

Table of Cases

A

- Aaron v. Davis, 424 F. Supp. 1238, 14 Fair Empl. Prac. Cas. (BNA) 362, 13 Empl. Prac. Dec. (CCH) ¶ 11484 (E.D. Ark. 1976)—20:5
- Aaron v. New Fortis Homes, Inc., 127 N.C. App. 711, 493 S.E.2d 305 (1997)—20:12
- Abbott v. Hancock, 123 N.C. 99, 31 S.E. 268 (1898)—22:2
- Abels v. Renfro Corp., 108 N.C. App. 135, 423 S.E.2d 479 (1992)—20:1
- Abernathy v. Consolidated Freightways Corp. of Delaware, 321 N.C. 236, 362 S.E.2d 559 (1987)—20:8
- Abernathy v. Ralph Squires Realty Co., Inc., 55 N.C. App. 354, 285 S.E.2d 325 (1982)—29:7
- Abernethy v. Utica Mut. Ins. Co., 373 F.2d 565 (4th Cir. 1967)—12:6
- Abernethy by Abernethy v. Spartan Food Systems, Inc., 103 N.C. App. 154, 404 S.E.2d 710 (1991)—36:8
- Abrams v. Metropolitan Life Ins. Co., 223 N.C. 500, 27 S.E.2d 148 (1943)—27:13, 27:17
- Academy of Dance Arts, Inc. v. Bates, 1 N.C. App. 333, 161 S.E.2d 762 (1968)—4:4, 33:3
- Adair v. Adair, 62 N.C. App. 493, 303 S.E.2d 190 (1983)—11:6
- Adamee's Estate, Matter of, 291 N.C. 386, 230 S.E.2d 541 (1976)—1:3
- Adams v. Adams, 212 N.C. 337, 193 S. E. 661 (1937)—25:2
- Adams v. Beaty Service Co., 237 N.C. 136, 74 S.E.2d 332 (1953)—1:9
- Adams v. Carolina Tel. & Tel. Co., 59 N.C. App. 687, 297 S.E.2d 785 (1982)—2:3
- Adams v. Moore, 96 N.C. App. 359, 385 S.E.2d 799 (1989)—29:7
- Adder v. Holman & Moody, Inc., 288 N.C. 484, 219 S.E.2d 190 (1975)—17:9
- Adkins v. Carter, 40 N.C. App. 258, 252 S.E.2d 268 (1979)—22:6
- A.E.P. Industries, Inc. v. McClure, 308 N.C. 393, 302 S.E.2d 754 (1983)—20:4
- Aerial Devices, Inc., In re, 126 N.C. App. 709, 486 S.E.2d 463 (1997)—10:4
- Aetna Cas. and Sur. Co. v. Fields, 105 N.C. App. 563, 414 S.E.2d 69 (1992)—27:30
- Aetna Ins. Co. v. Barnett Bros., Inc., 289 F.2d 30 (8th Cir. 1961)—1:8
- Aetna Ins. Co. v. Carroll's Transfer, Inc., 14 N.C. App. 481, 188 S.E.2d 612 (1972)—27:12
- Aills v. Nationwide Mut. Ins. Co., 88 N.C. App. 595, 363 S.E.2d 880 (1988)—27:30

NORTH CAROLINA LAW OF DAMAGES

- Alamance Builders, Inc. v. Central Carolina Bank & Trust Co., 45 N.C. App. 46, 262 S.E.2d 338, 28 U.C.C. Rep. Serv. 125 (1980)—14:13
- Alamance County v. N. C. Dept. of Human Resources, 58 N.C. App. 748, 294 S.E.2d 377 (1982)—29:9
- Alberti v. Manufactured Homes, Inc., 329 N.C. 727, 407 S.E.2d 819, 15 U.C.C. Rep. Serv. 2d 1184 (1991)—35:2
- Albrecht v. Dorsett, 131 N.C. App. 502, 508 S.E.2d 319 (1998)—11:36, 12:5
- Aldridge v. Hasty, 240 N.C. 353, 82 S.E.2d 331 (1954)—30:4
- Alexander v. Lindsey, 230 N.C. 663, 55 S.E.2d 470 (1949)—36:10
- Alexander v. Quattlebaum, 135 N.C. App. 622, 522 S.E.2d 88 (1999)—33:18, 36:22
- Alexander v. Seaboard Air Line R. Co., 346 F. Supp. 320 (W.D. N.C. 1971)—30:12
- Alford v. Tudor Hall and Associates, Inc., 75 N.C. App. 279, 330 S.E.2d 830 (1985)—27:15
- Algary v. McCarley & Co., Inc., 74 N.C. App. 125, 327 S.E.2d 296 (1985)—20:12
- Al-Hourani v. Ashley, 126 N.C. App. 519, 485 S.E.2d 887 (1997)—37:14
- Allen v. Allen, 61 N.C. App. 716, 301 S.E.2d 514 (1983)—12:2
- Allen v. Allen, 65 N.C. App. 86, 308 S.E.2d 656 (1983)—9:5
- Allen v. Baker, 86 N.C. 91, 1882 WL 2736 (1882)—22:1
- Allen v. Duvall, 63 N.C. App. 342, 304 S.E.2d 789 (1983)—33:15
- Allen v. Foreman, 18 N.C. App. 383, 197 S.E.2d 32 (1973)—30:5
- Allen v. Schiller, 6 N.C. App. 392, 169 S.E.2d 924 (1969)—30:10
- Allgood v. Wilmington Sav. & Trust Co., 242 N.C. 506, 88 S.E.2d 825 (1955)—11:5
- Alliance Mut. Ins. Co. v. New York Cent. Mut. Fire Ins. Co., 70 N.C. App. 140, 318 S.E.2d 524 (1984)—27:30
- Allmon v. Alcatel, Inc., 124 N.C. App. 341, 477 S.E.2d 90 (1996)—20:12
- Allred v. Graves, 261 N.C. 31, 134 S.E.2d 186 (1964)—6:1, 27:19
- Allstate Ins. Co. v. Integon Indem. Corp., 24 N.C. App. 538, 211 S.E.2d 463 (1975)—27:25
- Allstate Ins. Co. v. Old Republic Ins. Co., 49 N.C. App. 32, 270 S.E.2d 510 (1980)—27:25
- Allstate Ins. Co. v. Webb, 10 N.C. App. 672, 179 S.E.2d 803 (1971)—27:29
- Almond v. Boyles, 792 F.2d 451 (4th Cir. 1986)—9:1
- Alpar v. Weyerhaeuser Co., Inc., 20 N.C. App. 340, 201 S.E.2d 503 (1974)—11:14
- Alsbrook v. Shields, 67 N.C. 333, 1872 WL 2407 (1872)—28:8
- Altman v. Sanders, 267 N.C. 158, 148 S.E.2d 21 (1966)—20:9, 20:12
- American Bridge Division U. S. Steel Corp. v. Brinkley, 255 N.C. 162, 120 S.E.2d 529 (1961)—29:3

TABLE OF CASES

- American Foods, Inc. v. Goodson Farms, Inc., 50 N.C. App. 591, 275 S.E.2d 184 (1981)—9:8, 33:16
- American Marble Corp. v. Crawford, 84 N.C. App. 86, 351 S.E.2d 848 (1987)—17:13
- American Mfrs. Mut. Ins. Co. v. Hagler, 132 N.C. App. 204, 511 S.E.2d 28 (1999)—27:30
- American Mfrs. Mut. Ins. Co. v. Morgan, 147 N.C. App. 438, 556 S.E.2d 25 (2001)—22:3
- American Nat. Fire Ins. Co. v. Gibbs, 260 N.C. 681, 133 S.E.2d 669 (1963)—24:2, 24:3
- American Personnel, Inc. v. Harbolick, 16 N.C. App. 107, 191 S.E.2d 412, 61 A.L.R.3d 369 (1972)—11:33
- Amerson v. Willis, 109 N.C. App. 297, 426 S.E.2d 428 (1993)—2:8
- Amos v. North Carolina Farm Bureau Mut. Ins. Co., 103 N.C. App. 629, 406 S.E.2d 652 (1991)—27:30
- Anders v. Ellis, 87 N.C. 207, 1882 WL 2923 (1882)—3:2
- Anders v. Gardner, 151 N.C. 604, 66 S.E. 665 (1910)—17:13
- Andersen v. Baccus, 109 N.C. App. 16, 426 S.E.2d 105 (1993)—27:27
- Andersen v. Baccus, 335 N.C. 526, 439 S.E.2d 136 (1994)—27:27
- Anderson v. Assimos, 146 N.C. App. 339, 553 S.E.2d 63 (2001)—36:16
- Anderson v. Assimos, 356 N.C. 415, 572 S.E.2d 101 (2002)—36:16
- Anderson v. Butler, 284 N.C. 723, 202 S.E.2d 585 (1974)—22:6
- Anderson v. Demolition Dynamics, Inc., 136 N.C. App. 603, 525 S.E.2d 471 (2000)—20:12
- Anderson v. Gold Kist, Inc., 138 Ga. App. 19, 225 S.E.2d 487 (1976)—35:14
- Anderson v. Hollifield, 345 N.C. 480, 480 S.E.2d 661 (1997)—11:29
- Anderson v. Shoney's of Morganton, 76 N.C. App. 158, 332 S.E.2d 93 (1985)—20:12
- Anderson v. Town of Waynesville, 203 N.C. 37, 164 S.E. 583 (1932)—31:9
- Anderson v. Yungkau, 329 U.S. 482, 67 S. Ct. 428, 91 L. Ed. 436 (1947)—11:37
- Anderson Cotton Mills v. Royal Mfg. Co., 218 N.C. 560, 11 S.E.2d 550 (1940)—36:11
- Anderson Cotton Mills v. Royal Mfg. Co., 221 N.C. 500, 20 S.E.2d 818 (1942)—8:2
- Andrews v. Andrews, 242 N.C. 382, 88 S.E.2d 88 (1955)—31:1
- Andrews v. Carr, 135 N.C. App. 463, 521 S.E.2d 269 (1999)—12:4
- Andrews v. Peters, 55 N.C. App. 124, 284 S.E.2d 748 (1981)—20:12
- Andrews v. Peters, 75 N.C. App. 252, 330 S.E.2d 638 (1985)—12:7
- Andrews v. Powell, 97 N.C. 155, 2 S.E. 235 (1887)—11:23
- Andrews v. Taylor, 34 N.C. App. 706, 239 S.E.2d 630 (1977)—28:4

NORTH CAROLINA LAW OF DAMAGES

- Andrews & Knowles Produce Co. v. Currin, 243 N.C. 131, 90 S.E.2d 228 (1955)—2:9, 28:9
- Ange v. Sovereign Camp of Woodmen of the World, 173 N.C. 33, 91 S.E. 586 (1917)—14:6
- Anthony v. Jeffress, 172 N.C. 378, 90 S.E. 414 (1916)—14:4
- Anton A. Vreede, M.D., P.C. v. Koch, 94 N.C. App. 524, 380 S.E.2d 615 (1989)—8:8
- APAC-Carolina, Inc. v. Greensboro-High Point Airport Authority, 110 N.C. App. 664, 431 S.E.2d 508 (1993)—17:3
- Appeal from Civil Penalty Assessed for Violations of Sedimentation Pollution Control Act, Matter of, 324 N.C. 373, 379 S.E.2d 30 (1989)—29:11
- Archer v. Rockingham County, 144 N.C. App. 550, 548 S.E.2d 788 (2001)—5:6
- Archibald v. Davis, 49 N.C. 133, 4 Jones 133, 1856 WL 1670 (1856)—3:2
- Aretz v. U.S., 456 F. Supp. 397 (S.D. Ga. 1978)—2:6
- Argo Air, Inc. v. Scott, 18 N.C. App. 506, 197 S.E.2d 256 (1973)—8:8
- Armel Management Corp. v. Stanhagen, 35 N.C. App. 571, 241 S.E.2d 713 (1978)—9:8
- Arnett v. Yeago, 247 N.C. 356, 100 S.E.2d 855 (1957)—30:4
- Arnold v. Ray Charles Enterprises, Inc., 264 N.C. 92, 141 S.E.2d 14 (1965)—11:8
- Arritt v. Grisell, 567 F.2d 1267, 17 Fair Empl. Prac. Cas. (BNA) 753, 15 Empl. Prac. Dec. (CCH) ¶ 8012 (4th Cir. 1977)—20:5
- Arthur v. Archbell, 235 F. Supp. 123 (E.D. N.C. 1964)—11:29
- Arthur v. Henry, 157 N.C. 393, 73 S.E. 206 (1911)—4:4, 11:11, 36:7
- Asbury v. City of Raleigh, 48 N.C. App. 56, 268 S.E.2d 562 (1980)—30:17
- Ashe v. De Rossett, 50 N.C. 299, 5 Jones 299, 1858 WL 1673 (1858)—2:5
- Ashley v. Delp, 59 N.C. App. 608, 297 S.E.2d 905 (1982)—18:1
- Ashley v. Rent-A-Car Co., 1 N.C. App. 171, 160 S.E.2d 521 (1968)—9:10
- Askew v. Interstate Hotel Co., 195 N.C. 456, 142 S.E. 590 (1928)—14:8
- Askew v. Leonard Tire Co., 264 N.C. 168, 141 S.E.2d 280 (1965)—20:12
- Askew Kawasaki, Inc. v. City of Elizabeth City, 124 N.C. App. 453, 477 S.E.2d 85 (1996)—23:2
- A-S-P Associates v. City of Raleigh, 298 N.C. 207, 258 S.E.2d 444 (1979)—23:20
- A.S. Rampell, Inc. v. Hyster Co., 3 N.Y.2d 369, 165 N.Y.S.2d 475, 144 N.E.2d 371 (1957)—14:5
- Atkins v. Moye, 277 N.C. 179, 176 S.E.2d 789 (1970)—30:7
- Atkinson v. Atkinson, 225 N.C. 120, 33 S.E.2d 666 (1945)—33:9
- Atlantic Coast Line R. Co. v.

