

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

Docket #	Title	County	Judge
18-251-1	PHG Asheville, LLC v. City of Asheville (Civil) <b>Decision:</b> Affirmed	Buncombe	Tyson
18-34-1	State v. Allen (Criminal) <b>Decision:</b> Dismissed	Burke	Zachary
18-62-1	Carlton v. Burke Cty. Bd. of Educ. (Civil) <b>Decision:</b> Affirmed	Burke	Hunter, Jr.
18-294-1	State v. Bennett (Criminal) <b>Decision:</b> Reversed and Remanded	Craven	Stroud
18-417-1	State v. Jackson (Criminal) <b>Decision:</b> Affirmed	Forsyth	Berger, Jr.
18-67-1	State v. Guy (Criminal) <b>Decision:</b> NO ERROR IN PART; ARREST JUDGMENT IN PART; REMANDED IN PART.	Granville	Berger, Jr.
18-37-1	State v. DeGraffenried (Criminal) <b>Decision:</b> NO PLAIN ERROR.	Guilford	Tyson
18-165-1	State v. Booker (Criminal) <b>Decision:</b> NO PREJUDICIAL ERROR.	Guilford	Davis
18-205-1	QUB Studios, LLC v. Marsh (Civil) <b>Decision:</b> Affirmed	Guilford	Calabria
18-45-1	State v. Nickens (Criminal) <b>Decision:</b> No Error	Harnett	Hunter, Jr.
18-29-1	State v. Mitchell (Criminal) <b>Decision:</b> Affirmed	Mecklenburg	Elmore
18-317-1	Chavez v. Carmichael (Criminal) <b>Decision:</b> Vacated and Remanded	Mecklenburg	Tyson Dietz (c)
17-884-1	Rouse v. Forsyth Cty. DSS (Civil) <b>Decision:</b> AFFIRMED in part; VACATED in part.	Office of Admin. Hearings	Bryant
18-175-1	State v. McNeil (Criminal) <b>Decision:</b> Remanded for resentencing.	Wake	Murphy
16-750-2	Boone Ford, Inc. v. IME Scheduler, Inc. (Civil) <b>Decision:</b> Affirmed	Watauga	Elmore
18-188-1	Appalachian Materials, LLC v. Watauga Cty. (Civil) <b>Decision:</b> Reversed and Remanded	Watauga	Davis Dillon, concurs in result only by separate opinion.

Docket #	Title	County	Judge
18-351-1	NationStar Mortg. LLC v. Curry (Civil) <b>Decision:</b> Affirmed	Wilkes	Tyson
16-697-2	State v. Buchanan (Criminal) <b>Decision:</b> Vacated and Remanded	Yancey	Dillon

**IN THE  
COURT OF APPEALS**

**CASES REPORTED WITHOUT PUBLISHED OPINIONS**

**(FILED 6 NOVEMBER 2018)**  
**(MANDATE 26 NOVEMBER 2018)**

Docket #	Title	County	Judge
18-171-1	Stonewall Constr. Servs., LLC v. Frosty Parrott Burlington (Civil) <b>Decision:</b> Affirmed	Alamance 15CVS124	Dietz
18-183-1	In re: E.W.P. (Civil) <b>Decision:</b> Affirmed	Avery 13SPC68	Calabria
18-598-1	In re: K.K.L-H. (Juvenile - 3.1) <b>Decision:</b> Affirmed in part; reversed in part; reversed and remanded in part	Avery 18JA12	Inman
18-308-1	State v. Whitmire (Criminal) <b>Decision:</b> No Error	Buncombe 15CRS89331 15CRS89435 16CRS266	Arrowood
18-218-1	The Grande Villas at the Pres. Condo. Homeowners Ass'n, Inc. v. Indian Beach Acquisition LLC (Civil) <b>Decision:</b> Dismissed	Carteret 15CVS1415	Dietz
18-198-1	Jones v. Boyd (Civil) <b>Decision:</b> Affirmed	Catawba 14CVS2977	Inman
18-191-1	State v. Gill (Criminal) <b>Decision:</b> Vacated and Remanded	Durham 15CRS57733	Dietz
18-263-1	Shen v. McGowan (Civil) <b>Decision:</b> Affirmed	Durham 16CVD3981	McGee
18-249-1	State v. Satterwhite (Criminal) <b>Decision:</b> No Error	Edgecombe 16CRS51837	Hunter, Jr.
18-266-1	State v. Hazel (Criminal) <b>Decision:</b> No Error	Forsyth 16CRS2452 16CRS50882	Tyson
18-268-1	Cousar v. Martin (Civil) <b>Decision:</b> Dismissed	Forsyth 16CVS5241	Berger, Jr.
18-357-1	State v. Coles (Criminal) <b>Decision:</b> New trial.	Forsyth 13CRS60689	Calabria
18-447-1	Woodlief v. Canal Wood L.L.C. (Civil) <b>Decision:</b> Reversed	Franklin 17CVD315	Arrowood
18-325-1	State v. Rawlinson (Criminal) <b>Decision:</b> Vacated and Remanded	Greene 16CRS50132	Elmore
18-377-1	ECMD, Inc. v. Grubbs (Civil) <b>Decision:</b> Dismissed	Guilford 17CVS1383	Inman
18-335-1	Young v. Young (Civil)	Halifax 15CVD1141	Stroud

