

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 19 MARCH 2013)**  
**(MANDATE 8 APRIL 2013)**

Docket #	Title	County	Judge
12-1027-1	Joines v Moffitt (Civil) <b>Decision:</b> Affirmed	Alexander	Davis
12-1008-1	State v Combs (Criminal) <b>Decision:</b> No error; No plain error	Ashe	Stroud
12-981-1	Hardison v KIA Motors America, Inc. (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	Craven	Martin
12-987-1	Hillsboro Partners, LLC v The City of Fayetteville (Civil) <b>Decision:</b> Reversed and Remanded	Cumberland	Stroud
12-421-1	Wind v The City of Gastonia (Civil) <b>Decision:</b> Affirmed, Remanded for Further Proceedings	Gaston	Martin Chris Dillon (c)(d)
12-921-1	Bissette v Harrod, et al (Civil) <b>Decision:</b> Affirmed	Guilford	Ervin, IV
12-1089-1	State v James (Criminal) <b>Decision:</b> No error, in part; Dismissed in part	Guilford	Stroud
12-1054-1	State v Davis (Criminal) <b>Decision:</b> No trial error, remanded for resentencing	Henderson	Elmore
12-552-1	State v Rollins (Criminal) <b>Decision:</b> No Error	Martin	Calabria
09-286-2	Stark, et al v Ford Motor Company (Civil) <b>Decision:</b> The trial court's 15 May 2007 judgment dismissing plaintiffs' complaint is AFFIRMED. The trial court's 28 April 2008 order denying Cheyenne's motion for a judgment notwithstanding the verdict and motion for a new trial is AFFIRMED. The trial court's 28 April 2008 order granting Ford's motion for costs is REVERSED to the extent it awarded costs for expert witnesses when the witnesses were not under subpoena and is REMANDED for the trial court to calculate an award consistent with this opinion.	Mecklenburg	Hunter
12-1060-1	Wells Fargo Bank, N.A. v Arlington Hills of Mint Hill, LLC, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg	McCullough
12-1029-1	Gray v United Parcel Services, Inc., et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Bryant
12-1221-1	Walters v Cooper (Civil) <b>Decision:</b> Reversed and Remanded	Nash	Hunter, Jr. Sanford Steelman (d)

Docket #	Title	County	Judge
12-796-1	State v Hinton (Criminal) <b>Decision:</b> New Trial	Pasquotank	Martin
12-715-1	O'Neal v. O'Neal (Civil) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Pitt	Bryant
12-941-1	In The Matter Of: Blue Ridge Housing of Bakersville LLC (Civil) <b>Decision:</b> Affirmed	Property Tax Commission	Hunter, Jr.
12-1049-1	State v Galloway (Criminal) <b>Decision:</b> Vacated and Remanded in part; No Error in part.	Stokes	Dillon
12-442-1	State v Seelig (Criminal) <b>Decision:</b> No Error	Wake	Geer

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12-798-1	State v Klinger (Criminal)  <b>Decision:</b> No error in part; Reversed and Vacated in part.	Avery 10CRS432-434, 10CRS50169 11CRS1745	Davis
12-1025-1	State v Moore (Criminal)  <b>Decision:</b> No Error	Buncombe 09CRS50593	Hunter, Jr.
12-929-1	Menius v CEI Transportation, Inc., et al (Civil)  <b>Decision:</b> Dismissed	Cabarrus 11CVS3502	Calabria
12-1046-1	In Re: K.A.U. (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Caldwell 10JA122	Calabria
12-1193-1	State v Thompson (Criminal)  <b>Decision:</b> Affirmed	Cumberland 09CRS55043	Stephens
12-931-1	Williard v Williard (Civil)  <b>Decision:</b> Affirmed	Davidson 95CVD753	Stephens
12-493-1	Carden v Owle Construction, LLC (Civil)  <b>Decision:</b> Affirmed	Durham 11CVS5119	Bryant
12-944-1	Foreclosure of: Perry (Civil)  <b>Decision:</b> Affirmed	Durham 11SP683	McCullough
12-529-1	State v Taylor (Criminal)  <b>Decision:</b> No Error	Forsyth 07CRS61195	Geer
12-934-1	State v Jones (Criminal)  <b>Decision:</b> No Error	Forsyth 11CRS51352	Hunter, Jr.
12-519-1	State v Cook (Criminal)  <b>Decision:</b> No Error	Guilford 11CRS66722	McGee
12-1138-1	In The Matter Of: A.J.W. and R.A.W., II (Juvenile - 3.1)  <b>Decision:</b> Affirmed	Guilford 11JT26-27	Bryant
12-1263-1	State v Long (Criminal)  <b>Decision:</b> Affirmed	Guilford 10CRS92690 10CRS96290	Elmore
12-982-1	Lawing v Lawing (Civil)  <b>Decision:</b> Vacated and Remanded	Iredell 10CVD490	McGee
12-335-1	Godon Construction, Inc. v Primo Enterprises, LLC (Civil)  <b>Decision:</b> Reversed and Remanded	Lee 11CVS115	Ervin, IV
12-756-1	State v Zinkand (Criminal)  <b>Decision:</b> No error as to conviction; Remanded for resentencing.	Macon 11CRS50083	Hunter, Jr.

