

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 4 JANUARY 2011)**  
**(MANDATE 24 JANUARY 2011)**

Docket #	Title	County	Judge
10-99-1	Treadway v Diez, et al (Civil) <b>Decision:</b> Affirmed	Buncombe	Elmore Barbara Jackson(d)
10-100-1	Treadway v Diez, et al (Civil) <b>Decision:</b> Affirmed	Buncombe	Elmore Barbara Jackson(d)
09-1387-1	Lockett v Sister-2-Sister Solutions, Inc. (Civil) <b>Decision:</b> Affirmed in part, reversed in part, and remanded in part	Chatham	Jackson
10-8-1	First Mount Vernon Industrial Loan Assoc. v Prodev XXII, LLC, et al (Civil) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Craven	Geer
10-314-1	Ashley, et al v The City of Lexington (Civil) <b>Decision:</b> Affirmed in part, reversed and remanded in part	Davidson	McGee
10-139-1	State v Cole (Criminal) <b>Decision:</b> No Error	Durham	Elmore
09-1395-1	State v Mbacke (Criminal) <b>Decision:</b> Reversed	Forsyth	McGee Donna Stroud(d)
10-559-1	State v DeWalt (Criminal) <b>Decision:</b> No Error	Forsyth	Bryant
09-1280-1	State v Oakes (Criminal) <b>Decision:</b> No Error	Hertford	Jackson
10-497-1	State v Parlee (Criminal) <b>Decision:</b> No Error	Iredell	Steelman
10-230-1	Sherrick v Sherrick (Civil) <b>Decision:</b> Vacate	Lee	Stroud
10-270-1	Honeycutt Contractors, Inc., et al v Otto, et al (Civil) <b>Decision:</b> Dismissed in part; vacated in part	McDowell	Steelman
09-1382-1	State v Mackey (Criminal) <b>Decision:</b> Vacated and remanded	Mecklenburg	Hunter, Jr.
10-150-1	Perry v The Presbyterian Hospital, et al (Civil) <b>Decision:</b> Reverse and remand	Mecklenburg	Elmore
10-394-1	Poole, et al v Bahamas Sales Associate, LLC, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Martin

Docket #	Title	County	Judge
10-438-1	Thomas v Contract Core Drilling & Sawing (Civil) <b>Decision:</b> Appeal dismissed	N.C. Industrial Commission	Martin
10-913-1	Kee v Caromont Health, Inc., et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Calabria
09-1153-1	State v Kerrin (Criminal) <b>Decision:</b> Reversed and Remanded	New Hanover	Stroud
10-216-1	White v Collins Building, Inc., et al (Civil) <b>Decision:</b> Reversed and Remanded	New Hanover	Stephens
10-752-1	State v Starr (Criminal) <b>Decision:</b> No Error	New Hanover	Hunter
09-19-1	Stanford, et al v Paris, et al (Civil) <b>Decision:</b> Affirmed	Orange	Martin
10-281-1	State v Walters (Criminal) <b>Decision:</b> No Error	Robeson	Elmore

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Docket #	Title	County	Judge
10-635-1	State v Gay (Criminal)	Alamance 08CRS55894 08CRS12867 05CRS23596 08CRS57282	Jackson
	<b>Decision:</b> Affirmed		
10-391-1	State v Ross (Criminal)	Buncombe 06CRS44 05CRS63649	Elmore
	<b>Decision:</b> No error in part, vacated and remanded in part		
10-659-1	Rumple v DeLellis (Civil)	Cabarrus 08CVS3597	Jackson
	<b>Decision:</b> Dismissed		
10-354-1	State v Ross (Criminal)	Cleveland 08CRS3582 08CRS738	Elmore
	<b>Decision:</b> No Error		
10-199-1	First Mount Vernon Industrial Loan Assoc. v Prodev XXII, LLC, et al (Civil)	Craven 08CVS797	Geer
	<b>Decision:</b> Affirmed in part; dismissed in part		
09-1119-1	Azalea Garden Board v Vanhoy (Civil)	Davidson 06CVS948	Jackson
	<b>Decision:</b> Affirmed		
10-511-1	State v Evans (Criminal)	Durham 05CRS51484	Elmore
	<b>Decision:</b> No Error		
10-573-1	State v Little (Criminal)	Durham 09CRS40894	Jackson
	<b>Decision:</b> Dismissed		
10-578-1	State v Harper (Criminal)	Edgecombe 08CRS50298	Jackson
	<b>Decision:</b> Affirmed		
10-744-1	State v Anthony (Criminal)	Forsyth 09CRS24553	Jackson
	<b>Decision:</b> Affirmed		
10-229-1	State v Pearson (Criminal)	Gaston 07CRS64643 07CRS13860	Ervin, IV
	<b>Decision:</b> No Error		
10-289-1	Raprager v Raprager (Civil)	Granville 08CVD128	Hunter
	<b>Decision:</b> Affirmed		
10-387-1	State v Cornelison (Criminal)	Guilford 02CRS69591 01CRS92384 02CRS69556 02CRS69609 02CRS69522 02CRS69573 01CRS91808 02CRS69626 02CRS69539	Elmore
	<b>Decision:</b> Affirmed		