TABLE OF CASES

- State Highway Commission, 268 N.C. 92, 150 S.E.2d 70 (1966)—1:4
- Atlantic Joint Stock Land Bank of Raleigh v. Williams, 209 N.C. 104, 182 S.E. 727 (1935)—33:13
- Atlantic Purchasers, Inc. v. Aircraft Sales, Inc., 705 F.2d 712, 36 Fed. R. Serv. 2d 421 (4th Cir. 1983)—14:5, 29:7
- Atlantic Purchasers, Inc. v. Aircraft Sales, Inc., 705 F.2d 712 fn. 4, 36 Fed. R. Serv. 2d 421 (4th Cir. 1983)—29:7
- Attorney General v. Cape Fear Nav. Co., 37 N.C. 444, 2 Ired. Eq. 444, 1843 WL 978 (1843)—8:6
- Atwood v. Holland, 267 N.C. 722, 148 S.E.2d 851 (1966)—10:7, 30:6
- Austin v. Austin, 252 N.C. 283, 113 S.E.2d 553 (1960)—30:13
- Austin v. Shaw, 235 N.C. 722, 71 S.E.2d 25 (1952)—16:15
- Auto Finance Co. of N. C. v. Simmons, 247 N.C. 724, 102 S.E.2d 119 (1958)—11:35
- Aydlett v. Carolina By-Products Co., 215 N.C. 700, 2 S.E.2d 881 (1939)—31:3, 31:5
- Ayscue v. North Carolina State Highway Commission, 270 N.C. 100, 153 S.E.2d 823 (1967)—26:6
- Azzolino v. Dingfelder, 315 N.C. 103, 337 S.E.2d 528 (1985)—36:16, 38:1
- Azzolino v. Dingfelder, 71 N.C. App. 289, 322 S.E.2d 567 (1984)—4:4, 4:5, 22:4, 22:5, 37:1, 38:1
- Azzolino v. Dingfelder, 71 N.C. App. 289, 322 S.E.2d 567(1984)—38:1
- B**
- Baby Boy Scarce, Matter of, 81 N.C. App. 662, 345 S.E.2d 411 (1986)—9:5
- Bache Halsey Stuart, Inc. v. Hunsucker, 38 N.C. App. 414, 248 S.E.2d 567 (1978)—29:7
- Badame v. Lampke, 242 N.C. 755, 89 S.E.2d 466 (1955)—36:9
- Badgett v. Davis, 104 N.C. App. 760, 411 S.E.2d 200 (1991)—12:7
- Bahl v. Talford, 138 N.C. App. 119, 530 S.E.2d 347 (2000)—37:9
- Bailey v. Ferguson, 209 N.C. 264, 183 S.E. 275 (1936)—36:6
- Bailey v. Gitt, 135 N.C. App. 119, 518 S.E.2d 794 (1999)—37:5
- Bailey v. Sears Roebuck & Co., 131 N.C. App. 649, 508 S.E.2d 831 (1998)—20:12
- Baillie Lumber Co. v. Kincaid Carolina Corp., 4 N.C. App. 342, 167 S.E.2d 85, 6 U.C.C. Rep. Serv. 480 (1969)—11:5, 17:7
- Baldwin v. Piedmont Woodyards, 58 N.C. App. 602, 293 S.E.2d 814 (1982)—20:12
- Bales v. Evans, 94 N.C. App. 179, 379 S.E.2d 698 (1989)—17:2
- Ballard v. Hunter, 12 N.C. App. 613, 184 S.E.2d 423 (1971)—10:4, 11:32

NORTH CAROLINA LAW OF DAMAGES

- Ballenger v. Crowell, 38 N.C. App. 50, 247 S.E.2d 287, 16 A.L.R.4th 989 (1978)—11:17, 11:18
- Ballenger Paving Co. v. North Carolina State Highway Commission, 258 N.C. 691, 129 S.E.2d 245 (1963)—3:3
- Balmer v. Nash, 65 N.C. App. 401, 309 S.E.2d 518 (1983)—33:11
- Bandy v. City of Charlotte, 72 N.C. App. 604, 325 S.E.2d 17 (1985)—9:4, 16:18
- Bane v. Atlantic Coast Line R. Co., 171 N.C. 328, 88 S.E. 477 (1916)—15:14
- Bane v. Nicholson, 203 N.C. 104, 164 S. E. 750 (1932)—25:1
- Bane v. Norfolk & S.R. Co., 176 N.C. 247, 97 S.E. 11, 2 A.L.R. 90 (1918)—15:7
- Bank of French Broad v. Bryan, 240 N.C. 610, 83 S.E.2d 485 (1954)—27:14
- Bank of Georgia v. Higginbottom, 34 U.S. 48, 9 L. Ed. 46 (1835)—11:32
- Barber v. Minges, 223 N.C. 213, 25 S.E.2d 837 (1943)—20:12
- Barber v. White, 46 N.C. App. 110, 264 S.E.2d 385, 30 U.C.C. Rep. Serv. 18 (1980)—17:7
- Barclaysamerican/Credit Co. v. Riddle, 57 N.C. App. 662, 292 S.E.2d 177 (1982)—29:2, 29:5
- Barclift v. Norfolk & S.R. Co., 175 N.C. 114, 95 S.E. 39 (1918)—33:5
- Barger v. M. & J. Finance Corp., 221 N.C. 64, 18 S.E.2d 826 (1942)—22:5
- Barger v. McCoy Hillard & Parks, 346 N.C. 650, 488 S.E.2d 215 (1997)—14:7
- Barker v. Agee, 93 N.C. App. 537, 378 S.E.2d 566 (1989)—9:8
- Barker v. Owen, 93 N.C. 198, 1885 WL 1657 (1885)—1:7
- Barnaby v. Boardman, 313 N.C. 565, 330 S.E.2d 600 (1985)—29:2
- Barnard v. Rowland, 132 N.C. App. 416, 512 S.E.2d 458 (1999)—1:7, 33:1, 33:6
- Barnes v. Campbell Chain Co., Inc., 47 N.C. App. 488, 267 S.E.2d 388, 29 U.C.C. Rep. Serv. 812 (1980)—32:1
- Barnes v. Ford Motor Co., 95 N.C. App. 367, 382 S.E.2d 842 (1989)—4:6
- Barnes v. North Carolina State Highway Commission, 250 N.C. 378, 109 S.E.2d 219 (1959)—12:3, 16:8, 16:9
- Barnes v. O'Berry Center, 55 N.C. App. 244, 284 S.E.2d 716 (1981)—20:12
- Barnette v. Woody, 242 N.C. 424, 88 S.E.2d 223 (1955)—36:12, 36:13
- Barney v. North Carolina State Highway Commission, 192 S.E.2d 273 (1972)—23:10
- Barney v. North Carolina State Highway Commission, 282 N.C. 278, 192 S.E.2d 273 (1972)—26:6, 30:5
- Barr v. Southern Bell Tel. & Tel. Co., 13 N.C. App. 388, 185 S.E.2d 714 (1972)—3:2, 36:9
- Barrett v. Williams, 220 N.C. 32, 16 S.E.2d 405 (1941)—13:10

TABLE OF CASES

- Barrett Kays & Associates, P.A. v. Colonial Bldg. Co., Inc. of Raleigh, 129 N.C. App. 525, 500 S.E.2d 108 (1998)—8:2, 8:9
- Barrett, Robert & Woods, Inc. v. Armi, 59 N.C. App. 134, 296 S.E.2d 10 (1982)—17:17
- Barrier v. Thomas & Howard Co., 205 N.C. 425, 171 S.E. 626 (1933)—30:4
- Barrier v. Troutman, 231 N.C. 47, 55 S.E.2d 923 (1949)—31:1, 31:4, 31:6
- Bartell v. Sawyer, 132 N.C. App. 484, 512 S.E.2d 93 (1999)—20:12
- Basile v. U.S., 38 A.2d 620 (Mun. Ct. App. D.C. 1944)—34:3
- Bass v. Durham County Hosp. Corp., 158 N.C. App. 217, 580 S.E.2d 738—36:16
- Bass v. Durham County Hosp. Corp., 158 N.C. App. 217, 580 S.E.2d 738 (2003), review on additional issues denied, 357 N.C. 457, 585 S.E.2d 382 (2003) and review on additional issues denied, 357 N.C. 457, 585 S.E.2d 382 (2003) and—36:16
- Bass v. Durham County Hosp. Corp., 358 N.C. 144, 592 S.E.2d 687 (2004)—36:16
- Bass v. Fremont Wholesale Corp., 212 N.C. 252, 193 S.E. 1 (1937)—30:11
- Batchelder v. Boyd, 119 N.C. App. 204, 458 S.E.2d 1 (1995)—18:2
- Bates v. Dresser, 251 U.S. 524, 40 S. Ct. 247, 64 L. Ed. 388 (1920)—14:4
- Battle v. Chavis, 266 N.C. 778, 147 S.E.2d 387 (1966)—30:17
- Battle v. Clanton, 27 N.C. App. 616, 220 S.E.2d 97 (1975)—17:9
- Batts v. North Carolina Dept. of Transp., 160 N.C. App. 554, 586 S.E.2d 550 (2003)—23:10
- Baumann v. Smith, 41 N.C. App. 223, 254 S.E.2d 627 (1979)—17:2, 17:3
- Baxley v. Nationwide Mut. Ins. Co., 104 N.C. App. 419, 410 S.E.2d 12 (1991)—8:10
- Baxley v. Nationwide Mut. Ins. Co., 115 N.C. App. 718, 446 S.E.2d 597 (1994)—27:30
- Baxley v. Nationwide Mut. Ins. Co., 334 N.C. 1, 430 S.E.2d 895, 23 A.L.R.5th 859 (1993)—27:30
- Bazemore v. Stephenson, 24 Ga. App. 180, 100 S.E. 234 (1919)—11:16
- Beach v. Wilmington & W.R. Co., 120 N.C. 498, 26 S.E. 703 (1897)—11:21
- Beachboard v. Southern Ry. Co., 16 N.C. App. 671, 193 S.E.2d 577 (1972)—17:5, 17:10
- Beacon Homes, Inc. v. Holt, 266 N.C. 467, 146 S.E.2d 434 (1966)—33:2
- Beal v. Durham & C. R. Co., 136 N.C. 298, 48 S.E. 674 (1904)—16:6
- Beam v. Rutledge, 217 N.C. 670, 9 S.E.2d 476 (1940)—17:13
- Beaman v. Nat'l Surety Corp., 210 N.C. 126, 185 S. E. 624 (1936)—25:2
- Beanblossom v. Thomas, 266

NORTH CAROLINA LAW OF DAMAGES

- N.C. 181, 146 S.E.2d 36 (1966)—30:4, 30:5, 30:7, 30:15
- Beasley v. Food Fair of N. C., Inc., 282 N.C. 530, 193 S.E.2d 911, 82 L.R.R.M. (BNA) 2711, 70 Lab. Cas. (CCH) ¶ 53011 (1973)—20:13
- Beauchamp v. Clark, 250 N.C. 132, 108 S.E.2d 535 (1959)—27:10
- Bechtler v. Bracken, 218 N.C. 515, 11 S.E.2d 721 (1940)—10:2, 30:2, 30:4
- Beck v. Beck, 64 N.C. App. 89, 306 S.E.2d 580 (1983)—11:41
- Beck v. Carolina Power and Light Co., 57 N.C. App. 373, 291 S.E.2d 897 (1982)—12:6, 37:10, 37:13
- Beck Distributing Corp. v. Imported Parts, Inc., 10 N.C. App. 737, 179 S.E.2d 793 (1971)—13:3
- Becker v. Schwartz, 46 N.Y.2d 401, 413 N.Y.S.2d 895, 386 N.E.2d 807 (1978)—38:1
- Beckham v. Klein, 59 N.C. App. 52, 295 S.E.2d 504 (1982)—33:10
- Beckwith v. Llewellyn, 326 N.C. 569, 391 S.E.2d 189 (1990)—36:15
- Beckwith v. Llewellyn, 93 N.C. App. 674, 379 S.E.2d 74 (1989)—9:1
- Begnell v. Safety Coach Line, 198 N.C. 688, 153 S.E. 264 (1930)—14:8
- Belk v. Schweizer, 268 N.C. 50, 149 S.E.2d 565, 21 A.L.R.3d 944 (1966)—36:16
- Bell v. Hankins, 249 N.C. 199, 105 S.E.2d 642 (1958)—37:4
- Bell v. Lacey, 248 N.C. 703, 104 S.E.2d 833 (1958)—10:2
- Bell v. Nationwide Ins. Co., 146 N.C. App. 725, 554 S.E.2d 399 (2001)—27:8
- Below's Estate, In re, 12 N.C. App. 657, 184 S.E.2d 378 (1971)—37:12
- Benbow v. Caudle, 250 N.C. 371, 108 S.E.2d 663 (1959)—36:13
- Bendross v. Town of Huntersville, 159 N.C. App. 228, 582 S.E.2d 726 (2003)—20:5
- Benfield v. Benfield, 89 N.C. App. 415, 366 S.E.2d 500 (1988)—9:3
- Bennett v. Eastern Rebuilders, Inc., 52 N.C. App. 579, 279 S.E.2d 46, 115 L.R.R.M. (BNA) 4444 (1981)—20:1
- Bennett v. Southern Ry. Co., 211 N.C. 474, 191 S.E. 240 (1937)—1:4, 14:20
- Bennett v. Young, 266 N.C. 164, 145 S.E.2d 853 (1966)—20:9
- Bentley v. North Carolina Ins. Guar. Ass'n, 107 N.C. App. 1, 418 S.E.2d 705 (1992)—4:3
- Benton v. Montague, 253 N.C. 695, 117 S.E.2d 771 (1961)—14:6
- Benzein v. Robinett, 17 N.C. 67, 2 Dev. Eq. 67, 1831 WL 512 (1831)—28:10
- Bernick v. Jurden, 306 N.C. 435, 293 S.E.2d 405, 34 U.C.C. Rep. Serv. 458 (1982)—32:3
- Berrier v. Thrift, 107 N.C. App. 356, 420 S.E.2d 206 (1992)—30:3
- Berthold-Jennings Lumber Co. v. St. Louis, I. M. & S. Ry.

