

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 5 FEBRUARY 2013)**  
**(MANDATE 25 FEBRUARY 2013)**

| Docket # | Title  | County      | Judge                                |
|----------|--|-------------|--------------------------------------|
| 12-565-1 | State v Crawford (Criminal)<br><b>Decision:</b> Petition for Writ of Certiorari Allowed;<br>Affirmed   | Buncombe    | Steelman                             |
| 12-820-1 | Carpenter v Carpenter (Civil)<br><b>Decision:</b> Reversed and Remanded  | Catawba     | Stroud                               |
| 12-918-1 | King, et al v Bryant, et al (Civil)<br><b>Decision:</b> Reversed and Remanded  | Cumberland  | Hunter, Jr.                          |
| 12-675-1 | State v Boone (Criminal)<br><b>Decision:</b> Reversed  | Davidson    | Stroud                               |
| 12-153-1 | State v Gray (Criminal)<br><b>Decision:</b> New Trial  | Forsyth     | Ervin, IV                            |
| 12-482-1 | In The Matter Of: A.N.C., JR. (Juvenile - Criminal)<br><b>Decision:</b> Affirmed in Part; Reversed in Part; and<br>Remanded  | Forsyth     | Ervin, IV                            |
| 12-678-1 | Green, et al v Kearney, et al (Civil)<br><b>Decision:</b> Affirmed   | Franklin    | Ervin, IV<br>Sanford Steelman (c)(d) |
| 12-809-1 | State v Smith (Criminal)<br><b>Decision:</b> No Error  | Gaston      | Stroud                               |
| 12-491-1 | State v Wells (Criminal)<br><b>Decision:</b> New Trial   | Guilford    | McCullough                           |
| 12-637-1 | Ludlam v Miller (Civil)<br><b>Decision:</b> Affirmed in part, reversed and<br>remanded in part   | Guilford    | McGee                                |
| 12-673-1 | In The Matter Of: E.J. (Juvenile - 3.1)<br><b>Decision:</b> Vacated and remanded for proceedings<br>consistent with this opinion and the dictates of the<br>UCCJEA and PKPA. | Guilford    | Martin                               |
| 12-869-1 | State v Wilkins (Criminal)<br><b>Decision:</b> Vacated   | Halifax     | Hunter, Jr.                          |
| 12-810-1 | State v Stokes (Criminal)<br><b>Decision:</b> No error in part, vacated and remanded<br>in part; new sentencing hearing  | Hoke        | Elmore                               |
| 12-827-1 | State v Johnson (Criminal)<br><b>Decision:</b> Order affirmed; No error.   | Johnston    | Stroud                               |
| 12-682-1 | Williams v Lynch, et al (Civil)<br><b>Decision:</b> Affirmed in part; reversed and<br>remanded in part   | Mecklenburg | Geer                                 |



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| 12-954-1 | State v Wilson (Criminal)<br><b>Decision:</b> No Error  | Mecklenburg                | McGee                           |
| 12-873-1 | Handy Sanitary District v Badin Shores Resort, et al (Civil)<br><b>Decision:</b> Affirmed; Dismissed            | Montgomery                 | Stroud                          |
| 12-680-1 | McCrahn, et al v Pinehurst, LLC, et al (Civil)<br><b>Decision:</b> Affirmed                                     | Moore                      | Hunter                          |
| 12-405-1 | McCrary v King Bio, Inc., et al (Civil)<br><b>Decision:</b> Affirmed  | N.C. Industrial Commission | Ervin, IV                       |
| 12-893-1 | In Re: D.C. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed   | New Hanover                | Stroud                          |
| 12-794-1 | State v Lovette (Criminal)<br><b>Decision:</b> No error in trial; remanded for resentencing                     | Orange                     | Stephens                        |
| 12-790-1 | Taft v Brinleys Grading Services, Inc., et al (Civil)<br><b>Decision:</b> Affirmed in Part and Reversed in Part | Pitt                       | Geer                            |
| 12-531-1 | State v Banks (Criminal)<br><b>Decision:</b> Reversed and Remanded  | Rowan                      | Calabria                        |
| 12-121-1 | Ramey Kemp And Associates, Inc. v Richmond Hills Residential (Civil)<br><b>Decision:</b> Affirmed               | Wake                       | Ervin, IV<br>Linda M. McGee (d) |
| 12-839-1 | Housecalls Home Health Care, Inc., et al v State, et al (Civil)<br><b>Decision:</b> Reversed and Remanded       | Wake                       | Stephens                        |
| 12-714-1 | Pender v Lambert, et al (Civil)<br><b>Decision:</b> Affirmed  | Wilson                     | Elmore                          |



