

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 2 JUNE 2009)**  
**(MANDATE 22 JUNE 2009)**

Docket #	Title	County	Judge
08-1363-1	State v Crocker (Criminal) <b>Decision:</b> No error	Davidson	Bryant
08-686-1	Blitz v Agean, Inc. (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part	Durham	McGee
08-1009-1	State v Black (Criminal) <b>Decision:</b> Judgment vacated	Durham	Calabria
08-269-1	Barringer v Wake Forest University (Civil) <b>Decision:</b> Reversed and remanded	Forsyth	Stephens
08-873-1	State v Dalton (Criminal) <b>Decision:</b> No error	Forsyth	Geer
08-1285-1	State v McGee (Criminal) <b>Decision:</b> No error	Forsyth	Steelman
08-477-1	Jones v Graham County Bd. of Educ. (Civil) <b>Decision:</b> Reversed	Graham	Stephens
08-915-1	Insulation Systems, Inc. v Fisher (Civil) <b>Decision:</b> Reversed and remanded	Guilford	Jackson
08-928-1	Meherrin Indian, et al v Lewis, et al (Civil) <b>Decision:</b> Affirmed in part, dismissed in part	Hertford	Hunter, Jr.
08-1248-1	The NC State Bar v Sossomon (Civil) <b>Decision:</b> Affirmed in part, reversed in part, and remanded	N.C. State Bar	Hunter, Jr.
08-1147-1	State v Via (Criminal) <b>Decision:</b> Affirmed	Nash	Martin
08-1429-1	State v Wallace & Benton (Criminal) <b>Decision:</b> No error	Richmond	Steelman
08-1573-1	In Re: N.E.L. (Juvenile - 3.1) <b>Decision:</b> Vacated	Robeson	Jackson
08-1132-1	Head v Mosier (Civil) <b>Decision:</b> Affirmed	Rutherford	Hunter, Jr.
08-1092-1	Gray v Allen (Civil) <b>Decision:</b> No error	Stanly	Elmore
08-1179-1	Sanders v State Personnel Commission (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part	Wake	Hunter, Jr.

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08-1382-1	State v Austin (Criminal)  <b>Decision:</b> No error	Beaufort 07CRS50939-40 07CRS50444	Hunter
08-1338-1	State v Brewton (Criminal)  <b>Decision:</b> No error	Bertie 07CRS51191	Elmore
08-829-1	Carolina Pole, Inc. v FirstEnergy Corp. (Civil)  <b>Decision:</b> Affirmed	Brunswick 07CVS2027	Calabria
09-198-1	In The Matters Of: M.L.V and Z.A.V. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Burke 06J8-9	Stroud
08-1583-1	In Re: E.M.C. and P.A.C. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Cabarrus 05JA222-23	McGee
08-1397-1	State v Bonds (Criminal)  <b>Decision:</b> No error	Catawba 08CRS1457 08CRS1701	McGee
07-172-2	State v Smith (Criminal)  <b>Decision:</b> No error	Cleveland 03CRS50708-09	Stroud
08-1470-1	State v Parker (Criminal)  <b>Decision:</b> No error	Cleveland 07CRS611-12	Hunter
09-126-1	In The Matter Of: A.O.S. (Juvenile - 3.1)  <b>Decision:</b> Vacated & remanded	Columbus 05JT44	Stephens
08-1421-1	State v Holmes (Criminal)  <b>Decision:</b> No error	Cumberland 04CRS69935	Martin
08-1535-1	State v Gary (Criminal)  <b>Decision:</b> No error	Durham 07CRS47792	McGee
08-1590-1	In the Matter of: J.B. (Juvenile - Criminal)  <b>Decision:</b> Dismissed in part; affirmed in part	Durham 06JB78	Martin
08-1000-1	State v Stanback (Criminal)  <b>Decision:</b> No prejudicial error	Forsyth 06CRS29688 06CRS62679	Martin
08-1142-1	State v Brown (Criminal)  <b>Decision:</b> No error	Forsyth 06CRS61315	Hunter
08-1210-1	State v Fulton (Criminal)  <b>Decision:</b> No error	Forsyth 06CRS13215 06CRS54935-36	Jackson
08-1219-1	State v Eldridge (Criminal)  <b>Decision:</b> No error	Forsyth 06CRS37789 06CRS63855	Martin