TABLE OF CASES

- Co., 80 F.2d 32, 102 A.L.R. 688 (C.C.A. 8th Cir. 1935)—34:2
- Berzito v. Gambino, 63 N.J. 460, 308 A.2d 17 (1973)—28:7
- Besselieu v. Brown, 177 N.C. 65, 97 S.E. 743, 2 A.L.R. 862 (1919)—14:4
- Bessire & Co. v. Ward, 206 N.C. 858, 175 S.E. 208 (1934)—21:6
- Best v. Duke University, 337 N.C. 742, 448 S.E.2d 506, 95 Ed. Law Rep. 424 (1994)—36:12
- Bethea v. Bethea, 43 N.C. App. 372, 258 S.E.2d 796 (1979)—22:5
- Bicycle Transit Authority, Inc. v. Bell, 314 N.C. 219, 333 S.E.2d 299 (1985)—17:13, 29:7
- Biemann and Rowell Co. v. Donohoe Companies, Inc., 147 N.C. App. 239, 556 S.E.2d 1 (2001)—17:17
- Bigelow v. Johnson, 303 N.C. 126, 277 S.E.2d 347 (1981)—30:6
- Bigelow v. RKO Radio Pictures, 327 U.S. 251, 66 S. Ct. 574, 90 L. Ed. 652 (1946)—2:8
- Bigger v. Vista Sales and Marketing, Inc., 131 N.C. App. 101, 505 S.E.2d 891 (1998)—27:16
- Biggers v. John Hancock Mut. Life Ins. Co., 127 N.C. App. 199, 487 S.E.2d 829 (1997)—23:1
- Biggs v. Cumberland County Hosp. System, Inc., 69 N.C. App. 547, 317 S.E.2d 421 (1984)—11:9, 11:13
- Bigley v. Lombardo, 90 N.C. App. 79, 367 S.E.2d 389 (1988)—33:16
- Billings v. Joseph Harris Co., Inc., 27 N.C. App. 689, 220 S.E.2d 361, 18 U.C.C. Rep. Serv. 359 (1975)—35:2
- Billings v. Renegar, 241 N.C. 17, 84 S.E.2d 268 (1954)—30:4
- Biltmore Grande Apartment Bldg. Trust, In re, 146 F.2d 81 (C.C.A. 7th Cir. 1944)—11:16
- Binder v. General Motors Acceptance Corporation, 222 N.C. 512, 23 S.E.2d 894 (1943)—2:5, 4:2, 4:4, 11:9, 11:10, 28:8, 35:2
- Binning's, Inc. v. Roberts Const. Co., 9 N.C. App. 569, 177 S.E.2d 1 (1970)—9:8
- Bishop v. Glazener, 245 N.C. 592, 96 S.E.2d 870 (1957)—22:3, 22:4
- Bishop v. Reinhold, 66 N.C. App. 379, 311 S.E.2d 298 (1984)—11:9, 11:10, 11:20, 33:3
- Bitting v. Goss, 203 N.C. 424, 166 S.E. 302 (1932)—22:5
- Black v. Clark's Greensboro, Inc., 263 N.C. 226, 139 S.E.2d 199 (1964)—14:6, 36:10
- Black v. Standard Guaranty Ins. Co., 42 N.C. App. 50, 255 S.E.2d 782 (1979)—9:7
- Blackmon v. Valley Decorating Co., 11 N.C. App. 137, 180 S.E.2d 396 (1971)—14:6
- Blackwell's Durham Tobacco Co. v. American Tobacco Co., 144 N.C. 352, 57 S.E. 5 (1907)—14:5
- Blackwood v. Cates, 297 N.C.

NORTH CAROLINA LAW OF DAMAGES

- 163, 254 S.E.2d 7 (1979)—
1:9, 4:4, 36:10
- Blaine v. Lyle, 213 N.C. 529,
196 S.E. 833 (1938)—36:16
- Blair v. American Television &
Communications Corp., 124
N.C. App. 420, 477 S.E.2d
190 (1996)—20:12
- Blair v. Blair, 8 N.C. App. 61,
173 S.E.2d 513 (1970)—9:5
- Blanchard v. Edenton Peanut
Co., 182 N.C. 20, 108 S.E.
332 (1921)—11:5
- Blankenship Const. Co. v. North
Carolina State Highway
Commission, 28 N.C. App.
593, 222 S.E.2d 452
(1976)—26:5
- Blanton v. Moses H. Cone Me-
morial Hosp., Inc., 319 N.C.
372, 354 S.E.2d 455
(1987)—36:16
- Blanton v. Moses H. Cone Me-
morial Hosp., Inc., 78 N.C.
App. 502, 337 S.E.2d 200
(1985)—36:16
- Blanton v. Sisk, 70 N.C. App.
70, 318 S.E.2d 560 (1984)—
9:8
- Blevins v. Welch, 137 N.C. App.
98, 527 S.E.2d 667 (2000)—
9:1
- Bloch v. The Paul Revere Life
Ins. Co., 143 N.C. App. 228,
547 S.E.2d 51 (2001)—17:1,
20:1
- Blue Cross and Blue Shield of
North Carolina v. Odell As-
sociates, Inc., 61 N.C. App.
350, 301 S.E.2d 459
(1983)—11:18, 11:19, 11:26,
36:16
- Blue Ridge Sportcycle Co., Inc.
v. Schroader, 60 N.C. App.
578, 299 S.E.2d 303
(1983)—11:9, 36:15
- BMW of North America, Inc. v.
Gore, 517 U.S. 559, 116 S.
Ct. 1589, 134 L. Ed. 2d 809
(1996)—4:8
- Board of Transp. v. Brown, 34
N.C. App. 266, 237 S.E.2d
854 (1977)—16:10
- Board of Transp. v. Chewning,
50 N.C. App. 670, 274
S.E.2d 902 (1981)—12:3
- Board of Transp. v. Martin, 296
N.C. 20, 249 S.E.2d 390
(1978)—16:9
- Board of Transp. v. Terminal
Warehouse Corp., 300 N.C.
700, 268 S.E.2d 180
(1980)—16:10
- Board of Transp. v. Terminal
Warehouse Corp., 44 N.C.
App. 81, 260 S.E.2d 696
(1979)—16:10
- Board of Transp. v. Williams, 31
N.C. App. 125, 229 S.E.2d
37 (1976)—11:6
- Bob Tate Const., Inc. v. Schultz,
72 N.C. App. 532, 325
S.E.2d 45 (1985)—17:17
- Bogen v. Bogen, 219 N.C. 51, 12
S.E.2d 649 (1941)—22:7
- Bogle v. Duke Power Co., 27
N.C. App. 318, 219 S.E.2d
308 (1975)—12:6
- Boing v. Raleigh & G.R. Co., 91
N.C. 199, 1884 WL 1966
(1884)—7:3
- Bolich v. Prudential Ins. Co. of
America, 206 N.C. 144, 173
S.E. 320 (1934)—17:4
- Bolick v. American Barmag
Corp., 306 N.C. 364, 293
S.E.2d 415 (1982)—32:2
- Bolkhir v. North Carolina State
University, 321 N.C. 706,
365 S.E.2d 898, 45 Ed. Law
Rep. 393 (1988)—23:10

TABLE OF CASES

- Bolton Corp. v. T.A. Loving Co., 94 N.C. App. 392, 380 S.E.2d 796 (1989)—17:17
- Bond v. Hilton, 47 N.C. 149, 2 Jones 149, 1855 WL 6894 (1855)—3:2, 5:1
- Bond v. Pickett Cotton Mills, 166 N.C. 20, 81 S.E. 936 (1914)—8:1, 8:2
- Bonestell v. North Topsail Shores Condominiums, Inc., 103 N.C. App. 219, 405 S.E.2d 222 (1991)—2:2
- Boney v. Atlantic & N. C. R. Co., 145 N.C. 248, 58 S.E. 1082 (1907)—7:5
- Bongardt v. Frink, 265 N.C. 130, 143 S.E.2d 286 (1965)—11:5
- Booe v. Shadrick, 322 N.C. 567, 369 S.E.2d 554 (1988)—12:2, 33:2
- Booker v. Everhart, 294 N.C. 146, 240 S.E.2d 360, 24 U.C.C. Rep. Serv. 165 (1978)—11:33
- Booker v. Everhart, 33 N.C. App. 1, 234 S.E.2d 46 (1977)—11:33
- Boone v. Vinson, 127 N.C. App. 604, 492 S.E.2d 356 (1997)—20:12
- Borders v. Newton, 68 N.C. App. 768, 315 S.E.2d 731 (1984)—29:7
- Borg-Warner Acceptance Corp. v. Johnston, 97 N.C. App. 575, 389 S.E.2d 429, 12 U.C.C. Rep. Serv. 2d 297 (1990)—24:2, 33:16
- Bost v. Cabarrus County, 152 N.C. 531, 67 S.E. 1066 (1910)—16:11
- Bost v. Riley, 44 N.C. App. 638, 262 S.E.2d 391 (1980)—36:16
- Bostic Packaging, Inc. v. City of Monroe, 149 N.C. App. 825, 562 S.E.2d 75 (2002)—23:1
- Boston Chamber of Commerce v. City of Boston, 217 U.S. 189, 30 S. Ct. 459, 54 L. Ed. 725 (1910)—16:12
- Bost's Estate, In re, 211 N.C. 440, 190 S.E. 756 (1937)—21:1
- Botta v. Brunner, 26 N.J. 82, 138 A.2d 713, 60 A.L.R.2d 1331 (1958)—36:1
- Boudreau v. Baughman, 322 N.C. 331, 368 S.E.2d 849, Prod. Liab. Rep. (CCH) ¶ 11895, 6 U.C.C. Rep. Serv. 2d 1393 (1988)—1:6, 32:3
- Boulton v. Onslow County Bd. of Educ., 58 N.C. App. 807, 295 S.E.2d 246 (1982)—37:6, 37:8
- Bowen v. Constructors Equipment Rental Co., 283 N.C. 395, 196 S.E.2d 789 (1973)—11:33, 37:1, 37:4, 37:5, 37:6, 37:7, 37:8, 37:9, 37:10, 37:11, 37:12, 38:1
- Bowen v. Cra-Mac Cable Services, Inc., 60 N.C. App. 241, 298 S.E.2d 760 (1983)—20:12
- Bowen v. Darden, 241 N.C. 11, 84 S.E.2d 289 (1954)—11:17
- Bowen v. Fidelity Bank, 209 N.C. 140, 183 S.E. 266 (1936)—2:1, 2:4, 3:2, 3:3, 11:9
- Bowen v. Gardner, 275 N.C. 363, 168 S.E.2d 47 (1969)—30:3
- Bowen v. Harris, 146 N.C. 385, 59 S.E. 1044 (1907)—2:3, 2:5, 2:7, 13:7, 13:11, 28:8, 28:12

NORTH CAROLINA LAW OF DAMAGES

- Bowen v. Iowa Nat. Mut. Ins. Co., 270 N.C. 486, 155 S.E.2d 238 (1967)—10:2, 10:4
- Bowerman v. Hamner, 250 U.S. 504, 39 S. Ct. 549, 63 L. Ed. 1113 (1919)—14:4
- Bowling v. Combs, 60 N.C. App. 234, 298 S.E.2d 754 (1983)—37:4, 37:14
- Bowman v. Comfort Chair Co., 271 N.C. 702, 157 S.E.2d 378 (1967)—9:7, 9:10
- Boyce v. Boyce, 60 N.C. App. 685, 299 S.E.2d 805 (1983)—22:8
- Boyce v. Williams, 84 N.C. 275, 1881 WL 3042 (1881)—28:8
- Boyd v. Bankers & Shippers Ins. Co., 245 N.C. 503, 96 S.E.2d 703 (1957) (disavowed by, Smith v. North Carolina Farm Bureau Mut. Ins. Co., 321 N.C. 60, 361 S.E.2d 571 (1987))—27:25
- Boyd v. L.G. DeWitt Trucking Co., Inc., 103 N.C. App. 396, 405 S.E.2d 914 (1991)—37:10
- Boyd v. Nationwide Mut. Ins. Co., 108 N.C. App. 536, 424 S.E.2d 168 (1993)—27:19
- Boyd v. Walters, 201 N.C. 378, 160 S.E. 451 (1931)—13:14
- Boyer v. Agapion, 46 N.C. App. 45, 264 S.E.2d 364 (1980)—28:4
- Boykin v. Bennett, 253 N.C. 725, 118 S.E.2d 12 (1961)—10:2, 10:4, 30:15
- Boykin v. Morrison, 148 N.C. App. 98, 557 S.E.2d 583 (2001)—9:7
- Boys Markets, Inc. v. Retail Clerks Union, Local 770, 398 U.S. 235, 90 S. Ct. 1583, 26 L. Ed. 2d 199, 74 L.R.R.M. (BNA) 2257 (1970)—20:14
- Boyte v. Dickson, 62 N.C. App. 682, 303 S.E.2d 418 (1983)—17:15
- Bradford v. Kelly, 260 N.C. 382, 132 S.E.2d 886 (1963)—11:13, 27:10
- Bradley Center, Inc. v. Wessner, 161 Ga. App. 576, 287 S.E.2d 716 (1982)—23:14
- Bradley Freight Lines, Inc. v. Pope, Flynn & Co., Inc., 42 N.C. App. 285, 256 S.E.2d 522 (1979)—27:16
- Bradshaw v. McElroy, 62 N.C. App. 515, 302 S.E.2d 908 (1983)—17:11
- Bradshaw v. Millikin, 173 N.C. 432, 92 S.E. 161 (1917)—5:2, 5:3
- Brady v. Carolina Coach Co., 2 N.C. App. 174, 162 S.E.2d 514 (1968)—28:4
- Brady v. Fulghum, 309 N.C. 580, 308 S.E.2d 327 (1983)—17:17
- Brafford v. Brafford's Const. Co., 125 N.C. App. 643, 482 S.E.2d 34 (1997)—20:12
- Bramco Elec. Corp. v. Shell, 31 N.C. App. 717, 230 S.E.2d 576 (1976)—17:14
- Brame v. Clark, 148 N.C. 364, 62 S.E. 418 (1908)—33:3
- Branch v. Travelers Indem. Co., 90 N.C. App. 116, 367 S.E.2d 369 (1988)—27:30
- Branch Banking and Trust Co. v. Creasy, 301 N.C. 44, 269 S.E.2d 117, 30 U.C.C. Rep. Serv. 545 (1980)—24:1, 24:2
- Branch Banking & Trust Co. v.

