

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 20 DECEMBER 2011)**  
**(MANDATE 9 JANUARY 2012)**

Docket #	Title	County	Judge
11-899-1	Porter v Porter (Civil) <b>Decision:</b> Vacated and Remanded	Brunswick	Martin
11-839-1	State v Self (Criminal) <b>Decision:</b> Affirmed	Buncombe	Calabria
11-446-1	Trivette v Yount (Civil) <b>Decision:</b> Affirmed	Catawba	Hunter, Jr. Richard A. Elmore (d)
11-801-1	State v Lynch (Criminal) <b>Decision:</b> New Trial	Chatham	Stroud Wanda Bryant (d)
11-28-1	State v McDowell (Criminal) <b>Decision:</b> Reversed	Cleveland	Geer
11-667-1	Miller v Russell (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	Craven	Stroud
10-1559-1	Davis v Cumberland County Board of Education (Civil) <b>Decision:</b> Affirmed	Cumberland	Geer
11-677-1	State v Johnson (Criminal) <b>Decision:</b> No error in part; Dismissed in part	Currituck	Stroud
11-93-1	State v Crawley (Criminal) <b>Decision:</b> No Error	Durham	Hunter, Jr.
11-450-1	Manone v Coffee (Civil) <b>Decision:</b> Affirmed	Durham	Thigpen, Jr.
11-515-1	Durham Hosiery Mill Limited Partnership v Morris (Civil) <b>Decision:</b> Vacated and Remanded	Durham	Steelman
11-472-1	Phelps Staffing, LLC v S.C. Phelps, Inc., et al (Civil) <b>Decision:</b> Affirmed	Franklin	Hunter, Jr.
11-709-1	State v Brown (Criminal) <b>Decision:</b> Reversed	Henderson	McCullough
11-309-1	High Rock Lake Partners, LLC, et al v NC DOT (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Martin
11-17-1	Ray, et al v N.C. DOT (Civil) <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission	Hunter, Jr. Robert C. Hunter (d)
11-284-1	Shaw v US Airways, Inc., et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Bryant

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11-436-1	Archie v Kirk, et al (Civil) <b>Decision:</b> Affirmed in part; dismissed in part	N.C. Industrial Commission	Bryant
11-476-1	Malloy v Davis Mechanical, Inc., et al (Civil) <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission	Hunter
11-618-1	Chandler v Atlantic Scrap And Processing, et al (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	N.C. Industrial Commission	McCullough
11-658-1	State v Abbott (Criminal) <b>Decision:</b> Vacated	New Hanover	Hunter, Jr.
11-753-1	In Re: Foreclosure of Yopp (Civil) <b>Decision:</b> Affirmed	New Hanover	Stroud
11-300-1	Fraley v Griffin (Civil) <b>Decision:</b> Affirmed	Orange	Calabria
11-635-1	St. John v Brantley (Civil) <b>Decision:</b> Affirmed	Pitt	Stephens
11-643-1	St. John v Brantley (Civil) <b>Decision:</b> Affirmed	Pitt	Stephens
11-835-1	Grimsley v Government Employees Insurance Company (Civil) <b>Decision:</b> Reversed and remanded	Robeson	Stephens
11-108-1	State v Mabry (Criminal) <b>Decision:</b> No Error	Stanly	Geer
11-337-1	White v Trew (Civil) <b>Decision:</b> Affirmed	Wake	Elmore
11-590-1	State v Clowers (Criminal) <b>Decision:</b> No Error	Wake	Stroud

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11-669-1	State v Bostick (Criminal)  <b>Decision:</b> No Error	Anson 08CRS24 08CRS700074	Elmore
11-431-1	State v Miller (Criminal)  <b>Decision:</b> No Error in part, Vacated and Remanded, in part.	Buncombe 08CRS55652 09CRS7	Thigpen, Jr.
11-697-1	State v Lopez (Criminal)  <b>Decision:</b> Affirmed	Buncombe 10CRS343-344 10CRS56463	Ervin, IV
11-574-1	State v Bonilla (Criminal)  <b>Decision:</b> No Error	Caldwell 07CRS52158	Elmore
11-539-1	Taylor-Butler v Food Lion, Inc. (Civil)  <b>Decision:</b> Affirmed	Carteret 10CVS1187	Hunter
11-599-1	State v Cardenas-Zavala (Criminal)  <b>Decision:</b> No Error	Catawba 06CRS57194	Beasley
11-514-1	Weaver v Thomas (Civil)  <b>Decision:</b> Affirmed	Cleveland 04CVD1341	Beasley
11-747-1	In The Matter Of: D.G. and L.G. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Cleveland 08JT9-10	Geer
11-545-1	State v Perez-Roman (Criminal)  <b>Decision:</b> No error in part; remanded in part	Craven 07CRS56160 08CRS5220	Beasley
11-625-1	State v Medley (Criminal)  <b>Decision:</b> Affirmed and remanded for correction of clerical error	Cumberland 08CRS50799	Elmore
11-782-1	In The Matter Of: A.C.R. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Dare 06JT18	Steelman
11-707-1	State v Berrier (Criminal)  <b>Decision:</b> No Error	Davidson 10CRS54301	Beasley
11-285-1	State v Richardson (Criminal)  <b>Decision:</b> No Error	Durham 06CRS59344	Hunter
11-491-1	State v Gamble (Criminal)  <b>Decision:</b> No Error	Edgecombe 09CRS53263	Hunter
11-527-1	State v Pascasio (Criminal)  <b>Decision:</b> No Error	Forsyth 08CRS59333	Elmore
11-867-1	In Re: Cafolla (Criminal)	Forsyth 10CRS29905	McCullough