Docket #	Title	County	Judge
	<b>Decision:</b> Affirmed		
18-143-1	State v. Hudson (Criminal)	Harnett 15CRS51385-86	Dillon
	<b>Decision:</b> No Error		
18-152-1	State v. McKoy (Criminal)	Johnston 15CRS53962	Calabria
	<b>Decision:</b> No Error		
18-381-1	In re: N.J.H. (Juvenile - 3.1)	Johnston 15JT198	Inman
	<b>Decision:</b> Affirmed		
18-70-1	State v. Baker (Criminal)	Lincoln 15CRS53563	Calabria
	<b>Decision:</b> No prejudicial error.		
18-480-1	McCammitt v. Chen (Civil)	Mecklenburg 17CVD5297	Hunter, Jr.
	<b>Decision:</b> Dismissed		
18-529-1	State v. Smith (Criminal)	Mecklenburg 16CRS226550 16CRS226551 16CRS226552 16CRS226554 16CRS226556 17CRS5918	Arrowood
	<b>Decision:</b> No Error		
17-1402-1	Core v. NC Div. of Parks & Recreation (Civil)	N.C. Industrial Commission TA-24656	McGee
	<b>Decision:</b> Remanded		
18-245-1	Jones v. Wells Fargo Bank, NA (Civil)	N.C. Industrial Commission 15-711274	Calabria
	<b>Decision:</b> Affirmed		
17-1142-1	State v. Millhouse (Criminal)	New Hanover 01CRS18969-78 01CRS25484-87 01CRS28577 02CRS4353	Dillon
	<b>Decision:</b> Affirmed in part and Vacated in part		
17-1391-1	State v. Bradley (Criminal)	New Hanover 14CRS53046	Zachary
	<b>Decision:</b> No Error		
18-257-1	Styles v. Styles (Civil)	New Hanover 17CVD833	Stroud
	<b>Decision:</b> Affirmed		
18-462-1	Boswell v. Boswell (Civil)	New Hanover 16CVD361	Tyson
	<b>Decision:</b> AFFIRMED IN PART AND REMANDED		
18-38-1	State v. Pilkington (Criminal)	Onslow 15CRS57350-52 16CRS51123 16CRS51125	Calabria
	<b>Decision:</b> No Error		
18-101-1	State v. Matlock (Criminal)	Onslow 16CRS52047-48	Hunter, Jr.

Docket #	Title	County	Judge
	<b>Decision:</b> Remanded for Re-sentencing.		
18-280-1	In re: A.P. (Juvenile - 3.1)	Orange 15JT88	Bryant
	<b>Decision:</b> Affirmed		
18-115-1	Hudson v. Pasquotank Cty. (Civil)	Pasquotank 16CVS414	Inman
	<b>Decision:</b> Reversed and remanded in part; affirmed in part		
18-227-1	State v. Averette (Criminal)	Pitt 16CRS1393	Elmore
	<b>Decision:</b> Affirmed		
18-271-1	Cable v. Green (Civil)	Randolph 13CVS2790	Calabria
	<b>Decision:</b> Appeal dismissed.		
18-414-1	State v. Ocegueda (Criminal)	Rockingham 16CRS50085 16CRS51	Tyson
	<b>Decision:</b> No Error		
18-162-1	Pegues v Monroe (Civil)	Sampson 09CVD1585	Dillon
	<b>Decision:</b> Vacated and Remanded		
18-482-1	In re: D.C., Jr., J.C., D.C. (Juvenile - 3.1)	Swain 16JA18-20	Bryant
	<b>Decision:</b> Affirmed in Part, Reversed and Remanded in Part		
18-211-1	State v. Sisk (Criminal)	Transylvania 16CRS50807	Elmore
	<b>Decision:</b> No Plain Error		
18-156-1	State v. Garrison (Criminal)	Wake 15CRS219816	Berger, Jr.
	<b>Decision:</b> NO ERROR IN PART; DISMISSED IN PART		
18-159-1	Everett v. Duke Energy Carolinas, LLC (Civil)	Wake 16CVS7353	Hunter, Jr.
	<b>Decision:</b> Reversed in Part; Affirmed in Part.		
18-214-1	State v. Kewish (Criminal)	Wake 12CRS219520	Dillon
	<b>Decision:</b> No Error in Part, Vacated and Remanded in Part		
18-313-1	Fitness Solutions Grp., LLC v. JTG Equip. & Supply Co., LLC (Civil)	Wake 16CVD13102	Dietz
	<b>Decision:</b> Affirmed		
16-684-2	State v. Williams (Criminal)	Wayne 14CRS55045 15CRS551	Elmore
	<b>Decision:</b> No Plain Error		
18-68-1	State v. Mash (Criminal)	Wilkes 16CRS51364 16CRS51647	Dietz
	<b>Decision:</b> Affirmed		