

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 19 DECEMBER 2017)**  
**(MANDATE 8 JANUARY 2018)**

Docket #	Title	County	Judge
17-97-1	State v. Barker (Criminal) <b>Decision:</b> No Error	Brunswick	McGee Judge Richard Dietz(c)
17-233-1	Proffitt v. Gosnell (Civil) <b>Decision:</b> Affirmed	Buncombe	McGee
17-482-1	Wilson v. SunTrust Bank (Civil) <b>Decision:</b> Affirmed in part, dismissed as moot in part	Cabarrus	Zachary
17-822-1	Walton NC, LLC v. The City of Concord (Civil) <b>Decision:</b> Affirmed	Cabarrus	Tyson
17-447-1	McVicker v. Bogue Sound Yacht Club, Inc. (Civil) <b>Decision:</b> Reversed and Remanded	Carteret	Tyson Hunter (d)
17-656-1	Ecoplexus Inc. v. Cty. of Currituck (Civil) <b>Decision:</b> Reversed and Remanded	Currituck	Tyson
17-433-1	Tillett v. Town of Kill Devil Hills (Civil) <b>Decision:</b> Vacated	Dare	Dietz
17-277-1	The NC State Bar v. Livingston (Civil) <b>Decision:</b> Affirmed	Disciplinary Hearing Commission	Bryant
17-443-1	The NC State Bar v. Foster (Civil) <b>Decision:</b> Affirmed	Disciplinary Hearing Commission	Elmore
17-342-1	Mkt. Am., Inc. v. Lee (Civil) <b>Decision:</b> Affirmed in Part; Reversed in Part	Guilford	Davis
17-154-1	WLAE, LLC v. Edwards (Civil) <b>Decision:</b> Affirmed	Henderson	Elmore
17-499-1	In re: R.S.M. (Juvenile - Criminal) <b>Decision:</b> Vacated and Remanded	Hoke	Murphy
17-79-1	Lasecki v. Lasecki (Civil) <b>Decision:</b> Affirmed	Iredell	McGee
17-202-1	State v. Santifort (Criminal) <b>Decision:</b> Reversed in Part and Remanded.	Johnston	Davis
17-461-1	Little River, LLC v. Lee Cty. (Civil) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Lee	Tyson
16-819-1	Mid-Am. Apartments, L.P. v. The Block At Church Street Owners Ass'n, Inc. (Civil) <b>Decision:</b> Affirmed	Mecklenburg	Inman

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16-1075-1	State v. Pena (Criminal) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Stroud
17-408-1	State v. Malloy (Criminal) <b>Decision:</b> No Error	Mecklenburg	Bryant
17-692-1	State v. Fuller (Criminal) <b>Decision:</b> No Error	Mecklenburg	Tyson
16-1034-1	Ring v. Moore Cty. (Civil) <b>Decision:</b> Affirmed	Moore	Inman
17-704-1	Azar v. Town of Indian Trail Bd. of Adjustment (Civil) <b>Decision:</b> Affirmed	Union	Tyson