TABLE OF CASES

- Gill, 293 N.C. 164, 237 S.E.2d 21, 22 U.C.C. Rep. Serv. 1026 (1977)—19:2
- Brandon v. Nationwide Mut. Fire Ins. Co., 46 N.C. App. 472, 265 S.E.2d 497 (1980)—27:25
- Brannock v. Fletcher, 271 N.C. 65, 155 S.E.2d 532 (1967)—17:4, 33:9, 33:11, 33:12
- Brantley v. Dunstan, 10 N.C. App. 706, 179 S.E.2d 878 (1971)—11:18
- Brantley v. Starling, 111 N.C. App. 669, 433 S.E.2d 1 (1993)—27:30
- Braswell v. Braswell, 330 N.C. 363, 410 S.E.2d 897 (1991)—23:1, 23:4
- Braswell v. Morrow, 195 N.C. 127, 141 S.E. 489 (1928)—14:4
- Braswell v. N. C. A & T State University, 5 N.C. App. 1, 168 S.E.2d 24 (1969)—36:6
- Braswell v. Pamlico Ins. & Banking Co., 159 N.C. 628, 75 S.E. 813 (1912)—14:4
- Braxton v. Anco Elec., Inc., 330 N.C. 124, 409 S.E.2d 914 (1991)—11:8
- Bray v. North Carolina Farm Bureau Mut. Ins. Co., 115 N.C. App. 438, 445 S.E.2d 79 (1994)—27:30
- Brenner v. Little Red School House, Ltd., 302 N.C. 207, 274 S.E.2d 206, 20 A.L.R.4th 295 (1981)—5:1
- Brewer v. Davis, 21 N.C. App. 309, 204 S.E.2d 242 (1974)—28:17
- Brewer v. Harris, 10 N.C. App. 515, 179 S.E.2d 160 (1971)—30:17
- Brewer v. Harris, 279 N.C. 288, 182 S.E.2d 345 (1971)—30:17
- Brewington v. Loughran, 183 N.C. 558, 112 S.E. 257, 28 A.L.R. 1543 (1922)—2:8, 28:2, 28:12
- Bridgers v. Dill, 97 N.C. 222, 1 S.E. 767 (1887)—2:5
- Briggs v. American & Efrid Mills, Inc., 251 N.C. 642, 111 S.E.2d 841, 39 Lab. Cas. (CCH) ¶ 66217 (1960)—20:1
- Briggs v. Briggs, 215 N.C. 78, 1 S.E.2d 118 (1939)—11:41
- Briggs v. Rosenthal, 73 N.C. App. 672, 327 S.E.2d 308 (1985)—36:1
- Briggs v. Spaulding, 141 U.S. 132, 11 S. Ct. 924, 35 L. Ed. 662 (1891)—14:4
- Brigham v. Hicks, 44 N.C. App. 152, 260 S.E.2d 435 (1979)—36:16
- Brite v. Penny, 157 N.C. 110, 72 S.E. 964 (1911)—14:4
- Britt v. Georgia-Pacific Corp., 46 N.C. App. 107, 264 S.E.2d 395 (1980)—1:7, 3:2, 3:3, 33:6
- Britt v. North Carolina, 404 U.S. 226, 92 S. Ct. 431, 30 L. Ed. 2d 400 (1971)—18:9
- Britt v. Smith, 6 N.C. App. 117, 169 S.E.2d 482 (1969)—12:2
- Brittain v. Piedmont Aviation, Inc., 254 N.C. 697, 120 S.E.2d 72 (1961)—15:7, 36:5
- Broadhurst v. Blythe Bros. Co., 220 N.C. 464, 17 S.E.2d 646 (1941)—12:2, 33:1
- Broadnax v. Broadnax, 160 N.C. 432, 76 S.E. 216 (1912)—11:38

NORTH CAROLINA LAW OF DAMAGES

- Brock v. Day, 60 N.C. App. 266, 298 S.E.2d 745 (1983)—17:17
- Brockwell v. Lake Gaston Sales and Service, 105 N.C. App. 226, 412 S.E.2d 104 (1992)—17:16
- Brockwell v. Western Union Telegraph & Cable Co., 205 N.C. 474, 171 S.E. 784 (1933)—36:12
- Brockwood Unit Ownership Ass'n v. Delon, 124 N.C. App. 446, 477 S.E.2d 225 (1996)—9:2
- Bromhal v. Stott, 341 N.C. 702, 462 S.E.2d 219, 47 A.L.R.5th 865 (1995)—9:5
- Broughton v. Broughton, 58 N.C. App. 778, 294 S.E.2d 772 (1982)—9:5, 12:2
- Brown v. Allstate Ins. Co., 76 N.C. App. 671, 334 S.E.2d 89 (1985)—12:5
- Brown v. Atlantic Coast Line R. Co., 208 N.C. 57, 179 S.E. 25 (1935)—30:15
- Brown v. Burlington Industries, Inc., 93 N.C. App. 431, 378 S.E.2d 232, 51 Empl. Prac. Dec. (CCH) ¶ 39367 (1989)—4:3, 20:10, 36:1
- Brown v. Charlotte-Mecklenburg Bd. of Ed., 269 N.C. 667, 153 S.E.2d 335 (1967)—23:10
- Brown v. Coastal Truckways, Inc., 44 N.C. App. 454, 261 S.E.2d 266, 28 U.C.C. Rep. Serv. 3 (1980)—17:7
- Brown v. Family Dollar Distribution Center, 129 N.C. App. 361, 499 S.E.2d 197 (1998)—9:10, 20:12
- Brown v. Flowe, 349 N.C. 520, 507 S.E.2d 894 (1998)—8:10
- Brown v. Floyd Travis Millsap, 161 N.C. App. 282, 588 S.E.2d 71 (2003)—9:2
- Brown v. Gaston County Dyeing Mach. Co., 457 F.2d 1377, 4 Fair Empl. Prac. Cas. (BNA) 514, 4 Empl. Prac. Dec. (CCH) ¶ 7737 (4th Cir. 1972)—20:5
- Brown v. General Elec. Co., 733 F.2d 1085 (4th Cir. 1984)—32:2
- Brown v. Glass, 229 N.C. 657, 50 S.E.2d 912 (1948)—26:2
- Brown v. Guaranty Estates Corp., 239 N.C. 595, 80 S.E.2d 645, 40 A.L.R.2d 1094 (1954)—13:2, 13:3, 21:7
- Brown v. Hiatts, 82 U.S. 177, 21 L. Ed. 128 (1872)—8:1
- Brown v. Lanier, 60 N.C. App. 575, 299 S.E.2d 279 (1983)—17:9
- Brown v. Lumbermens Mut. Cas. Co., 285 N.C. 313, 204 S.E.2d 829 (1974)—11:19, 27:28
- Brown v. Millsap, 358 N.C. 212, 594 S.E.2d 1 (2004)—9:2
- Brown v. Moore, 22 N.C. App. 445, 206 S.E.2d 794 (1974)—11:30
- Brown v. Moore, 286 N.C. 664, 213 S.E.2d 342 (1975)—2:7, 7:1, 37:5, 37:7, 37:9, 37:11
- Brown v. MTA Schools, Inc., 94 N.C. App. 218, 379 S.E.2d 683 (1989)—11:29
- Brown v. Neal, 283 N.C. 604, 197 S.E.2d 505 (1973)—1:9
- Brown v. S & N Communications, Inc., 124 N.C. App. 320, 477 S.E.2d 197 (1996)—20:12

TABLE OF CASES

- Brown v. Scism, 50 N.C. App. 619, 274 S.E.2d 897 (1981)—8:2
- Brown v. Truck Ins. Exchange, 103 N.C. App. 59, 404 S.E.2d 172 (1991)—27:30
- Brown v. Turner, 202 N.C. 227, 162 S.E. 608 (1932)—33:16
- Brown v. Vance, 55 N.C. App. 387, 285 S.E.2d 333 (1982)—23:10
- Brown v. Virginia-Carolina Chemical Co., 162 N.C. 83, 77 S.E. 1102 (1913)—31:5
- Browning v. Maurice B. Levien & Co., 44 N.C. App. 701, 262 S.E.2d 355 (1980)—14:10
- Bruce v. North Carolina Nat. Bank, 62 N.C. App. 724, 303 S.E.2d 561 (1983)—11:23
- Bruce v. O'Neal Flying Service, 231 N.C. 181, 56 S.E.2d 560, 12 A.L.R.2d 647 (1949)—36:5
- Brumble v. Brown, 73 N.C. 476, 1875 WL 2857 (1875)—3:2
- Brunhild v. Potter, 107 N.C. 415, 12 S.E. 55 (1890)—17:20
- Brunswick-Balke-Collender Co. v. Carolina Bowling Alleys, 204 N.C. 609, 169 S.E. 186 (1933)—28:17
- Bruton v. Carolina Power & Light Co., 217 N.C. 1, 6 S.E.2d 822 (1940)—1:5, 31:5, 33:8
- Bryan Builders Supply v. Midyette, 274 N.C. 264, 162 S.E.2d 507 (1968)—3:2, 5:1, 11:9, 17:2
- Bryant v. Atlantic Coast Line R. Co., 248 N.C. 43, 102 S.E.2d 393 (1958)—11:38
- Bryant v. Carrier, 214 N.C. 191, 198 S.E. 619 (1938)—2:5
- Bryant v. Dougherty, 267 N.C. 545, 148 S.E.2d 548, 28 A.L.R.3d 1057 (1966)—20:12, 36:1
- Bryant v. Metropolitan Life Ins. Co., 147 N.C. 181, 60 S.E. 983 (1908)—27:3
- Bryant v. Reedy, 214 N.C. 748, 200 S.E. 896 (1939)—11:14
- Bryant v. Weyerhaeuser Co., 130 N.C. App. 135, 502 S.E.2d 58 (1998)—20:12
- Bryant v. Winkler, 16 N.C. App. 612, 192 S.E.2d 686 (1972)—30:5
- Buchanan v. Buchanan, 83 N.C. App. 428, 350 S.E.2d 175 (1986)—27:30
- Budd Tire Corp. v. Pierce Tire Co., Inc., 90 N.C. App. 684, 370 S.E.2d 267 (1988)—14:8
- Buffaloe v. United Carolina Bank, 89 N.C. App. 693, 366 S.E.2d 918, 3 I.E.R. Cas. (BNA) 444 (1988)—20:1
- Buffkin v. Gaskin, 1 N.C. App. 563, 162 S.E.2d 164 (1968)—30:16
- Buford v. General Motors Corp., 339 N.C. 396, 451 S.E.2d 293 (1994)—32:4
- Buie v. Daniel Intern. Corp., 56 N.C. App. 445, 289 S.E.2d 118 (1982)—17:13, 20:5, 29:7
- Builders' Supply & Equipment Corporation v. Gadd, 183 N.C. 447, 111 S.E. 771 (1922)—2:4
- Bullard v. Ross, 205 N.C. 495, 171 S.E. 789 (1933)—2:5
- Bullard v. Sheffield, 268 N.C.

NORTH CAROLINA LAW OF DAMAGES

- 684, 151 S.E.2d 614
(1966)—30:6
- Bulliner v. General Motors Corp., 54 F.R.D. 479, 10 U.C.C. Rep. Serv. 994 (E.D. N.C. 1971)—30:12
- Bullock v. Crouch, 243 N.C. 40, 89 S.E.2d 749 (1955)—20:9
- Bumgarner v. Tomblin, 63 N.C. App. 636, 306 S.E.2d 178 (1983)—4:5, 11:18, 17:11
- Bumgarner v. Tomblin, 92 N.C. App. 571, 375 S.E.2d 520 (1989)—36:11
- Bumgarner & Bowman Bldg., Inc. v. Hollar, 7 N.C. App. 14, 171 S.E.2d 60 (1969)—18:2
- Bunch v. Town of Edenton, 90 N.C. 431, 1884 WL 1848 (1884)—23:4
- Bundy v. Commercial Credit Co., 200 N.C. 511, 157 S.E. 860 (1931)—11:8
- Bundy v. Sutton, 207 N.C. 422, 177 S.E. 420 (1934)—11:31
- Burchette v. Davis Distributing Co. of Durham, 243 N.C. 120, 90 S.E.2d 232 (1955)—30:16
- Burcl v. North Carolina Baptist Hosp., Inc., 306 N.C. 214, 293 S.E.2d 85, 27 A.L.R.4th 182 (1982)—37:4
- Burgess, Matter of, 57 N.C. App. 268, 291 S.E.2d 323 (1982)—33:16
- Burgess v. Joseph Schlitz Brewing Co., 298 N.C. 520, 259 S.E.2d 248, 1 A.D. Cas. (BNA) 121, 21 Fair Empl. Prac. Cas. (BNA) 379, 21 Empl. Prac. Dec. (CCH) ¶ 30541 (1979)—20:5
- Burke County Public Schools Bd. of Ed. v. Juno Const. Corp., 50 N.C. App. 238, 273 S.E.2d 504 (1981)—2:4, 17:17
- Burke County Public Schools Bd. of Ed. v. Shaver Partnership, 303 N.C. 408, 279 S.E.2d 816 (1981)—17:15
- Burke County Public Schools Bd. of Educ. v. Juno Const. Corp., 64 N.C. App. 158, 306 S.E.2d 557, 13 Ed. Law Rep. 541 (1983)—7:3, 12:4
- Burke Transit Co. v. Queen City Coach Co., 228 N.C. 768, 47 S.E.2d 297 (1948)—14:20, 29:7
- Burlington Industries, Inc. v. Foil, 284 N.C. 740, 202 S.E.2d 591 (1974)—17:11
- Burrage v. Crump, 48 N.C. 330, 3 Jones 330, 1856 WL 1555 (1856)—5:1, 5:2, 5:4
- Burris, In re, 263 N.C. 793, 140 S.E.2d 408 (1965)—20:4
- Burris v. Creech, 220 N.C. 302, 17 S.E.2d 123 (1941)—31:2, 31:4, 31:8
- Burriss v. Heavner, 83 N.C. App. 538, 350 S.E.2d 897 (1986)—11:16
- Burton v. Croghan, 265 N.C. 392, 144 S.E.2d 147 (1965)—37:5
- Burton v. Dixon, 259 N.C. 473, 131 S.E.2d 27 (1963)—36:8
- Burwell v. Brodie, 134 N.C. 540, 47 S.E. 47 (1904)—28:1, 28:9
- Burwell v. Burgwyn, 100 N.C. 389, 6 S.E. 409 (1888)—8:1
- Busby v. Simmons, 103 N.C. App. 592, 406 S.E.2d 628 (1991)—27:30
- Butler & Sidbury, Inc. v. Green

