham	Steelman
07-710-1	State v McDonald (Criminal) <b>Decision:</b> No error	Durham	Steelman
07-1158-1	Durham County v Graham (Civil) <b>Decision:</b> Affirmed in part; reversed in part	Durham	Hunter
07-1574-1	State v Lawrence (Criminal) <b>Decision:</b> No error	Durham	Arrowood
08-8-1	State v Streeter (Criminal) <b>Decision:</b> No error at trial; remanded for correction of clerical errors	Durham	Elmore
08-104-1	Ward v Jett Properties, LLC (Civil) <b>Decision:</b> Affirmed	Forsyth	Hunter
07-761-1	Guilford County v Puckett (Civil) <b>Decision:</b> Reversed and remanded	Guilford	Jackson
07-1050-1	State v Haddock (Criminal) <b>Decision:</b> New trial	Guilford	Stroud
08-10-1	Elm St. Gallery, Inc., et al v Williams (Civil) <b>Decision:</b> Affirmed	Guilford	Tyson
07-1282-1	State v McBennett (Criminal) <b>Decision:</b> Reversed and remanded	Haywood	Martin
07-226-1	State v Tice (Criminal) <b>Decision:</b> No error	Lenoir	Geer

Docket #	Title	County	Judge
07-1391-1	State v Tadeja (Criminal) <b>Decision:</b> No error	Lincoln	Stroud
07-1004-1	Nationwide Mutual Fire v Mnatsakanov (Civil) <b>Decision:</b> Reversed and remanded	Mecklenburg	Bryant
07-1524-1	Wilson v Wilson (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Tyson
07-1204-1	Egen v Excalibur Resort (Civil) <b>Decision:</b> Reversed and remanded	N.C. Industrial Commission	Stroud
07-842-1	State v Banks (Criminal) <b>Decision:</b> New trial	Nash	McCullough
07-929-1	State v Oakman (Criminal) <b>Decision:</b> No error	New Hanover	Bryant
07-1054-1	In The Matter Of: E.S. (Criminal) <b>Decision:</b> Reversed and remanded	New Hanover	Geer
07-1523-1	In Re Will Of: Harts (Civil) <b>Decision:</b> Appeal dismissed	New Hanover	Jackson
07-946-1	Matthews v Davis (Civil) <b>Decision:</b> Affirmed	Onslow	Bryant
07-1295-1	St. Regis of Onslow County v Johnson (Civil) <b>Decision:</b> Affirmed	Onslow	Stephens
07-875-1	Heatzig v MacLean (Civil) <b>Decision:</b> Reversed and remanded	Orange	Steelman
07-1260-1	Murray v County of Person, et al (Civil) <b>Decision:</b> Affirmed	Person	Wynn, Jr.
07-1392-1	State v Martin (Criminal) <b>Decision:</b> No error	Person	Hunter
07-1452-1	Street v Street (Civil) <b>Decision:</b> Reversed; new trial	Person	Hunter
07-1472-1	In the Matter of: K.W. (Juvenile - Criminal) <b>Decision:</b> Vacated	Robeson	Jackson
07-1034-1	Free Spirit Aviation v Rutherford Co. (Civil) <b>Decision:</b> Affirmed	Rutherford	Stroud
07-1398-1	State v Taylor (Criminal) <b>Decision:</b> No error	Sampson	Martin
08-82-1	State v Little (Criminal) <b>Decision:</b> No error	Sampson	Bryant
07-1095-1	Shepard v Bonita Vista Properties (Civil) <b>Decision:</b> Affirmed in part; remanded in part	Scotland	Stephens

Docket #	Title	County	Judge
07-1537-1	Eagle Eng'g, Inc. v Continental Cas. Co (Civil) <b>Decision:</b> Affirmed	Union	Stroud
07-697-1	State v Tuck (Criminal) <b>Decision:</b> Remanded	Wake	Hunter
07-718-1	Stone, et al v State of NC, et al (Civil) <b>Decision:</b> Affirmed	Wake	McGee
07-1219-1	In The Matter Of: Ernst & Young, LLP (Civil) <b>Decision:</b> Affirmed in part and remanded in part	Wake	Calabria
07-1278-1	State v Canady (Criminal) <b>Decision:</b> No error	Wake	Elmore
07-1364-1	State v Boston and Satterwhite (Criminal) <b>Decision:</b> In Defendant Satterwhite's appeal we find no error. In Defendant Boston's appeal we find no prejudicial error.	Wake	McGee
07-1404-1	Dalenko v Collier (Civil) <b>Decision:</b> Affirmed	Wake	Per Curiam
07-1071-1	State v Sherrod (Criminal) <b>Decision:</b> Reversed	Wayne	Bryant