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17-451-1	State v. Lane (Criminal) <b>Decision:</b> No Plain Error	Alleghany 14CRS50314-15	Dietz
17-187-1	State v. Leistra (Civil) <b>Decision:</b> Vacated	Cherokee 15CRS470,16CRS10	Dillon
17-421-1	Warner v. Warner (Civil) <b>Decision:</b> Affirmed	Dare 13CVD648	Hunter, Jr.
17-549-1	State v. Boney (Criminal) <b>Decision:</b> No Error	Duplin 15CRS51942-43	Dillon
16-737-1	Mills v. Davis (Civil) <b>Decision:</b> Vacated in part and remanded	Forsyth 12CVD3312	Inman
16-993-1	State v. Chancellor (Criminal) <b>Decision:</b> Dismissed	Forsyth 13CRS62582	Stroud
17-653-1	In re: T.S.P. (Civil) <b>Decision:</b> Vacated and Remanded	Granville 16SPC156	Dietz
17-349-1	State v. Matthews (Criminal) <b>Decision:</b> No Error	Guilford 15CRS24301,15CRS68639	Hunter, Jr.
17-355-1	State v. Fox (Criminal)  <b>Decision:</b> Appeal Dismissed; Sentence Vacated and Remanded.	Guilford 15CRS24627,15CRS24659- 15CRS87681,15CRS8774- 3-44,15CRS87759,15CRS8- 7761-62,15CRS87849,15C- RS87851,15CRS87852,15- CRS87853,15CRS87860,1- 5CRS88113-16,15CRS881- 18-21,15CRS88221,15CRS- 88254,15CRS88274,15CR- S89612	Hunter, Jr.
17-224-1	Jenkins v. Thomas (Civil) <b>Decision:</b> Reversed and remanded.	Hertford 16CVS46	Calabria
17-749-1	State v. Marshall (Criminal) <b>Decision:</b> Affirmed	Hyde 16CRS85	Dillon
17-409-1	Ball v. Cogdill (Civil) <b>Decision:</b> No Error	Jackson 16CVD413	Calabria
17-528-1	State v. Bayse (Criminal) <b>Decision:</b> Affirmed	Lenoir 11CRS53057-58	Dillon
17-40-1	State v. Borsello (Criminal) <b>Decision:</b> No Error	Lincoln 15CRS1168,15CRS53713	Calabria

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17-25-1	State v. Dixon (Criminal) <b>Decision:</b> Vacated and Remanded for New Trial	Mecklenburg 12CRS249810-11	Bryant
17-69-1	State v. Shields (Criminal) <b>Decision:</b> New trial.	Mecklenburg 15CRS218348-50	Calabria
17-363-1	State v. Figueroa (Criminal) <b>Decision:</b> No Error	Mecklenburg 14CRS246125	Dillon
17-395-1	State v. Blakeney (Criminal) <b>Decision:</b> No Error	Mecklenburg 14CRS248578	Dillon
17-430-1	Fuller v. Fuller (Civil) <b>Decision:</b> Affirmed	Mecklenburg 10CVD8391	Zachary Berger (c)
17-435-1	State v. Lane (Criminal) <b>Decision:</b> No Error in Part; Remanded in Part for Correction of Clerical Error.	Mecklenburg 16CRS19088,16CRS205961-62	Dillon
17-586-1	Pair v. The Charlotte-Mecklenburg Hosp. Auth. (Civil) <b>Decision:</b> Affirmed	Mecklenburg 16CVS12490	Arrowood
17-659-1	Bernard v. DeBlanco (Civil) <b>Decision:</b> Affirmed	Mecklenburg 16CVD15122	Arrowood
17-621-1	State v. Mayes (Criminal) <b>Decision:</b> No Error	Mitchell 16CRS50031	Arrowood
16-1210-1	Fisher v. United Cont'l Holdings, Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission 029712	Stroud
17-223-1	State v. Perry (Criminal) <b>Decision:</b> No Error	Nash 14CRS53698-99	Murphy
17-279-1	State v. Brooks (Criminal) <b>Decision:</b> Affirmed in part and Vacated in part.	Robeson 11CRS57549	Dillon
17-143-1	Owen v. Davis (Civil) <b>Decision:</b> Affirmed in Part; Vacated in Part; and Reversed.	Wake 14CVD9151	Hunter, Jr.
17-369-1	State v. Mitchell (Criminal) <b>Decision:</b> Affirmed	Wake 15CRS225756,15CRS225761	Hunter, Jr.
17-613-1	State v. Floyd (Criminal) <b>Decision:</b> Dismissed	Wake 09CRS210668	Dillon
17-784-1	In re: HORACE MEDLIN (Civil) <b>Decision:</b> Affirmed	Wake 16SPC8154	Arrowood