TABLE OF CASES

- Street Baptist Church, 90
N.C. App. 65, 367 S.E.2d
380 (1988)—7:3, 11:35,
17:17
- Butler Intern., Inc. v. Central
Air Freight, Inc., 102 N.C.
App. 401, 402 S.E.2d 441
(1991)—15:2
- Butner v. Keelhn, 51 N.C. 60, 6
Jones 60, 1858 WL 1752
(1858)—11:37
- Butt v. Goforth Properties, Inc.,
95 N.C. App. 615, 383
S.E.2d 387 (1989)—4:3
- B-W Acceptance Corp. v. Spen-
cer, 268 N.C. 1, 149 S.E.2d
570 (1966)—11:19
- Byrd v. Adams, 152 N.C. App.
460, 568 S.E.2d 640
(2002)—4:10
- Byrd v. Byrd, 62 N.C. App. 438,
303 S.E.2d 205 (1983)—9:5
- Byrd v. Mortenson, 308 N.C.
536, 302 S.E.2d 809
(1983)—11:6
- Byrd v. Star Rubber Co., 11
N.C. App. 297, 181 S.E.2d
227 (1971)—32:1
- Byrd Motor Lines, Inc. v. Dun-
lop Tire and Rubber Corp.,
63 N.C. App. 292, 304
S.E.2d 773, 36 U.C.C. Rep.
Serv. 1169 (1983)—11:8,
32:2, 35:14
- Byrd's Lawn & Landscaping,
Inc. v. Smith, 142 N.C. App.
371, 542 S.E.2d 689
(2001)—29:12
- Byrne, In re, 296 F. 98 (C.C.A.
2d Cir. 1924)—11:16
- Byrne v. Bordeaux, 85 N.C. App.
262, 354 S.E.2d 277
(1987)—4:3, 30:8, 30:14
- C**
- Cabarrus Bank & Trust Co. v.
Chandler, 63 N.C. App. 724,
306 S.E.2d 184 (1983)—24:4
- Cable v. Southern Ry. Co., 122
N.C. 892, 29 S.E. 377
(1898)—15:9
- Caddell, In re, 140 N.C. App.
767, 538 S.E.2d 626
(2000)—25:1
- Cagle v. Robert Hall Clothes, 9
N.C. App. 243, 175 S.E.2d
703 (1970)—23:10
- Caison v. Nationwide Ins. Co.,
36 N.C. App. 173, 243
S.E.2d 429 (1978)—27:27
- Calhoun v. Calhoun, 18 N.C.
App. 429, 197 S.E.2d 83
(1973)—11:19
- Callahan v. Roberts, 212 N.C.
223, 193 S.E. 265 (1937)—
20:10
- Callahan v. Rogers, 89 N.C.
App. 250, 365 S.E.2d 717
(1984)—11:18
- Callahan v. Rogers, 89 N.C.
App. 250, 365 S.E.2d 717
(1988)—11:17
- Cameron v. Cameron, 94 N.C.
App. 168, 380 S.E.2d 121
(1989)—9:5
- Cameron v. New Hanover Me-
morial Hosp., Inc., 58 N.C.
App. 414, 293 S.E.2d 901,
1982-83 Trade Cas. (CCH)
¶ 64982 (1982)—20:6, 29:7,
36:8
- Campbell v. American Fidelity
& Cas. Co., 212 N.C. 65,
192 S.E. 906 (1937)—15:7
- Campbell v. Blount, 24 N.C.
App. 368, 210 S.E.2d 513
(1975)—17:2, 17:3
- Campbell v. Board of Road
Com'rs of Davie County,

NORTH CAROLINA LAW OF DAMAGES

- 173 N.C. 500, 92 S.E. 323 (1917)—16:11
- Campbell v. Miller, 274 N.C. 143, 161 S.E.2d 546 (1968)—14:9
- Campbell v. Shaw, 170 N.C. 186, 86 S.E. 1035 (1915)—33:13
- Campbell By and Through Mc-Millan v. Pitt County Memorial Hosp., Inc., 321 N.C. 260, 362 S.E.2d 273 (1987)—36:16
- Campbell By and Through Mc-Millan v. Pitt County Memorial Hosp., Inc., 84 N.C. App. 314, 352 S.E.2d 902 (1987)—12:5, 36:16
- Canady v. Crestar Mortg. Corp., 109 F.3d 969, 37 Fed. R. Serv. 3d 371 (4th Cir. 1997)—8:10, 29:7
- Canady v. Mann, 107 N.C. App. 252, 419 S.E.2d 597 (1992)—36:11
- Candler v. City of Asheville, 247 N.C. 398, 101 S.E.2d 470 (1958)—23:1
- Candler v. Sluder, 259 N.C. 62, 130 S.E.2d 1 (1963)—26:2
- Cannady v. North Carolina Wildlife Resources Commission and Com'rs, 30 N.C. App. 247, 226 S.E.2d 678 (1976)—16:3
- Cannon v. Cannon, 228 N.C. 211, 45 S.E.2d 34 (1947)—21:2
- Cannon v. Maxwell, 205 N.C. 420, 171 S.E. 624 (1933)—8:6
- Cannon v. Miller, 313 N.C. 324, 327 S.E.2d 888 (1985)—22:3, 38:1
- Cannon v. Miller, 71 N.C. App. 460, 322 S.E.2d 780 (1984)—22:3
- Caple v. Bullard Restaurants, Inc., 152 N.C. App. 421, 567 S.E.2d 828, 18 I.E.R. Cas. (BNA) 1795 (2002)—20:12
- Capps v. Smith, 263 N.C. 120, 139 S.E.2d 19 (1964)—22:7, 30:2
- Capune v. Robbins, 273 N.C. 581, 160 S.E.2d 881 (1968)—36:6
- Carawan v. Tate, 304 N.C. 696, 286 S.E.2d 99 (1982)—4:9
- Carawan v. Tate, 53 N.C. App. 161, 280 S.E.2d 528 (1981)—4:3, 4:8, 36:6
- Cardon v. McConnell, 120 N.C. 461, 27 S.E. 109 (1897)—33:15
- Cardwell v. Henry, 145 N.C. App. 194, 549 S.E.2d 587 (2001)—28:5
- Cardwell v. Welch, 25 N.C. App. 390, 213 S.E.2d 382 (1975)—37:1, 38:1
- Carlock v. U.S., 53 F.2d 926 (App. D.C. 1931)—16:7
- Carl Rose & Sons Ready Mix Concrete, Inc. v. Thorp Sales Corp., 36 N.C. App. 778, 245 S.E.2d 234 (1978)—11:18
- Carmichael v. Southern Bell Telephone & Telegraph Co., 162 N.C. 333, 78 S.E. 507 (1913)—11:11
- Carolina Beach Fishing Pier, Inc. v. Town of Carolina Beach, 274 N.C. 362, 163 S.E.2d 363 (1968)—16:1, 16:18
- Carolina Equipment & Parts Co. v. Anders, 265 N.C. 393, 144 S.E.2d 252 (1965)—11:13

TABLE OF CASES

- Carolina Helicopter Corp. v. Cutter Realty Co., 263 N.C. 139, 139 S.E.2d 362 (1964)—28:9
- Carolina Indus. Bank v. Merrimon, 260 N.C. 335, 132 S.E.2d 692 (1963)—8:8
- Carolina Mortg. Co. v. Massie, 209 N.C. 146, 183 S.E. 425 (1936)—28:1, 28:6
- Carolina Motor Service v. Atlantic Coast Line R. Co., 210 N.C. 36, 185 S.E. 479, 104 A.L.R. 1165 (1936)—1:4, 14:20
- Carolina Power & Light Co. v. Paul, 261 N.C. 710, 136 S.E.2d 103 (1964)—36:3
- Carolina Timber Management Co., Inc. v. Bell, 21 N.C. App. 143, 203 S.E.2d 339 (1974)—2:2, 2:9, 7:3
- Carpenter v. Boyles, 213 N.C. 432, 196 S.E. 850 (1938)—31:1
- Carpenter v. Com., Pennsylvania Liquor Control Bd., 508 F. Supp. 148, 24 Fair Empl. Prac. Cas. (BNA) 1298, 25 Empl. Prac. Dec. (CCH) ¶ 31653 (E.D. Pa. 1981)—20:5
- Carr v. Murrows Transfer, Inc., 262 N.C. 550, 138 S.E.2d 228 (1964)—30:4
- Carroll v. Brown, 228 N.C. 636, 46 S.E.2d 715 (1948)—14:9
- Carroll v. Carolina Cas. Ins. Co., 227 N.C. 456, 42 S.E.2d 607 (1947)—27:8
- Carruthers v. Tillman, 2 N.C. 501, 1 Hayw. 501, 1797 WL 197 (Super. Ct. L. & Eq. 1797)—4:4
- Carson v. Cloninger, 23 N.C. App. 699, 209 S.E.2d 522 (1974)—28:3
- Carson v. Doggett, 231 N.C. 629, 58 S.E.2d 609 (1950)—36:12
- Carter v. City of Greensboro, 249 N.C. 328, 106 S.E.2d 564 (1959)—23:1
- Carter v. Frank Shelton, Inc., 62 N.C. App. 378, 303 S.E.2d 184 (1983)—20:11, 20:12
- Carter v. Parsons, 61 N.C. App. 412, 301 S.E.2d 405 (1983)—4:5
- Carver v. Carver, 310 N.C. 669, 314 S.E.2d 739 (1984)—22:5, 22:7, 30:8, 37:7, 37:8, 37:9
- Carver v. Carver, 55 N.C. App. 716, 286 S.E.2d 799 (1982)—12:6, 22:7, 37:4
- Carver v. Lykes, 262 N.C. 345, 137 S.E.2d 139 (1964)—36:12
- Carver C. Carver, 307 N.C. 576, 299 S.E.2d 645 (1983)—30:9, 37:4
- Cary v. Harris, 178 N.C. 624, 101 S.E. 486 (1919)—28:2
- Casey v. Wake County, 45 N.C. App. 522, 263 S.E.2d 360 (1980)—23:7
- Cashatt v. Asheville Seed Co., 202 N.C. 383, 162 S.E. 893 (1932)—10:7
- Cassidy v. Cheek, 58 N.C. App. 742, 294 S.E.2d 414 (1982)—22:7
- Cates v. Wilson, 321 N.C. 1, 361 S.E.2d 734 (1987)—12:4, 12:7
- Catoe v. Helms Const. & Concrete Co., 91 N.C. App. 492, 372 S.E.2d 331 (1988)—2:8, 3:2, 17:2

NORTH CAROLINA LAW OF DAMAGES

- Cato Ladies Modes of North Carolina, Inc. v. Pope, 21 N.C. App. 133, 203 S.E.2d 405 (1974)—28:2
- Caudill v. Chatham Mfg. Co., 258 N.C. 99, 128 S.E.2d 128 (1962)—11:5, 17:9
- Caudill v. Nationwide Mut. Ins. Co. of Columbus, Ohio, 264 N.C. 674, 142 S.E.2d 616 (1965)—12:4
- Caudle v. Benbow, 228 N.C. 282, 45 S.E.2d 361 (1947)—36:10
- Caudle v. Swanson, 248 N.C. 249, 103 S.E.2d 357 (1958)—7:6
- Causby v. High Penn Oil Co., 244 N.C. 235, 93 S.E.2d 79 (1956)—31:4
- Caviness v. Administrative Office of Courts, 56 N.C. App. 542, 289 S.E.2d 853 (1982)—10:7, 23:10
- Cavin's Inc. v. Atlantic Mut. Ins. Co., 27 N.C. App. 698, 220 S.E.2d 403 (1975)—4:1, 4:8, 6:1, 27:19
- C. C. T. Equipment Co. v. Hertz Corp., 256 N.C. 277, 123 S.E.2d 802 (1962)—26:7
- Cecil v. Cecil, 74 N.C. App. 455, 328 S.E.2d 899 (1985)—9:5
- Centennial Ins. Co. v. Haley Transfer & Storage Co., 18 N.C. App. 152, 196 S.E.2d 822 (1973)—15:1
- Centennial Ins. Co. v. Haley Transfer & Storage, Inc., 18 N.C. App. 152, 196 S.E.2d 822 (1973)—15:13
- Centre Development Co. v. Wilson County, 44 N.C. App. 469, 261 S.E.2d 275 (1980)—16:1, 16:19
- CF Industries, Inc. v. Transcontinental Gas Pipe Line Corp., 448 F. Supp. 475 (W.D. N.C. 1978)—29:7
- Chadwick v. Life Ins. Co. of Virginia, 158 N.C. 380, 74 S.E. 115 (1912)—18:1
- Chamberlain v. Thames, 131 N.C. App. 705, 509 S.E.2d 443 (1998)—12:5
- Champion v. PPG Industries, Inc., 2004 WL 1146078 (W.D. N.C. 2004)—20:12
- Champion Map Corp. v. Twin Printing Co., 350 F. Supp. 1332, 175 U.S.P.Q. (BNA) 185 (E.D. N.C. 1971)—14:5
- Champs Convenience Stores, Inc. v. United Chemical Co., Inc., 329 N.C. 446, 406 S.E.2d 856, Prod. Liab. Rep. (CCH) ¶ 13033 (1991)—32:2
- Chandler v. Cleveland Sav. and Loan Ass'n, 24 N.C. App. 455, 211 S.E.2d 484 (1975)—28:13, 33:17
- Chandler v. Forsyth Royal Crown Bottling Co., 257 N.C. 245, 125 S.E.2d 584 (1962)—26:7
- Chapman By and Through Chapman v. Byrd, 124 N.C. App. 13, 475 S.E.2d 734 (1996)—36:1
- Chappell v. Dean, 258 N.C. 412, 128 S.E.2d 830 (1963)—22:6, 30:8
- Chappell v. Ellis, 123 N.C. 259, 31 S.E. 709 (1898)—13:7
- Chappell v. Redding, 67 N.C. App. 397, 313 S.E.2d 239 (1984)—22:3
- Charleston & W. C. Ry. Co. v. Robert G. Lassiter & Co., 207 N.C. 408, 177 S.E. 9 (1934)—20:3

TABLE OF CASES

- Charleston & W. C. Ry. Co. v. Robert G. Lassiter & Co., 208 N.C. 209, 179 S.E. 879 (1935)—24:4
- Charlotte, City of v. Charlotte Park and Recreation Commission, 278 N.C. 26, 178 S.E.2d 601 (1971)—16:5, 16:12
- Charlotte, City of v. McNeely, 281 N.C. 684, 190 S.E.2d 179 (1972)—8:9, 18:1
- Charlotte, City of v. Robinson, 2 N.C. App. 429, 163 S.E.2d 289 (1968)—16:19
- Charlotte, City of v. Skidmore, Owings and Merrill, 103 N.C. App. 667, 407 S.E.2d 571 (1991)—7:3
- Charlotte Office Tower Associates v. Carolina SNS Corp., 89 N.C. App. 697, 366 S.E.2d 905 (1988)—28:10
- Charnock v. Taylor, 223 N.C. 360, 26 S.E.2d 911, 148 A.L.R. 1126 (1943)—11:8
- Chastain v. Litton Systems, Inc., 694 F.2d 957 (4th Cir. 1982)—30:20
- Chemical Bank v. Belk, 41 N.C. App. 356, 255 S.E.2d 421 (1979)—33:16
- Cherry v. Gilliam, 195 N.C. 233, 141 S.E. 594 (1928)—1:1
- Cherry v. Harrell, 84 N.C. App. 598, 353 S.E.2d 433 (1987)—12:5
- Cherry v. Lake Drummond Canal & Water Co., 140 N.C. 422, 53 S.E. 138 (1906)—11:21
- Cheshire v. Howard, 207 N.C. 566, 178 S. E. 348 (1935)—25:2
- Chesson v. Keickheffer Container Co., 216 N.C. 337, 4 S.E.2d 886 (1939)—2:4, 7:1
- Chicago Portrait Co. v. Miller, 205 N.C. 539, 172 S.E. 192 (1934)—17:14
- Chicopee, Inc. v. Sims Metal Works, Inc., 98 N.C. App. 423, 391 S.E.2d 211, Prod. Liab. Rep. (CCH) ¶ 12525 (1990)—32:6
- Childers v. Frye, 201 N.C. 42, 158 S.E. 744 (1931)—36:16
- Childers v. Parker's, Inc., 274 N.C. 256, 162 S.E.2d 481 (1968)—33:16
- Childress v. Abeles, 240 N.C. 667, 84 S.E.2d 176 (1954)—20:6
- Childress v. C. W. Myers Trading Post, Inc., 247 N.C. 150, 100 S.E.2d 391 (1957)—17:4
- Childress v. North Carolina Dept. of Human Resources, 346 N.C. 276, 487 S.E.2d 541 (1997)—8:7
- Childress v. Trion, Inc., 125 N.C. App. 588, 481 S.E.2d 697—9:10
- Childress v. Trion, Inc., 125 N.C. App. 588, 481 S.E.2d 697 (1997)—8:7
- Chowan County Com'rs v. Citizens' Bank, 197 N.C. 410, 149 S.E. 380 (1929)—24:4
- Chozen Confections, Inc. v. Johnson, 221 N.C. 224, 19 S.E.2d 866 (1942)—24:2
- Christenbury v. Hedrick, 32 N.C. App. 708, 234 S.E.2d 3 (1977)—22:7, 37:1
- Church v. First Union Nat. Bank of North Carolina, 63 N.C. App. 359, 304 S.E.2d 633 (1983)—21:6
- Church v. Mickler, 55 N.C. App.

