

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 15 AUGUST 2017)**  
**(MANDATE 5 SEPTEMBER 2017)**

Docket #	Title	County	Judge
16-554-1	McArdle v. Mission Hosp., Inc. (Civil) <b>Decision:</b> Affirmed	Buncombe	Inman
16-854-1	State v. Carter (Criminal) <b>Decision:</b> No Error	Cabarrus	Inman
16-937-1	State v. Posey (Criminal) <b>Decision:</b> Dismissed	Cabarrus	Dillon Zachary (d)
16-979-1	Howse v. Bank Of Am., N.A. (Civil) <b>Decision:</b> Affirmed in Part; Reversed and Remanded in Part.	Catawba	McGee Judge Philip Berger (c)(d)
16-1164-1	State v. Voltz (Criminal) <b>Decision:</b> AFFIRMED IN PART; NO PLAIN ERROR IN PART.	Catawba	Tyson
16-918-1	State v. West (Criminal) <b>Decision:</b> Affirmed	Durham	Inman
16-1020-1	State v. Bryant (Criminal) <b>Decision:</b> No prejudicial error.	Forsyth	Calabria Philip Berger (c)(d)
16-1229-1	State v. Smith (Criminal) <b>Decision:</b> Reversed	Forsyth	Elmore John Arrowood (d)
16-1048-1	State v. Williams (Criminal) <b>Decision:</b> No error in part; reversed in part; and remanded	Gaston	McGee
16-1136-1	C. Terry Hunt Indus., Inc. v. Klausner Lumber Two, LLC (Civil) <b>Decision:</b> Dismissed	Halifax	Berger, Jr. Judge Inman concurs with separate opinion
17-110-1	Rider v. Hodges (Civil) <b>Decision:</b> Affirmed	Henderson	Murphy
16-1096-1	NCJS, LLC v. City of Charlotte (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg	Elmore
16-1001-1	State v. Glidewell (Criminal) <b>Decision:</b> No Error	Moore	Berger, Jr.
16-1219-1	Ball v. Bayada Home Health Care (Civil) <b>Decision:</b> Reversed and Remanded	N.C. Industrial Commission	McGee
16-1236-1	Frampton v. The Univ. of NC at Chapel Hill (Civil) <b>Decision:</b> Affirmed	Orange	Bryant
16-1121-1	State v. May (Criminal) <b>Decision:</b> VACATED AND REMANDED, and trial court order of 11 August 2015 is VACATED.	Pitt	Bryant Stroud (c)

Docket #	Title	County	Judge
16-873-1	State v. Yisrael (Criminal) <b>Decision:</b> No Error	Wake	Tyson McGee(d)
16-878-1	Morrell v. Hardin Creek, Inc. (Civil) <b>Decision:</b> Reversed and Remanded	Watauga	Hunter, Jr. Judge Berger dissents in a separate opinion.

**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 15 AUGUST 2017)**  
**(MANDATE 5 SEPTEMBER 2017)**

Docket #	Title	County	Judge
17-195-1	State v. Griffin (Criminal)	Beaufort 14CRS51682	Tyson
	<b>Decision:</b> AFFIRMED IN PART, VACATED IN PART, AND REMANDED FOR NEW RESTITUTION HEARING.		
17-121-1	State v. Morris (Criminal)	Brunswick 15CRS53759,16CRS20	Calabria
	<b>Decision:</b> Affirmed; Remanded for correction of clerical errors.		
17-96-1	State v. Alexander (Criminal)	Buncombe 14CRS87408	Calabria
	<b>Decision:</b> No prejudicial error.		
17-218-1	State v. Lindsey (Criminal)	Buncombe 15CRS93851-52	Calabria
	<b>Decision:</b> Affirmed		
17-201-1	State v. Lineberger (Criminal)	Catawba 14CRS4711,14CRS54897,14- CRS54900,14CRS54905	Tyson
	<b>Decision:</b> Reversed and Remanded		
16-714-1	State v. Stephens (Criminal)	Duplin 12CRS51892	Stroud
	<b>Decision:</b> No Error		
16-1154-1	Barbee v. Whap, P.A. (Civil)	Forsyth 14CVS4177	Davis
	<b>Decision:</b> Affirmed		
16-1212-1	State v. Wilson (Criminal)	Forsyth 15CRS52586	Hunter, Jr.
	<b>Decision:</b> Reversed and Vacated.		
16-1228-1	State v. Webb (Criminal)	Forsyth 13CRS61500	Calabria
	<b>Decision:</b> No Error		
17-47-1	State v. Mettler (Criminal)	Forsyth 14CRS62057-58	Davis
	<b>Decision:</b> NO ERROR IN PART; VACATED IN PART; REMANDED WITH INSTRUCTIONS.		
17-68-1	State v. Sayre (Criminal)	Forsyth 14CRS111-112,14CRS54508,- 14CRS54510-13,14CRS54515	Calabria Hunter Murphy(d)
	<b>Decision:</b> Affirmed		
17-141-1	State v. Bonham (Criminal)	Forsyth 15CRS56356,16CRS467	Tyson
	<b>Decision:</b> NO PREJUDICIAL OR PLAIN ERROR		
17-150-1	State v. Peterson (Criminal)	Forsyth 14CRS59028	Calabria
	<b>Decision:</b> No Error		
17-252-1	State v. Sellers (Criminal)	Forsyth 13CRS50254-55,13CRS5026- 2-67,13CRS50269-70,13CRS- 50559-63	Calabria Hunter Murphy(c)
	<b>Decision:</b> Affirmed; Remanded for correction of clerical errors.		
17-66-1	State v. Graham (Criminal)	Iredell 15CRS53352	Calabria
	<b>Decision:</b> No Error		

Docket #	Title	County	Judge
16-1091-1	State v. Lockett (Criminal) <b>Decision:</b> No Error	Mecklenburg 12CRS253254	Calabria
16-1177-1	Grissom v. Cohen (Civil) <b>Decision:</b> Reversed and Remanded	Mecklenburg 07CVD314	Dillon
17-22-1	State v. Boulware (Criminal) <b>Decision:</b> No Error	Mecklenburg 15CRS214094-95,15CRS214099	Tyson
17-168-1	State v. Rolland (Criminal) <b>Decision:</b> Dismissed	Mecklenburg 12CRS246706,12CRS246707- ,12IFS013038	Tyson
17-249-1	State v. Rios (Criminal) <b>Decision:</b> Affirmed	Mecklenburg 05CRS238682	Tyson
16-944-1	Meza v. BCR Janitorial Servs., Inc. (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission 893252	Bryant
17-306-1	State v. Smith (Criminal) <b>Decision:</b> No Error	New Hanover 15CRS59701,16CRS1906	Tyson
16-1117-1	Nichols v. Univ. of NC at Chapel Hill (Civil) <b>Decision:</b> Affirmed	Office of Admin. Hearings 16OSP6127	Dillon
17-177-1	State v. Yarborough (Criminal) <b>Decision:</b> NO ERROR AT TRIAL; JUDGMENT REVERSED AND REMANDED FOR RE-SENTENCING.	Onslow 15CRS56078-79	Tyson
16-1159-1	Davis v. Davis (Civil) <b>Decision:</b> Affirmed	Rowan 13CVD664	McGee
16-1065-1	State v. Simmons (Criminal) <b>Decision:</b> VACATED IN PART AND REMANDED	Surry 12CRS1110-11	Elmore Philip Berger (c)