

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 2 MARCH 2010)
(MANDATE 22 MARCH 2010)

Docket #	Title	County	Judge
09-770-1	State v Barron (Criminal) Decision: Reversed in part; no error in part; remanded for resentencing	Cumberland	Stephens
09-1007-1	State v Breathette (Criminal) Decision: No Error	Forsyth	Hunter
09-440-1	Morris v City of Bessemer (Civil) Decision: Affirmed	Gaston	Calabria Hunter(d)
09-23-1	Hawkins v SSC Hendersonville (Civil) Decision: Reversed	Henderson	Bryant
09-439-1	State v Best (Criminal) Decision: No Error	Mecklenburg	Stroud
09-774-1	State v Freeman (Criminal) Decision: new trial	Mecklenburg	Steelman
09-790-1	State v Hough (Criminal) Decision: No Error	Mecklenburg	Hunter
09-1370-1	In The Matter Of: E.M. (Juvenile - 3.1) Decision: Remanded	Mecklenburg	Wynn, Jr.
09-306-1	Davis v Hospice & Palliative Care (Civil) Decision: Affirmed	N.C. Industrial Commission	Hunter, Jr.
09-542-1	Soder v Corvel Corporation (Civil) Decision: Affirmed	N.C. Industrial Commission	McGee
09-205-1	In The Matter Of: W.B.M. (Civil) Decision: Reversed	New Hanover	Stephens
09-784-1	State v Noel (Criminal) Decision: No Error	Onslow	Stephens
09-1349-1	In The Matter Of: D.W. (Juvenile - 3.1) Decision: Reversed	Orange	Wynn, Jr. Hunter, Jr.(c)
09-366-1	State v Batchelor (Criminal) Decision: No prejudicial error	Person	Stroud
09-394-1	Rockingham County DSS v Tate (Civil) Decision: Vacated	Rockingham	Stroud
09-696-1	State v Johnson (Criminal) Decision: No Error	Surry	Hunter, Jr.
09-961-1	Fifth Third Mortgage v Miller, et al (Civil) Decision: Affirmed	Union	Bryant

Docket #	Title	County	Judge
09-465-1	Credigy Receivables v Whittington (Civil) Decision: Affirmed	Wayne	Hunter, Jr.
09-511-1	Latta v Rainey (Civil) Decision: No Error	Wilson	Hunter

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Docket #	Title	County	Judge
09-1045-1	Griffith v Keller (Civil) Decision: Affirmed	Anson 09CVS386	Hunter
09-829-1	State v Greene (Criminal) Decision: No Error	Buncombe 07CRS61722 08CRS1 07CRS61721	Martin
09-1184-1	In The Matter Of: A.D.E. and M.R.E. (Juvenile - 3.1) Decision: Affirmed	Buncombe 09JT29-30	Wynn, Jr.
09-769-1	State v Moody (Criminal) Decision: No Error	Burke 06CRS6958 06CRS7185-86 06CRS6956	Geer
09-881-1	State v Smith (Criminal) Decision: Reversed and Remanded	Cabarrus 08CRS6812	Geer
09-1051-1	State v Halley (Criminal) Decision: No Error	Cabarrus 07CRS53055	Martin
09-965-1	Jarrett v Sain (Civil) Decision: Dismissed	Catawba 07CVS4506	Jackson
09-1121-1	In The Matter Of: T.C.N.M. (Juvenile - 3.1) Decision: Affirmed	Cherokee 07JT03	Elmore
09-315-1	State, ex rel v Hamrick (Civil) Decision: Affirmed	Cleveland 08CVS1919	Wynn, Jr.
09-866-1	State v Hosch (Criminal) Decision: No Error	Cleveland 06CRS6576	McGee
09-329-1	In Re: Edwards (Civil) Decision: Affirmed	Cumberland 04E585	Steelman
09-1086-1	In The Matter Of: J.P. and J.C.C. (Juvenile - 3.1) Decision: Dismissed in part; vacated and remanded in part	Davidson 08J71-72	Martin
09-1341-1	In The Matter Of: J.P. and J.C.C. (Juvenile - 3.1) Decision: Dismissed	Davidson 08J71-72	Martin
09-722-1	State v Hernandez (Criminal) Decision: No Error	Durham 07CRS54334 07CRS54333	Geer
09-660-1	State v Arrington (Criminal) Decision: No Error	Edgecombe 07CRS53463 08CRS3237 07CRS53462	Hunter, Jr.
09-822-1	State v Kimbrough (Criminal)	Forsyth 07CRS60374 07CRS46212	Geer