NORTH CAROLINA LAW OF DAMAGES

- 724, 287 S.E.2d 131, 33 U.C.C. Rep. Serv. 1194 (1982)—5:6, 29:2
- Cicogna v. Holder*, 345 N.C. 488, 480 S.E.2d 636 (1997)—11:36
- Circle J. Farm Center, Inc. v. Fulcher*, 57 N.C. App. 206, 290 S.E.2d 798 (1982)—1:3
- Cissell v. Glover Landscape Supply, Inc.*, 126 N.C. App. 667, 486 S.E.2d 472 (1997)—10:7
- C. I. T. Corp. v. Watkins*, 208 N.C. 448, 181 S.E. 270 (1935)—13:12
- Clancy v. Onslow County*, 151 N.C. App. 269, 564 S.E.2d 920 (2002)—23:14
- Clark v. Bland*, 181 N.C. 110, 106 S.E. 491 (1921)—14:6
- Clark v. Moore*, 65 N.C. App. 609, 309 S.E.2d 579 (1983)—30:4, 30:16
- Clark v. Pilot Freight Carriers, Inc.*, 247 N.C. 705, 102 S.E.2d 252 (1958)—30:11
- Clark v. Roberts*, 263 N.C. 336, 139 S.E.2d 593 (1965)—20:12
- Clarke v. Kerchner*, 11 N.C. App. 454, 181 S.E.2d 787 (1971)—28:4
- Clary v. Alexander Cty. Bd. of Ed.*, 286 N.C. 525, 212 S.E.2d 160 (1975)—10:7
- Clement Bros. Co., Inc. v. North Carolina Dept. of Admin.*, 57 N.C. App. 497, 291 S.E.2d 908 (1982)—17:1
- Clemmons v. Life Ins. Co. of Georgia*, 274 N.C. 416, 163 S.E.2d 761 (1968)—4:1, 4:9, 14:6, 36:6
- Clerk's Office v. Commissioners of Carteret County*, 121 N.C. 29, 27 S.E. 1003 (1897)—18:1
- C.L. Hardy & Co. v. Turnage*, 204 N.C. 538, 168 S.E. 823 (1933)—21:1
- Clifford v. River Bend Plantation, Inc.*, 55 N.C. App. 514, 286 S.E.2d 352 (1982)—1:7, 17:19, 36:11
- Clinard v. Clinard Elec. Co.*, 192 N.C. 736, 136 S.E. 1 (1926)—20:8
- Clinard v. Town of Kernersville*, 215 N.C. 745, 3 S.E.2d 267 (1939)—7:2, 23:18, 31:2, 31:5, 31:9, 33:8
- Clinard v. Town of Kernersville*, 217 N.C. 686, 9 S.E.2d 381 (1940)—31:9
- Cline v. Cline*, 209 N.C. 531, 183 S.E. 904 (1936)—11:32
- Cline v. Cline*, 258 N.C. 295, 128 S.E.2d 401 (1962)—17:2
- Clinton v. Mercer*, 7 N.C. 119, 3 Mur. 119, 1819 WL 298 (1819)—3:2
- Clontz v. Clontz*, 44 N.C. App. 573, 261 S.E.2d 695 (1980)—13:10, 33:2
- Clott v. Greyhound Lines, Inc.*, 278 N.C. 378, 180 S.E.2d 102 (1971)—15:10
- Clott v. Greyhound Lines, Inc.*, 9 N.C. App. 604, 177 S.E.2d 438 (1970)—15:10
- Cloutier v. State*, 57 N.C. App. 239, 291 S.E.2d 362 (1982)—9:10
- Coakley v. Ford Motor Co.*, 11 N.C. App. 636, 182 S.E.2d 260 (1971)—30:12
- Coastal Chemical Corp. v. Guardian Industries, Inc.*, 63 N.C. App. 176, 303

TABLE OF CASES

- S.E.2d 642 (1983)—32:2, 32:4
- Coastal Leasing Corp. v. T-Bar S Corp., 128 N.C. App. 379, 496 S.E.2d 795, 34 U.C.C. Rep. Serv. 2d 694 (1998)—5:5
- Coastal Production Credit Ass'n v. Goodson Farms, Inc., 70 N.C. App. 221, 319 S.E.2d 650 (1984)—9:1, 18:1
- Coastal Production Credit Ass'n v. Goodson Farms, Inc., 71 N.C. App. 421, 322 S.E.2d 398 (1984)—18:1
- Coats v. Jones, 63 N.C. App. 151, 303 S.E.2d 655 (1983)—17:17
- Cobb v. Atlantic Coast Line Ry. Co., 175 N.C. 130, 95 S.E. 92 (1918)—4:4
- Coble v. Knight, 130 N.C. App. 652, 503 S.E.2d 703 (1998)—30:2, 30:6
- Coble v. Richardson Corp. of Greensboro, 71 N.C. App. 511, 322 S.E.2d 817 (1984)—17:1
- Cobo v. Raba, 125 N.C. App. 320, 481 S.E.2d 101—11:17
- Cobo v. Raba, 347 N.C. 541, 495 S.E.2d 362 (1998)—12:4
- Cochran v. City of Charlotte, 53 N.C. App. 390, 281 S.E.2d 179, 22 A.L.R.4th 846 (1981)—16:14, 16:18
- Cochran v. Piedmont Pub. Co. Inc., 62 N.C. App. 548, 302 S.E.2d 903, 9 Media L. Rep. (BNA) 1918 (1983)—4:4, 36:9
- Cody v. Department of Transp., 60 N.C. App. 724, 300 S.E.2d 25 (1983)—9:4, 18:6
- Cody v. England, 216 N.C. 604, 5 S.E.2d 833 (1939)—11:29
- Cody v. North Carolina Dept. of Transp., 45 N.C. App. 471, 263 S.E.2d 334 (1980)—16:18, 17:10, 36:7
- Coe v. Highland School Associates Ltd. Partnership, 125 N.C. App. 155, 479 S.E.2d 257 (1997)—11:18
- Coen v. Zick, 458 F.2d 326 (9th Cir. 1972)—11:16
- Coffer v. Standard Brands, Inc., 30 N.C. App. 134, 226 S.E.2d 534, 20 U.C.C. Rep. Serv. 321 (1976)—32:1
- Coffield's Will, In re, 216 N.C. 285, 4 S.E.2d 870 (1939)—9:9
- Coffman v. Roberson, 153 N.C. App. 618, 571 S.E.2d 255 (2002)—36:16
- Cogdill v. North Carolina State Highway Commission, 279 N.C. 313, 182 S.E.2d 373 (1971)—12:4
- C. O. Gore v. George J. Ball, Inc., 279 N.C. 192, 182 S.E.2d 389 (1971)—2:5
- Cohoon v. Cooper, 186 N.C. 26, 118 S.E. 834 (1923)—7:6
- Cohoon v. Ziman, 60 N.C. App. 226, 298 S.E.2d 729 (1983)—14:9, 17:15
- Coker v. Basic Media, Ltd., 63 N.C. App. 69, 303 S.E.2d 620 (1983)—11:18
- Cole v. City of Durham, 176 N.C. 289, 97 S.E. 33, 11 A.L.R. 560 (1918)—20:9
- Cole v. Sorie, 41 N.C. App. 485, 255 S.E.2d 271 (1979)—3:2
- Cole v. Triangle Brick, 136 N.C. App. 401, 524 S.E.2d 79 (2000)—20:12
- Coleman v. Cooper, 89 N.C. App. 188, 366 S.E.2d 2 (1988)—23:2

NORTH CAROLINA LAW OF DAMAGES

- Coleman v. Hines, 133 N.C. App. 147, 515 S.E.2d 57 (1999)—10:7
- Coleman v. Interstate Cas. Ins. Co., 84 N.C. App. 268, 352 S.E.2d 249 (1987)—27:17
- Coleman v. Mercer, 229 N.C. 245, 49 S.E.2d 405 (1948)—14:12
- Coleman v. Shirlen, 53 N.C. App. 573, 281 S.E.2d 431 (1981)—17:12
- Coletrane v. Lamb, 42 N.C. App. 654, 257 S.E.2d 445 (1979)—7:4, 11:29
- Coley v. Eudy, 51 N.C. App. 310, 276 S.E.2d 462 (1981)—2:4
- Collier Cobb & Associates, Inc. v. Leak, 61 N.C. App. 249, 300 S.E.2d 583 (1983)—20:4
- Collins v. Beck, 116 N.C. App. 128, 446 S.E.2d 610 (1994)—8:3
- Collins v. Norfleet-Baggs, 197 N.C. 659, 150 S.E. 177 (1929)—22:5
- Collins v. St. George Physical Therapy, 141 N.C. App. 82, 539 S.E.2d 356 (2000)—1:9
- Collins & Aikman Corp. v. Hartford Acc. & Indem. Co., 335 N.C. 91, 436 S.E.2d 243 (1993)—27:19
- Collins & Aikman Products Co. v. Hartford Acc. & Indem. Co., 125 N.C. App. 412, 481 S.E.2d 96—9:7, 27:6
- Colonial Pipeline Co. v. Weaver, 61 N.C. App. 200, 300 S.E.2d 464 (1983)—12:3
- Colson v. Shaw, 301 N.C. 677, 273 S.E.2d 243 (1981)—30:3
- Coltraine v. Pitt County Memorial Hospital, 35 N.C. App. 755, 242 S.E.2d 538 (1978)—36:1
- Colyer v. Vanderbilt Hotel Co., 216 N.C. 228, 4 S.E.2d 436 (1939)—20:3
- Combs & Associates, Inc. v. Kennedy, 147 N.C. App. 362, 555 S.E.2d 634, 18 I.E.R. Cas. (BNA) 263 (2001)—4:1
- Commercial Finance Co. v. Culler, 236 N.C. 758, 73 S.E.2d 780 (1953)—17:14
- Commercial Union Ins. Co. v. Mauldin, 62 N.C. App. 461, 303 S.E.2d 214 (1983)—27:2
- Conard v. Miller Motor Exp., Inc., 265 N.C. 427, 144 S.E.2d 269 (1965)—1:6
- Con Co., Inc. v. Wilson Acres Apartments, Ltd., 56 N.C. App. 661, 289 S.E.2d 633 (1982)—17:17, 29:3
- Concrete Machinery Co., Inc. v. City of Hickory, 134 N.C. App. 91, 517 S.E.2d 155 (1999)—8:6, 23:6
- Congleton v. City of Asheboro, 8 N.C. App. 571, 174 S.E.2d 870 (1970)—11:17
- Conley v. Emerald Isle Realty, Inc., 350 N.C. 293, 513 S.E.2d 556 (1999)—28:1
- Connolly v. Potts, 63 N.C. App. 547, 306 S.E.2d 123 (1983)—33:16
- Conrad v. Conrad, 82 N.C. App. 758, 348 S.E.2d 349 (1986)—9:5
- Conrad v. Shuford, 174 N.C. 719, 94 S.E. 424 (1917)—11:10
- Consolidated Systems, Inc. v. Granville Steel Corp., 63 N.C. App. 485, 305 S.E.2d 57 (1983)—11:5, 17:17

TABLE OF CASES

- Continental Cas. Co. v. Funderburg, 264 N.C. 131, 140 S.E.2d 750 (1965)—17:10
- Cook v. Bladenboro Cotton Mills, Inc., 61 N.C. App. 562, 300 S.E.2d 852 (1983)—20:12
- Cook v. Lanier, 267 N.C. 166, 147 S.E.2d 910 (1966)—36:12
- Cook v. Lawson, 3 N.C. App. 104, 164 S.E.2d 29 (1968)—3:2, 5:1, 7:3
- Cook v. Ponos, 65 N.C. App. 705, 309 S.E.2d 706 (1983)—30:16
- Cook v. Vickers, 141 N.C. 101, 53 S.E. 740 (1906)—26:2
- Cooke v. P.H. Glatfelter/Ecusta, 130 N.C. App. 220, 502 S.E.2d 419 (1998)—9:10
- Cooke v. Town of Rich Square, 65 N.C. App. 606, 310 S.E.2d 76 (1983)—11:17, 11:24
- Cooper, In re, 81 N.C. App. 27, 344 S.E.2d 27 (1986)—9:5
- Cooper v. Clute, 174 N.C. 366, 93 S.E. 915 (1917)—3:2, 3:3
- Cooper v. Evans, 174 N.C. 412, 93 S.E. 897 (1917)—28:8
- Cooper v. Floyd, 9 N.C. App. 645, 177 S.E.2d 442 (1970)—11:19
- Cooper v. H. B. Owsley & Son, Inc., 43 N.C. App. 261, 258 S.E.2d 842 (1979)—17:10
- Cooper v. Henderson, 55 N.C. App. 234, 284 S.E.2d 756 (1981)—33:10
- Cooper v. Shealy, 140 N.C. App. 729, 537 S.E.2d 854 (2000)—22:3
- Cooper v. Southern R. Co., 170 N.C. 490, 87 S.E. 322 (1915)—14:6
- Corbett v. Smith, 131 N.C. App. 327, 507 S.E.2d 303 (1998)—27:27
- Cordaro v. Singleton, 31 N.C. App. 476, 229 S.E.2d 707 (1976)—20:3
- Corley v. Cozart, 115 F.2d 119 (C.C.A. 5th Cir. 1940)—11:16
- Corley v. Lewless, 227 Ga. 745, 182 S.E.2d 766 (1971)—22:6
- Corprew v. Geigy Chemical Corp., 271 N.C. 485, 157 S.E.2d 98 (1967)—32:1, 32:2
- Corum v. University of North Carolina Through Bd. of Governors, 330 N.C. 761, 413 S.E.2d 276, 72 Ed. Law Rep. 652 (1992)—23:22
- Cosentino v. Weeks, 160 N.C. App. 511, 586 S.E.2d 787 (2003)—18:2
- Costin v. Baxter, 29 N.C. 111, 7 Ired. 111, 1846 WL 1084 (1846)—18:1
- Cotton v. Fisheries Products Co., 177 N.C. 56, 97 S.E. 712 (1919)—14:6
- Cotton v. Fisheries Products Co., 181 N.C. 151, 106 S.E. 487 (1921)—4:1
- Cotton v. Stanley, 86 N.C. App. 534, 358 S.E.2d 692 (1987)—28:1
- Cotton v. Stanley, 94 N.C. App. 367, 380 S.E.2d 419 (1989)—9:11
- Couch v. Couch, 18 N.C. App. 108, 196 S.E.2d 64 (1973)—11:32
- Coulbourn v. Armstrong, 243 N.C. 663, 91 S.E.2d 912 (1956)—11:29, 36:19
- Coulter v. Capitol Finance Co., 266 N.C. 214, 146 S.E.2d 97 (1966)—28:11

