

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 21 JUNE 2011)
(MANDATE 11 JULY 2011)

Docket #	Title	County	Judge
10-877-1	Laboratory Corporation v Caccuro, et al (Civil) Decision: Affirmed	Alamance	Geer
10-30-1	Williams v Houses of Distinction, Inc. (Civil) Decision: Affirmed in part, Reversed and remanded in part.	Brunswick	Ervin, IV
10-892-1	Fisk v Murphy, et al (Civil) Decision: Affirmed	Buncombe	Hunter, Jr.
10-1202-1	State v Jones (Criminal) Decision: No Error	Buncombe	Hunter
10-1544-1	State v Norton (Criminal) Decision: No Error	Buncombe	Stephens
10-1350-1	In The Matter Of: A.J.M-B. (Juvenile - Criminal) Decision: Affirmed in part, reversed in part.	Cabarrus	Calabria
10-1046-1	State v Whetstone (Criminal) Decision: New Trial	Catawba	Thigpen, Jr.
10-1467-1	State v Speight (Criminal) Decision: No Error	Durham	Bryant
10-758-1	Canadian American Association v Rapidz, et al (Civil) Decision: Affirmed	Forsyth	Beasley
10-974-1	State v Carter (Criminal) Decision: No Error	Forsyth	Hunter
10-1446-1	State v Herrin (Criminal) Decision: No prejudicial error	Gaston	Martin
11-45-1	Mathis v Hoffman (Civil) Decision: Affirmed	Gaston	Martin
10-885-1	State v Martinez (Criminal) Decision: New Trial	Granville	Hunter, Jr.
10-777-1	Zairy v VKO, Inc., et al (Civil) Decision: Dismissed	Guilford	Stroud
10-848-1	Nexsen Pruet, PLLC v Martin, et al (Civil) Decision: Affirmed	Guilford	Elmore
10-464-1	State v Edmonds (Criminal) Decision: No Error	Halifax	Stroud

Docket #	Title	County	Judge
10-757-1	In The Matter Of The Foreclosure Of: Hackley (Civil) Decision: Dismissed	Henderson	Stroud
10-984-1	Jim Lorenz, Inc. v O'Haire (Civil) Decision: Reversed	Jackson	Beasley
10-703-1	In The Matter Of Foreclosure: Johnson (Civil) Decision: Vacated and Remanded	Mecklenburg	Calabria Robert C. Hunter (c)(d)
10-939-1	Songwooyarn Trading Company v Sox Eleven, Inc., et al (Civil) Decision: Affirmed	Mecklenburg	Hunter, Jr.
10-1084-1	State v Burke, Jr. (Criminal) Decision: Reversed and judgment vacated	Mecklenburg	McGee John C. Martin(d)
10-1390-1	Maxwell v Maxwell (Civil) Decision: Affirmed in Part, Reversed in Part and Remanded	Mecklenburg	Beasley
10-581-1	Thompson v STS Holdings, Inc., et al (Civil) Decision: Affirmed	N.C. Industrial Commission	McGee
10-754-1	Gray v United Parcel Services, Inc., et al (Civil) Decision: Reversed and Remanded in part, Affirmed in part.	N.C. Industrial Commission	Steelman
10-1251-1	State v Wright (Criminal) Decision: Remanded in part, No error in part.	Sampson	Thigpen, Jr.
10-1185-1	Integon National Insurance Company v Phillips, et al (Civil) Decision: Reversed	Union	Hunter
10-760-1	Gaines And Company, Inc. v Wendell Falls Residential, LLC, et al (Civil) Decision: Affirmed	Wake	Bryant
10-972-1	Wake Forest Golf & Country Club, Inc. v Town of Wake Forest, et al (Civil) Decision: Affirmed	Wake	Steelman
10-1510-1	Shelf v Wachovia Bank, et al (Civil) Decision: Vacated and Remanded	Wake	Stephens

**IN THE
COURT OF APPEALS**

CASES REPORTED WITHOUT PUBLISHED OPINIONS

**(FILED 21 JUNE 2011)
(MANDATE 11 JULY 2011)**

Docket #	Title	County	Judge
10-1235-1	State v Souther (Criminal) Decision: No Error	Ashe 07CRS51868	Hunter
10-1523-1	In The Matter Of: T.M.B., J.J.B., T.D.B. (Juvenile - 3.1) Decision: Affirmed	Brunswick 08JT60-62	Hunter, Jr.
10-1506-1	State v Stanford (Criminal) Decision: No Error	Cabarrus 09CRS6807-09	McCullough
10-1422-1	Church v Decker (Civil) Decision: Affirmed in Part; Reversed and Remanded in Part; Dismissed in Part	Caldwell 01CVD1391	Ervin, IV
10-1502-1	Church v Decker (Civil) Decision: Affirmed in Part; Reversed and Remanded in Part; Dismissed in Part	Caldwell 01CVD1391	Ervin, IV
10-1328-1	State v Mitchell (Criminal) Decision: No Error	Catawba 09CRS51087	Ervin, IV
10-1393-1	In Re: C.G.M., II (Juvenile - 3.1) Decision: Affirmed	Clay 09JT7	McGee
10-1243-1	Howe v Howe (Civil) Decision: Affirmed	Cleveland 09CVD1971	Bryant
10-1469-1	State v Bellamy (Criminal) Decision: No Error	Columbus 09CRS52119	Steelman
11-48-1	State v Shepherd (Criminal) Decision: Affirmed	Craven 10CRS824	Steelman
10-1429-1	State v Baines (Criminal) Decision: Other; Affirmed in Part; Dismissed in Part; and Remanded to Trial Court for Correction of Clerical Error	Durham 07CRS40815	Steelman
10-782-1	State v Frazier (Criminal) Decision: Affirmed	Forsyth 05CRS55209	Steelman
10-989-1	State v Brent (Criminal) Decision: New Trial	Forsyth 08CRS53477,08CRS8919	Beasley
10-1376-1	State v Thompson (Criminal) Decision: No Error	Forsyth 09CRS26431-32,09C-RS57950	Steelman
10-1471-1	State v Gary (Criminal) Decision: No Error	Forsyth 10CRS50352,10CRS667	Steelman
10-869-1	Lomax Construction, Inc. v Triad Sheet Metal And Mechanical, Inc. (Civil)	Guilford 09CVS10498	Elmore

