IN THE COURT OF APPEALS

CASES REPORTED WITH PUBLISHED OPINIONS

(FILED 18 DECEMBER 2018)
(MANDATE 7 JANUARY 2019)

Docket #	Title	County	Judge
16-398-2	State v. Hyman (Criminal) **Decision:** Affirmed	Bertie	Elmore
18-379-1	Ayscue v. Griffin (Civil) **Decision:** VACATED IN PART, REVERSED IN PART AND REMANDED.	Bertie	Tyson
18-349-1	MTGLQ Investors, L.P. v. Curnin (Civil) **Decision:** Reversed and Remanded	Brunswick	Dillon
17-1337-1	State v. Piland (Criminal) **Decision:** No error in part; Vacated in part and remanded for resentencing; No plain error in part.	Buncombe	Murphy
18-565-1	State v. Godfrey (Criminal) **Decision:** No Error	Caldwell	Zachary
18-592-1	In re: C.K.C. & W.T.C., III (Juvenile - 3.1) **Decision:** Reversed	Catawba	Zachary
17-1368-1	Doe v. Doe (Civil) **Decision:** Reversed and Remanded	Cumberland	Stroud
18-341-1	Watson v. Watson (Civil) **Decision:** Reversed	Cumberland	Elmore
18-524-1	Watson v. Joyner-Watson (Civil) **Decision:** Affirmed	Cumberland	Elmore Chris Dillon (d)
18-202-1	State v. Seam (Criminal) **Decision:** Affirmed	Davidson	Davis
18-489-1	Bank of Am., N.A. v. McFarland (Civil) **Decision:** Affirmed	Durham	Murphy
18-234-1	State v. Coley (Criminal) **Decision:** New Trial	Guilford	Tyson Zachary (d)
18-244-1	Gyger v. Clement (Civil) **Decision:** Affirmed	Guilford	Zachary
18-475-1	McKinney v. McKinney (Civil) **Decision:** Affirmed	Guilford	Dietz
18-21-1	State v. Pless (Criminal) **Decision:** Affirmed in Part; No Error in Part	Iredell	Stroud Hunter Murphy (c)
18-419-1	In re: Radcliff (Civil) **Decision:** Affirmed	Iredell	Elmore

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18-222-1	Bank of Am., N.A. v. Schmitt (Civil) **Decision:** Vacated and Remanded in part, Affirmed in part	Macon	Dillon
17-1237-1	State v. Holmes (Criminal) **Decision:** No error in part; No prejudicial error in part.	Mecklenburg	Murphy
18-250-1	State v. Byers (Criminal) **Decision:** Reversed and Remanded	Mecklenburg	McGee John Arrowood(d)
18-385-1	Servatius v. Ryals (Civil) **Decision:** Vacated in part and remanded.	Mecklenburg	Zachary
18-488-1	Peeler v. Joseph (Civil) **Decision:** Affirmed	Mecklenburg	Arrowood Tyson (d)
18-215-1	Master v. Country Club of Landfall (Civil) **Decision:** Affirmed	New Hanover	Berger, Jr.
18-410-1	Walton v. Walton (Civil) **Decision:** Affirmed in Part, Reversed in Part and Remanded	New Hanover	Tyson
18-466-1	Gilmartin v. Gilmartin (Civil) **Decision:** Affirmed	Pasquotank	Stroud
18-527-1	State v. Baker (Criminal) **Decision:** Affirmed in part, reversed in part, and remanded for further proceedings	Pitt	Inman
18-375-1	State v. Wirt (Criminal) **Decision:** No Error	Randolph	McGee
18-416-1	State v. Shuler (Criminal) **Decision:** Vacated	Swain	Dillon
18-150-1	Howe v. The Links Club Condo. (Civil) **Decision:** Affirmed in Part, Reversed in Part and Remanded	Wake	Zachary
18-411-1	Desmond v. The News & Observer Publ'g Co. (Civil) **Decision:** Affirmed	Wake	Stroud
18-465-1	Martin v. Martin (Civil) **Decision:** Reversed in part and remanded; dismissed in part.	Wake	Zachary
17-1245-1	State v. Heelan (Criminal) **Decision:** No Prejudicial Trial Error; SBM Order Reversed	Watauga	Elmore
18-629-1	Spencer v. Portfolio Recovery Assocs., LLC (Civil) **Decision:** Dismissed	Yadkin	Stroud

