

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 19 AUGUST 2008)**  
**(MANDATE 8 SEPTEMBER 2008)**

Docket #	Title	County	Judge
07-1062-1	State v Bollinger (Criminal) <b>Decision:</b> No prejudicial error	Cabarrus	Bryant
07-1301-1	Christmas v Cabarrus County, et al (Civil) <b>Decision:</b> No error	Cabarrus	McCullough
08-284-1	In The Matter Of: K.J.L. (Juvenile - 3.1) <b>Decision:</b> Vacated	Davidson	Hunter
06-1073-2	Dogwood Dev. v White Oak Transp. (Civil) <b>Decision:</b> No error in part and affirmed in part	Forsyth	Tyson
07-1146-1	Hawkins v Hawkins (Civil) <b>Decision:</b> Reversed and remanded	Forsyth	Elmore
07-1563-1	S.B. Simmons Landscaping v Boggs (Civil) <b>Decision:</b> Affirmed	Forsyth	Stroud
06-164-2	State v McDougald (Criminal) <b>Decision:</b> New trial	Guilford	Jackson
07-1578-1	Livesay v Carolina First Bank, et al (Civil) <b>Decision:</b> Affirmed	Henderson	Jackson
07-329-1	Bartlett Milling Co. v Walnut Grove (Civil) <b>Decision:</b> Affirmed	Iredell	Jackson
07-1191-1	State v Spencer (Criminal) <b>Decision:</b> New trial in part, no error in part, remand for resentencing	Iredell	Stroud
07-775-2	Odom v Clark, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Jackson
07-1576-1	Smith v Blythe Development Company (Civil) <b>Decision:</b> Reversed and remanded	Mecklenburg	Tyson
07-1001-1	Polk v Nationwide Recyclers, Inc. (Civil) <b>Decision:</b> Affirmed in part; reversed in part	N.C. Industrial Commission	Hunter
07-1154-1	Lanier v Eddie Romanelle's (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Stroud
07-1265-1	Gregory v W.A. Brown & Sons (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McGee
08-14-1	State v Hunt (Criminal) <b>Decision:</b> New trial	Robeson	Hunter
08-337-1	In The Matter Of: M.H.B. (Juvenile - 3.1) <b>Decision:</b> Reversed and remanded	Swain	McGee

Docket #	Title	County	Judge
07-516-1	City of Asheville v State of NC (Civil) <b>Decision:</b> Affirmed	Wake	Martin
07-881-1	Kelly v N.C. Dept. of Environment (Civil) <b>Decision:</b> Affirmed in part, reversed in part and remanded	Wake	Martin
07-1247-1	Carolina Power & Light Co. v ESC (Civil) <b>Decision:</b> Affirmed	Wake	Bryant
07-1287-1	Turner v The Hammocks Beach Corp. (Civil) <b>Decision:</b> Reversed and remand	Wake	McGee
07-1525-1	State v Rodriguez (Criminal) <b>Decision:</b> Vacated and remanded in part; no error in part	Wake	Elmore

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08-50-1	State v Squires (Criminal) <b>Decision:</b> No error	Beaufort 05CRS52597	Wynn, Jr.
06-548-1	Ballew v Ballew (Civil) <b>Decision:</b> Affirmed	Buncombe 05CVD2796	Calabria
08-115-1	Elrod v Elrod (Civil) <b>Decision:</b> Affirmed	Buncombe 07CVD4036	Wynn, Jr.
08-141-1	State v Duane (Criminal) <b>Decision:</b> No error	Burke 06CRS5484	Wynn, Jr.
08-9-1	State v McDougal (Criminal) <b>Decision:</b> No error	Cabarrus 03CRS15553,03CRS15555,- 03CRS15545	Wynn, Jr.
07-963-1	White Fox Construction v Mountain Grove (Civil) <b>Decision:</b> Reversed and remanded	Caldwell 04CVS67	Geer
08-89-1	State v Sholar (Criminal) <b>Decision:</b> No error	Duplin 06CRS51175,06CRS50860	Wynn, Jr.
08-92-1	In The Matter Of: A.M. (Juvenile - Criminal) <b>Decision:</b> No error	Guilford 07JB288	Wynn, Jr.
07-1032-1	Miller v Miller (Civil) <b>Decision:</b> Affirmed in part; vacated and remanded in part	Harnett 03CVD1751	Bryant
08-436-1	In Re: T.S., et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Harnett 07J19,07J14,07J17,07J139,- 07J15,07J18,07J13,07J16	McGee
07-505-1	Davis v Sugarman, et al (Civil) <b>Decision:</b> Affirmed	Iredell 06CVS195	Hunter
08-304-1	In Re: D.R.B. (Juvenile - 3.1) <b>Decision:</b> Vacated	Iredell 05JA143	Stroud
08-109-1	State v Pigford (Criminal) <b>Decision:</b> No error in part; remanded for resentencing in part	Lenoir 06CRS50869,05CRS816	Wynn, Jr.
07-972-1	State v Oliver (Criminal) <b>Decision:</b> No error	Mecklenburg 06CRS223145,06CRS22314- 6,06CRS223144	McCullough
08-16-1	State v Brown (Criminal) <b>Decision:</b> No error	Mecklenburg 07CRS10510,06CRS224125	Wynn, Jr.
07-1159-1	Deason v Owens-Illinois, Inc. (Civil)	N.C. Industrial Commission IC192506	Stroud

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	<b>Decision:</b> Affirmed		
07-1478-1	Kenion v Maple View Farm, Inc. (Civil)	N.C. Industrial Commission IC604349	McGee
	<b>Decision:</b> Affirmed		
08-26-1	Cagle v P.H. Glatfelter (Civil)	N.C. Industrial Commission IC121196	Stephens
	<b>Decision:</b> Affirmed		
08-388-1	In The Matter Of: S.V., S.V., Z.P. (Juvenile - 3.1)	Orange 08J5,08J6,08J4	Stroud
	<b>Decision:</b> Vacated		
07-1446-1	Carroll v Randolph County (Civil)	Randolph 06CVS2147	Jackson
	<b>Decision:</b> Reversed and remanded		
08-36-1	State v Walker (Criminal)	Rockingham 06CRS3785	Wynn, Jr.
	<b>Decision:</b> No error		
08-166-1	State v Arazie (Criminal)	Stanly 06CRS53456	Wynn, Jr.
	<b>Decision:</b> Affirmed		
07-1299-1	State v Fleming (Criminal)	Wayne 05CRS56763,05CRS9730,0- 5CRS56762	Bryant
	<b>Decision:</b> No error in part; reversed in part		
08-220-1	In The Matter Of: J.L.A. (Juvenile - 3.1)	Yadkin 06J71	McGee
	<b>Decision:</b> Affirmed		