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09-47-1	In The Matter Of: C.F.S. and J.D.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 07JT134 02JT332	Jackson
08-1507-1	State v Studivent (Criminal) <b>Decision:</b> No error	Guilford 08CRS24431 08CRS87647	Martin
08-1350-1	State v Smith (Criminal) <b>Decision:</b> No error	Haywood 07CRS53936	Hunter
08-1463-1	State v Smith (Criminal) <b>Decision:</b> No error	Haywood 04CRS3785-86	Ervin, IV
08-824-1	State v Blinderman (Criminal) <b>Decision:</b> No error	Henderson 07CRS2270	Hunter
09-177-1	In The Matter Of: J.B.G., III, et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Iredell 05JT198 99JT143	Hunter, Jr.
08-1335-1	Lovick v Farris (Civil) <b>Decision:</b> Dismissed	Lee 07CVS930	Geer
08-1559-1	State v Knotts (Criminal) <b>Decision:</b> No error	Mecklenburg 06CRS249296 07CRS43748	Martin
09-54-1	In The Matter Of: L.S.C-W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Mecklenburg 06JT1353	Ervin, IV
08-1362-1	State v Chance (Criminal) <b>Decision:</b> No error	Moore 07CRS2201 07CRS853	Hunter
08-1245-1	Paul v Mechworks Mechanical Contractors (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC327356	Martin
08-1268-1	Midgett v Food Lion, LLC (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission IC472954	McGee
08-1430-1	State v Newsome (Criminal) <b>Decision:</b> No error	Northampton 08CRS50180-81	Hunter
08-1420-1	State v Stephens (Criminal) <b>Decision:</b> No error	Robeson 06CRS54452	Stephens
08-1513-1	In Re: B.C., B.C.2., J.B., J.D. (Juvenile - 3.1) <b>Decision:</b> The orders in cases 03J123, 05J96, and 07J42 are Affirmed. The appeal in case 03J122 is Dismissed.	Scotland 03JA122-23 05J96 07J42	Stephens
08-1081-1	East Camp, L.L.C. v Spruill, et al (Civil) <b>Decision:</b> Affirmed in part, reversed in part	Tyrrell 07CVS90	McGee
08-1379-1	State v Stallings (Criminal)	Union 05CRS50861 07CRS53247	Martin

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	<b>Decision:</b> Dismissed in part; vacated and remanded for resentencing		
08-988-1	State v Kittrell (Criminal)	Wake 05CRS108603 05CRS125496	Elmore
	<b>Decision:</b> Vacated		
08-1121-1	State v Disroe (Criminal)	Wake 06CRS84545 06CRS84547	Steelman
	<b>Decision:</b> No error		
08-1181-1	State v Burns (Criminal)	Wake 06CRS30648	Elmore
	<b>Decision:</b> Affirmed		
08-1336-1	State v Reese (Criminal)	Wake 06CRS63578	Elmore
	<b>Decision:</b> No error		
08-1481-1	State v Hudson (Criminal)	Wake 06CRS114677-78	Hunter
	<b>Decision:</b> No error		
09-226-1	State v Biongo (Criminal)	Wake 07CRS76757 08CRS8492	Martin
	<b>Decision:</b> No error		
08-1577-1	State v Fowler (Criminal)	Wayne 07CRS50264	Martin
	<b>Decision:</b> No error		
08-1501-1	State v Coon (Criminal)	Wilkes 07CR54211	Martin
	<b>Decision:</b> Remanded for resentencing		
09-77-1	In The Matters Of: B.J.M. and B.N.M. (Juvenile - 3.1)	Wilkes 08JA27-28	Stephens
	<b>Decision:</b> Affirmed		
08-1328-1	State v Bailey (Criminal)	Wilson 03CRS51920 03CRS51930 04CRS8587	Martin
	<b>Decision:</b> No prejudicial error in part; vacated in part and remanded for resentencing		
08-1380-1	Downey v Martin (Civil)	Yancey 08CVM47	McGee
	<b>Decision:</b> Reverse and remand		