NORTH CAROLINA LAW OF DAMAGES

- Council v. Metropolitan Life Ins. Co., 42 N.C. App. 194, 256 S.E.2d 303 (1979)—27:22
- Cowan v. Brian Center Management Corp., 109 N.C. App. 443, 428 S.E.2d 263 (1993)—37:5
- Cox v. Dine-A-Mate, Inc., 129 N.C. App. 773, 501 S.E.2d 353 (1998)—17:13
- Cox v. Haworth, 304 N.C. 571, 284 S.E.2d 322 (1981)—22:4
- Cox v. Haworth, 54 N.C. App. 328, 283 S.E.2d 392 (1981)—36:16
- Cox v. High Point R. & S.R. Co., 149 N.C. 86, 62 S.E. 761 (1908)—11:29
- Cox v. Shaw, 263 N.C. 361, 139 S.E.2d 676 (1965)—22:7
- Cox v. Steffes, 161 N.C. App. 237, 587 S.E.2d 908 (2003)—36:16
- Cozart v. Chapin, 39 N.C. App. 503, 251 S.E.2d 682 (1979)—36:16
- Craven v. Chambers, 56 N.C. App. 151, 287 S.E.2d 905 (1982)—4:3, 9:2, 9:7, 12:5, 27:4, 30:14
- Crawford v. Allen, 189 N.C. 434, 127 S.E. 521 (1925)—28:10
- Crawford v. Wayne Cty. Bd. of Ed., 275 N.C. 354, 168 S.E.2d 33 (1969)—10:7
- Creech v. Atlantic Coast Line R. Co., 174 N.C. 61, 93 S.E. 453 (1917)—15:8
- Creel v. Town of Dover, 126 N.C. App. 547, 486 S.E.2d 478 (1997)—20:12
- Crews v. Crews, 64 N.C. 536, 1870 WL 8953 (1870)—11:29
- Crinkley v. Holiday Inns, Inc., 844 F.2d 156 (4th Cir. 1988)—36:1
- Crocker v. Delta Group, Inc., 125 N.C. App. 583, 481 S.E.2d 694, 32 U.C.C. Rep. Serv. 2d 270 (1997)—33:16
- Crockett v. Lowry, 8 N.C. App. 71, 173 S.E.2d 566 (1970)—11:7
- Croom v. Town of Burgaw, 259 N.C. 60, 129 S.E.2d 586 (1963)—23:1
- Cross v. Residential Support Services, Inc., 129 N.C. App. 374, 499 S.E.2d 771 (1998)—23:2
- Crotts v. Overnite Transp. Co., 246 N.C. 420, 98 S.E.2d 502 (1957)—30:4
- Crouch v. Lowther Trucking Co., 262 N.C. 85, 136 S.E.2d 246 (1964)—28:8, 36:19
- Crouse v. Vernon, 232 N.C. 24, 59 S.E.2d 185 (1950)—12:4
- Crow v. Ballard, 263 N.C. 475, 139 S.E.2d 624 (1965)—1:6
- Crowder v. North Carolina Farm Bureau Mut. Ins. Co., 79 N.C. App. 551, 340 S.E.2d 127 (1986)—27:30
- Crowell v. Eastern Air Lines, 240 N.C. 20, 81 S.E.2d 178 (1954)—15:7
- Crowell Constructors, Inc. v. State ex rel. Cobey, 342 N.C. 838, 467 S.E.2d 675 (1996)—18:4
- Crump v. Coffey, 59 N.C. App. 553, 297 S.E.2d 131 (1982)—10:3
- Crutchfield v. Crutchfield, 132 N.C. App. 193, 511 S.E.2d 31 (1999)—9:3
- Cudahy Foods Co. v. Holloway,

TABLE OF CASES

- 55 N.C. App. 626, 286 S.E.2d 606, 32 U.C.C. Rep. Serv. 1352 (1982)—17:11
- Culbreth v. Atlantic Coast Line R. Co., 169 N.C. 723, 86 S.E. 624 (1915)—15:13
- Culler v. Hardy, 137 N.C. App. 155, 526 S.E.2d 698 (2000)—9:2
- Cummings v. Burroughs Wellcome Co., 130 N.C. App. 88, 502 S.E.2d 26 (1998)—20:12
- Cummings v. Locklear, 12 N.C. App. 572, 183 S.E.2d 832 (1971)—12:6, 37:1
- Curlings v. Macemore, 57 N.C. App. 200, 290 S.E.2d 725 (1982)—11:13
- Currence v. Fisher Body, Atlanta Div., General Motors Corp., 54 Ga. App. 457, 188 S.E. 268 (1936)—11:16
- Curry v. Baker, 130 N.C. App. 182, 502 S.E.2d 667 (1998)—36:2
- Custom Craft Furniture Inc. v. Goodman, 263 N.C. 220, 139 S.E.2d 244 (1964)—20:9
- Custom Molders, Inc. v. American Yard Products, Inc., 115 N.C. App. 156, 444 S.E.2d 224 (1994)—8:9
- Custom Molders, Inc. v. American Yard Products, Inc., 342 N.C. 133, 463 S.E.2d 199 (1995)—8:9, 29:7
- Cutts v. Casey, 278 N.C. 390, 180 S.E.2d 297 (1971)—11:33
- D**
- Dailey v. Dismal Swamp Canal Co., 24 N.C. 222, 2 Ired. 222, 1842 WL 956 (1842)—7:2
- Dailey v. Integon General Ins. Corp., 57 N.C. App. 346, 291 S.E.2d 331 (1982)—4:6, 27:18
- Dailey v. Integon General Ins. Corp., 75 N.C. App. 387, 331 S.E.2d 148 (1985)—4:4, 27:18
- Dailey v. North Carolina State Bd. of Dental Examiners, 309 N.C. 710, 309 S.E.2d 219 (1983)—36:16
- Dailey v. North Carolina State Bd. of Dental Examiners, 60 N.C. App. 441, 299 S.E.2d 473 (1983)—36:16
- Dale v. Southern Ry. Co., 132 N.C. 705, 44 S.E. 399 (1903)—33:3
- Dalton v. Camp, 353 N.C. 647, 548 S.E.2d 704 (2001)—20:4
- Daniel v. Crumpler, 75 N.C. 184, 1876 WL 2760 (1876)—13:10
- Daniel Boone Complex, Inc. v. Furst, 43 N.C. App. 95, 258 S.E.2d 379 (1979)—17:4
- Daniels v. Montgomery Mut. Ins. Co., 81 N.C. App. 600, 344 S.E.2d 847 (1986)—9:3
- Daniels v. Swofford, 55 N.C. App. 555, 286 S.E.2d 582 (1982)—20:12
- Danjee, Inc. v. Addressograph Multigraph Corp., 44 N.C. App. 626, 262 S.E.2d 665, 28 U.C.C. Rep. Serv. 689 (1980)—8:2, 35:14
- Darden v. Boyette, 247 N.C. 26, 100 S.E.2d 359, 68 A.L.R.2d 1098 (1957)—21:2
- Dare County Bd. of Educ. v. Sakaria, 127 N.C. App. 585, 492 S.E.2d 369, 121 Ed. Law Rep. 1193 (1997)—16:14

NORTH CAROLINA LAW OF DAMAGES

- Darling v. Charleston Community Memorial Hospital, 33 Ill. 2d 326, 211 N.E.2d 253, 14 A.L.R.3d 860 (1965)—36:16
- Darnell v. Rupplin, 91 N.C. App. 349, 371 S.E.2d 743 (1988)—22:3
- Daughtry v. Turnage, 295 N.C. 543, 246 S.E.2d 788 (1978)—30:3
- Daum by Henderson v. Lorick Enterprises, Inc., 105 N.C. App. 428, 413 S.E.2d 559 (1992)—7:4
- Davidson v. University of North Carolina at Chapel Hill, 142 N.C. App. 544, 543 S.E.2d 920, 152 Ed. Law Rep. 336 (2001)—23:22
- Davidson v. U.S. Fidelity and Guar. Co., 78 N.C. App. 140, 336 S.E.2d 709 (1985)—27:30
- Davidson v. Volkswagenwerk, A.G., 78 N.C. App. 193, 336 S.E.2d 714, Prod. Liab. Rep. (CCH) ¶ 10886 (1985)—32:2
- Davidson and Jones, Inc. v. North Carolina Dept. of Admin., 315 N.C. 144, 337 S.E.2d 463 (1985)—17:17
- Davies ex rel. Hardy v. Lewis, 133 N.C. App. 167, 514 S.E.2d 742 (1999)—10:7
- Davis, Matter of, 126 N.C. App. 64, 483 S.E.2d 440 (1997)—34:3
- Davis v. Colonial Mobile Homes, 28 N.C. App. 13, 220 S.E.2d 802, 18 U.C.C. Rep. Serv. 662 (1975)—35:14
- Davis v. Davis, 256 N.C. 468, 124 S.E.2d 130 (1962)—17:19
- Davis v. Davis, 269 N.C. 120, 152 S.E.2d 306 (1967)—1:6, 11:8
- Davis v. Davis, 58 N.C. App. 25, 293 S.E.2d 268 (1982)—18:2
- Davis v. Davis, 62 N.C. App. 573, 302 S.E.2d 886 (1983)—9:5
- Davis v. Dennis Lilly Co., 330 N.C. 314, 411 S.E.2d 133 (1991)—20:2
- Davis v. Doggett, 212 N.C. 589, 194 S.E. 288 (1937)—33:17
- Davis v. Edgecomb Metals Co., 63 N.C. App. 48, 303 S.E.2d 612 (1983)—20:12
- Davis v. Hargett, 244 N.C. 157, 92 S.E.2d 782, 58 A.L.R.2d 494 (1956)—1:7
- Davis v. Higgins, 92 N.C. 203, 1885 WL 1498 (1885)—18:5
- Davis v. Imes, 13 N.C. App. 521, 186 S.E.2d 641 (1972)—30:4
- Davis v. Ludlum, 255 N.C. 663, 122 S.E.2d 500 (1961)—33:2
- Davis v. Nationwide Mut. Ins. Co., 106 N.C. App. 221, 415 S.E.2d 767 (1992)—27:30
- Davis v. North Carolina State Highway Commission, 271 N.C. 405, 156 S.E.2d 685 (1967)—23:10, 26:6
- Davis v. Rigsby, 261 N.C. 684, 136 S.E.2d 33 (1964)—10:7
- Davis v. Siloo Inc., 47 N.C. App. 237, 267 S.E.2d 354, 29 U.C.C. Rep. Serv. 492 (1980)—32:1, 32:2
- Davis v. Summerfield, 131 N.C. 352, 42 S.E. 818 (1902)—33:7
- Davis v. Taylor, 81 N.C. App. 42, 344 S.E.2d 19 (1986)—9:5
- Davis v. Vintage Enterprises,

TABLE OF CASES

- Inc., 23 N.C. App. 581, 209 S.E.2d 824, 15 U.C.C. Rep. Serv. 1066 (1974)—35:14
- Davis Bros. Co. v. Wallace, 190 N.C. 543, 130 S.E. 176 (1925)—13:12
- Dawson v. Radewicz, 63 N.C. App. 731, 306 S.E.2d 171 (1983)—20:6
- Day v. Davis, 268 N.C. 643, 151 S.E.2d 556 (1966)—30:7
- Dayton Rubber Mfg. Co. v. Horn, 203 N.C. 732, 167 S.E. 42 (1932)—17:14
- Deans v. Layton, 89 N.C. App. 358, 366 S.E.2d 560 (1988)—8:2
- DeBerry v. American Motorists Ins. Co., 33 N.C. App. 639, 236 S.E.2d 380 (1977)—9:7, 27:4, 27:26
- De Bruhl v. State Highway and Public Works Commission, 247 N.C. 671, 102 S.E.2d 229 (1958)—1:9, 16:1, 16:14
- Dees v. Apple, 207 N.C. 763, 178 S.E. 557 (1935)—28:14
- Deese v. Southeastern Lawn and Tree Expert Co., 306 N.C. 275, 293 S.E.2d 140 (1982)—20:12
- Deitz v. Jackson, 57 N.C. App. 275, 291 S.E.2d 282 (1982)—20:9
- Dellinger v. Lamb, 79 N.C. App. 404, 339 S.E.2d 480 (1986)—17:17
- Deloach v. Worke, 10 N.C. 36, 3 Hawks 36, 1824 WL 307 (1824)—8:2
- De Loache v. De Loache, 189 N.C. 394, 127 S.E. 419 (1925)—11:5
- Delta Environmental Consultants of North Carolina, Inc. v. Wysong & Miles Co., 132 N.C. App. 160, 510 S.E.2d 690 (1999)—9:1, 18:2
- Denning v. Goldsboro Gas Co., 246 N.C. 541, 98 S.E.2d 910 (1957)—23:1
- Dennis v. City of Albemarle, 242 N.C. 263, 87 S.E.2d 561 (1955)—11:24
- Department of Transp. v. Bragg, 308 N.C. 367, 302 S.E.2d 227 (1983)—26:1
- Department of Transp. v. Burnham, 61 N.C. App. 629, 301 S.E.2d 535 (1983)—12:3
- Department of Transp. v. Charlotte Area Manufactured Housing, Inc., 160 N.C. App. 461, 586 S.E.2d 780 (2003)—18:6
- Department of Transp. v. Fox, 98 N.C. App. 61, 389 S.E.2d 640 (1990)—16:10
- Department of Transp. v. Harkey, 308 N.C. 148, 301 S.E.2d 64 (1983)—16:2, 16:10
- Department of Transp. v. McDarris, 62 N.C. App. 55, 302 S.E.2d 277 (1983)—16:11, 26:1
- Department of Transp. v. Rogers, 44 N.C. App. 56, 259 S.E.2d 775 (1979)—12:2
- Department of Transp. v. Tilley, 136 N.C. App. 370, 524 S.E.2d 83 (2000)—16:10, 16:11
- Department of Transp. v. Winston Container Co., 45 N.C. App. 638, 263 S.E.2d 830 (1980)—9:4, 16:1, 18:6
- Deskins v. Ithaca Industries, Inc., 131 N.C. App. 826, 509 S.E.2d 232 (1998)—20:10