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12-512-1	Lowder v Payne, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg 07CVS1129	Calabria
12-864-1	State v Harris (Criminal) <b>Decision:</b> No Error	Mecklenburg 09CRS67111	Steelman
12-942-1	In The Matter Of: Zheng, et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg 10SP7029	Hunter, Jr.
12-994-1	State v Claros (Criminal) <b>Decision:</b> No Error	Mecklenburg 09CRS247373-74,09CR-S247376	Davis
12-1086-1	State v Haire (Criminal) <b>Decision:</b> No Error in Part, Judgment Arrested in Part, and Remanded for Re-sentencing.	Moore 10CRS52139	Steelman
12-823-1	Powell, et al v N.C. Department of Health And Human Services (Civil) <b>Decision:</b> Affirmed	N.C. Dept. of Health & Human Svcs TA-21206	Ervin, IV
12-846-1	Antelo v Wal-Mart Associates, Inc., et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission 702263	Ervin, IV
12-885-1	Brodie v Excel Staffing Services, et al (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission 454421	Martin
12-909-1	The NC State Bar v Burford (Civil) <b>Decision:</b> Dismissed	N.C. State Bar 11DHC3	Geer
12-427-1	Metts v Metts (Civil) <b>Decision:</b> Affirmed in part; dismissed in part; remanded in part.	New Hanover 08CVD1948	Bryant
12-892-1	State v Burris (Criminal) <b>Decision:</b> No error in part; Reversed and remanded in part.	Onslow 11CRS53109,11CRS53110	Hunter, Jr.
12-1168-1	McCallister v Lee, et al (Civil) <b>Decision:</b> Affirmed	Onslow 12CVS1694	Elmore
12-784-1	State v Kee (Criminal) <b>Decision:</b> No Error	Pender 10CRS52105	Hunter, Jr.
12-993-1	State v Fennell (Criminal) <b>Decision:</b> Reversed and Remanded	Pender 08CRS3155,08CRS52362	Elmore
12-971-1	State v Pollock (Criminal) <b>Decision:</b> No Error	Randolph 08CRS52283	Hunter, Jr.
12-1014-1	In Re: J.M. and J.N.J. (Juvenile - 3.1)	Robeson 02JT06,02JT185	Hunter

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	<b>Decision:</b> Reversed		
12-870-1	State v Bennett (Criminal)	Rowan 01CRS58057,11CRS2755	Hunter, Jr.
	<b>Decision:</b> No Error		
12-880-1	In The Matter Of: J.W., J.B., J.B. (Juvenile - 3.1)	Rowan 11JA162-164	Hunter
	<b>Decision:</b> Affirmed		
12-695-1	State v Avery (Criminal)	Transylvania 11CRS406,11CRS51507	McGee
	<b>Decision:</b> No Error		
12-872-1	Independent Technologies Inc. v Martin (Civil)	Union 08CVS2547	Calabria
	<b>Decision:</b> Dismissed		
12-1011-1	In The Matter Of: S.S. (Juvenile - 3.1)	Wake 09JA833	Bryant
	<b>Decision:</b> Affirmed		
12-735-1	State v Rice (Criminal)	Wayne 09CRS704781	Hunter, Jr.
	<b>Decision:</b> No Error		