

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 2 DECEMBER 2008)**  
**(MANDATE 22 DECEMBER 2008)**

Docket #	Title	County	Judge
08-530-1	Taylor v Hospice of Henderson Co., Inc. (Civil) <b>Decision:</b> Reversed and remanded	Buncombe	Tyson
08-349-1	In The Matter Of: D.R.H. (Juvenile - Criminal) <b>Decision:</b> No error in part, vacated in part, remanded	Cleveland	Stroud
08-20-1	State v Branch (Criminal) <b>Decision:</b> Remanded for resentencing	Cumberland	Wynn, Jr.
08-188-1	State v Rogers (Criminal) <b>Decision:</b> No error	Davidson	Stroud
08-113-1	Pellom v Pellom (Civil) <b>Decision:</b> Affirmed in part, vacated in part and remanded	Durham	Hunter
08-339-1	Strickland v Hedrick (Civil) <b>Decision:</b> Affirmed in part, Dismissed in part, Reversed and remanded in part	Forsyth	Arrowood
07-1412-1	State v Hall (Criminal) <b>Decision:</b> As to 03CRS18275, robbery with a dangerous weapon: Judgment arrested. As to 03CRS19233,03CRS62555,03CRS62556,03CRS62558,03CRS62559: No error	Gaston	McCullough
07-1573-1	Gainey v Gainey (Civil) <b>Decision:</b> Reversed and remanded	Guilford	Stroud
08-178-1	Wallis v Cambron (Civil) <b>Decision:</b> Dismissed in part and affirmed in part	Guilford	Bryant
08-624-1	In The Matter Of: S.N. and X.Z. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Guilford	Steelman
08-101-1	Defeat The Beat, Inc. v Underwriters (Civil) <b>Decision:</b> Affirmed	Mecklenburg	McCullough
07-1188-1	Carey v Norment Security Industries (Civil) <b>Decision:</b> Reversed and remanded	N.C. Industrial Commission	Bryant
08-371-1	Jones v Modern Chevrolet (Civil) <b>Decision:</b> Remanded	N.C. Industrial Commission	Arrowood
08-526-1	Castaneda v International Leg Wear (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Calabria
08-106-1	State v Conway (Criminal) <b>Decision:</b> No error in part, reversed in part and remanded	Onslow	Tyson

Docket #	Title	County	Judge
07-1440-1	State v Dix (Criminal) <b>Decision:</b> Reversed and remanded	Randolph	Martin
08-310-1	Farrell v Transylvania Co. Bd. of Educ. (Civil) <b>Decision:</b> Affirmed	Transylvania	Jackson
07-812-1	State v Smith and Thompson (Criminal) <b>Decision:</b> No error	Wake	Geer
08-881-1	In The Matter Of: C.S.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Yadkin	Geer

**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 2 DECEMBER 2008)**  
**(MANDATE 22 DECEMBER 2008)**

Docket #	Title	County	Judge
08-146-1	State v May (Criminal) <b>Decision:</b> No error in part; reversed in part and remanded	Beaufort 05CRS50268,05CRS50155	McCullough
08-727-1	In the Matter of: J.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick 07J176T	Hunter
08-226-1	Lytle v Rice (Civil) <b>Decision:</b> Reversed in part and affirmed in part	Buncombe 06CVS6374	Jackson
08-621-1	State v Robbs (Criminal) <b>Decision:</b> No error	Buncombe 01CRS58972,01CRS58967- .01CRS58970,01CRS5897- 3,01CRS58968,01CRS589- 71,01CRS9787,01CRS58969	Arrowood
08-882-1	In The Matter Of: L.H., A.B., S.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe 07JA323,07JA324,93J27	Geer
08-626-1	In The Matter Of: A.B.W. and A.F.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Catawba 05JA89,05JA88	Elmore
08-65-1	State v Simmons (Criminal) <b>Decision:</b> No error	Cumberland 06CRS12994,05CRS67217	Elmore
08-187-1	Morris v Dixon (Civil) <b>Decision:</b> Reversed	Dare 07CVS41	Bryant
08-142-1	State v Jordan (Criminal) <b>Decision:</b> No error at trial. Vacated and remanded for sentencing.	Forsyth 98CRS41732,98CRS41731	Bryant
08-334-1	State v Graham (Criminal) <b>Decision:</b> No error	Forsyth 06CRS20438,06CRS56614	Elmore
08-555-1	State v Cloud (Criminal) <b>Decision:</b> Affirmed	Forsyth 07CRS3067,06CRS64103	Arrowood
08-278-1	State v Perry (Criminal) <b>Decision:</b> No error	Franklin 05CRS51360	Elmore
08-740-1	In Re: A.N.J.H. and L.A.J.H. (Juvenile - 3.1) <b>Decision:</b> Vacated and remanded	Gaston 07JT354,07JT353	Geer
07-1300-1	State v Wright (Criminal) <b>Decision:</b> No error	Guilford 06CRS91220,06CRS91221- .06CRS91219,06CRS91227	McCullough
08-250-1	State v Schreiber (Criminal) <b>Decision:</b> No error	Guilford 05CRS93359,05CRS91905	Elmore