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| 12-365-1  | State v Moore (Criminal)<br><br><b>Decision:</b> No Error  | Alamance<br>10CRS55284<br>10CRS7447  | Geer      |
| 12-896-1  | In Re: S.S., G.L.S., V.S., A.S., F.S., C.S., Jr. (Juvenile - 3.1)<br><br><b>Decision:</b> Vacated and Remanded | Anson<br>10J21-26  | McGee     |
| 12-718-1  | In The Matters Of: F.L.C. and Z.L.C. (Juvenile - 3.1)<br><br><b>Decision:</b> Affirmed                         | Ashe<br>10JA24-25 10JT24<br>10JT25   | Stroud    |
| 12-1052-1 | In The Matter Of: S.D. (Juvenile - Criminal)<br><br><b>Decision:</b> Remanded; new dispositional hearing       | Bertie<br>11JB25   | Elmore    |
| 12-819-1  | State v Wilson (Criminal)<br><br><b>Decision:</b> No Error   | Buncombe<br>11CRS408<br>11CRS55583-84  | Elmore    |
| 12-762-1  | In The Matters Of: K.M.N. and S.J.N. (Juvenile - 3.1)<br><br><b>Decision:</b> Affirmed                         | Burke<br>10J7-8  | Martin    |
| 11-612-2  | State v Lindsey (Criminal)<br><br><b>Decision:</b> No error in part, reversed in part                          | Caldwell<br>09CRS50280   | McGee     |
| 12-657-1  | State v Dunlap (Criminal)<br><br><b>Decision:</b> No Prejudicial Error   | Caldwell<br>08CRS51335<br>08CRS51353   | Hunter    |
| 12-463-1  | State v Rendleman (Criminal)<br><br><b>Decision:</b> No Error  | Catawba<br>10CRS51873  | Ervin, IV |
| 12-542-1  | State v Snipes (Criminal)<br><br><b>Decision:</b> No Error   | Chatham<br>08CRS3787<br>08CRS50722   | Martin    |
| 12-978-1  | In Re: J.E. (Juvenile - 3.1)<br><br><b>Decision:</b> Affirmed  | Columbus<br>01JT4  | Calabria  |
| 12-385-1  | State v Jones (Criminal)<br><br><b>Decision:</b> Affirmed  | Cumberland<br>09CRS55646<br>09CRS57521-22<br>09CRS58828<br>09CRS58831<br>09CRS58833-38<br>09CRS59364-65<br>09CRS59664-69<br>09CRS63966<br>10CRS52106 | Hunter    |
| 12-468-1  | State v Moretti (Criminal)<br><br><b>Decision:</b> No Error  | Cumberland<br>08CRS53021   | Ervin, IV |