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	Decision: No Error		
09-590-1	McKenzie v ESC (Civil)	Gaston 08CVS3447	Stephens
	Decision: Reversed		
09-834-1	State v Lee (Criminal)	Guilford 07CRS107639 07CRS101911 07CRS107641 08CRS24772 07CRS107640	Beasley
	Decision: Affirm		
09-560-1	State v Brooks (Criminal)	Hertford 07CRS3939 08CRS129	Geer
	Decision: No Error		
09-1033-1	In The Matters Of: D.B., H.B., F.B. (Juvenile - 3.1)	Jackson 07JA40-42	Calabria
	Decision: Affirmed		
09-916-1	State v Blackwell (Criminal)	Johnston 08CRS56711 08CRS56710	Geer
	Decision: Affirmed		
09-928-1	State v Stewart (Criminal)	Lincoln 02CRS848	Hunter
	Decision: Vacated in part, affirmed in part, remanded for further proceedings		
09-609-1	State v Carter (Criminal)	Mecklenburg 08CRS205486 08CRS24344	Ervin, IV
	Decision: No error in part; remanded for correction of judgment in part		
09-618-1	Short v Turner (Civil)	Mecklenburg 08CVS2067	Beasley
	Decision: Reverse		
09-695-1	McKyer v McKyer (Civil)	Mecklenburg 00CVD9237	McGee
	Decision: Affirmed		
09-729-1	State v Ellerbee (Criminal)	Mecklenburg 06CRS216115 06CRS216156 06CRS216114	Beasley
	Decision: No Error		
09-853-1	State v England (Criminal)	Mecklenburg 08CRS207490	Geer
	Decision: No Error		
09-1239-1	In The Matter Of: J.N. (Juvenile - 3.1)	Mecklenburg 99JT344	Steelman
	Decision: Affirmed		
09-382-1	Plummer v Norandal USA, Inc. (Civil)	N.C. Industrial Commission IC226564	Ervin, IV
	Decision: Affirmed		
09-383-1	Pepper v Norandal USA, Inc. (Civil)	N.C. Industrial Commission IC014133	Ervin, IV
	Decision: Affirmed		
09-384-1	Bowles v Norandal USA, Inc. (Civil)	N.C. Industrial Commission IC226563	Ervin, IV
	Decision: Affirmed		

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09-754-1	Brodie v Excel Staffing Services (Civil) Decision: Remanded for further proceedings as described herein	N.C. Industrial Commission 454421	Bryant
09-1049-1	Hallman v NC Dept. of Corrections (Civil) Decision: Affirmed	N.C. Industrial Commission 396614	Bryant
09-1002-1	State v Dukes (Criminal) Decision: No Error	Orange 07CRS53692 07CRS1220	Geer
09-840-1	State v Aghaei (Criminal) Decision: No Error	Pitt 07CRS61504	Jackson
09-932-1	Lyles v Turner (Civil) Decision: Dismissed	Polk 08CVD131	McGee
09-1183-1	In The Matter Of: A.S.S. (Juvenile - 3.1) Decision: Affirmed	Randolph 08JT117	Wynn, Jr.
09-907-1	State v Parker (Criminal) Decision: No Error	Sampson 07CRS50227	Martin
09-1457-1	In The Matter Of: R.L.T., Jr. (Juvenile - 3.1) Decision: Vacated and remanded	Sampson 06JT52	Hunter, Jr.
09-461-1	Giambelli v Hansen (Civil) Decision: Affirmed in part; dismissed in part	Wake 03CVD12165	Hunter, Jr.
09-745-1	State v Nance (Criminal) Decision: No Error	Wayne 07CRS57040	Geer
09-955-1	State v Mitchell (Criminal) Decision: No Error	Wayne 08crs52417	Geer
09-1167-1	In The Matter Of: G.I.W. (Juvenile - 3.1) Decision: Affirmed	Wilkes 08JA137	Steelman