

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 15 JANUARY 2013)
(MANDATE 4 FEBRUARY 2013)

Docket #	Title	County	Judge
12-209-1	State v Broom (Criminal) Decision: No Error	Alamance	Hunter
12-676-1	State v Sanders (Criminal) Decision: Remanded for resentencing consistent with this opinion	Beaufort	Stephens
12-761-1	Overton v Evans Logging, Inc., et al (Civil) Decision: Reversed and Remanded	Bertie	Hunter, Jr.
12-854-1	In Re: Gray Foreclosure (Civil) Decision: Affirmed	Cabarrus	Elmore
12-338-1	Shaw v The Goodyear Tire And Rubber Co. (Civil) Decision: Vacated	Cumberland	Stroud
12-623-1	State v Lanford (Criminal) Decision: No Error	Cumberland	Stroud
12-656-1	In The Matter Of: Dunn (Criminal) Decision: Dismissed and vacated	Cumberland	McCullough
12-436-1	State v McKenzie (Criminal) Decision: Reversed	Duplin	Hunter, Jr. Robert C. Hunter (d)
12-256-1	McAdoo v University of North Carolina At Chapel Hill, et al (Civil) Decision: Affirmed	Durham	Hunter, Jr.
12-589-1	State v Garrison (Criminal) Decision: No Error	Durham	Hunter
12-641-1	State v Wilson (Criminal) Decision: Reversed and Remanded	Forsyth	McCullough
12-292-1	Finney v Finney (Civil) Decision: Reversed and Remanded	Haywood	Geer
12-702-1	Crossman v Life Care Centers Of America, Inc., et al (Civil) Decision: Affirmed	Henderson	Stephens
12-564-1	State v Gardner (Criminal) Decision: Reversed and remanded for resentencing	Iredell	Stephens
12-992-1	State v Jones (Criminal) Decision: Affirmed in part, remanded in part	Johnston	McCullough
12-556-1	State v Claxton (Criminal) Decision: Affirmed	Mecklenburg	Hunter, Jr.

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12-799-1	State v Hoskins (Criminal) Decision: No Error	Mecklenburg	Hunter, Jr.
12-387-1	State v Wilkes (Criminal) Decision: No error at trial; remanded for resentencing.	Moore	Hunter, Jr. Robert C. Hunter (c) (d).
12-364-1	WakeMed v NC DHHS (Civil) Decision: Affirmed	N.C. Dept. of Health & Human Svcs	Calabria
12-270-1	Spivey v Wrights Roofing, et al (Civil) Decision: Affirmed; Motion for Sanctions Denied.	N.C. Industrial Commission	Ervin, IV
12-475-1	State of NC, Ex Rel. v Carolina Water Service, Inc., et al (Civil) Decision: Affirmed	N.C. Utilities Commission	Stephens
12-80-1	In The Matter Of: A.Y. (Juvenile - 3.1) Decision: Affirmed in part; reversed and remanded in part	New Hanover	Geer
12-908-1	Greene v The City of Greenville (Civil) Decision: Reversed	Pitt	Elmore
12-666-1	Rutherford Plantation v The Challenge Golf Group Of The Carolinas (Civil) Decision: Reversed and Remanded	Rutherford	Elmore Donna Stroud (d)
12-783-1	Docrx, Inc. v EMI Services Of NC, LLC (Civil) Decision: Vacated and Remanded	Stanly	McGee

