

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 3 DECEMBER 2013)**  
**(MANDATE 23 DECEMBER 2013)**

Docket #	Title	County	Judge
13-286-1	State v Jones (Criminal) <b>Decision:</b> Affirmed	Buncombe	Dillon
13-511-1	HomeTrust Bank v Green (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Buncombe	Martin
13-614-1	State v Gosnell (Criminal) <b>Decision:</b> No Error	Buncombe	McGee
13-544-1	Herring v Herring (Civil) <b>Decision:</b> Affirmed	Cabarrus	Davis
13-709-1	In Re: A.D.N. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Carteret	Geer
13-629-1	Hennessey v Duckworth (Civil) <b>Decision:</b> Affirmed	Cumberland	Stroud
13-632-1	State v Hatcher (Criminal) <b>Decision:</b> Vacated and Remanded; No prejudicial error	Edgecombe	Stroud
13-667-1	State v Allah (Criminal) <b>Decision:</b> Affirmed in Part, Vacated and Remanded in Part	Forsyth	Ervin, IV
13-331-1	High Point Bank & Tr. Co. v Highmark Props., LLC, (Civil) <b>Decision:</b> No Error	Guilford	McGee Chris Dillon (c)
13-593-1	State v Powell (Criminal) <b>Decision:</b> Sentence vacated; remanded for entry of corrected sentence and for correction of clerical error on the judgment.	Hertford	Martin
13-249-1	Simon v Simon (Civil) <b>Decision:</b> Affirmed in part; reversed and remanded in part	Iredell	Elmore
13-276-1	State v Dahlquist (Criminal) <b>Decision:</b> Affirmed	Mecklenburg	Dillon
13-324-1	In re: Webb (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Dillon
13-534-1	Podrebarac v Perry, Bundy, Plyler, Long & Cox, LLP (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Stroud
13-283-1	State v Stewart (Criminal) <b>Decision:</b> No Error	Moore	McCullough

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12-1044-1	Caromont Health, Inc., et al v NC DHHS (Civil) <b>Decision:</b> Affirmed	N.C. Dept. of Health & Human Svcs	Geer
13-29-1	Wise v Alcoa, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	Steelman
13-220-1	Espinosa v Tradesource, Inc., (Civil) <b>Decision:</b> Affirmed in part; reversed in part; remanded in part	N.C. Industrial Commission	Stephens
13-325-1	Holmes v Solon Automated Servs., (Civil) <b>Decision:</b> Affirmed in part; Reversed in part	N.C. Industrial Commission	Stroud
13-466-1	Espinosa v Tradesource, Inc., (Civil) <b>Decision:</b> Affirmed in part; reversed in part; remanded in part	N.C. Industrial Commission	Stephens
13-517-1	Tovar-Mauricio, v T.R. Driscoll, Inc., (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McGee Chris Dillon (c)(d)
13-239-1	GE Betz Inc. v Conrad, (Civil) <b>Decision:</b> AFFIRMED in part; REVERSED in part, and REMANDED in part	New Hanover	Hunter
13-115-1	State v Lalinde (Criminal) <b>Decision:</b> No Error	Pender	Geer
13-687-1	Gary v Bright (Civil) <b>Decision:</b> Vacated and Remanded	Rutherford	McCullough
13-144-1	Stainless Valve Co. v Safefresh Techs., LLC (Civil) <b>Decision:</b> Reversed and Remanded	Union	Hunter
13-375-1	Halstead v Plymale, ex rel (Civil) <b>Decision:</b> Affirmed	Union	Hunter, Jr.
13-305-1	State v Benters (Criminal) <b>Decision:</b> Affirmed	Vance	Bryant Robert C. Hunter (d)
13-179-1	N. Carolina State Bd. of Educ. v N. Carolina Learns, Inc. (Civil) <b>Decision:</b> Affirmed	Wake	Bryant
13-388-1	John Wm. Brown Co., Inc. v SECU (Civil) <b>Decision:</b> Affirmed	Wake	McCullough

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13-434-1	State v Brincefield (Criminal) <b>Decision:</b> Affirmed	Alamance 11CRS55533 12CRS173	Martin
13-763-1	State v Albright (Criminal) <b>Decision:</b> No Error	Alamance 08CRS53045	Martin
13-669-1	State v Gatewood (Criminal) <b>Decision:</b> Affirmed	Anson 10CRS1780 11CRS1262	McCullough
13-333-1	Wahl v Porter, (Civil) <b>Decision:</b> Affirmed	Avery 11CVS307	Calabria
13-122-1	State v Moody (Criminal) <b>Decision:</b> No Error	Brunswick 11CRS3477 11CRS53615-16	Geer
13-627-1	State v Brennick (Criminal) <b>Decision:</b> Affirmed	Brunswick 10CRS52854	Dillon
13-595-1	State v Skeens (Criminal) <b>Decision:</b> No Error	Burke 11CRS53194 11CRS53262-63	Calabria
13-875-1	In re: L.G. & R.G. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Burke 11J157-158	Stroud
13-146-1	State v Morton (Criminal) <b>Decision:</b> No Error	Cabarrus 09CRS52656 09CRS52747 11CRS1116	Steelman
13-455-1	Church v Decker (Civil) <b>Decision:</b> Reversed and Remanded	Caldwell 01CVD1391	Dillon
13-106-1	State v Hill (Criminal) <b>Decision:</b> No Error	Catawba 11CRS4537 11CRS51882	Geer
13-145-1	State v Addison (Criminal) <b>Decision:</b> No Error	Cleveland 10CRS2476-78 10CRS51931-33	Geer
13-284-1	In re: Hendrick (Civil) <b>Decision:</b> Affirmed	Cleveland 11E568	Steelman
13-287-1	Rettig v Rettig (Civil) <b>Decision:</b> Affirmed	Cumberland 12CVD2163	Dillon
13-806-1	In re: D.P.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Dare 08JT28	Geer

