

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 MAY 2013)**  
**(MANDATE 10 JUNE 2013)**

Docket #	Title	County	Judge
12-1229-1	Smallwood v Smallwood (Civil) <b>Decision:</b> Affirmed	Alamance	Davis
12-962-1	State v Leach (Criminal) <b>Decision:</b> Affirmed	Cabarrus	Ervin, IV
12-781-1	Hinkle v Hinkle (Civil) <b>Decision:</b> Remanded	Catawba	Elmore
12-1502-1	State v Hill (Criminal) <b>Decision:</b> No Error	Catawba	Martin
12-1367-1	In The Matter Of: Bunch (Criminal) <b>Decision:</b> Dismissed	Cleveland	Stroud
12-852-1	State v Phillips (Criminal) <b>Decision:</b> No error in part; reversed in part	Craven	Bryant
12-860-1	Reo Properties Corporation, etal v Rondal Smith, etal (Civil) <b>Decision:</b> Reversed and Remanded	Davidson	Calabria
12-639-2	Redd v Wilcohess, L.L.C., (Civil) <b>Decision:</b> No Error	Forsyth	Dillon
12-1339-1	Johnson, et al v Forsyth County, et al (Civil) <b>Decision:</b> Affirmed	Forsyth	Steelman
12-1478-1	State v Cathcart (Criminal) <b>Decision:</b> Reversed and Remanded	Forsyth	Stroud
12-1442-1	NC Farm Bureau Mutual Ins. Co. v Smith, et al (Civil) <b>Decision:</b> Affirmed	Gaston	Dillon
12-946-1	State v Coleman (Criminal) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Bryant
12-1275-1	State v King (Criminal) <b>Decision:</b> No Error	Mecklenburg	Stroud
12-801-1	Russell v N.C. Department of Environment And Natural Resources (Civil) <b>Decision:</b> Affirmed, in part; Reversed and Remanded, in part	N.C. Industrial Commission	Dillon
12-1278-1	Allred v Exceptional Landscapes, Inc., et al (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	N.C. Industrial Commission	Steelman
12-1053-1	In The Matter Of: I.K. (Juvenile - 3.1) <b>Decision:</b> Reversed and Remanded	Orange	Stroud

Docket #	Title	County	Judge
12-969-1	State v Gardner (Criminal) <b>Decision:</b> No Error	Pitt	Hunter
12-697-2	State v Bean (Criminal) <b>Decision:</b> No prejudicial error	Randolph	Elmore
12-940-1	Ussery v Branch Banking And Trust (Civil) <b>Decision:</b> Reversed and Remanded	Richmond	Stephens Chris Dillon (c)(d)
12-1104-1	Erie Insurance Exchange, et al v Builders Mutual Insurance Company (Civil) <b>Decision:</b> Affirmed in Part and Reversed in Part	Rutherford	McCullough
12-1514-1	State v Bell (Criminal) <b>Decision:</b> No Error	Rutherford	Stroud
12-1106-1	State v Primus (Criminal) <b>Decision:</b> No prejudicial error	Scotland	McCullough
12-959-1	Johnson v Robertson, et al (Civil) <b>Decision:</b> Affirmed	Wake	Steelman
12-1327-1	State v Ingram (Criminal) <b>Decision:</b> No Error	Wayne	Steelman