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Docket #	Title	County	Judge
18-633-1	In re: E.B.J. (Juvenile - 3.1)	Alleghany 14JT7	Tyson
	Decision: Vacated and Remanded		
16-652-2	Wilkie v. City of Boiling Spring Lakes (Civil)	Brunswick 14CVS919	Berger, Jr.
	Decision: Affirmed in part; Remanded in part		
18-238-1	Stiles v. Swinging Bridge, LLC (Civil)	Buncombe 16CVS2735	Davis Dillon concurring in result (c)
	Decision: AFFIRMED IN PART; VACATED IN PART; REMANDED.		
18-124-1	State v. Delair (Criminal)	Cabarrus 16CRS53970	Hunter, Jr.
	Decision: No Error		
18-86-1	Roberts v. Locke (Civil)	Catawba 13CVS2607	Arrowood
	Decision: Affirmed		
18-319-1	Am. Express Bank, FSB v. Voyksner (Civil)	Chatham 14CVD427	Hunter, Jr.
	Decision: Affirmed		
17-1356-1	State v. Clark (Criminal)	Cleveland 15CRS54509	Murphy
	Decision: No error in part; No prejudicial error in part.		
18-615-1	Brinkley Props. of Kings Mountain, LLC v. City of Kings Mountain, NC (Civil)	Cleveland 17CVS212	Arrowood
	Decision: Affirmed		
18-510-1	In re: A.K.J. (Juvenile - 3.1)	Forsyth 17J19	Calabria
	Decision: Reversed		
17-1284-1	State v. Taylor (Criminal)	Gaston 15CRS1557,15CRS29-45,15CRS5353	Inman
	Decision: New Trial		
18-25-1	State v. McAbee (Criminal)	Gaston 16CRS58357,16CRS5-8364-67	Bryant
	Decision: Reversed in Part; Vacated in Part		
18-635-1	In re: Toulouse (Civil)	Greene 13E70	Hunter, Jr.
	Decision: Affirmed		
18-593-1	In re: R.L.O., L.P.O., C.M.O. (Juvenile - 3.1)	Iredell 17JT117, 17JT118 17JT119	Calabria
	Decision: Affirmed in part, reversed in part, vacated in part and remanded.		
18-372-1	State v. Jefferson (Criminal)	Johnston 01CRS51693	Davis
	Decision: Affirmed		
17-1319-1	State v. Marquez (Criminal)	Mecklenburg 15CRS12708	Berger, Jr.
	Decision: No Error		
18-71-1	Howard v. OrthoCarolina, P.A. (Civil)	Mecklenburg 08CVS13045	Inman

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	Decision: Affirmed		
18-146-1	Gee v. Denzer (Civil)	Mecklenburg 17CVD14143	Inman
	Decision: Affirmed		
18-296-1	State v. Jarvis (Criminal)	Mecklenburg 16CRS215435,17CRS8563	Murphy
	Decision: No Error		
18-364-1	Rosen v. The Club At Longview, LLC (Civil)	Mecklenburg 17CVS7595	Elmore
	Decision: Affirmed		
18-403-1	State v. Anthony (Criminal)	Mecklenburg 15CRS245327,15CRS-245331,15CRS245332-,15CRS245334	Dietz
	Decision: Vacated and Remanded		
18-424-1	State v. Orr (Criminal)	Mecklenburg 17CRS15715,17CRS2-05845-47	Elmore
	Decision: No Prejudicial Error		
18-618-1	State v. Timmons (Criminal)	Mecklenburg 16CRS242889,16CRS-242891,17CRS34630	Arrowood
	Decision: Dismissed		
18-650-1	State v. Hayward (Criminal)	Mecklenburg 16CRS247411	Tyson
	Decision: No Error		
17-1416-1	State v. Coomber (Criminal)	Mitchell 16CRS50531	Berger, Jr.
	Decision: No Error		
18-246-1	Schneeman v. Food Lion, LLC (Civil)	N.C. Industrial Commission 15-029812	Davis
	Decision: Affirmed		
18-348-1	Glasgow v. Peoplease Corp. (Civil)	N.C. Industrial Commission 15-031891	Dietz
	Decision: Affirmed		
18-567-1	Brunson v. Off. of The NC Gen. Assembly (Civil)	N.C. Industrial Commission TA-26220	McGee
	Decision: Dismissed		
18-568-1	Brunson v. Off. of the Dist. Att'y For The 12th Prosecutorial Dist. (Civil)	N.C. Industrial Commission TA-26221	McGee
	Decision: Dismissed		
18-569-1	Brunson v. Off. of the 12th Judiciary (Civil)	N.C. Industrial Commission TA-26222	McGee
	Decision: Dismissed		
18-570-1	Brunson v. Off. of the Dist. Att'y for the 12th Prosecutorial Dist. (Civil)	N.C. Industrial Commission TA-26223	McGee

