

IN THE COURT OF APPEALS
CASES REPORTED WITH PUBLISHED OPINIONS
(FILED 6 FEBRUARY 2018)
(MANDATE 26 FEBRUARY 2018)

| Docket # | Title | County | Judge |
|-----------|--|-----------|--|
| 17-816-1 | State v. McCaster (Criminal) Decision: Vacated and Remanded | Alamance | Tyson |
| 17-61-1 | Ballard v. Shelley (Civil) Decision: Affirmed in part; Dismissed in part; Reversed and remanded in part | Cabarrus | Dietz |
| 17-438-1 | State v. Gomola (Criminal) Decision: New Trial | Carteret | Dillon |
| 17-151-1 | Plasman v. Decca Furniture (USA), Inc. (Civil) Decision: Affirmed | Catawba | McGee |
| 13-1404-3 | State v Campbell (Criminal) Decision: Vacated and Remanded | Cleveland | Stroud Philip Berger, Jr. dissenting with separate opinion |
| 17-247-1 | State v. Phachoumphone (Criminal) Decision: No Prejudicial Error | Cleveland | Elmore |
| 17-707-1 | State v. Schumann (Criminal) Decision: No Error | Columbus | Hunter, Jr. |
| 17-350-1 | State v. Cromartie (Criminal) Decision: No Error in Part, Arrested in Part | Duplin | Murphy Arrowood (c)(d) |
| 17-800-1 | State v. Wilkerson (Criminal) Decision: Vacated and Remanded | Durham | Tyson |
| 17-410-1 | Honeycutt v. Weaver (Civil) Decision: Affirmed | Forsyth | Elmore |
| 17-761-1 | Smith Jamison Constr. v. APAC-Atl., Inc. (Civil) Decision: Affirmed | Forsyth | Tyson |
| 17-668-1 | State v. Singletary (Criminal) Decision: Affirmed | Guilford | Dietz |
| 17-688-1 | In re: M.J.S.M. (Juvenile - 3.1) Decision: Affirmed | Guilford | Hunter, Jr. Hunter Murphy(c) |
| 17-389-1 | Martin v. Pope (Civil) Decision: Affirmed | Harnett | Dietz |
| 17-264-1 | In re: Ivey (Civil) Decision: Affirmed | Haywood | Inman |
| 17-524-1 | State v. Vetter (Criminal) Decision: NO ERROR AT TRIAL; REMANDED FOR CORRECTION OF CLERICAL ERROR. | Lincoln | Davis |

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| 16-1179-1 | Raymond v. Raymond (Civil) Decision: Reversed and Remanded | Mecklenburg | Stroud |
| 16-1292-1 | The Cherry Cmty. Org. v. The City of Charlotte (Civil) Decision: MODIFIED AND AFFIRMED. | Mecklenburg | Murphy Hunter, Jr. (c) |
| 17-718-1 | Badin Shores Resort Owners Ass'n, Inc. v. Handy Sanitary Dist. (Civil) Decision: Affirmed | Montgomery | Zachary |
| 17-546-1 | The NC State Bar v. Ely (Civil) Decision: Affirmed | N.C. State Bar | Davis |
| 17-470-1 | State v. Coley (Criminal) Decision: No Error | Nash | Davis |
| 17-629-1 | Whitehurst v. East Carolina Univ. (Civil) Decision: Affirmed | Office of Admin. Hearings | Zachary |
| 17-268-1 | State v. Terrell (Criminal) Decision: Reversed in Part and Remanded | Onslow | Elmore Donna Stroud (c)(d) |
| 17-220-1 | In re: Lowe's Home Ctrs., LLC (Civil) Decision: Reversed and Remanded | Property Tax Commission | Berger, Jr. |
| 17-755-1 | In re: D.E.M., Jr. (Juvenile - 3.1) Decision: Vacated and Remanded | Rutherford | Murphy |
| 17-501-1 | Butler v. Scotland Cty. Bd. of Educ. (Civil) Decision: Affirmed | Scotland | Davis |
| 17-481-1 | State v. Mumma (Criminal) Decision: NO PREJUDICIAL ERROR | Swain | Bryant Arrowood (d) |
| 17-579-1 | State v. Bridges (Criminal) Decision: No Error | Swain | Dillon |
| 16-987-1 | State v. Golder (Criminal) Decision: No Error | Wake | Berger, Jr. |
| 17-308-1 | Spoor v. Barth (Civil) Decision: Affirmed in part; reversed in part | Wake | Elmore |
| 17-328-1 | Norman v. NC Dep't of Admin. (Civil) Decision: Affirmed | Wake | Elmore |
| 17-743-1 | State v. Peed (Criminal) Decision: Reversed | Wake | Dillon |
| 17-720-1 | Ford Motor Credit Co. LLC v. McBride (Civil) Decision: Reversed | Wilkes | Arrowood |