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10-420-1	State v Jones (Criminal) <b>Decision:</b> No Error	Guilford 09CRS75792	Jackson
10-434-1	State v Muhammad (Criminal) <b>Decision:</b> No Error	Guilford 07CRS95539	Elmore
10-531-1	State v Watlington (Criminal) <b>Decision:</b> No Error	Guilford 08CRS102734 08CRS24938 08CRS102732	Jackson
10-598-1	State v Alston (Criminal) <b>Decision:</b> No Error	Guilford 07CRS88666	Jackson
10-625-1	Arrow Financial Services, LLC v Nickels (Civil) <b>Decision:</b> Dismissed	Guilford 09CVD6963	Jackson
10-661-1	State v Shogar (Criminal) <b>Decision:</b> No prejudicial error in part; dismissed without prejudice in part	Guilford 07CRS89147	Elmore
10-449-1	State v Hubbard (Criminal) <b>Decision:</b> Affirmed	Halifax 06CRS54236 06CRS54248	Elmore
10-637-1	State v Byrd (Criminal) <b>Decision:</b> Remanded for resentencing	Harnett 07CRS53708	Jackson
10-664-1	State v Butler (Criminal) <b>Decision:</b> Affirmed	Johnston 08CRS8554 09CRS3437-40	Jackson
10-413-1	State v Hobbs (Criminal) <b>Decision:</b> Reversed and Remanded	Lenoir 09CRS2336-2338	Jackson
10-644-1	State v Edwards (Criminal) <b>Decision:</b> Remanded	Lenoir 08CRS50828 09CRS1480 08CRS52049 08CRS2682	Jackson
10-419-1	State v Brown (Criminal) <b>Decision:</b> No Error	Mecklenburg 08CRS206078-82 07CRS34028	Thigpen, Jr.
10-567-1	State v Odueso (Criminal) <b>Decision:</b> No Error	Mecklenburg 05CRS231303	Steelman
09-1671-1	Brinn v Weyerhaeuser Company (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission 821807	Jackson
10-211-1	Hyman v NC Dept. of Environmental And Natural Resources (Civil)	N.C. Industrial Commission 806721	Elmore

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	<b>Decision:</b> Affirmed		
10-358-1	Harrell v General Electric, et al (Civil)	N.C. Industrial Commission 529102	Hunter
	<b>Decision:</b> Affirmed		
10-563-1	Powell v City of Raleigh (Civil)	N.C. Industrial Commission 779960	Hunter
	<b>Decision:</b> Affirmed in part and remanded		
10-350-1	State v Aikens (Criminal)	New Hanover 08CRS63263	Hunter
	<b>Decision:</b> No Error		
10-532-1	State v Lowe (Criminal)	Onslow 06CRS60855	Elmore
	<b>Decision:</b> No error; remanded for correction of clerical error		
10-517-1	State v Smith (Criminal)	Orange 07CRS55136	Jackson
	<b>Decision:</b> No Error		
09-1076-1	State v Chappelle (Criminal)	Pasquotank 06CRS51435	Geer
	<b>Decision:</b> Reversed and Remanded		
10-298-1	In The Matter Of: Hasty (Civil)	Property Tax Commission 08PTC276	Ervin, IV
	<b>Decision:</b> Affirmed		
10-617-1	State v King (Criminal)	Randolph 08CRS53350	Jackson
	<b>Decision:</b> No prejudicial error; remanded for correction of the clerical error		
10-761-1	State v Wall (Criminal)	Richmond 09CRS52981-83	Jackson
	<b>Decision:</b> Accordingly, we hold no error		
10-731-1	State v Parker (Criminal)	Rockingham 09CRS2744 09CRS50045-46 09CRS50880	Calabria
	<b>Decision:</b> No Error		
10-784-1	State v Rhodes (Criminal)	Rockingham 08CRS50735	Jackson
	<b>Decision:</b> No Error		
10-416-1	State v Jacobs (Criminal)	Sampson 07CRS51724	Elmore
	<b>Decision:</b> Dismissed		
10-1028-1	In Re: V.M.F. and T.A.G. (Juvenile - 3.1)	Transylvania 09JA16-17	Elmore
	<b>Decision:</b> Affirmed in part; reversed and remanded in part		
09-810-1	Conoley, et al v Town of Wendell, et al (Civil)	Wake 07CVS18055	Jackson
	<b>Decision:</b> Affirmed		
10-239-1	State v Santamaria (Criminal)	Wake 08CRS20548-49	Elmore
	<b>Decision:</b> No Error		

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10-520-1	State v Huynh (Criminal)	Wake 08CRS68126	Jackson
	<b>Decision:</b> No Error		