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| 12-825-1  | Sadler v Scott Lowery Law Office, P.C., et al (Civil)<br><b>Decision:</b> Affirmed   | Cumberland<br>11CVD4272                           | Martin     |
| 12-263-1  | State v Memije (Civil)<br><b>Decision:</b> No Error  | Forsyth<br>11CRS2875<br>11CRS52342                | Ervin, IV  |
| 12-579-1  | State v McNeely (Criminal)<br><b>Decision:</b> Reversed in Part and Remanded   | Forsyth<br>09CRS33833<br>09CRS53882<br>10CRS24411 | McCullough |
| 12-805-1  | Lawyers Paralegal Training Programs, et al v Guilford College (Civil)<br><b>Decision:</b> Affirmed   | Forsyth<br>11CVS1292                              | Hunter     |
| 12-1016-1 | Hairston v Collins (Civil)<br><b>Decision:</b> Vacated and Remanded  | Forsyth<br>11CVS851                               | McGee      |
| 12-566-1  | The Estate of Matthew Bridges v NC Farm Bureau Mutual Ins. (Civil)<br><b>Decision:</b> Affirmed  | Gaston<br>11CVS2130                               | Hunter     |
| 12-567-1  | The Estate of Brittany Bridges v NC Farm Bureau Mutual Ins. (Civil)<br><b>Decision:</b> Affirmed   | Gaston<br>11CVS2098                               | Hunter     |
| 12-377-1  | Farley v Farley (Civil)<br><b>Decision:</b> Dismissed  | Guilford<br>07CVD4058                             | Ervin, IV  |
| 12-620-1  | State v Rankins (Criminal)<br><b>Decision:</b> Affirmed  | Hertford<br>10CRS50153-54                         | Martin     |
| 12-295-1  | State v Ward (Criminal)<br><b>Decision:</b> Dismissed in part; affirmed in part  | Lenoir<br>07CRS54098<br>10CRS1180<br>10CRS1728-29 | Bryant     |
| 12-1028-1 | Otto v Certo (Civil)<br><b>Decision:</b> Affirmed  | Madison<br>08CVD353                               | Elmore     |
| 12-420-1  | Haughton v HSBC Bank USA, et al (Civil)<br><b>Decision:</b> Affirmed in part; dismissed in part  | Mecklenburg<br>11CVS14434                         | Bryant     |
| 12-689-1  | State v Willis (Criminal)<br><b>Decision:</b> No prejudicial error in part; judgment arrested on first-degree kidnapping under Rule No. 10 CRS 204074; remanded for sentencing on second-degree kidnapping | Mecklenburg<br>10CRS204072-75                     | Martin     |
| 12-848-1  | State v Brown (Criminal)<br><b>Decision:</b> Dismissed in Part, Remanded for Resentencing  | Mecklenburg<br>11CRS44369-71                      | Steelman   |
| 12-953-1  | Fragale v Hutchinson, et al (Civil)<br><b>Decision:</b> Affirmed   | Mecklenburg<br>11CVS21971                         | Elmore     |



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| 12-320-1 | Burton v ArvinMeritor, Inc. (Civil)<br><b>Decision:</b> Affirmed   | N.C. Industrial<br>Commission<br>797214 | Bryant     |
| 12-592-1 | Wright v Wal-Mart, Inc., et al (Civil)<br><b>Decision:</b> Affirmed in part; reversed in part and remanded                               | N.C. Industrial<br>Commission<br>W66377 | Stephens   |
| 12-845-1 | Lassiter v Town of Selma, et al (Civil)<br><b>Decision:</b> Remanded   | N.C. Industrial<br>Commission<br>589062 | Bryant     |
| 12-868-1 | Holloway v CV Industries, Inc., et al (Civil)<br><b>Decision:</b> Affirmed in part, remanded in part                                     | N.C. Industrial<br>Commission<br>574777 | McCullough |
| 12-685-1 | Beck v Beck, et al (Civil)<br><b>Decision:</b> Affirmed  | New Hanover<br>04CVD2333                | McGee      |
| 12-727-1 | In The Matter Of: J.Z.B., C.J.B., and S.J.M. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed   | New Hanover<br>10JT106-108              | Martin     |
| 12-822-1 | Kelly v Realty World Cape Fear (Civil)<br><b>Decision:</b> Affirmed  | New Hanover<br>11CVS4535                | McCullough |
| 12-643-1 | State v Caviness (Criminal)<br><b>Decision:</b> No Error   | Randolph<br>08CRS196                    | Hunter     |
| 12-276-1 | Nationwide Property v Brinley's Grading Service, Inc., et al (Civil)<br><b>Decision:</b> Affirmed in part, reversed and remanded in part | Wake<br>10CVS5673                       | Geer       |
| 12-612-1 | Kopf v Smartflow Technologies, Inc. (Civil)<br><b>Decision:</b> Affirmed   | Wake<br>10CVS5596 10CVS5644             | Calabria   |
| 12-963-1 | State v Muhammad (Criminal)<br><b>Decision:</b> No prejudicial error   | Wake<br>10CRS226189                     | Elmore     |
| 12-608-1 | State v Parks (Criminal)<br><b>Decision:</b> No Error  | Wilkes<br>10CRS53630                    | Stephens   |