

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 1 AUGUST 2017)**  
**(MANDATE 21 AUGUST 2017)**

Docket #	Title	County	Judge
17-101-1	Tanglewood Prop. Owners' Ass'n, Inc. v. Isenhour (Civil) <b>Decision:</b> Reversed and Remanded	Brunswick	Hunter, Jr.
16-761-1	State v. Arrington (Criminal) <b>Decision:</b> Vacated and Remanded	Buncombe	Davis Berger (d)
17-270-1	In re: R.S., A.S., C.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Buncombe	Murphy
16-1122-1	Mitchell, Brewer, Richardson, Adams, Burge & Boughman v. Brewer (Civil) <b>Decision:</b> Affirmed	Cumberland	Davis
17-130-1	Leonard v. Bell (Civil) <b>Decision:</b> Affirmed	Cumberland	Arrowood
16-767-1	State v. Anderson (Criminal) <b>Decision:</b> VACATED in part; REVERSED in part; and REMANDED	Graham	Bryant
16-1078-1	Plum Props., LLC v. NC Farm Bureau Mut. Ins. Co., Inc. (Civil) <b>Decision:</b> Affirmed	Guilford	Berger, Jr.
16-960-1	In re: Clayton (Civil) <b>Decision:</b> Affirmed	Henderson	Elmore
16-1059-1	State v. Cannon (Criminal) <b>Decision:</b> Affirmed in part; vacated in part; remanded for a new sentencing hearing.	Lincoln	Murphy Dietz (C) Calabria (D)
16-950-1	Friday Invs., LLC v. Bally Total Fitness Of The Mid-Atl., Inc. (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Tyson Elmore (d)
16-1230-1	In re: C.M.P., C.Q.M.P., J.A.C. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Mecklenburg	Bryant Murphy (c)
16-1307-1	Schwarz v. St. Jude Med., Inc. (Civil) <b>Decision:</b> Reversed	Mecklenburg	Elmore John Arrowood (c)
16-1318-1	Kyle v. Felfel (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Davis
16-1057-1	Cheatham v. Town of Taylortown (Civil) <b>Decision:</b> Affirmed in Part; Remanded for Further Consideration in Part	Moore	Murphy
16-1067-1	State of NC v. NC Sustainable Energy Ass'n (Civil) <b>Decision:</b> Reversed	N.C. Utilities Commission	Murphy

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16-532-1	Nash Hosps., Inc. v. State Farm Mut. Auto. Ins. Co. (Civil) <b>Decision:</b> affirmed in part, vacated and remanded in part	Nash	Inman
16-839-1	State v. Trent (Criminal) <b>Decision:</b> Affirmed; Remanded for correction of clerical errors.	Randolph	Calabria
16-849-1	Van-Go Transp., Inc. v. Sampson Cty. (Civil) <b>Decision:</b> Affirmed	Sampson	Davis
16-889-1	Holland v. Harrison (Civil) <b>Decision:</b> Affirmed	Wake	Davis
16-1106-1	State v. Fitts (Criminal) <b>Decision:</b> Affirmed	Wake	Murphy
17-95-1	In re: N.X.A., B.R.S.A-D., D.S.K.A-D. (Juvenile - 3.1) <b>Decision:</b> No Error	Wilkes	Calabria