**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 21 MAY 2013)  
(MANDATE 10 JUNE 2013)**

Docket #	Title	County	Judge
12-814-1	Williams v Humphreys, et al (Civil) <b>Decision:</b> Reversed	Buncombe 09CVS4655	Geer
12-865-1	In The Matter Of: Foster (Criminal) <b>Decision:</b> Reversed	Buncombe 11CRS63033	Geer
12-1019-1	Booe v Booe (Civil) <b>Decision:</b> Affirmed in part; reversed and remanded in part.	Cabarrus 09CVD4540	Geer
12-915-1	State v Hodges (Criminal) <b>Decision:</b> Affirmed	Caldwell 09CRS50992-93	Martin
12-1419-1	In Re: K.A.T.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Catawba 06JT126	Dillon
12-1536-1	In The Matter Of: K.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Cumberland 11JA652	Stroud
12-1225-1	Krupinski v Forrest (Civil) <b>Decision:</b> Affirmed	Durham 10CVD545	Calabria
12-1149-1	Covington v Service Corporation International, et al (Civil) <b>Decision:</b> Reversed and Remanded	Forsyth 11CVS7823	Bryant
12-1186-1	State v Shaw (Criminal) <b>Decision:</b> No Error	Forsyth 11CRS50213 11CRS9998-99	Ervin, IV
12-1373-1	In Re: L.M.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 12JT56	Steelman
12-861-1	State v Ellis (Criminal) <b>Decision:</b> No Error	Harnett 11CRS51869	McCullough
12-935-1	Sasso, et al v Statesville Flying Service, Inc., et al (Civil) <b>Decision:</b> Affirmed	Iredell 10CVS1678	Hunter
12-1553-1	Watts v Bell, (Civil) <b>Decision:</b> Affirmed	Iredell 10CVS907	Martin
12-1288-1	State v Kirkman (Criminal) <b>Decision:</b> Affirmed; remanded for correction of clerical errors	Lenoir 10CRS50419 11CRS50508	Elmore
12-1110-1	State v Rorie (Criminal) <b>Decision:</b> No Error	Mecklenburg 11CRS218963-64	Ervin, IV
12-1223-1	HPT IHG Properties Trust, et al v The Shaw Group, Inc., et al (Civil) <b>Decision:</b> Affirmed	Mecklenburg 10CVS24451	Dillon

Docket #	Title	County	Judge
12-1242-1	State v Hunt (Criminal)  <b>Decision:</b> No Error	Mecklenburg 11CRS215295 11CRS38942	McGee
12-1283-1	Consoli, et al v Global Supply And Logistics, Inc., et al (Civil)  <b>Decision:</b> Affirmed	Mecklenburg 08CVS10480	Stephens
12-824-1	Richardson v PCS Phosphate Company, Inc., et al (Civil)  <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission W28174	Bryant
12-1272-1	Leake v NC Department of Correction, et al (Civil)  <b>Decision:</b> Dismissed	N.C. Industrial Commission X67191	Steelman
12-1396-1	McNeill v McNeill, et al (Civil)  <b>Decision:</b> Dismissed	N.C. Industrial Commission PH-2513 W61904	Geer
12-1575-1	Anderson v Sodexo, (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission W33354	Stephens
12-1119-1	State v Kinston (Criminal)  <b>Decision:</b> Affirmed	New Hanover 10CRS50688-9	McGee
12-1294-1	State v Washington (Criminal)  <b>Decision:</b> Affirmed	New Hanover 11CRS50765-66 12CRS52666-67	Steelman
12-1352-1	Roberts v Huckabee (Civil)  <b>Decision:</b> Affirmed	Orange 12CVS493	Dillon
12-938-1	State v Wright and Smith (Criminal)  <b>Decision:</b> Affirmed	Pamlico 11CRS50220-50223	Martin
12-772-1	State v Wilson (Criminal)  <b>Decision:</b> No Error	Randolph 10CRS55679 11CRS52	Bryant
12-1123-1	State v Floyd (Criminal)  <b>Decision:</b> No Error	Robeson 07CRS50913	Hunter, Jr.
12-1348-1	State v Locklear (Criminal)  <b>Decision:</b> No Error	Robeson 08CRS51914	Martin
12-1181-1	Snider v Snider (Civil)  <b>Decision:</b> Dismissed	Rowan 09CVD674	Ervin, IV
12-1360-1	Young v Young (Civil)  <b>Decision:</b> Affirmed in part; dismissed in part.	Transylvania 11CVS407	Stephens

Docket #	Title	County	Judge
12-645-1	State v Rivas-Batres (Criminal)	Union 09CRS4485 09CRS4488 09CRS4499 09CRS4507-08 09CRS50957 09CRS50960 09CRS50962-63 09CRS50974 09CRS50976	Geer
	<b>Decision:</b> Remanded		
12-1178-1	State v Salgado (Criminal)	Wake 10CRS214723 10CRS214725	Davis
	<b>Decision:</b> Affirmed		
12-1214-1	State v McCullers (Criminal)	Wake 10CRS204923 10CRS204924	Hunter
	<b>Decision:</b> No Prejudicial Error		
12-1273-1	Williams v Hampton (Civil)	Wake 11CVS4663	Hunter
	<b>Decision:</b> No Error; Affirmed		
12-1547-1	In re: M.D.M.M. (Juvenile - 3.1)	Wake 11JT154	Calabria
	<b>Decision:</b> Affirmed		
12-1388-1	State v Weeks (Criminal)	Wayne 09CRS56933 10CRS2859	Elmore
	<b>Decision:</b> No Error		