

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 15 SEPTEMBER 2009)**  
**(MANDATE 5 OCTOBER 2009)**

Docket #	Title	County	Judge
08-249-1	Biggers v Bald Head Island (Civil) <b>Decision:</b> Affirmed	Brunswick	Jackson
09-363-1	In The Matter Of: S.C.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick	Hunter Elmore(d)
09-7-1	State v Horton (Criminal) <b>Decision:</b> new trial	Burke	McGee
08-1316-1	Casella v Alden (Civil) <b>Decision:</b> Affirmed	Chatham	Geer
09-148-1	State v Faulk (Criminal) <b>Decision:</b> Reversed and Remanded	Columbus	Elmore
09-52-1	Stutts v The Travelers Indemnity Co. (Civil) <b>Decision:</b> Affirmed	Cumberland	Hunter
08-1134-1	Woods v Mangum (Civil) <b>Decision:</b> Affirmed	Durham	Calabria Hunter(d)
08-1482-1	Self-Help Ventures Fund v Custom Finish (Civil) <b>Decision:</b> Affirmed in part; dismissed in part	Durham	Jackson Wynn(d)
08-1021-1	Tallman v The City of Gastonia (Civil) <b>Decision:</b> Reversed	Gaston	Geer
09-142-1	State v Boyd (Criminal) <b>Decision:</b> No error at trial, vacated and remanded for resentencing	Halifax	Bryant
09-500-1	In The Matter Of: N.D. and M.D. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Harnett	Ervin, IV
09-93-1	Albert, ex rel v Cowart, et al (Civil) <b>Decision:</b> Reversed in part; dismissed in part	Henderson	Bryant
07-380-2	State v Rollins (Criminal) <b>Decision:</b> new trial	Martin	McGee
08-996-1	Hardin v KCS International, Inc. (Civil) <b>Decision:</b> Affirmed	New Hanover	Geer
08-1235-1	State v Flint (Criminal) <b>Decision:</b> No error in part; Vacated in part; and remanded in part	New Hanover	Hunter, Jr. Jackson(c)(d)
09-42-1	Commercial Credit Group v Barber (Civil) <b>Decision:</b> Affirmed	Pitt	Hunter, Jr.

Docket #	Title	County	Judge
08-1533-1	State v Causby (Criminal) <b>Decision:</b> Reversed	Rutherford	Geer
07-1156-2	State v Carter (Criminal) <b>Decision:</b> Vacated and remanded	Wake	Hunter
08-754-1	Goldston v State (Civil) <b>Decision:</b> Reversed in part; affirmed in part	Wake	Hunter, Jr. McGee(c)(d)
08-1322-1	Housecalls Home Health v State of NC (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Wake	Bryant Geer(c)

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Docket #	Title	County	Judge
08-1365-1	State v Grosholz (Criminal) <b>Decision:</b> No Error	Brunswick 06CRS50026	Beasley
09-252-1	State v Jones (Criminal) <b>Decision:</b> No Error	Cabarrus 07CRS2760,07CRS50160	Wynn, Jr.
08-1565-1	State v Walker (Criminal) <b>Decision:</b> Vacated in part; no error in part and remanded for a new habitual felon hearing and resentencing	Caswell 08CRS328,08CRS329,08CRS327,08CRS330	Wynn, Jr.
08-1131-1	Underwood v Underwood (Civil) <b>Decision:</b> Reversed and Remanded	Catawba 97CVD2123	Ervin, IV
09-269-1	State v Worley (Criminal) <b>Decision:</b> Remanded for resentencing	Catawba 04CRS50346	Wynn, Jr.
08-1579-1	State v Hairston (Criminal) <b>Decision:</b> No Error	Forsyth 06CRS58294,06CRS58293	Wynn, Jr.
09-159-1	State v Rivera (Criminal) <b>Decision:</b> No Error	Forsyth 07CRS54078,07CRS5031	Bryant
08-1459-1	State v Cannady (Criminal) <b>Decision:</b> No Error	Franklin 07CRS50664	Stroud
09-210-1	State v Christian (Criminal) <b>Decision:</b> No Error	Guilford 05CRS80312,07CRS24679,- 05CRS80311	Wynn, Jr.
08-1366-1	State v Cumbee (Criminal) <b>Decision:</b> No Error	Harnett 07CRS657	Geer
09-577-1	In Re: J.J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Harnett 06J216	Stephens
08-1220-1	State v Hill (Criminal) <b>Decision:</b> Dismissed	Haywood 08CRS50236,08CRS50235	Stephens
08-1581-1	State v Smith (Criminal) <b>Decision:</b> No Error	Hoke 05CRS2458,05CRS2459,05CRS2457,05CRS50199	McGee
09-86-1	State v Shepard (Criminal) <b>Decision:</b> Affirmed	Martin 06CRS51060	Wynn, Jr.
09-284-1	State v Jackson (Criminal) <b>Decision:</b> No Error	Mecklenburg 07CRS244217,08CRS7607,- 07CRS244215	Wynn, Jr.

Docket #	Title	County	Judge
08-1477-1	Bryant v Newcon, Inc., et al (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC529727,IC560117, IC488798	Stephens
08-1552-1	Tanner v Columbus McKinnon Corp. (Civil)  <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission IC277961	Wynn, Jr.
09-4-1	Yarborough v Pierce Trailer Service (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC448948	Jackson
09-305-1	State v Hawkins (Criminal)  <b>Decision:</b> No error in part; dismissed without prejudice in part	New Hanover 07CRS56715,07CRS56716,- 07CRS56714	Wynn, Jr.
08-1120-1	Onslow County v Willingham (Civil)  <b>Decision:</b> Affirmed	Onslow 98CVD2657	Hunter
09-374-1	In Re: J.L. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Onslow 05J202	Calabria
09-531-1	In The Matter Of: A.Y. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Orange 08JA101	Stroud
08-1585-1	Reynolds v Riggs (Civil)  <b>Decision:</b> Affirmed	Pamlico 01CVS87	Beasley
08-1347-1	State v Hill (Criminal)  <b>Decision:</b> No Error	Pitt 05CRS60746	Stroud
08-1494-1	State v Leskiw (Criminal)  <b>Decision:</b> Dismissed	Pitt 05CRS52250	Stephens
09-637-1	In The Matter Of: I.L. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Pitt 08JT36	Ervin, IV
09-423-1	In The Matter Of: C.S., F.C., et al (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Randolph 05JT0104,05JT0105,05JT01- 03,05JT0106	Calabria
09-228-1	State v Sykes (Criminal)  <b>Decision:</b> No prejudicial error	Stanly 07CRS53992	Wynn, Jr.
09-202-1	State v Hines (Criminal)  <b>Decision:</b> No Error	Union 07CRS50288,07CRS50290,- 07CRS50284	Steelman
09-272-1	State v Flores (Criminal)  <b>Decision:</b> No Error	Wake 07CRS72176	Wynn, Jr.
09-415-1	In The Matter Of: Z.T. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Wake 07JT405	Stroud

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09-472-1	In The Matter Of: M.C. and A.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Wake 07JT111,07JT110	Stephens
08-1582-1	State v Jones (Criminal) <b>Decision:</b> No error in part; reversed and remanded in part	Wayne 07CRS51892,07CRS52017,- 07CRS52012,07CRS3625,0- 7CRS52016	Beasley
08-1221-1	Smithey v Nationwide Mutual Ins. Co. (Civil) <b>Decision:</b> Affirmed	Wilkes 08CVS206	Elmore