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| 17-571-1 | State v. Riggins (Criminal) Decision: Affirmed | Alamance 05CRS59299-311,05CRS59-366-373 | Bryant |
| 17-278-1 | Parsons v. Parsons (Civil) Decision: Affirmed | Ashe 16CVS211 | Calabria |
| 17-539-1 | State v. Jacobs (Criminal) Decision: Vacated and Remanded; Remanded for correction of clerical error. | Brunswick 15CRS56227,15CRS56234 | Bryant |
| 17-750-1 | State v. Wilson (Criminal) Decision: No Error | Buncombe 15CRS83040 | Dietz |
| 17-412-1 | State v. Johnson (Criminal) Decision: Affirmed | Cabarrus 14CRS51159,14CRS51844,-15CRS1125,15CRS1766 | Elmore |
| 17-573-1 | In re: S.K.D.M. (Juvenile - 3.1) Decision: Affirmed | Caldwell 14JA112 | Hunter, Jr. |
| 17-835-1 | State v. Lilly (Criminal) Decision: Affirmed | Craven 15CRS50778 | Bryant |
| 17-446-1 | Lee v. Cty. of Cumberland (Civil) Decision: Affirmed | Cumberland 14CVS9502 | Hunter, Jr. |
| 16-1081-1 | SMS Constr., Inc. v. Wittels (Civil) Decision: Affirmed | Dare 11CVS861 | Stroud |
| 17-300-1 | State v. Ferrell (Criminal) Decision: NO PREJUDICIAL ERROR | Durham 15CRS3817,15CRS59165 | Davis |
| 17-555-1 | Vines v. McKoy (Civil) Decision: Dismissed | Durham 15CVD3128 | Bryant |
| 16-925-1 | State v. Andrews (Criminal) Decision: No Error | Edgecombe 13CRS52078-79,13CRS52080-81 | Stroud |
| 17-695-1 | State v. Herrera (Criminal) Decision: Reversed and Vacated | Forsyth 12CRS40079 | Arrowood |
| 17-838-1 | State v. Lloyd (Criminal) Decision: Affirmed | Forsyth 13CRS10665,13CRS52707 | Bryant |
| 17-142-1 | State v. White (Criminal) Decision: NO PREJUDICIAL ERROR | Franklin 14CRS49 | Davis Berger (c) |
| 17-483-1 | In re: Smith (Civil) | Gaston 14SP50 | Dillon |

