

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 2 AUGUST 2011)**  
**(MANDATE 22 AUGUST 2011)**

Docket #	Title	County	Judge
10-1091-1	Meehan v American Media International, LLC, et al (Civil) <b>Decision:</b> Affirmed in part, vacated and remanded in part.	Alamance	Hunter, Jr.
10-709-1	NC DOT v Cromartie, et al (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Bladen	Elmore
10-1096-1	Holden v Holden (Civil) <b>Decision:</b> Affirmed in part, vacated in part	Brunswick	McGee
10-1020-1	State v Mack (Criminal) <b>Decision:</b> No Error	Caswell	Stroud
11-63-1	State v Lupek (Criminal) <b>Decision:</b> Affirmed	Chatham	Geer
10-1419-1	State v McMillan (Criminal) <b>Decision:</b> No Error	Cumberland	Steelman
10-1059-1	Rushing v Aldridge (Civil) <b>Decision:</b> Affirmed in Part, Reversed and remanded in part	Davidson	Geer
10-672-1	State v Parker (Criminal) <b>Decision:</b> Dismissed	Forsyth	Stroud
10-1414-1	Parson v Oasis Legal Finance, et al (Civil) <b>Decision:</b> Reversed and Remanded	Guilford	Bryant
10-1388-1	State v Davis (Criminal) <b>Decision:</b> No Error	Iredell	Bryant
11-223-1	In Re: C.I.M., G.H.M., L.P.M., R.D.A.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed	McDowell	Hunter
10-897-1	The Charlotte-Mecklenburg Hospital Authority v Talford (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Mecklenburg	McGee Samuel J. Ervin, IV (d)
10-965-1	Sugar Creek Charter School, Inc., et al v State of NC, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Ervin, IV
10-1190-1	Board of Directors Of Queens Towers, et al v Rosenstadt, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Elmore
10-1597-1	Khomyak, et al v Meek, et al (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	McCullough

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10-1237-1	State v King (Criminal) <b>Decision:</b> Affirmed	Moore	Bryant Robert C. Hunter (d)
10-505-1	Capps v Southeastern Cable (Civil) <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission	Ervin, IV
10-991-1	Wynn v United Health Services, et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Ervin, IV
11-142-1	State of NC v Environmental Defense (Civil) <b>Decision:</b> Affirmed	N.C. Utilities Commission	Steelman
10-670-1	Joyner v NC Dept. of Health and Human Services (Civil) <b>Decision:</b> Reversed and Remanded	Nash	Ervin, IV
10-1146-1	Martin v Kilauea Properties, LLC (Civil) <b>Decision:</b> Affirmed	New Hanover	Bryant
10-1264-1	State v Best (Criminal) <b>Decision:</b> No Error	New Hanover	Ervin, IV
10-1186-1	State v Mann (Criminal) <b>Decision:</b> Vacated and Remanded	Onslow	Geer
10-1281-1	In The Matter Of: N.T. (Juvenile - Criminal) <b>Decision:</b> Reversed	Onslow	Ervin, IV
10-1072-1	State v Boyd (Criminal) <b>Decision:</b> No error in part; new trial in part; vacated in part; remanded.	Orange	Hunter, Jr.
10-1487-1	In The Matter Of: Blue Ridge Mall LLC (Civil) <b>Decision:</b> Affirmed	Property Tax Commission	Martin
10-1119-1	Hoots v Robertson (Civil) <b>Decision:</b> Reversed and Remanded	Randolph	Steelman
11-31-1	State v Jarvis (Criminal) <b>Decision:</b> Vacated and Remanded	Rowan	Calabria
10-954-1	Stunzi v Medlin Motors, Inc., et al (Civil) <b>Decision:</b> Affirmed	Wake	Stroud
10-1389-1	Waters Edge Builders, LLC v Longa (Civil) <b>Decision:</b> Affirmed in part; reversed in part; and vacated in part	Watauga	Bryant
11-97-1	In The Matter Of: I.R.C. (Juvenile - 3.1) <b>Decision:</b> Reversed and Remanded	Yadkin	Hunter

