

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 FEBRUARY 2017)**  
**(MANDATE 13 MARCH 2017)**

| Docket # | Title   | County      | Judge                            |
|----------|---|-------------|----------------------------------|
| 16-398-1 | State v. Hyman (Criminal)<br><b>Decision:</b> Reversed  | Bertie      | Elmore<br>Chris Dillon (d)       |
| 16-817-1 | Town of Belville v. Urb. Smart Growth, LLC (Civil)<br><b>Decision:</b> Affirmed               | Brunswick   | Berger, Jr.                      |
| 16-721-1 | State v. China (Criminal)<br><b>Decision:</b> No Error in Part, Vacated and Remanded in Part. | Durham      | Zachary<br>Judge Dillon(c)(d)    |
| 16-606-1 | Hauser v. Hauser (Civil)<br><b>Decision:</b> Affirmed   | Forsyth     | Davis                            |
| 16-755-1 | Li v. Zhou (Civil)<br><b>Decision:</b> Affirmed   | Forsyth     | Hunter, Jr.<br>Richard Dietz (c) |
| 16-815-1 | State v. Gullette (Criminal)<br><b>Decision:</b> No Error                                     | Mecklenburg | Zachary                          |
| 16-163-1 | Gurganus v. Gurganus (Civil)<br><b>Decision:</b> Affirmed                                     | Onslow      | McCullough                       |
| 16-774-1 | In re: J.T. (Juvenile - 3.1)<br><b>Decision:</b> Vacated and Remanded                         | Orange      | Inman                            |
| 16-6-1   | Williams v. Rojano (Civil)<br><b>Decision:</b> Affirmed                                       | Wake        | Bryant                           |

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| 16-634-1 | State v. Modlin (Criminal)<br><b>Decision:</b> Vacated and Remanded                   | Alamance<br>14CRS54385            | Zachary     |
| 16-480-1 | State v. Little (Criminal)<br><b>Decision:</b> Affirmed                               | Beaufort<br>05CRS52742            | Elmore      |
| 16-404-1 | State v. Higgins (Criminal)<br><b>Decision:</b> No Error                              | Burke<br>13CRS52351               | Inman       |
| 16-564-1 | State v. Clay (Criminal)<br><b>Decision:</b> Affirmed                                 | Cabarrus<br>13CRS54149,13CRS54151 | McGee       |
| 16-799-1 | Church v. Norelli (Civil)<br><b>Decision:</b> Reversed                                | Caldwell<br>15CVS1016             | Zachary     |
| 16-747-1 | Stowers v. Parker (Civil)<br><b>Decision:</b> Appeal dismissed.                       | Davie<br>14CVS32                  | Calabria    |
| 16-603-1 | Huckabee v. Roberts (Civil)<br><b>Decision:</b> Reversed and Remanded                 | Durham<br>09CVD307,15CRS2245      | Dillon      |
| 16-288-1 | State v. Davis (Criminal)<br><b>Decision:</b> No Error                                | Forsyth<br>12CRS55599-602         | McCullough  |
| 16-347-1 | State v. Stewart (Criminal)<br><b>Decision:</b> No Error                              | Guilford<br>14CRS82246            | Elmore      |
| 16-743-1 | Lynn v. Futrell (Civil)<br><b>Decision:</b> Vacated and Remanded                      | Halifax<br>11CVD1203              | Dietz       |
| 16-703-1 | State v. Mace (Criminal)<br><b>Decision:</b> No Error                                 | Haywood<br>14CRS53412,14IFS703562 | Dillon      |
| 16-751-1 | Penninga v. Travis (Civil)<br><b>Decision:</b> Vacated and Remanded                   | Madison<br>11CVD317               | McGee       |
| 16-431-1 | State v. Hudson (Criminal)<br><b>Decision:</b> No Error                               | Mecklenburg<br>14CRS20721-23      | Elmore      |
| 16-561-1 | State v. Mack (Criminal)<br><b>Decision:</b> NO PREJUDICIAL ERROR.                    | Mecklenburg<br>12CRS251525-26     | Davis       |
| 16-653-1 | In re: FORECLOSURE OF ADAMS (Civil)<br><b>Decision:</b> Affirmed                      | Mecklenburg<br>15SP383            | Davis       |
| 16-739-1 | Bank of the Ozarks v. Kings Mountain Props., LLC (Civil)<br><b>Decision:</b> Affirmed | Mecklenburg<br>15CVS9933          | Hunter, Jr. |

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| 16-727-1  | Kennedy v. Harris Teeter (Civil)<br><b>Decision:</b> Affirmed                                 | N.C. Industrial Commission<br>14-000917                                   | McCullough               |
| 16-571-1  | State v. Hudson (Criminal)<br><b>Decision:</b> DISMISSED IN PART; NO ERROR IN PART.           | New Hanover<br>13CRS56047-48  | Elmore                   |
| 16-683-1  | State v. Norris (Criminal)<br><b>Decision:</b> Affirmed and Remanded                          | New Hanover<br>15CRS1309-1311   | Zachary                  |
| 16-726-1  | Wrightsville Health Holdings, LLC v. Buckner (Civil)<br><b>Decision:</b> Affirmed             | New Hanover<br>16CVD526   | Davis                    |
| 16-821-1  | In re: R.L.D., Jr. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                              | Northampton<br>14JT16   | Inman                    |
| 16-708-1  | State v. Baker (Criminal)<br><b>Decision:</b> No Error  | Orange<br>14CRS169,14CRS50404,1-4CRS50423,14CRS50424,-14CRS50426,15CRS124 | McGee                    |
| 15-1216-1 | State v. Lassiter (Criminal)<br><b>Decision:</b> No Error                                     | Pitt<br>14CRS51675  | Dietz                    |
| 16-709-1  | State v. Pitt (Criminal)<br><b>Decision:</b> No Error   | Pitt<br>14CRS60587,15CRS803   | Dietz                    |
| 16-619-1  | State v. Byrd (Criminal)<br><b>Decision:</b> No Prejudicial Error                             | Stanly<br>13CRS51641  | Dietz<br>Hunter, Jr. (c) |
| 16-850-1  | In re: B.W.S. & A.N.S. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                          | Surry<br>14JT53,14JT54  | Zachary                  |
| 16-440-1  | Mastny v. Mastny (Civil)<br><b>Decision:</b> Affirmed in part; reversed in part and remanded. | Wake<br>11CVD14976  | McGee                    |
| 16-733-1  | In re: V.G. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                                     | Wake<br>14JT183   | Calabria                 |
| 16-783-1  | In re: O.J.W. & A.X.B. (Juvenile - 3.1)<br><b>Decision:</b> Affirmed                          | Wake<br>14JA48-49   | Zachary                  |