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| | Decision: Affirmed | | |
| 17-458-1 | State v. Goins (Criminal) | Guilford 15CRS72384 | Bryant |
| | Decision: No Error | | |
| 17-684-1 | State v. Dorsey (Criminal) | Guilford 14CRS83281-83 | Dietz |
| | Decision: No Error | | |
| 17-721-1 | State v. Davis (Criminal) | Guilford 13CRS98087,13CRS98093- -94,14CRS24059 | Dillon |
| | Decision: No Error | | |
| 17-735-1 | In re: K.W. (Juvenile - 3.1) | Guilford 16JA527 | Dillon |
| | Decision: Reversed and Remanded | | |
| 17-894-1 | Linker v. Linker (Civil) | Guilford 14CVD359 | Tyson |
| | Decision: Affirmed | | |
| 17-582-1 | Messer v. Pollack (Civil) | Haywood 09CVD589 | Inman |
| | Decision: Vacated and Remanded | | |
| 17-478-1 | State v. Artis (Criminal) | Lenoir 15CRS51413,16CRS411 | Bryant |
| | Decision: No Error | | |
| 17-706-1 | State v. Mitchell (Criminal) | McDowell 14CRS50464 | Arrowood |
| | Decision: No Error | | |
| 16-72-2 | Henderson v. Henderson (Civil) | Mecklenburg 10CVD8288 | Calabria |
| | Decision: Affirmed | | |
| 17-214-1 | State v. White (Criminal) | Mecklenburg 15CRS207188,15CRS24438 | Elmore |
| | Decision: Affirmed | | |
| 17-635-1 | State v. Womack (Criminal) | Mecklenburg 15CRS245429 | Bryant |
| | Decision: No Error | | |
| 17-818-1 | State v. Brown (Criminal) | Mecklenburg 14CRS19602,17CRS15 | Calabria |
| | Decision: No error in part, remanded in part. | | |
| 17-842-1 | Branch Banking & Tr. Co. v. Surane (Civil) | Mecklenburg 16CVS3222 | Dietz |
| | Decision: Affirmed | | |
| 17-852-1 | Keena v. Cedar Street Invs., LLC (Civil) | Mecklenburg 16CVS9789 | Calabria |
| | Decision: Affirmed | | |
| 17-902-1 | In re: G.D.O., T.L.A.G., A.R.O. (Juvenile - 3.1) | Mecklenburg 14JT807,14JT808,16JT90 | Murphy |
| | Decision: Affirmed | | |
| 17-540-1 | Jenkins v. Easter Seals UCP of NC & Va., Inc. (Civil) | N.C. Industrial Commission 14-002099 | Bryant |
| | Decision: Affirmed | | |

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| 16-294-2 | State v. Whitehead (Criminal) Decision: No Error | Nash 13CRS54109 | Dietz |
| 17-474-1 | Hopkins v. Thomas (Civil) Decision: Reversed | Pamlico 16CVS101 | Zachary |
| 17-832-1 | Kelly v. Polk Cty. NC (Civil) Decision: Affirmed | Polk 17CVS29 | Zachary |
| 17-332-1 | Faircloth v. Faircloth (Civil) Decision: Affirmed | Rockingham 12CVD1455 | Bryant |
| 17-678-1 | State v. Upright (Criminal) Decision: No Error | Rowan 15CRS2358,15CRS50759-60 | Bryant |
| 17-663-1 | In re: B.M. (Juvenile - 3.1) Decision: Affirmed in part; Vacated in part. | Rutherford 09JA133 | Dillon |
| 17-772-1 | State v. Gates (Criminal) Decision: No prejudicial error | Swain 15CRS459,15CRS50650-51 | Arrowood |
| 17-734-1 | Thomson v. Holling (Civil) Decision: Vacated and remanded. | Union 12CVD2587 | Calabria |
| 17-192-1 | Jacobson v. Padgett (Civil) Decision: Dismissed | Wake 16CVD2437 | Murphy |
| 17-359-1 | Cook v. Cook (Civil) Decision: Vacated and Remanded | Wake 10CVD8072 | Davis |
| 17-505-1 | State v. Martinez (Criminal) Decision: No Prejudicial Error | Wake 02CRS53666,08CRS81625-26 | Dillon |
| 17-654-1 | In re: C.C. (Civil) Decision: Affirmed | Wake 16SPC8132 | Dietz |
| 17-631-1 | State v. Forney (Criminal) Decision: No Error | Watauga 15CRS50683,15CRS541 | Murphy |
| 17-685-1 | State v. Mazariegos (Criminal) Decision: Affirmed | Wayne 15CRS50840 | Bryant |
| 17-614-1 | State v. McAllister (Criminal) Decision: No error in part; no plain error in part; dismissed in part | Wilson 15CRS52815-16,16CRS1081 | Dietz |