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10-618-1	In The Matter Of The Estate Of: Reeder (Civil) <b>Decision:</b> Reversed and Remanded	Alamance 09E325	Ervin, IV
11-136-1	In The Matter Of: M.G., D.L., F.L., K.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part, remanded in part	Beaufort 09JA68-71	McCullough
11-166-1	In The Matter Of: J.Y. (Juvenile - Criminal) <b>Decision:</b> Vacated and Remanded	Bertie 10JB13	Hunter, Jr.
11-29-1	State v Presley (Criminal) <b>Decision:</b> No error. Remand for clerical error.	Brunswick 09CRS50338	Hunter, Jr.
10-1078-1	State v Woodard (Criminal) <b>Decision:</b> No Error	Buncombe 10CRS239-242	Stroud
10-1230-1	Howe v Howe (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	Caldwell 10CVD710	Martin
11-25-1	Church v Decker (Civil) <b>Decision:</b> Reversed and Remanded	Caldwell 01CVD1391	Ervin, IV
10-1596-1	State v Ayers (Criminal) <b>Decision:</b> No Error	Cleveland 08CRS3959 08CRS54855	Calabria
11-211-1	In The Matter Of: J.R.M., Jr., N.H.M., W.R.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Cumberland 06JT598-600	Steelman
11-421-1	In The Matter Of: U.R.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Dare 08JT31	McCullough
10-1545-1	Beaches West Developments, Ltd. v NC Eye, Ear Nose And Throat, et al (Civil) <b>Decision:</b> Affirmed	Durham 09CVS5126	McGee
11-56-1	State v Johnson (Criminal) <b>Decision:</b> No prejudicial error	Durham 07CRS52664-65 08CRS12130-31	McCullough
10-1383-1	State v Moore (Criminal) <b>Decision:</b> Affirmed	Edgecombe 06CRS51988	McGee
10-1197-1	State v Ramey (Criminal) <b>Decision:</b> No error in part; remanded for resentencing in part.	Forsyth 09CRS51314-15 09CRS52891-92	Ervin, IV
10-1482-1	State v Williams (Criminal) <b>Decision:</b> No Error	Forsyth 09CRS3309 09CRS52017	Hunter, Jr.

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10-1538-1	State v Lewis (Criminal)  <b>Decision:</b> No Error	Gaston 09CRS13835 09CRS59367 09CRS59368	Hunter
10-1031-1	State v Johnson (Criminal)  <b>Decision:</b> No error in part; reversed in part.	Guilford 08CRS107611 08CRS107613 08CRS107619	Ervin, IV
10-1227-1	State v Burch (Criminal)  <b>Decision:</b> Dismissed in part; no error in part	Guilford 07CRS106006	McGee
10-1606-1	State v Trammell (Criminal)  <b>Decision:</b> No Error in Part; Vacated and Remanded in Part.	Haywood 10CRS468 10CRS732	Ervin, IV
10-1441-1	State v Davis (Criminal)  <b>Decision:</b> Vacated and Remanded	Hertford 10CRS583 10CRS584 94CRS1723-24 94CRS4560	McGee
11-249-1	In The Matter Of: T.E. and T.E. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Johnston 10J65-66	Steelman
10-988-1	State v Cherry (Criminal)  <b>Decision:</b> No Error	Mecklenburg 09CRS246645-46 09CRS82214	Geer
10-1053-1	In The Matter Of: J.K.L. (Juvenile - Criminal)  <b>Decision:</b> Vacated and remanded in part; affirmed in part	Mecklenburg 07JB926	Bryant
10-1327-1	State v Gaines (Criminal)  <b>Decision:</b> No Error	Mecklenburg 08CRS217103	Elmore
08-1039-2	Sykes v Moss Trucking (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission IC106105	Elmore
10-1097-1	Phelps v Stabilus, et al (Civil)  <b>Decision:</b> Dismissed	N.C. Industrial Commission 563760	Elmore
10-1366-1	Price v Mental Health Association, et al (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission 582312	Hunter, Jr.
10-1402-1	Berthelot v Mountain Area Health Education Center, Inc., et al (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission 693582 764219	Stephens
11-132-1	In Re: D.L.B., T.R.B., K.T.C. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Nash 08JT66 08JT68-69	Steelman

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10-917-1	Graham v Keith (Civil) <b>Decision:</b> Affirmed	New Hanover 07CVD4129	Stroud
11-133-1	Varughese, et al v Deutsche Bank National Trust, et al (Civil) <b>Decision:</b> Dismissed	Orange 09CVS1037	Stroud
11-134-1	In The Matter Of: D.W., Jr. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Orange 07JT120	Steelman
10-1452-1	State v Carr (Criminal) <b>Decision:</b> No Error	Pender 09CRS53226	Ervin, IV
10-1293-1	State v Johnson (Criminal) <b>Decision:</b> Affirmed	Pitt 09CRS60157	Bryant
11-186-1	In Re: G.W.H., Jr. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Robeson 07JT408	Hunter
11-78-1	State v Perry (Criminal) <b>Decision:</b> No Error	Rowan 07CRS50404-05 07CRS50603	Stroud
10-1612-1	McCall v Norman (Civil) <b>Decision:</b> Vacated and Remanded	Transylvania 09CVD22	Hunter
10-1490-1	State v Dunston (Criminal) <b>Decision:</b> No Error	Vance 08CRS54898	Hunter
10-1406-1	State v Avent (Criminal) <b>Decision:</b> No Error	Wake 08CRS65787	Bryant
10-1417-1	State v Hulse (Criminal) <b>Decision:</b> Affirmed; Motion for Appropriate Relief dismissed without prejudice.	Wayne 08CRS51023	Calabria