**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 5 AUGUST 2008)  
(MANDATE 25 AUGUST 2008)**

Docket #	Title	County	Judge
07-661-1	Lisk v Lisk, et al (Civil) <b>Decision:</b> Affirmed	Anson 04CVS207	Steelman
07-1024-1	State v Pelham (Criminal) <b>Decision:</b> No error	Brunswick 01CRS5562 01CRS5563 01CRS5561 01CRS5564	Geer
07-1454-1	Edwards v Holden (Civil) <b>Decision:</b> Affirmed	Brunswick 07CVS1148	Stephens
07-1049-1	State v Jeffries (Criminal) <b>Decision:</b> No error	Buncombe 06CRS55554	Geer
07-1520-1	Hall, et al v City of Asheville (Civil) <b>Decision:</b> Affirmed	Buncombe 05CVS3805 05CVS3804	Elmore
07-1209-1	Schneider v Hoff (Civil) <b>Decision:</b> Affirmed in part, vacated and remanded with instructions in part	Cabarrus 05CVD3157	Stephens
07-1059-1	Salter v Willis (Civil) <b>Decision:</b> Reversed and remanded	Carteret 05CVS1142	McGee
07-1457-1	Tellado v NC Dep't of Transportation (Civil) <b>Decision:</b> Reversed and remanded	Catawba 06CVS13	Hunter
07-1226-1	State v Banks (Criminal) <b>Decision:</b> No error	Cleveland 07CRS2403 07CRS3126 06CRS55875 07CRS3127	Calabria
07-1252-1	State v McCall (Criminal) <b>Decision:</b> No error	Columbus 05CRS1013 05CRS1014 05CRS463	Stroud
07-1429-1	Frost v Dominguez (Civil) <b>Decision:</b> Reversed	Cumberland 97CVD6063	Stephens
07-1205-1	Clark v Clark (Civil) <b>Decision:</b> Affirmed	Dare 04CVS43	Elmore
07-1274-1	State v Robinson (Criminal) <b>Decision:</b> No error	Duplin 06CRS50096 06CRS3305	Steelman
07-1036-1	County of Durham v Daye (Civil) <b>Decision:</b> Dismissed	Durham 03CVS457	Geer
07-1279-1	State v Sanders (Criminal) <b>Decision:</b> No error	Durham 03CRS57288	Stroud
07-1163-1	State v Vick (Criminal)	Edgecombe 06CRS51346	McCullough

