

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 22 DECEMBER 2009)**  
**(MANDATE 11 JANUARY 2010)**

Docket #	Title	County	Judge
09-620-1	Waddell v Metropolitan Sewerage (Civil) <b>Decision:</b> Dismissed	Buncombe	Steelman
09-845-1	Obo v Steven B., & Sabine B. (Juvenile - 3.1) <b>Decision:</b> Vacated in part; remanded in part	Carteret	Geer
09-388-1	State v Williams (Criminal) <b>Decision:</b> Reversed	Forsyth	Stephens
09-311-1	Miller v Miller (Civil) <b>Decision:</b> Affirmed	Guilford	Bryant
09-361-1	State v Evans (Criminal) <b>Decision:</b> Affirmed	Johnston	Bryant
08-629-1	Wachovia Bank, et al v Harbinger, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Hunter
09-541-1	Barrett v All Payment Services, Inc. (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	N.C. Industrial Commission	Bryant
08-1444-1	Keith v Wallerich (Civil) <b>Decision:</b> Vacated and Remanded	New Hanover	Steelman
08-929-1	Northwest Property v Town of Carrboro (Civil) <b>Decision:</b> Reversed and Remanded	Orange	Ervin, IV hnj(c)(d)
09-705-1	State v Sullivan (Criminal) <b>Decision:</b> No Error	Pender	Calabria
09-959-1	In The Matter Of: S'N.A.S., et al (Juvenile - 3.1) <b>Decision:</b> Affirmed	Pitt	Jackson
07-1333-2	Phoenix Ltd Partnership v Simpson (Civil) <b>Decision:</b> Affirmed	Wake	Geer
09-431-1	McCracken and Amick Inc. v Perdue (Civil) <b>Decision:</b> Reversed	Wake	Hunter
09-450-1	Boykin v Wilson Medical Center (Civil) <b>Decision:</b> Affirmed	Wilson	Steelman

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09-156-1	Hutchinson v Fender (Civil) <b>Decision:</b> No Error	Buncombe 06CVS5852	McGee
09-685-1	State v Ligon (Criminal) <b>Decision:</b> No Error	Buncombe 03CRS56382,03CRS56381	Stroud
09-920-1	In The Matter Of: D.A.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Burke 07J146	Bryant
09-469-1	State v Grice (Criminal) <b>Decision:</b> No prejudicial error	Cabarrus 05CRS16818	Stroud
09-532-1	In the Matter of: A.J.M.B. (Juvenile - Criminal) <b>Decision:</b> Affirmed	Cabarrus 07JB168	Stroud
09-230-1	LaValley v LaValley (Civil) <b>Decision:</b> Affirmed	Carteret 01CVD875	Bryant
09-414-1	State v McIntyre (Criminal) <b>Decision:</b> No Error	Cumberland 07CRS18784	Bryant
09-1038-1	In The Matter Of: M.L.J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Davie 07J66	Geer
09-417-1	State Employees' Credit Union v Hendryx (Civil) <b>Decision:</b> Affirmed	Durham 07CVS1686	Stephens
09-791-1	State v Parham (Criminal) <b>Decision:</b> No prejudicial error	Durham 06CRS49046,06CRS12864	Bryant
09-1039-1	In The Matter Of: A.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Durham 08J135	Jackson
09-358-1	State v Brooks (Criminal) <b>Decision:</b> No Error	Forsyth 08CRS7628,08CRS51715	Stroud
09-484-1	State v Laflora (Criminal) <b>Decision:</b> Affirmed	Forsyth 04CRS52233,04CRS52219	Stroud
09-519-1	State v Satterwhite (Criminal) <b>Decision:</b> No Error	Forsyth 07CRS57596,07CRS37922	Calabria
09-630-1	State v Ciccolella (Criminal) <b>Decision:</b> No Error	Forsyth 07CRS52925	Stroud
09-835-1	In The Matter Of: T.H., C.H., K.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 06JT0304,06JT0305,06JT0303	Jackson