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Docket #	Title	County	Judge
17-181-1	In The Matters Of: A.C., N.B., P.B., R.B., B.B., S.B. (Juvenile - 3.1) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	Ashe 15JA15,15JA16,15JA17,- 15JA18,15JA19,15JA20	Tyson
17-204-1	In re: R.S. & A.G-C.M. (Juvenile - 3.1) <b>Decision:</b> Affirmed in Part and Dismissed in Part	Ashe 10JA6,15JA35	Hunter, Jr.
17-157-1	In re: A.W. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Beaufort 15JA59	Elmore
16-932-1	Crazie Overstock Promotions, LLC v. McVicker (Civil) <b>Decision:</b> Affirmed	Bladen 16CVS204	Dillon
16-1183-1	Cox v. City of Kannapolis (Civil) <b>Decision:</b> Affirmed	Cabarrus 15CVS1805	Davis
16-57-1	Wolfe v. Wolfe (Civil) <b>Decision:</b> vacated and remanded for new trial	Catawba 10CVD3703	Inman
16-1317-1	In re: P.D. & C.A. (Juvenile - 3.1) <b>Decision:</b> Vacated	Chatham 14JT4,14JT5	Elmore Philip Berger (c)
17-105-1	In re: B.M.C.H. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Davidson 14JT69	Hunter, Jr.
16-770-1	Thompson v. Gerlach (Civil) <b>Decision:</b> Affirmed	Durham 07CVD4521	Calabria
16-1149-1	State v. Benton (Criminal) <b>Decision:</b> Affirmed	Durham 15CRS3445-46,15CRS5- 8952,16CRS1821	Elmore
16-1234-1	Whitley v. Whitley (Civil) <b>Decision:</b> Affirmed	Edgecombe 14CVS803	Calabria
16-1304-1	State v. Harris (Criminal) <b>Decision:</b> NO PREJUDICIAL ERROR.	Edgecombe 13CRS53358,13CRS53- 359,14CRS50829	Davis
15-797-2	U.S. Bank Nat'l Ass'n v. Pinkney (Civil) <b>Decision:</b> Reversed	Forsyth 14CVS5603	Arrowood
17-129-1	In re: J.M.N. & J.M.N. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Guilford 14JT212,14JT319	Murphy
17-238-1	In re: M.G.S. (Juvenile - 3.1) <b>Decision:</b> Affirmed	Harnett 14JT98	Berger, Jr.
17-56-1	In re: K.A.R. (Juvenile - 3.1)	Iredell 14JT213	Berger, Jr.

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	<b>Decision:</b> Affirmed		
16-1248-1	State v. Maddux (Criminal)	Johnston 15CRS54467,15CRS55398	Hunter, Jr.
	<b>Decision:</b> New Trial		
16-812-1	Patton v. The Charlotte-Mecklenburg Hosp. Auth. (Civil)	Mecklenburg 11CVS18041	Hunter, Jr.
	<b>Decision:</b> Dismissed in Part; Affirmed in Part		
17-163-1	In re: J.C.C. (Juvenile - 3.1)	Mecklenburg 16JA266	Bryant
	<b>Decision:</b> Affirmed		
16-910-2	Anders v. Universal Leaf N. Am. (Civil)	N.C. Industrial Commission X43019	Zachary
	<b>Decision:</b> Affirmed in part; Vacated and remanded in part		
16-1138-1	Emerald Place Dev. Props., LLC v. Horne (Civil)	Pitt 14CVS2381	Calabria
	<b>Decision:</b> Affirmed		
17-104-1	In re: Garner (Civil)	Vance 16E7	Calabria
	<b>Decision:</b> Affirmed		
16-670-1	Vecellio & Grogan, Inc. v. NC Dep't of Transp. (Civil)	Wake 12CVS7420	Stroud
	<b>Decision:</b> Affirmed; Remanded for Correction of Clerical Error		
16-1058-1	State v. Gallegos (Criminal)	Wake 14CRS222622	Bryant
	<b>Decision:</b> No Error		
16-1092-1	State v. Fellner (Criminal)	Wake 14CRS222735-37	Dillon
	<b>Decision:</b> No Error		
16-1172-1	State v. Howell (Criminal)	Wake 13CRS231273	Calabria
	<b>Decision:</b> Vacated and Remanded.		
16-1205-1	State v. Pastore (Criminal)	Wake 12CRS201966-69,12CR- S202498-99	Stroud
	<b>Decision:</b> No Error		
16-1320-1	In re: E.R. (Juvenile - 3.1)	Watauga 14JT61	Tyson
	<b>Decision:</b> Affirmed		
16-938-1	State v. Ellis (Criminal)	Wayne 13CRS50677,13CRS50679	Calabria
	<b>Decision:</b> Vacated and Remanded.		