

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 3 FEBRUARY 2009)**  
**(MANDATE 23 FEBRUARY 2009)**

Docket #	Title	County	Judge
07-1262-1	State v Cook (Criminal) <b>Decision:</b> No Error	Alamance	Geer
08-491-1	State v Herrera (Criminal) <b>Decision:</b> No Error	Durham	Hunter
08-936-1	State v Ford (Criminal) <b>Decision:</b> No Error	Durham	Stephens
07-960-1	Swink v Weintraub (Civil) <b>Decision:</b> No error in part and Vacated and remanded in part	Guilford	Geer
07-1088-1	Swink v Weintraub (Civil) <b>Decision:</b> No error in part and Vacated and remanded in part	Guilford	Geer
07-1213-1	State v Watkins (Criminal) <b>Decision:</b> Affirmed	Guilford	Geer
07-1476-1	Schlieper v Johnson (Civil) <b>Decision:</b> Affirmed in part, Reversed in part	Guilford	Steelman
08-582-1	State v Adu (Criminal) <b>Decision:</b> No prejudicial error	Guilford	McGee
08-133-1	Johnson v Schultz (Civil) <b>Decision:</b> Reversed and Remanded	Johnston	Hunter
08-95-1	In Re: Papathanassiou (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Stephens
08-600-1	Charlotte Motor Speedway v Tindall Corp (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Wynn, Jr.
07-1259-1	Johns v Johns (Civil) <b>Decision:</b> Affirmed	New Hanover	Geer
08-587-1	State v Kuegel (Criminal) <b>Decision:</b> Affirmed	New Hanover	Bryant
07-1083-1	Smith v Barbour (Civil) <b>Decision:</b> Affirmed	Wake	Geer
08-501-1	State v Brewington (Criminal) <b>Decision:</b> Dismissed	Wake	Per Curiam
08-562-1	Daily Express, Inc. v NC Dept. of Crime (Civil) <b>Decision:</b> Affirmed	Wake	Hunter

Docket #	Title	County	Judge
08-553-1	NC Farm Bureau, et al v Sematoski (Civil) <b>Decision:</b> Reversed and Remanded	Wilkes	Bryant

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Docket #	Title	County	Judge
08-235-1	State v Ratliff (Criminal) <b>Decision:</b> No Error	Anson 02CRS51222 02CRS51221	Geer
08-625-1	State v Bryson (Criminal) <b>Decision:</b> No prejudicial error	Buncombe 06CRS57920 06CRS57921 06CRS57919 06CRS11312	Bryant
08-271-1	Aspen Investment Co. v River Gate, LLC (Civil) <b>Decision:</b> Affirmed	Catawba 07CVS775	McGee
08-157-1	Brinegar v The City of Winston-Salem (Civil) <b>Decision:</b> Affirmed	Forsyth 06CVS7373	Jackson
08-883-1	State v Stacey (Criminal) <b>Decision:</b> No Error	Forsyth 06CRS62468 06CRS39324	Stephens
08-586-1	In The Matter Of: U.V.M. (Juvenile - Criminal) <b>Decision:</b> Vacated	Guilford 92J560	Elmore
08-1184-1	In Re: J.M. (Juvenile - 3.1) <b>Decision:</b> Reversed and Remanded	Harnett 06J178	Elmore
07-1539-1	Pawlus v Wise-Pawlus (Civil) <b>Decision:</b> Affirmed in part; Vacated and remanded in part	Hoke 06CVD285	Geer
08-422-1	Rutherford v General Insurance Co. (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg 07CVS10323	Steelman
08-433-1	State v Fleming (Criminal) <b>Decision:</b> No Error	Mecklenburg 06CRS233329 06CRS233328	Elmore
07-1411-1	Johns v Johns (Civil) <b>Decision:</b> Dismissed in part and affirmed in part	New Hanover 06CVD4299 06CVD597	Geer
08-670-1	Garner v Garner (Civil) <b>Decision:</b> Affirmed	Pitt 01CVD1750	Stephens
08-635-1	In The Matter Of: Sullivan (Civil) <b>Decision:</b> Affirmed	Property Tax Commission 07PTC280	Stephens
08-993-1	In Re: T.L. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part, Vacated in part, and remanded for further findings	Robeson 99JA330	Calabria
08-595-1	State v Winchester (Criminal) <b>Decision:</b> No Error	Rockingham 05CRS7121	Bryant
08-693-1	Earthmovers Equip. v NC Dept. of Crime (Civil) <b>Decision:</b> Affirmed	Wake 07CVS5022	Hunter

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08-698-1	Tony Sterwerf Trucking v Beatty (Civil) <b>Decision:</b> Affirmed	Wake 07CVS14007	Hunter
08-739-1	Vestal v Capital Marble Creations, Inc. (Civil) <b>Decision:</b> Affirmed	Wake 06CVD14269	Beasley
08-908-1	West Side v NC Dept. of Crime Control (Civil) <b>Decision:</b> Affirmed	Wake 07CVS12920	Hunter
08-909-1	Valley Transp. v NC Dept. of Crime (Civil) <b>Decision:</b> Affirmed	Wake 07CVS12921	Hunter
08-910-1	Keen Transport v NC Dept. of Crime (Civil) <b>Decision:</b> Affirmed	Wake 07CVS12922	Hunter