Docket #	Title	County	Judge
	Decision: Dismissed		
18-571-1	Brunson v. Off. of the Governor Of The State of NC (Civil)	N.C. Industrial Commission TA-26224	McGee
	Decision: Dismissed		
18-572-1	Brunson v. Off. of the Dist. Att'y for the 12th Prosecutorial Dist. (Civil)	N.C. Industrial Commission TA-26225	McGee
	Decision: Dismissed		
18-573-1	Brunson v. Off. of the 12th Judiciary (Civil)	N.C. Industrial Commission TA-26238	McGee
	Decision: Dismissed		
18-588-1	Sides v. Ashley Furniture Indus., Inc. (Civil)	N.C. Industrial Commission 16-004856	Arrowood
	Decision: Affirmed		
18-657-1	Brunson v. NC Dep't of Pub. Safety (Civil)	N.C. Industrial Commission TA-25705	McGee
	Decision: Affirmed		
18-658-1	Brunson v. Off. Of The Dist. Att'y For The 12th Prosecutorial Dist. (Civil)	N.C. Industrial Commission TA-25775	McGee
	Decision: Affirmed		
18-659-1	Brunson v. NC Innocence Inquiry Comm'n (Civil)	N.C. Industrial Commission TA-25828	McGee
	Decision: Affirmed		
17-1329-1	Simmons v. New Hanover Cty. Sch. Sys. (Civil)	New Hanover 17CVS1737	Murphy
	Decision: Modified and Affirmed		
18-505-1	Martin v. The Landfall Council of Ass'ns, Inc. (Civil)	New Hanover 16CVS2284	Zachary
	Decision: Dismissed		
18-117-1	State v. Daw (Criminal)	Onslow 16CRS52399	Inman
	Decision: No Error		
18-323-1	Reid v. Sterritt (Civil)	Pasquotank 16CVS766	Calabria
	Decision: Reversed and remanded.		
18-678-1	Carey v. Cherubini (Civil)	Pender 16CVD691	Arrowood
	Decision: Affirmed in part and remanded for additional findings.		
18-91-1	State v. Samuel (Criminal)	Perquimans 12CRS50124,17CRS118	Bryant
	Decision: Reversed and Remanded		
16-1107-2	State v. Langley (Criminal)	Pitt 14CRS3412,14CRS34-52,14CRS3454,14CRS-57851-54	Murphy
	Decision: No Error		

Docket #	Title	County	Judge
18-528-1	State v. Stancill (Criminal)	Pitt 16CRS426	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-699-1	State v. Floars (Criminal)	Pitt 16CRS55645	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-700-1	State v. Jones (Criminal)	Pitt 15CRS56923	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-701-1	State v. Gross (Criminal)	Pitt 15CRS3447	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-702-1	State v. Hill (Criminal)	Pitt 14CRS2669,14CRS2673-74	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-703-1	State v. Joyner (Criminal)	Pitt 14CRS4386,14CRS59716	Inman
	Decision: Affirmed in part; reversed in part; remanded for further proceedings		
18-713-1	Fischer v. Fagan (Civil)	Polk 15CVS122	Hunter, Jr.
	Decision: Affirmed in Part; Dismissed in Part.		
18-55-1	State v. Taylor (Criminal)	Robeson 11CRS52162	Davis Elmore, concurring in part and dissenting in part.
	Decision: Affirmed		
18-511-1	In re: B.A.S. & K.H.S. (Juvenile - 3.1)	Rockingham 16JT10-11	Tyson
	Decision: Affirmed		
18-647-1	In re: I.N.S. (Juvenile - 3.1)	Surry 16JT64	Zachary
	Decision: Dismissed		
17-1307-1	State v. Acosta (Criminal)	Wake 16CRS208707	Murphy
	Decision: No error in part; Affirmed in part.		
18-437-1	In re: B.W. (Juvenile - Criminal)	Wake 17JB431	Murphy
	Decision: Reversed in part; Vacated in part.		
18-346-1	State v. Stancil (Criminal)	Wayne 15CRS51463	Stroud
	Decision: No Error		