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12-777-1	In The Matter Of: J.S. (Juvenile - Criminal) Decision: Reversed and Remanded	Alamance 08JB103 08JB148	Hunter, Jr.
12-788-1	In The Matters Of: H.A.B., A.L.C., S.D.C., D.L.C., Jr., H.G.C. (Juvenile - 3.1) Decision: Affirmed	Burke 08J22-25 11J101	Ervin, IV
12-339-1	State v Gillis (Criminal) Decision: Dismissed	Cabarrus 09CRS3475	Ervin, IV
12-882-1	Edwards v Edwards (Civil) Decision: Affirmed	Camden 08CVD72	McCullough
12-520-1	Dixon v Gifford (Civil) Decision: Affirmed	Carteret 09CVS732	Hunter
12-389-1	State v Carle (Criminal) Decision: No Error	Catawba 10CRS1108	Bryant
12-736-1	State v Goode (Criminal) Decision: Vacated and Remanded	Catawba 10CRS54844 12CRS1594	McGee
12-973-1	State v Garcia (Criminal) Decision: No Error	Chatham 10CRS486-487 10CRS50027 12CRS496	Stroud
12-842-1	State v Coffey (Criminal) Decision: No Error	Clay 09CRS50274 10CRS50102	McCullough
12-300-1	State v Herron (Criminal) Decision: No Error	Cleveland 11CRS432 11CRS50435	Ervin, IV
12-741-1	In Re: A.L.A. and R.A.A. (Juvenile - 3.1) Decision: Affirmed	Columbus 10JA114-115	Steelman
12-406-1	In The Matter Of: Z.M.L. (Juvenile - Criminal) Decision: Affirmed	Cumberland 11JB40 11JB594	Ervin, IV
12-844-1	Ward v Ward (Civil) Decision: Affirmed	Dare 06CVD210	Elmore
12-570-1	State v Leonard (Criminal) Decision: No Error	Davidson 10CRS5632 10CRS57890	McGee
12-913-1	State v Lemons (Criminal)	Duplin 11CRS51495 11CRS51893	Stephens

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	Decision: No Error		
12-132-1	State v Stevens (Criminal)	Durham 10CRS55523	Ervin, IV
	Decision: No Error		
12-481-1	State v Hunt (Criminal)	Durham 10CRS51110	Hunter
	Decision: No Prejudicial Error		
12-490-1	State v Jackson (Criminal)	Durham 11CRS4627 11CRS50603	Calabria
	Decision: No Error		
12-562-1	Johnson v Bank of America, N.A., et al (Civil)	Durham 11CVS5453	Hunter
	Decision: Affirmed		
12-479-1	State v Silver (Criminal)	Edgecombe 11CRS2292 11CRS50402 11CRS50406	Bryant
	Decision: No error in part; judgment vacated and remanded for resentencing		
12-473-1	Hoyle, et al v KB Toys Retail, Inc., et al (Civil)	Forsyth 09CVS4599	Hunter, Jr.
	Decision: Affirmed		
12-832-1	State v Fraley (Criminal)	Forsyth 07CRS61262	McGee
	Decision: No Error		
12-887-1	Martin v OSI Restaurant Partners, LLC, et al (Civil)	Forsyth 09CVS1319	McGee
	Decision: Vacated in part, reversed and remanded in part.		
12-928-1	State v Anderson (Criminal)	Graham 10CRS306	Stephens
	Decision: Dismissed in part; no prejudicial error in part		
12-227-1	State v Maberson (Criminal)	Guilford 09CRS80879, 24517 80884-85,	Ervin, IV
	Decision: No Error in Part; Vacated in Part and Remanded for Resentencing.		
12-653-1	In The Matter Of: M.J.J. (Juvenile - Criminal)	Guilford 09JB201	Stroud
	Decision: Affirmed		
12-683-1	Jemm, LLC v Crawford, et al (Civil)	Guilford 10CVS10577	Calabria
	Decision: Dismissed in part, remanded in part.		
12-740-1	State v Logan (Criminal)	Guilford 09CRS84805-06 09CRS84808-09	Hunter, Jr.
	Decision: No Error		
12-466-1	Arrowood, et al v Robinson, et al (Civil)	Haywood 10CVS1035	McGee
	Decision: Dismissed		
12-610-1	State v Ball (Criminal)	Henderson 09CRS52010 09CRS52295	Hunter, Jr.
	Decision: No Error		