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13-647-1	The NC State Bar v Burford (Civil) <b>Decision:</b> Dismissed	Disciplinary Hearing Commission 11DHC3	McGee
13-514-1	State v Bullock (Criminal) <b>Decision:</b> No error in part; reversed and remanded in part	Durham 10CRS56171 11CRS3849	Martin
13-244-1	State v Merrell (Criminal) <b>Decision:</b> Affirmed	Forsyth 11CRS62170 11CRS729998-30000	Geer
13-577-1	Hedgepeth v Winston-Salem State Univ., (Civil) <b>Decision:</b> Affirmed	Forsyth 12CVS7048	Bryant
13-611-1	MacMillan v Thompson, (Civil) <b>Decision:</b> Vacated	Forsyth 85CVD351	Martin
13-730-1	State v Compel (Criminal) <b>Decision:</b> No Error	Granville 11CRS52679	Martin
13-783-1	State v Cheek (Criminal) <b>Decision:</b> No Error	Guilford 12CRS81774-75	Martin
13-633-1	State v Roundtree (Criminal) <b>Decision:</b> No error as to the conviction; vacated and remanded as to the restitution	Halifax 12CRS52276	Martin
13-252-1	Pace v State of NC (Civil) <b>Decision:</b> Affirmed	Henderson 12CVD1400	Davis
13-234-1	State v Rankin (Criminal) <b>Decision:</b> No Error	Iredell 11CRS2689 11CRS52119 12CRS54793	Geer
13-560-1	Greer State Bank v Evans (Civil) <b>Decision:</b> Reversed in part, affirmed in part.	Jackson 11CVS763	McGee
13-625-1	State v Grubb (Criminal) <b>Decision:</b> No Error	Lee 10CRS53428	Martin
13-120-1	State v Maske (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 04CRS235596-97	Geer
13-185-1	State v Eggleston (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 02CRS238864 02CRS238869	Geer
13-313-1	Frye Reg'l Med. Ctr., Inc. v Hostetter & Keach, Inc. (Civil) <b>Decision:</b> Affirmed	Mecklenburg 11CVS22084	McCullough
13-363-1	State v Brice (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 10CRS241907	Dillon

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13-867-1	State v Mills (Criminal)	Mecklenburg 10CRS238763-64 10CRS238766-67 10CRS238769-70 10CRS238772-73	Martin
	<b>Decision:</b> No Error		
13-290-1	State v Bowden (Criminal)	Montgomery 08CRS1694 11CRS321-22	Hunter
	<b>Decision:</b> CONVICTIONS AFFIRMED; SENTENCE VACATED AND REMANDED FOR RESENTENCING.		
13-197-1	Raynor v NC Dep't Of Crime Control & Pub. Safety (Civil)	N.C. Industrial Commission TA-21549	Bryant
	<b>Decision:</b> Affirmed		
13-303-1	Vogel v Health Sci. Found., Inc., (Civil)	New Hanover 12CVS3416	Ervin, IV
	<b>Decision:</b> Affirmed		
13-636-1	In re: J.A.R. (Juvenile - 3.1)	New Hanover 10JT336	Stroud
	<b>Decision:</b> Affirmed		
12-1097-1	State v Williams (Criminal)	Pasquotank 09CRS50937	Hunter
	<b>Decision:</b> AFFIRMED IN PART; REVERSED AND REMANDED IN PART.		
13-418-1	State v Lewis (Criminal)	Pitt 08CRS50587 08CRS56245	Calabria
	<b>Decision:</b> Remand for resentencing.		
13-605-1	Strickland v Goetz (Civil)	Pitt 02CVD2130	Hunter, Jr.
	<b>Decision:</b> Dismissed		
13-408-1	State v Rumley (Criminal)	Rockingham 10CRS52148	Bryant
	<b>Decision:</b> No Error		
13-15-1	State v Smith (Criminal)	Wake 07CRS101795	Ervin, IV
	<b>Decision:</b> No Error		
13-415-1	State v Robinson (Criminal)	Wake 11CRS214299	Hunter
	<b>Decision:</b> Affirmed		
13-123-1	State v Glaspie (Criminal)	Wayne 10CRS50827	Geer
	<b>Decision:</b> No Error		
13-211-1	State v Yelverton (Criminal)	Wayne 00CRS55293 00CRS6696	Geer
	<b>Decision:</b> No Error		
13-657-1	Skipper v Wayne Oil Co., Inc. (Civil)	Wayne 12CVS312	Stroud
	<b>Decision:</b> Affirmed		
13-272-1	State v Caldwell (Criminal)	Wilkes 12CRS686-89	Geer
	<b>Decision:</b> Reversed and Remanded		