Docket #	Title	County	Judge
	Decision: Affirmed		
10-914-1	Greensboro Rubber Stamp Co., et al v Southeast Stamp And Sign, et al (Civil)	Guilford 08CVS4819	Stephens
	Decision: Affirmed		
11-61-1	State v Odom (Criminal)	Guilford 07CRS92990	Steelman
	Decision: Affirmed		
10-686-1	State v Harper (Criminal)	Halifax 09CRS53403	Ervin, IV
	Decision: New Trial		
11-106-1	In Re: S.P. (Juvenile - 3.1)	Harnett 09J70	Elmore
	Decision: Affirmed		
10-711-1	Davis v State Farm Mutual Automobile Ins. Co., et al (Civil)	Haywood 08CVS1214	Hunter, Jr.
	Decision: Affirmed		
11-135-1	State v Newman (Criminal)	Haywood 90CRS1218,90CRS1221	McCullough
	Decision: No Error		
10-1423-1	State v Reams (Criminal)	Johnston 09CRS51572	Martin
	Decision: No Error		
10-1278-1	Williams v Chaney (Civil)	Lincoln 08CVD1649	Geer
	Decision: Dismissed		
09-1507-1	State v Ferguson (Criminal)	Mecklenburg 07CRS208926-27	Elmore
	Decision: No prejudicial error. Remanded for new sentencing hearing on restitution.		
10-1277-1	State v Roberts (Criminal)	Mecklenburg 07CRS22140-43	Martin
	Decision: No Error		
10-1305-1	State v Richardson (Criminal)	Mecklenburg 08CRS29385,09CRS35629	Hunter, Jr.
	Decision: No Error		
10-1418-1	State v Fletcher (Criminal)	Moore 09CRS50446-47	Steelman
	Decision: Dismissed		
10-592-1	Adams v Parts Unlimited, et al (Civil)	N.C. Industrial Commission 891600,878401	McGee
	Decision: Affirmed		
10-1017-1	Lee v City Cab of Tarboro (Civil)	N.C. Industrial Commission 786921	Hunter, Jr.
	Decision: Affirmed		
10-1009-1	State v Moore (Criminal)	New Hanover 09CRS57434	Hunter, Jr.
	Decision: No Error		
10-1512-1	Neilon v Commissioner of Motor Vehicles (Civil)	New Hanover 09CVS5604	Ervin, IV

Docket #	Title	County	Judge
	Decision: Reversed and Remanded		
09-62-2	State v Melvin (Criminal)	Onslow 07CRS52897	Hunter
	Decision: No prejudicial error in part, reversed and remanded in part		
10-1041-1	Garland Gourmet Mushrooms v Black Diamond French Truffles, et al (Civil)	Orange 09CVS158	Bryant
	Decision: Dismissed		
10-1426-1	Sessions v Five C's, Inc., et al (Civil)	Pasquotank 10CVS327	Stephens
	Decision: Affirmed		
10-1173-1	State v Hargis (Criminal)	Person 09CRS51635	Steelman
	Decision: Dismissed		
10-769-1	State v Folk (Criminal)	Richmond 07CRS53561	McGee
	Decision: No Error		
11-44-1	State v Taylor (Criminal)	Rockingham 09CRS1979,09CRS53103	Martin
	Decision: No Error		
10-509-1	State v Morrow (Criminal)	Rowan 06CRS50733-34,06C-RS50444	Ervin, IV
	Decision: No Error Concerning Conviction; Motion for Appropriate Relief Denied		
10-529-1	Rajpal v Livingstone College, Inc. (Civil)	Rowan 08CVS2559	McGee
	Decision: Affirmed		
10-1539-1	State v Burke (Criminal)	Rowan 04CRS50675	Steelman
	Decision: Reversed and Remanded		
10-1100-1	State v Blue (Criminal)	Sampson 07CRS51282-83	Bryant
	Decision: No Error		
10-1355-1	State v Treadway (Criminal)	Union 10CRS838	Steelman
	Decision: Dismissed in Part; Affirmed in Part		
10-1176-1	Wynter v County of Wake (Civil)	Wake 10SP1018	Ervin, IV
	Decision: Affirmed in Part and Reversed and Remanded in Part.		
10-1242-1	Smith v Teachers And State Employees Retirement, et al (Civil)	Wake 09CVS1302	Hunter, Jr.
	Decision: Affirmed		
10-1411-1	In The Matter Of: M.D., Jr. (Juvenile - Criminal)	Wake 06JB387	Elmore
	Decision: Affirmed		
11-129-1	In The Matter Of: L.T. (Juvenile - 3.1)	Wake 04JT710	Hunter, Jr.
	Decision: Affirmed		
10-1012-1	State v Sellers (Criminal)	Wayne 09CRS50181	McGee
	Decision: No Error		

Docket #	Title	County	Judge
10-1354-1	TWanda v D&D Technical Services, Inc., et al (Civil) Decision: New Trial	Wayne 09CVS1249	Martin