

**IN THE COURT OF APPEALS**  
**CASES REPORTED WITH PUBLISHED OPINIONS**  
**(FILED 21 NOVEMBER 2017)**  
**(MANDATE 11 DECEMBER 2017)**

Docket #	Title	County	Judge
17-46-1	State v. Hayes (Criminal) <b>Decision:</b> Reversed and Remanded for a New Trial	Buncombe	Elmore
17-383-1	In re: R.D.H., III (Juvenile - 3.1) <b>Decision:</b> Reversed and Remanded	Buncombe	Stroud
16-641-1	Johnston v. Johnston (Civil) <b>Decision:</b> Reversed in part, vacated in part, and remanded	Caswell	Stroud
17-283-1	Nationwide Prop. & Cas. Ins. Co. v. Smith (Civil) <b>Decision:</b> Affirmed	Duplin	Dillon
17-74-1	Beroth Oil Co. v. NC Dep't of Transp. (Civil) <b>Decision:</b> Dismissed	Forsyth	Berger, Jr. Judge Dillon dissents with separate opinion
16-1193-1	State v. Payne (Criminal) <b>Decision:</b> Vacated and Remanded	Gaston	McGee
17-62-1	State v. Peace (Criminal) <b>Decision:</b> Dismissed in part; No error in part	Granville	Berger, Jr.
16-1297-1	Ke v. Zhou (Civil) <b>Decision:</b> No Error	Guilford	Dillon
17-50-1	Plum Props., LLC v. Holland (Civil) <b>Decision:</b> Affirmed	Guilford	Murphy
17-413-1	State v. Spinks (Criminal) <b>Decision:</b> NO ERROR IN PART. IAC CLAIMS DISMISSED WITHOUT PREJUDICE IN PART.	Guilford	Tyson Donna Stroud (c)
17-608-1	Ocracomax, LLC v. Davis (Civil) <b>Decision:</b> Affirmed	Hyde	Dillon
17-346-1	State v. Harris (Criminal) <b>Decision:</b> No Error	Lenoir	Zachary
17-302-1	In re: H.L. (Juvenile - 3.1) <b>Decision:</b> Affirmed in Part, Reversed in Part and Remanded	McDowell	Bryant
17-322-1	State v. Fernandez (Criminal) <b>Decision:</b> No Error	Mitchell	Hunter, Jr.
16-741-1	State v. Allbrooks (Criminal) <b>Decision:</b> No Error	Moore	Stroud
15-879-2	In re: House (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McGee

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15-882-2	In re: Davis (Civil) <b>Decision:</b> Affirmed	N.C. Industrial Commission	McGee
16-1298-1	Brown v. NC Dept. of Pub. Safety (Civil) <b>Decision:</b> Affirmed	Office of Admin. Hearings	Calabria
17-419-1	Buysse v. Jones (Civil) <b>Decision:</b> Reversed and Remanded	Orange	Tyson
17-444-1	State v. Diaz (Criminal) <b>Decision:</b> NEW TRIAL IN PART; NO ERROR IN PART	Pitt	Murphy
17-538-1	State v. Monroe (Criminal) <b>Decision:</b> Dismissed	Randolph	Per Curiam
17-78-1	Surgical Care Affiliates, LLC v. NC Indus. Comm'n (Civil) <b>Decision:</b> Reversed and Remanded	Wake	Bryant
17-188-1	State v. Cox (Criminal) <b>Decision:</b> No Error	Wayne	Hunter, Jr.

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Docket #	Title	County	Judge
17-215-1	State v. Farrar (Criminal)  <b>Decision:</b> No Plain Error	Alamance 15CRS1994 15CRS50316	McGee
17-511-1	State v. Gardner (Criminal)  <b>Decision:</b> No Error	Beaufort 09CRS1295 09CRS52281	Inman
16-1295-1	State v. Mosby (Criminal)  <b>Decision:</b> Vacated and Remanded	Brunswick 13CRS2034	McGee
17-392-1	State v. Singleton (Criminal)  <b>Decision:</b> Vacated and Remanded	Buncombe 15CRS1081-82	McGee
17-358-1	Plasman v. Decca Furniture (USA), Inc. (Civil)  <b>Decision:</b> Dismissed	Catawba 12CVS2832	Davis
17-417-1	Chatham Forest Homeowners Ass'n, Inc. v. Phil Stone Homes, Inc. (Civil)  <b>Decision:</b> Affirmed	Chatham 16CVS439	Dietz
17-589-1	In re: L.C. (Juvenile - 3.1)  <b>Decision:</b> Reversed and Remanded	Cleveland 14JT100	Bryant
17-267-1	State v. Gore (Criminal)  <b>Decision:</b> No Error	Columbus 10CRS53881	Inman
17-330-1	State v. Hair (Criminal)  <b>Decision:</b> No Error	Cumberland 15CRS63040	McGee
17-572-1	State v. Womble (Criminal)  <b>Decision:</b> Dismissed	Cumberland 15CRS3790 15CRS53324	McGee
17-373-1	State v. Griffin (Criminal)  <b>Decision:</b> Affirmed	Mecklenburg 15CRS232996-3000	Dillon
17-526-1	State v. Scogins (Criminal)  <b>Decision:</b> Affirmed	Mecklenburg 15CRS230053	McGee
15-909-2	In re: Ware (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission U00178	McGee
15-923-2	In re: Colvard (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission U00556	McGee
15-937-2	In re: Zimmerman (Civil)  <b>Decision:</b> Affirmed	N.C. Industrial Commission U00540	McGee

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17-257-1	Peyton v. N.C. Dep't of Transp. (Civil)	N.C. Industrial Commission TA-21514 TA-21515	Bryant
	<b>Decision:</b> Affirmed		
17-347-1	State v. Freeman (Criminal)	Orange 14CRS51886 15CRS14 16CRS23	Inman
	<b>Decision:</b> No Error		
17-316-1	State v. Reaves (Criminal)	Person 15CRS52133	McGee
	<b>Decision:</b> No Error		
17-445-1	Pressley v. Jones (Civil)	Rowan 15CVD1316	Inman
	<b>Decision:</b> Affirmed		
17-169-1	State v. McCurry (Criminal)	Rutherford 15CRS50532	Davis
	<b>Decision:</b> NO ERROR AT TRIAL; REMANDED FOR RESENTENCING.		
17-425-1	Medlin v. Medlin (Civil)	Scotland 12CVD1206	Zachary
	<b>Decision:</b> Affirmed		
17-320-1	State v. Dale (Criminal)	Wake 16CRS4189	Dietz
	<b>Decision:</b> Affirmed		
17-590-1	In re: X.L.S. (Juvenile - 3.1)	Wilkes 15JT140	Stroud
	<b>Decision:</b> Affirmed		