

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 16 JUNE 2009)**  
**(MANDATE 6 JULY 2009)**

Docket #	Title	County	Judge
08-1510-1	In The Matter Of: C.N.C.B. (Juvenile - 3.1) <b>Decision:</b> Reversed and remanded	Burke	Jackson
08-1458-1	Schwarz & Schwarz v Caldwell Co. (Civil) <b>Decision:</b> Affirmed	Caldwell	Bryant
08-1159-1	Catawba County v Wyant (Civil) <b>Decision:</b> Affirmed	Catawba	Stephens
08-1448-1	In The Matter Of: B.G. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Durham	Wynn, Jr.
08-1312-1	State v Garcia (Criminal) <b>Decision:</b> Affirmed	Forsyth	Wynn, Jr.
08-547-1	City of Greensboro v Morse (Civil) <b>Decision:</b> Reversed and remanded	Guilford	Jackson
08-1018-1	Panos v Timco Engine Center, Inc. (Civil) <b>Decision:</b> Affirmed	Guilford	Stephens
08-560-1	Shelton v Steelcase, Inc. (Civil) <b>Decision:</b> No error in part; reversed and remanded in part	Henderson	Geer
08-806-1	State v Webb (Criminal) <b>Decision:</b> New trial	Macon	Elmore
08-801-1	Media Network, Inc. v Long Haymes Carr (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Elmore
08-789-1	Tucker v Tucker (Civil) <b>Decision:</b> Affirmed	Moore	Stroud
09-21-1	In Re: J.B. (Juvenile - 3.1) <b>Decision:</b> Reversed and remanded	Moore	Hunter
09-53-1	In The Matter Of: H.D.F., H.C., A.F. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part, dismissed in part, reversed and remanded in part	Orange	Stroud
08-630-1	Turner v City of Greenville (Civil) <b>Decision:</b> Affirmed	Pitt	Wynn, Jr.
08-1500-1	Blow v DSM Pharmaceuticals, Inc. (Civil) <b>Decision:</b> Affirmed	Pitt	Jackson
08-1078-1	In The Matter of: D.S. (Juvenile - Criminal) <b>Decision:</b> Affirmed in part; vacated in part	Robeson	Beasley

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08-1308-1	Monaghan v Schilling (Civil) <b>Decision:</b> Affirmed	Rutherford	Bryant
08-1298-1	Baker v Rosner (Civil) <b>Decision:</b> For the foregoing reasons, we reverse in part, affirm in part, and remand for further proceedings	Union	Beasley
08-1145-1	State v Goode (Criminal) <b>Decision:</b> No error	Wake	Beasley
08-1108-1	State v Largent (Civil) <b>Decision:</b> Affirmed	Watauga	Stroud
08-818-1	State v Bare (Criminal) <b>Decision:</b> Affirmed	Wilkes	Calabria

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08-1471-1	State v Parker (Criminal) <b>Decision:</b> No error	Alamance 05CRS61811 06CRS58053	Bryant
08-987-1	Town of Leland, NC v HWW, LLC (Civil) <b>Decision:</b> Affirmed in part, remanded in part	Brunswick 07CVS2440	Calabria
08-1553-1	Decker v Homes, Inc., et al (Civil) <b>Decision:</b> Dismissed	Buncombe 04CVS70	Ervin, IV
08-1083-1	Manitius v Guthrie (Civil) <b>Decision:</b> Dismissed	Carteret 05CVS1379	Stroud
08-876-1	State v Poole (Criminal) <b>Decision:</b> No error	Caswell 07CRS50165 07CRS50166	Hunter
09-137-1	In The Matter Of: A.B.E. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Chatham 06JA16	Ervin, IV
08-924-1	State v LaFountain (Criminal) <b>Decision:</b> Remanded for resentencing	Clay 98CRS61 97CRS449	Geer
08-1260-1	State v Parker (Criminal) <b>Decision:</b> No error	Columbus 07CRS444 07CRS456	Jackson
08-691-1	Nazzaro v Sagun (Civil) <b>Decision:</b> Affirmed	Dare 06CVS801	Geer
08-1422-1	State v Sturdivant (Criminal) <b>Decision:</b> No prejudicial error. Remand to Trial Court for correction of clerical error on judgment and commitment.	Davidson 06CRS8364 06CRS55582	Ervin, IV
08-1007-1	State v Nicholson (Criminal) <b>Decision:</b> No error	Durham 05CRS56102	Hunter
08-1123-1	State v Bartlett (Criminal) <b>Decision:</b> Reversed	Durham 07CRS45658 07CRS45659 07CRS45662 07CRS45663	Wynn, Jr.
08-1231-1	State v Lawrence (Criminal) <b>Decision:</b> Vacated	Durham 04CRS41102	Wynn, Jr.
08-1527-1	State v Cauthen (Criminal) <b>Decision:</b> No error	Forsyth 07CRS46215 07CRS51061	Jackson
09-209-1	In The Matters Of: A.D.T. and D.R.T. (Juvenile - 3.1) <b>Decision:</b> Reversed and remanded	Gaston 05JT157 05JT158	Ervin, IV
08-784-1	Bennett v Merchandise Mart Properties (Civil) <b>Decision:</b> Affirmed	Guilford 07CVS1009	Calabria

