

North Carolina Court Of Appeals Releases New Rulings

By Administrator

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RALEIGH, (SGRToday.com) - North Carolina's second-highest appeals court has released a slate of new opinions ranging from double jeopardy to motor vehicle laws.

The opinions are available at <http://appellate.nccourts.org/opinions/>. The cases are: --
Heaton-Sides v. Snipes, (13-1083)

Foreclosure- lawful possession-destruction of personal property. After being placed in lawful possession, the buyer of a residence at a forelclosure sale may not dispose of personal property in the residence for ten days. Conversion-actual damages-nominal damages. if a plaintiff proves her conversion claim but fails to prove actual damages, she is entitled to nominal damages

-- In re Pace/Dowd Props. Ltd., (13-759)

ad valorem tax assessment

-- Morningstar Marinas/Eaton Ferry, LLC v. Warren Cnty., (13-458)

-- Mandamus; Appeal to County Board of Adjustment

Robinson v. Shanahan, (13-504)

-- Issues heard for first time on appeal.

Spoon v. Spoon, (13-340)

-- Modification of child custody

State v. Alexander, (13-461)

-- Plain view doctrine

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State v. Kostick, (13-873)

-- Cherokee Reservation, State Highway Patrol, motor vehicle laws, enforcement, knoll motion

-- State v. McCulloch, (13-472)

Probation Violation; Invalidity of Underlying Conviction;

-- Lack of Jurisdiction State v. Mulder, (13-672)

Double Jeopardy

State v. Sargent, (13-482)

Closing argument; character evidence