Docket #	Title	County	Judge
08-405-1	Thomas v Herring (Civil) <b>Decision:</b> Affirmed	Guilford 05CVD7720	Per Curiam
08-498-1	DeBerry v Kellogg Sales Company (Civil) <b>Decision:</b> Affirmed	Guilford 07CVS4583	Calabria
08-723-1	State v Gionet (Criminal) <b>Decision:</b> No error	Harnett 07CRS55434	Arrowood
08-563-1	State v Payne (Criminal) <b>Decision:</b> No error	Henderson 07CRS52537	Arrowood
08-776-1	In The Matter Of: H.P., et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Henderson 01J85,01J86,01J84,01J87	Arrowood
08-416-1	State v Futrell (Criminal) <b>Decision:</b> Vacated in part, and affirmed in part	Hertford 07CRS1378 02CRS3194	Jackson
08-678-1	State v Stovall (Criminal) <b>Decision:</b> No error	Iredell 07CRS3278,07CRS3281,0- 7CRS3279,07CRS3277,07- CRS3280	Arrowood
08-233-1	State v Coggins (Criminal) <b>Decision:</b> No error	Jackson 06CRS50626	Elmore
08-315-1	State v Watson (Criminal) <b>Decision:</b> New trial in case number 06CRS54139. No error as to all other cases.	Johnston 06CRS53636,06CRS54139- ,06CRS53635	Arrowood
08-130-1	In The Matter Of: R.C. (Juvenile - Criminal) <b>Decision:</b> Affirm	McDowell 06J50	Elmore
08-383-1	In The Matter Of: J.T.W. (Juvenile - Criminal) <b>Decision:</b> Affirmed	Mecklenburg 07J438	Arrowood
08-408-1	Welliver McGuire v Members Interior (Civil) <b>Decision:</b> Affirmed	Mecklenburg 06CVS6517	Elmore
08-649-1	In The Matter Of: T.P. (Juvenile - Criminal) <b>Decision:</b> Affirmed	Mecklenburg 07J583	Arrowood
08-668-1	In the Matter of: C.B.G. (Juvenile - Criminal) <b>Decision:</b> No error	Mecklenburg 07JB962	Arrowood
08-481-1	Wallis v Cambron (Civil) <b>Decision:</b> Affirmed	Mitchell 07CVS73	Bryant
07-1371-1	Fink v Goodyear Tire & Rubber Company (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC344463	Steelman

Docket #	Title	County	Judge
08-117-1	Langley v Sue-Lynn Textiles Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC290443	Martin
08-267-1	Watts v E.I. DuPont De Nemours (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC401888	Jackson
08-300-1	Turner v Custom Retail Services, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC497930	Martin
08-93-1	State v Wright (Criminal) <b>Decision:</b> No error	Nash 05CRS55248	Arrowood
08-554-1	State v Williams (Criminal) <b>Decision:</b> Affirmed and remanded for correction of clerical errors	Pender 07CRS50016,07CRS50015	McCullough
07-1548-1	State v Gardner (Criminal) <b>Decision:</b> No error	Pitt 06CRS61286	Elmore
08-213-1	State v Guillen-Martinez (Criminal) <b>Decision:</b> No error	Rowan 07CRS50972	Elmore
08-245-1	State v Ronzio (Criminal) <b>Decision:</b> No error	Wake 04CRS1594,04CRS1593	Elmore