

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 19 AUGUST 2014)**  
**(MANDATE 8 SEPTEMBER 2014)**

Docket #	Title	County	Judge
14-93-1	Fort, v Cnty. of Cumberland, (Civil) <b>Decision:</b> Reversed	Cumberland	McCullough
13-1427-1	N. Star Mgmt. v. Sedlacek (Civil) <b>Decision:</b> Vacated and Remanded	Guilford	Dillon
13-1374-1	State v Miranda (Criminal) <b>Decision:</b> Affirmed	Johnston	Ervin, IV
13-1472-1	Sarno v Sarno (Civil) <b>Decision:</b> Dismissed	Mecklenburg	Stroud
13-1322-1	Surgical Care Affiliates, LLC, v N.C. Dept. of Health & Hum. Servs. (Civil) <b>Decision:</b> Affirmed	Office of Admin. Hearings	Stephens
13-1447-1	In re The Appeal Of: Grandfather Mountain Stewardship Found., Inc. (Civil) <b>Decision:</b> Reversed	Property Tax Commission	Bryant
13-1248-1	State v Pressley (Criminal) <b>Decision:</b> No Error	Rowan	Davis
13-594-1	Wake Cnty., v Hotels.com, LP, (Civil) <b>Decision:</b> Affirmed	Wake	Bryant
13-1333-1	Gray v Peele (Civil) <b>Decision:</b> Dismissed	Wake	Hunter, Jr.
14-46-1	Lifestore Bank v Mingo Tribal Pres. Tr., (Civil) <b>Decision:</b> Affirmed in part; reversed in part; and remanded	Wilkes	Bryant

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Docket #	Title	County	Judge
14-55-1	Laws v Laws (Civil) <b>Decision:</b> Affirmed	Alamance 03CVD2839	Calabria
14-282-1	State v Blanks (Criminal) <b>Decision:</b> No prejudicial error	Bladen 12CRS50891	Stroud
14-299-1	In re: S.B.O., K.G.O., K.J.O. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Brunswick 12JT09-11	Steelman
13-1383-1	State v Kelly (Criminal) <b>Decision:</b> No Error	Buncombe 13CRSS1609	Ervin, IV
13-1446-1	State v McKinnon (Criminal) <b>Decision:</b> No Error in Buncombe County File No. 12 CRS 984; Judgment Arrested in Buncombe County File No. 12 CRS 985	Buncombe 12CRS984-985	Ervin, IV
14-267-1	HomeTrust Bank v Tsiros (Civil) <b>Decision:</b> reversed in part; affirmed in part	Buncombe 12CVS5768	McCullough
14-20-1	State v Lewis (Criminal) <b>Decision:</b> No Error	Cabarrus 08CRS7351	Ervin, IV
13-1207-1	State v Murray (Criminal) <b>Decision:</b> No Prejudicial Error.	Clay 10CRS188 10CRS190	Ervin, IV
13-1449-1	Packers Printing & Publ'g Co., Inc., v Anajet, LLC, (Civil) <b>Decision:</b> Affirmed	Columbus 13CVS675	Bryant
14-238-1	State v McNeill (Criminal) <b>Decision:</b> No Error	Cumberland 12CRS58034	Stroud
14-248-1	In re: K.R.M. & K.A.L.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Cumberland 10JT89-90	McGee
13-1254-1	Est. of Scurlock v Wells Fargo Home Mortg., Inc., (Civil) <b>Decision:</b> Affirmed	Durham 12CVS5773	Ervin, IV
13-1459-1	State v Graham (Criminal) <b>Decision:</b> No Error	Durham 11CRS55324 11CRS55331	Ervin, IV
13-1376-1	K2 Asia Ventures, v Trota, (Civil) <b>Decision:</b> Affirmed	Forsyth 09CVS2766	Bryant
14-348-1	In re: M.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Forsyth 11JT216	Ervin, IV
13-1172-1	State v McGirth (Criminal) <b>Decision:</b> No Error	Gaston 11CRS7117	Dillon