Docket #	Title	County	Judge
	<b>Decision:</b> No error		
07-1545-1	State v Bennett (Criminal)	Forsyth 07CRS50340	Stroud
	<b>Decision:</b> Affirmed		
08-35-1	Ward v Enbody (Civil)	Forsyth 07CVD5516	Hunter
	<b>Decision:</b> Affirmed		
07-1339-1	State v Karges (Criminal)	Gaston 07CRS9040	Stroud
	<b>Decision:</b> Dismissed		
07-1469-1	Lucky Ducks, Ltd. v Leeds (Civil)	Guilford 05CVS12589	Arrowood
	<b>Decision:</b> Affirmed		
07-554-1	Haywood Council v Mathis & ESC (Civil)	Haywood 06CVS1105	Steelman
	<b>Decision:</b> Reversed and remanded. Dismissed as to Employees appeal		
07-1443-1	State v Young (Criminal)	Iredell 05CRS57156 05CRS57157 05CRS57155	Stroud
	<b>Decision:</b> No error		
07-906-1	State v Lugo (Criminal)	Macon 05CRS51668	Calabria
	<b>Decision:</b> Affirmed in part, dismissed in part		
07-1489-1	State v Sizemore (Criminal)	Macon 05CRS50963 05CRS50964 05CRS50962	Hunter
	<b>Decision:</b> No error		
07-1003-1	In The Matter Of: D.K.H. (Juvenile - Criminal)	Mecklenburg 06J1368	Geer
	<b>Decision:</b> Affirmed in part, remanded in part		
07-1327-1	State v Wright-Stover (Criminal)	Mecklenburg 04CRS238173 04CRS238171	Stroud
	<b>Decision:</b> Affirmed		
07-1445-1	State v Ketter (Criminal)	Mecklenburg 05CRS256470	Stroud
	<b>Decision:</b> No error in trial; remanded for correction of clerical error		
07-1459-1	In The Matter of: D.G. (Juvenile - Criminal)	Mecklenburg 07J31	Stroud
	<b>Decision:</b> Affirmed		
07-1052-1	Bradley v Maxim Healthcare (Civil)	N.C. Industrial Commission IC483665	Wynn, Jr.
	<b>Decision:</b> Affirmed		
07-1449-1	McHenry v International Paper Company (Civil)	N.C. Industrial Commission IC221276	Hunter
	<b>Decision:</b> Affirmed		
08-79-1	Wilkie-Fisher v P.H. Glatfelter (Civil)	N.C. Industrial Commission IC951842	Bryant
	<b>Decision:</b> Affirmed		
07-1086-1	State v Mackey (Criminal)	Pitt 04CRS62798	Stroud

Docket #	Title	County	Judge
	<b>Decision:</b> No error		
07-1380-1	State v Bandy (Criminal)	Pitt 06CRS57738	Stroud
	<b>Decision:</b> No error		
07-1488-1	Butterfield v Williamson (Civil)	Polk 05CVS268	Wynn, Jr.
	<b>Decision:</b> Affirmed		
07-1308-1	State v Jones (Criminal)	Robeson 02CRS54458 02CRS54457	Jackson
	<b>Decision:</b> No error		
07-1575-1	State v Williams (Criminal)	Robeson 00CRS14052 00CRS14056 00CRS14054 00CRS14057 00CRS18103 00CRS14055	Steelman
	<b>Decision:</b> No error		
07-1426-1	Doss v Tatum (Civil)	Rockingham 06CVS2159	Stroud
	<b>Decision:</b> Affirmed		
07-1326-1	State v Bridges (Criminal)	Rutherford 05CRS50129	Stroud
	<b>Decision:</b> No error		
07-1305-1	State v Bishop (Criminal)	Sampson 06CRS4521 06CRS50793 06CRS2078 06CRS50794	Stroud
	<b>Decision:</b> No error		
07-1006-1	State v Jenkins (Criminal)	Transylvania 06CRS1670 06CRS1674 06CRS1671 06CRS1675 06CRS1669 06CRS1673	Bryant
	<b>Decision:</b> No prejudicial error		
07-944-1	Mankes v NC State Education Assistance (Civil)	Wake 05CVS12349	Hunter
	<b>Decision:</b> Affirmed		
07-1067-1	State v McNair (Criminal)	Wake 06CRS25718 06CRS8185	Stroud
	<b>Decision:</b> No error		
07-1084-1	Johnson, et al v Lucas, et al (Civil)	Wake 97CVS5263	Wynn, Jr.
	<b>Decision:</b> Affirmed		
07-1275-1	State v Watson (Criminal)	Wake 05CRS82877 05CRS82876	Stroud
	<b>Decision:</b> Affirmed in part, vacated in part and remanded in part		
07-1347-1	Carolina Power & Light v Atlantic Forks (Civil)	Wake 04CVS14813	Calabria
	<b>Decision:</b> Affirmed		
07-1512-1	State v Vincent (Criminal)	Wake 06CRS89568	Stroud
	<b>Decision:</b> No error		
07-1504-1	State v King (Criminal)	Wayne 06CRS8042	Stroud
	<b>Decision:</b> Dismissed		

Docket #	Title	County	Judge
07-1565-1	State v Bare (Criminal)	Wilkes 07CRS50020 07CRS50112 07CRS50024 07CRS50019 07CRS50107	Stroud
	<b>Decision:</b> No error		
08-83-1	Edmundson v Lawrence (Civil)	Wilson 02CVS2318	Stephens
	<b>Decision:</b> Reversed		