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08-1100-1	Turner v Beatty (Civil) <b>Decision:</b> Affirmed	Guilford 07CVS2285	Hunter
08-1342-1	State v Morgan (Criminal) <b>Decision:</b> No error	Guilford 07CRS95428	Jackson
08-1450-1	State v Peeler (Criminal) <b>Decision:</b> No error	Guilford 07CRS105160	Jackson
08-1252-1	State v Davis (Criminal) <b>Decision:</b> No error	Halifax 07CRS2782 07CRS54159 07CRS54160	Jackson
09-80-1	In Re: J.M.M. and P.L.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Harnett 07J187 07J188	Geer
08-1404-1	Bryant v Jones (Civil) <b>Decision:</b> Affirmed	Jackson 05CVD626	Wynn, Jr.
09-242-1	In The Matter Of: D.J.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Lincoln 05JT155	Beasley
08-997-1	Northland Cable v Highlands Cable Group (Civil) <b>Decision:</b> Affirmed	Macon 03CVS424	McGee
08-913-1	APAC-Atlantic v 7 Star Construction Co. (Civil) <b>Decision:</b> Reversed and remanded	Mecklenburg 07CVS5312	McGee
08-1415-1	State v Mobley (Criminal) <b>Decision:</b> No error	Mecklenburg 02CRS222885 02CRS222886 02CRS222887 02CRS222888	Jackson
08-1434-1	State v Jackson (Criminal) <b>Decision:</b> No error	Mecklenburg 07CRS248414 07CRS248415 08CRS7608	Jackson
08-1541-1	State v Catoe (Criminal) <b>Decision:</b> No error	Mecklenburg 06CRS252337	Jackson
08-1063-1	Carter v Fresenius Medical Center (Civil) <b>Decision:</b> Remanded	N.C. Industrial Commission IC395242	Stroud
08-1176-1	Badstein v Badstein (Civil) <b>Decision:</b> Reversed and remanded	Orange 03CVD702	Calabria
08-1504-1	In The Matter Of: P.R. and H.R. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part; remanded	Orange 06JT179 06JT180	Jackson

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09-105-1	State v Coleman (Criminal)  <b>Decision:</b> No error	Orange 07CRS55215 08CRS1187 08CRS51382 08CRS52826 08CRS52827	Jackson
08-1213-1	State v Allen (Criminal)  <b>Decision:</b> No error	Randolph 05CRS6336	Elmore
08-1224-1	State v Walker (Criminal)  <b>Decision:</b> No error	Rockingham 07CRS1984 07CRS50962	Stephens
08-1062-1	State v Crocker (Criminal)  <b>Decision:</b> No error	Rowan 07CRS1580 07CRS1581 07CRS1582 07CRS1583 07CRS1584 07CRS1585 07CRS1586 07CRS1587	Hunter, Jr.
08-1323-1	State v Helms (Criminal)  <b>Decision:</b> No error	Rowan 04CRS58832	Jackson
08-1088-1	Hicks v Dunn-Benson Ford, Inc. (Civil)  <b>Decision:</b> Reversed and remanded	Sampson 07CVS754	Hunter
08-1048-1	Craig v Sandy Creek Condominium, et al (Civil)  <b>Decision:</b> Affirmed	Wake 06CVS10020	McGee
08-1101-1	Sunshine Heavy Hauling v Beatty (Civil)  <b>Decision:</b> Affirmed	Wake 07CVS19677	Hunter
08-1512-1	State v Phillips (Criminal)  <b>Decision:</b> No error	Wake 00CRS99443 07CRS15716	Jackson
08-1465-1	State v Ward (Criminal)  <b>Decision:</b> No error	Watauga 07CRS818	Jackson
09-39-1	In The Matter Of: N.M.W. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Wayne 07JT03	Beasley