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	<b>Decision:</b> Affirmed		
11-353-1	Applewood Properties, LLC, et al v New South Properties, LLC, et al (Civil)	Gaston 06CVS5528	Beasley
	<b>Decision:</b> Dismissed		
11-610-1	State v Odum (Criminal)	Gaston 07CRS20169 07CRS20171	Elmore
	<b>Decision:</b> Affirmed; remanded for correction of clerical error		
11-676-1	State v Tate (Criminal)	Gaston 10CRS19054 10CRS62633	Elmore
	<b>Decision:</b> Dismissed		
11-417-1	State v White (Criminal)	Guilford 06CRS24464 06CRS76209 06CRS77149 06CRS77153 06CRS77340	Beasley
	<b>Decision:</b> Reversed and Remanded		
11-507-1	State v Palacios (Criminal)	Guilford 10CRS66769-72	Elmore
	<b>Decision:</b> No Error		
11-516-1	State v Douglas (Criminal)	Guilford 08-106912-16, 08-106918-20, 08-106923-24	Steelman
	<b>Decision:</b> Affirmed		
11-698-1	State v Brice (Criminal)	Guilford 08CRS98970	Calabria
	<b>Decision:</b> No Error		
11-702-1	State v Wood (Criminal)	Halifax 08CRS55313	Elmore
	<b>Decision:</b> Dismissed		
11-95-1	State v Marcus (Criminal)	Mecklenburg 07CRS15169-72 07CRS15175	Beasley
	<b>Decision:</b> No Error		
11-564-1	Morgan v Cadieu, et al (Civil)	Mecklenburg 10CVS5505	Elmore
	<b>Decision:</b> Affirmed		
11-586-1	Danius, et al v Rodgers (Civil)	Mecklenburg 09CVS29776	Beasley
	<b>Decision:</b> Affirmed		
11-519-1	Underwood v Underwood (Civil)	Mitchell 09CVD348	Beasley
	<b>Decision:</b> Affirmed in Part and Reversed in Part		
11-376-1	Morales, et al v Greensboro Contracting Corporation, et al (Civil)	N.C. Industrial Commission 549768	Beasley
	<b>Decision:</b> Reversed		
11-466-1	Quiroz v Metropolis Statuary, Inc., et al (Civil)	N.C. Industrial Commission W08110	Hunter, Jr.

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	<b>Decision:</b> Affirmed		
11-602-1	Grundmeyer v Corn Products International, et al (Civil)	N.C. Industrial Commission 886709	Hunter, Jr.
	<b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded		
11-648-1	Wells v Coastal Cardiology Associates, et al (Civil)	N.C. Industrial Commission 792928	McCullough
	<b>Decision:</b> Affirmed		
11-295-1	State v Hicks (Criminal)	Nash 08CRS57974-76	Bryant
	<b>Decision:</b> No Error		
11-657-1	State v McIntyre (Criminal)	New Hanover 08CRS53953	Elmore
	<b>Decision:</b> Affirmed; remanded for correction of clerical error		
11-339-1	The Charlotte-Mecklenburg Hospital v N.C. DHHS (Civil)	Office of Admin. Hearings 09DHR6116	Steelman
	<b>Decision:</b> Affirmed		
11-768-1	In Re: M.H. (Juvenile - 3.1)	Person 09J61	Hunter, Jr.
	<b>Decision:</b> Affirmed		
11-465-1	State v Gibson (Criminal)	Pitt 06CRS15170-75 06CRS57348-50	Beasley
	<b>Decision:</b> No Error		
11-537-1	State v Tyree (Criminal)	Pitt 07CRS2193-94	Elmore
	<b>Decision:</b> Affirmed		
11-611-1	State v Chamberlain (Criminal)	Pitt 10CRS50591	Stephens
	<b>Decision:</b> Affirmed		
11-700-1	Swaney v Swaney (Civil)	Randolph 08CVD2541	Ervin, IV
	<b>Decision:</b> Affirmed		
11-296-1	State v Smith (Criminal)	Wake 09CRS48279	Elmore
	<b>Decision:</b> No Error		
11-592-1	State v Branch (Criminal)	Wake 10CRS205709	Thigpen, Jr.
	<b>Decision:</b> No Error		
11-621-1	Boryla-Lett v Psychiatric Solutions of NC, Inc. (Civil)	Wake 07CVS11882	Beasley
	<b>Decision:</b> Dismissed		
11-691-1	State v Freeman (Criminal)	Wake 08CRS70078 09CRS10285	Elmore
	<b>Decision:</b> Vacated		
11-737-1	JDavis Architects, PLLC v Lake Raleigh/Davis LLC, et al (Civil)	Wake 09CVS11447	Elmore
	<b>Decision:</b> Dismissed		

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11-895-1	In The Matter Of: D.B. and S.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Wake 09JT821-22	Geer
11-935-1	State v Paige (Criminal) <b>Decision:</b> No Error	Wake 10CRS6640 10CRS6641	Martin
11-1046-1	In The Matter Of: K.A. (Juvenile - 3.1) <b>Decision:</b> Reversed in part and affirmed in part; affirmed.	Watauga 11J3	Hunter, Jr.