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13-1041-1	Harris v Ballantine (Civil) <b>Decision:</b> Vacated and Remanded	Guilford 12CVS5643	Davis
14-211-1	In re: K.H., G.B., J.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Guilford 12JA42-44	Dillon
14-245-1	State v Lucas (Criminal) <b>Decision:</b> Reversed and Remanded	Guilford 11CRS81948	Stroud
14-296-1	State v Smith (Criminal) <b>Decision:</b> No Error	Guilford 12CRS87589	Stroud
13-1451-1	Foss v Miller (Civil) <b>Decision:</b> Affirmed in Part; Reversed and Remanded in Part	Iredell 05CVD2831	Ervin, IV
14-135-1	Brawley v Elizabeth Townes Homeowners Ass'n, Inc., (Civil) <b>Decision:</b> Affirmed	Iredell 13CVS1289	Per Curiam
14-34-1	State v Smith (Criminal) <b>Decision:</b> Affirmed	Johnston 82CRS5044-47	Calabria
13-1390-1	State v Postell (Criminal) <b>Decision:</b> No Error	Lincoln 11CRS50314-15	Ervin, IV
14-22-1	State v Scruggs (Criminal) <b>Decision:</b> No Error	Macon 12CRS51062 12CRS702006	Ervin, IV
13-1216-1	Justice v Mayes, (Civil) <b>Decision:</b> Affirmed	McDowell 11CVS1014	Ervin, IV
13-1182-1	State v McPhail (Criminal) <b>Decision:</b> No Error in Part; Vacated and Remanded in Part.	Mecklenburg 11CRS218388 11CRS218434	Ervin, IV
13-1307-1	State v Honeycutt (Criminal) <b>Decision:</b> No Error	Mecklenburg 10CRS250187-89 12CRS20133839 12CRS201341	Stroud
13-1332-1	State v Harris (Criminal) <b>Decision:</b> No Error	Mecklenburg 12CRS219403 12CRS219404 12CRS39332	Ervin, IV
14-65-1	State v Bustle (Criminal) <b>Decision:</b> No Error	Mecklenburg 10CRS227936	Ervin, IV
14-109-1	State v Matthews (Criminal) <b>Decision:</b> No Error	Mecklenburg 11CRS219314	McCullough
14-352-1	In re: K.B.J.N. & J.S.N. (Juvenile - 3.1)	Mecklenburg 12JT308-309	Hunter

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	<b>Decision:</b> Affirmed in Part; Remanded in Part		
14-495-1	State v New (Criminal)	Mecklenburg 12CRS224818-19	Stroud
	<b>Decision:</b> No Error		
14-201-1	State v Neil (Criminal)	Nash 11CRS3612 11CRS51708 11CRS51710	Stroud
	<b>Decision:</b> No Error		
14-164-1	In re: C.E.C.B., S.M.B., E.M.G.B. (Juvenile - 3.1)	New Hanover 10JT159-161	Hunter
	<b>Decision:</b> Affirmed		
14-278-1	State v Brown (Criminal)	New Hanover 13CRS54532	Stroud
	<b>Decision:</b> No Error		
14-159-1	State v Schwendeman (Criminal)	Onslow 10CRS57151	Stroud
	<b>Decision:</b> No Error		
14-117-1	In re: J.D.G. (Juvenile - Criminal)	Randolph 13JB23	Ervin, IV
	<b>Decision:</b> Affirmed		
13-1411-1	State v Hall (Criminal)	Robeson 10CRS50185-86	Ervin, IV
	<b>Decision:</b> No Error		
14-351-1	In re: W.J.B. (Juvenile - 3.1)	Rutherford 12JT7	Dillon
	<b>Decision:</b> Affirmed		
14-370-1	In re: K.M.D. (Juvenile - 3.1)	Surry 12JT25	Dillon
	<b>Decision:</b> Affirmed		
14-292-1	In re: H.S., J.S., P.S., III (Juvenile - 3.1)	Swain 10JT28-30	Hunter
	<b>Decision:</b> Affirmed		
13-1438-1	In re: C.D.P. (Juvenile - Criminal)	Wake 09JB532	Hunter, Jr.
	<b>Decision:</b> Reversed and Remanded		
13-1468-1	In re: C.A. & B.A. (Juvenile - 3.1)	Wake 12JT137-138	McGee
	<b>Decision:</b> Affirmed		
14-171-1	State v Keane (Criminal)	Wake 08CRS76979	Ervin, IV
	<b>Decision:</b> No Error		
14-363-1	State v Royall (Criminal)	Yadkin 13CRS348 13CRS50470	Stroud
	<b>Decision:</b> No Error		