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09-312-1	State v Neal (Criminal) <b>Decision:</b> Affirmed	Guilford 08CRS089310,,51	Elmore
09-624-1	State v Brown (Criminal) <b>Decision:</b> Vacated in part and no error in part	Halifax 08CRS51572,08CRS51583,- 08CRS51571	Calabria
09-246-1	Morgan v Morgan (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Henderson 03CVD1489	McGee
09-257-1	State v Conn (Criminal) <b>Decision:</b> No Error	Henderson 07CRS54025	Calabria
09-508-1	State v Redmond (Criminal) <b>Decision:</b> No prejudicial error	Henderson 08CRS3128,08CRS50375	Stroud
09-517-1	State v Roberts (Criminal) <b>Decision:</b> Affirmed	Madison 04CRS2441,04CRS2440	Stroud
09-535-1	State v Fox (Criminal) <b>Decision:</b> No Error	Madison 08CRS484,07CRS1525	Calabria
09-409-1	State v Torres-Garcia (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 07CRS237845,07CRS237844	Calabria
09-455-1	State v Martinez (Criminal) <b>Decision:</b> Dismissed	Mecklenburg 07CRS240071,07CRS240070	Calabria
09-473-1	Helms v Landry (Civil) <b>Decision:</b> Affirmed	Mecklenburg 01CVD13214	Calabria
09-710-1	State v Simpson (Criminal) <b>Decision:</b> No error at trial; remanded for resentencing	Mecklenburg 07CRS201451,07CRS20144- 4,07CRS201449,07CRS201- 452,07CRS201445,07CRS2- 01450,07CRS201442,07CR- S201446	Calabria
09-1022-1	In The Matter Of: S.S.J. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Mecklenburg 07JA441	Hunter
09-497-1	State v Parker (Criminal) <b>Decision:</b> No Error	Nash 04CRS54096	Calabria
09-680-1	State v Thorpe (Criminal) <b>Decision:</b> No Error	Person 08CRS50354	Stroud
09-225-1	Herbert v Herbert (Civil) <b>Decision:</b> Appeal dismissed	Pitt 05CVS396	McGee

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09-780-1	Del-Rio v Clarendon America Ins. Co. (Civil) <b>Decision:</b> Affirmed	Pitt 08CVS179	Bryant
09-856-1	In Re: M.P.A. (Juvenile - 3.1) <b>Decision:</b> Dismissed	Polk 06J44	Hunter
09-704-1	In The Matter of: S.R.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Rockingham 08JT96	Bryant
09-454-1	State v Banks (Criminal) <b>Decision:</b> No Error	Rowan 05CRS7832,05CRS54726,0-5CRS54174	Martin
09-613-1	In Re: K.M.F. and J.K.F. (Juvenile - 3.1) <b>Decision:</b> Reversed and Remanded	Rowan 07JT0203,07JT0202	Hunter
09-373-1	State v Cruz (Criminal) <b>Decision:</b> No Error	Wake 07CRS60280,07CRS60281,-07CRS60279	Calabria
09-378-1	State v Carbajal (Criminal) <b>Decision:</b> No Error	Wake 07CRS78457	Calabria
09-663-1	State v Bolton (Criminal) <b>Decision:</b> Affirmed	Wake 07CRS12744	Stroud
09-1009-1	In The Matter Of: M.W. and J.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Wake 07JT725-726	Jackson
08-1024-2	In the Matter of: R.A.E. (Juvenile - 3.1) <b>Decision:</b> Vacated	Wilkes 02JT218	McGee
09-536-1	State v Roughton (Criminal) <b>Decision:</b> 07CRS054972 First Degree Rape-New Trial; 07CRS054972 Taking Indecent Liberties with a Child-No error; 07CRS054972 Order for Lifetime Satellite Based Monitoring-Vacated. 07CRS054973 First Degree Rape-New Trial; 07CRS054973 Taking Indecent Liberties with a child-No Error	Wilson 07CRS54973,07CRS54972	Martin