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12-467-1	State v McQueen (Criminal) Decision: Affirmed	Hoke 08CRS52585	Ervin, IV
12-555-1	State v Byrd (Criminal) Decision: No Error	Hoke 09CRS51444 09CRS51446	Stroud
12-883-1	State v Branch (Criminal) Decision: No Error	McDowell 11CR52202	Stroud
12-432-1	State v Navey (Criminal) Decision: No Error In Part, Dismissed Without Prejudice In Part	Mecklenburg 11CRS204921 11CRS30466	Steelman
12-698-1	State v Aviles (Criminal) Decision: No error in part; reversed and remanded in part.	Mecklenburg 09CRS214452-53	McGee
12-757-1	Acker v Whole Foods Market, et al (Civil) Decision: Affirmed	N.C. Industrial Commission W81423	McGee
12-871-1	Murphy v The Goodyear Tire And Rubber Company, et al (Civil) Decision: Affirmed	N.C. Industrial Commission 062227	McGee
12-662-1	Gould v Gould (Civil) Decision: Affirmed in part, reversed and remanded in part	Nash 05CVD1892	Hunter
12-881-1	State v Hiner (Criminal) Decision: No Error	New Hanover 10CRS56684	Stroud
12-78-1	In The Matter Of: N.E. (Juvenile - Criminal) Decision: Affirmed	Onslow 11JB128	Ervin, IV
12-294-1	State v Hudson (Criminal) Decision: No Error	Pasquotank 10CRS51237	Ervin, IV
12-937-1	State v Paul (Criminal) Decision: Remanded for resentencing	Pender 07CRS50369 07CRS723	Stroud
12-957-1	Robinson v Lassiter (Civil) Decision: Reversed and Remanded	Pitt 09CVD3976	Elmore
12-414-1	Little v Little (Civil) Decision: Reversed and Remanded	Randolph 11CVD2345	Geer
12-674-1	State v Belcher (Criminal) Decision: No Error	Randolph 10CRS52763-64	Beasley
12-696-1	State v Jacobs (Criminal)	Robeson 05CRS9189	Stroud

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	Decision: Affirmed		
12-711-1	State v Wheeler (Criminal)	Rockingham 09CRS1621-22 09CRS52142	Ervin, IV
	Decision: No Error		
12-652-1	State v Taylor (Criminal)	Rutherford 07CRS51178-79	Stroud
	Decision: No Error		
12-177-1	State v Santibanez (Criminal)	Sampson 08CRS50684	Bryant
	Decision: No Error		
12-655-1	State v Wilson (Criminal)	Sampson 10CRS51330	Calabria
	Decision: No error at trial; remanded for resentencing.		
12-834-1	State v Simmons (Criminal)	Sampson 11CRS51238	Stroud
	Decision: No Error		
12-884-1	In The Matter Of: J.D.O. (Juvenile - Criminal)	Stanly 11JB76	Martin
	Decision: Reversed		
12-355-1	State v Wood (Criminal)	Surry 09CRS963	Ervin, IV
	Decision: No Error		
12-704-1	In The Matter Of: I.G.R. (Juvenile - 3.1)	Surry 10JT64	Ervin, IV
	Decision: Reversed and Remanded		
12-847-1	Andrews, et al v Land (Civil)	Union 11CVS2887	Martin
	Decision: Affirmed		
12-587-1	State v Wade (Civil)	Vance 09CRS51916	Bryant
	Decision: Affirmed		
12-930-1	Live, Inc. v Dominos Pizza, LLC, et al (Civil)	Vance 12CVS164	Stephens
	Decision: Dismissed		
12-380-1	State v Parker (Criminal)	Wake 08CRS21285	Ervin, IV
	Decision: Affirmed		
12-647-1	Musante v Bost Construction Company, et al (Civil)	Wake 09CVS18215	Hunter, Jr.
	Decision: Vacated and Remanded		
12-917-1	Nordstrom v Shaw (Civil)	Wake 10CVD8266	Steelman
	Decision: Affirmed		
12-862-1	State v Mullett (Criminal)	Wilson 11CRS4783-84	Stroud
	Decision: Vacated		