NORTH CAROLINA LAW OF DAMAGES

- Devere v. True-Flite, Inc., 268 F. Supp. 226 (E.D. N.C. 1967)—11:29
- Devereux v. Burgwin, 33 N.C. 490, 11 Ired. 490, 1850 WL 1370 (1850)—5:3, 8:5
- DeWitt v. Eveready Battery Co., Inc., 144 N.C. App. 143, 550 S.E.2d 511 (2001)—32:2
- D.G. Matthews & Son, Inc. v. State ex rel. McDevitt, 131 N.C. App. 520, 508 S.E.2d 331 (1998)—31:4
- Diaz v. U.S. Textile Corp., 60 N.C. App. 712, 299 S.E.2d 843 (1983)—20:12
- Dickens v. Everhart, 284 N.C. 95, 199 S.E.2d 440 (1973)—36:16
- Dickens v. Puryear, 302 N.C. 437, 276 S.E.2d 325 (1981)—36:8
- Dickerson v. Atlantic Refining Co., 201 N.C. 90, 159 S.E. 446 (1931)—14:6
- Dickerson, Inc. v. Board of Transp., 26 N.C. App. 319, 215 S.E.2d 870 (1975)—5:4
- Dickson v. Queen City Coach Co., 233 N.C. 167, 63 S.E.2d 297 (1951)—1:9, 15:7, 36:1, 36:2
- DiDonato v. Wortman, 320 N.C. 423, 358 S.E.2d 489 (1987)—21:2, 36:1, 36:16, 37:1, 37:6, 37:7, 37:8, 37:9, 38:1
- DiDonato v. Wortman, 80 N.C. App. 117, 341 S.E.2d 58 (1986)—37:1, 38:1
- Dillon v. City of Raleigh, 124 N.C. 184, 32 S.E. 548 (1899)—23:5
- Dinkins v. Booe, 252 N.C. 731, 114 S.E.2d 672 (1960)—1:9
- Disosway v. Edwards, 134 N.C. 254, 46 S.E. 501 (1904)—5:4
- Divine v. Watauga Hospital, 137 F. Supp. 628 (M.D. N.C. 1956)—14:6
- Dixie Container Corp. v. Dale, 273 N.C. 624, 160 S.E.2d 708 (1968)—17:10
- Dixie Fire & Cas. Co. v. Esso Standard Oil Co., 265 N.C. 121, 143 S.E.2d 279 (1965)—28:11, 28:17
- Dixon v. City of Durham, 128 N.C. App. 501, 495 S.E.2d 380 (1998)—20:12
- Dixon v. Mid-South Ins. Co., 37 N.C. App. 595, 246 S.E.2d 561 (1978)—27:20
- Dixon v. Stuart, 85 N.C. App. 338, 354 S.E.2d 757 (1987)—36:1
- Dixon, Odom & Co. v. Sledge, 59 N.C. App. 280, 296 S.E.2d 512 (1982)—18:2
- Dize Awning & Tent Co. v. City of Winston-Salem, 271 N.C. 715, 157 S.E.2d 577 (1967)—23:19
- Dobias v. White, 239 N.C. 409, 80 S.E.2d 23 (1954)—17:7
- Dobson v. Harris, 134 N.C. App. 573, 521 S.E.2d 710 (1999)—36:1
- Dobson v. Harris, 352 N.C. 77, 530 S.E.2d 829 (2000)—36:9
- Dockery v. World of Mirth Shows, Inc., 264 N.C. 406, 142 S.E.2d 29 (1965)—20:9
- Dodson v. Dubose Steel, Inc., 358 N.C. 129, 591 S.E.2d 548 (2004)—20:12
- Doe By and Through Connolly v. Holt, 103 N.C. App. 516, 405 S.E.2d 807 (1991)—30:9
- Dohany v. Rogers, 281 U.S. 362,

TABLE OF CASES

- 50 S. Ct. 299, 74 L. Ed. 904,
68 A.L.R. 434 (1930)—16:15
- Dolbow v. Holland Industrial,
Inc., 64 N.C. App. 695, 308
S.E.2d 335 (1983)—20:12
- Don Jenkins & Son Ford-
Mercury, Inc. v. Catlette, 59
N.C. App. 482, 297 S.E.2d
409, 35 U.C.C. Rep. Serv.
729 (1982)—29:2
- Donnell v. Cone Mills Corp., 60
N.C. App. 338, 299 S.E.2d
436 (1983)—9:10
- Doss v. Sewell, 257 N.C. 404,
125 S.E.2d 899 (1962)—1:6
- Doster v. English, 152 N.C. 339,
67 S.E. 754 (1910)—8:8
- Dotson v. Early, 202 N.C. 8, 161
S.E. 685 (1931)—30:17
- Dotson v. F. S. Royster Guano
Co., 207 N.C. 635, 178 S.E.
100 (1935)—20:1
- Douglas v. Doub, 95 N.C. App.
505, 383 S.E.2d 423
(1989)—29:7
- Douglas v. Parks, 68 N.C. App.
496, 315 S.E.2d 84 (1984)—
1:7
- Douglas Aircraft Co. v. Local
Union 379 of Intern. Broth.
of Elec. Workers (A. F. of
L.), 247 N.C. 620, 101
S.E.2d 800, 41 L.R.R.M.
(BNA) 2594, 34 Lab. Cas.
(CCH) ¶ 71352 (1958)—
14:20, 20:13
- Douglass v. Dawson, 190 N.C.
458, 130 S.E. 195 (1925)—
14:15
- Dowd v. North Carolina R. Co.,
70 N.C. 468, 1874 WL 2442
(1874)—8:4
- Draper v. Buxton, 90 N.C. 182,
1884 WL 1794 (1884)—13:7
- Driftwood Manor Investors v.
City Federal Sav. and Loan
Ass'n, 63 N.C. App. 459,
305 S.E.2d 204 (1983)—
33:16
- Driscoll v. U.S. Liability Ins.
Co., 90 N.C. App. 569, 369
S.E.2d 110 (1988)—27:30
- Drye v. Nationwide Mut. Ins.
Co., 126 N.C. App. 811, 487
S.E.2d 148 (1997)—27:4
- Dubose Steel, Inc. v. Faircloth,
59 N.C. App. 722, 298
S.E.2d 60 (1982)—14:12
- Duckett, State ex rel. v. Pettee,
50 N.C. App. 119, 273
S.E.2d 317 (1980)—25:2
- Duffell v. Weeks, 15 N.C. App.
569, 190 S.E.2d 379
(1972)—17:2
- Duffy v. Hartsfield, 180 N.C.
151, 104 S.E. 139 (1920)—
28:5
- Duke v. Johnston, 211 N.C. 171,
189 S. E. 504 (1937)—25:1
- Duke Power Co. v. Mom "n' Pops
Ham House, Inc., 43 N.C.
App. 308, 258 S.E.2d 815
(1979)—16:8
- Duke Power Co. v. Ribet, 25
N.C. App. 87, 212 S.E.2d
182 (1975)—16:13
- Duke Power Co. v. Smith, 54
N.C. App. 214, 282 S.E.2d
564 (1981)—12:3
- Duke Power Co. v. Winebarger,
300 N.C. 57, 265 S.E.2d 227
(1980)—12:3
- Duke Power Co. v. Winebarger,
42 N.C. App. 330, 256
S.E.2d 723 (1979)—16:14
- Duke University v. American
Arbitration Ass'n, 64 N.C.
App. 75, 306 S.E.2d 584
(1983)—17:17
- Duke University Medical Cen-

NORTH CAROLINA LAW OF DAMAGES

- ter, Private Diagnostic Clinic v. Hardy, 89 N.C. App. 719, 367 S.E.2d 6 (1988)—29:3
- Dulin v. Howard, 66 N.C. 433, 1872 WL 2261 (1872)—28:9
- Dumouchelle v. Duke University, 69 N.C. App. 471, 317 S.E.2d 100, 18 Ed. Law Rep. 456 (1984)—36:1
- Dunavant v. Caldwell & N.R. Co., 122 N.C. 999, 29 S.E. 837 (1898)—5:4
- Duncan v. Stalcup, 18 N.C. 440, 1 Dev. & Bat. 440, 1836 WL 384 (1836)—4:4
- Dungee v. Nationwide Mut. Ins. Co., 108 N.C. App. 599, 424 S.E.2d 234 (1993)—27:27
- Dunlap v. Lee, 257 N.C. 447, 126 S.E.2d 62, 96 A.L.R.2d 754 (1962)—1:9
- Dunlap v. Willett, 153 N.C. 317, 69 S.E. 222 (1910)—17:10
- Dunn v. Custer, 162 N.C. App. 259, 591 S.E.2d 11 (2004)—12:5
- Dupree v. Batts, 276 N.C. 68, 170 S.E.2d 918 (1969)—30:8, 30:12, 30:13
- Durham v. Quincy Mut. Fire Ins. Co., 311 N.C. 361, 317 S.E.2d 372 (1984)—27:8
- Durham, City of v. Eastern Realty Co., 270 N.C. 631, 155 S.E.2d 231 (1967)—16:7, 28:16
- Durham, City of v. Hicks, 135 N.C. App. 699, 522 S.E.2d 583 (1999)—21:3
- Durham, City of v. Public Service Co. of N. C., 257 N.C. 546, 126 S.E.2d 315, 45 Pub. Util. Rep. 3d (PUR) 211 (1962)—16:19
- Durham, City of v. Woo, 129 N.C. App. 183, 497 S.E.2d 457 (1998)—16:8, 16:10
- Durham & N. R. Co. v. North Carolina R. Co., 108 N.C. 304, 12 S.E. 983 (1891)—28:9
- Durham Life Broadcasting, Inc. v. International Carpet Outlet, Inc., 63 N.C. App. 787, 306 S.E.2d 459 (1983)—17:14
- Durham Lumber Co. v. Wrenn-Wilson Const. Co., 249 N.C. 680, 107 S.E.2d 538 (1959)—2:9, 17:17
- Duvall v. U.S., 312 F. Supp. 625 (E.D. N.C. 1970)—11:29
- D.W. Ward Const. Co., Inc. v. Adams, 90 N.C. App. 241, 368 S.E.2d 31 (1988)—11:29

E

- EAC Credit Corp. v. Wilson, 281 N.C. 140, 187 S.E.2d 752 (1972)—9:8, 24:1
- Eakes v. City of Durham, 125 N.C. App. 551, 481 S.E.2d 403 (1997)—23:4
- Earle v. Wyrick, 286 N.C. 175, 209 S.E.2d 469 (1974)—30:17
- East Coast Development Corp. v. Alderman-250 Corp., 30 N.C. App. 598, 228 S.E.2d 72 (1976)—4:6, 11:9
- Eastern Steel Products Corp. v. Chestnutt, 252 N.C. 269, 113 S.E.2d 587 (1960)—11:5, 17:7
- Eatmon v. Andrews, 161 N.C. App. 536, 588 S.E.2d 564 (2003)—4:10
- Ebbs v. St. Louis Union Trust Co., 199 N.C. 242, 153 S.E. 858 (1930)—17:4

TABLE OF CASES

- Eckard v. Johnson, 235 N.C. 538, 70 S.E.2d 488 (1952)—30:11
- Econo-Travel Motor Hotel Corp. v. Taylor, 45 N.C. App. 229, 262 S.E.2d 869 (1980)—17:9
- Edge v. North State Feldspar Corporation, 212 N.C. 246, 193 S.E. 2 (1937)—11:29
- Edmisten, State ex rel. v. Challenge, Inc., 54 N.C. App. 513, 284 S.E.2d 333 (1981)—29:7
- Edmisten, State ex rel. v. J. C. Penney Co., Inc., 292 N.C. 311, 233 S.E.2d 895 (1977)—29:7
- Edmisten, State ex rel. v. Zim Chemical Co., Inc., 45 N.C. App. 604, 263 S.E.2d 849 (1980)—8:9, 29:7
- Edmund v. Fireman's Fund Ins. Co., 42 N.C. App. 237, 256 S.E.2d 268 (1979)—27:25
- Edwards v. Advo Systems, Inc., 93 N.C. App. 154, 376 S.E.2d 765 (1989)—36:1, 36:12
- Edwards v. Akion, 52 N.C. App. 688, 279 S.E.2d 894, 17 A.L.R.4th 870 (1981)—23:1, 23:2
- Edwards v. Edwards, 235 N.C. 93, 68 S.E.2d 822 (1952)—13:10
- Edwards v. Edwards, 43 N.C. App. 296, 259 S.E.2d 11 (1979)—22:3
- Edwards v. Hamill, 262 N.C. 528, 138 S.E.2d 151 (1964)—10:6, 17:10
- Edwards v. Jenkins, 247 N.C. 565, 101 S.E.2d 410 (1958)—36:13
- Edwards v. Johnson, 269 N.C. 30, 152 S.E.2d 122, 25 A.L.R.3d 502 (1967)—36:6, 36:7
- Edwards v. Southern States Finance Co., 196 N.C. 462, 146 S.E. 89 (1929)—14:4, 14:5
- Edwards v. Upchurch, 212 N.C. 249, 193 S.E. 19 (1937)—11:30
- Edwards v. West, 128 N.C. App. 570, 495 S.E.2d 920—29:7
- Edwards v. West, 128 N.C. App. 570, 495 S.E.2d 920 (1998)—29:7
- Edwards Bros. v. Erwin, 148 N.C. 429, 62 S.E. 545 (1908)—3:2
- E.F. Hutton and Co., Inc. v. Stanley, 61 N.C. App. 331, 300 S.E.2d 463 (1983)—11:33
- Efird v. Hubbard, 151 N.C. App. 577, 565 S.E.2d 713 (2002)—30:7
- Ehrlich v. Alper, 1 A.D.2d 875, 149 N.Y.S.2d 562 (1st Dep't 1956)—14:5
- Ellington v. Bradford, 242 N.C. 159, 86 S.E.2d 925 (1955)—11:17, 22:5
- Elliott v. Norfolk-Southern Ry. Co., 166 N.C. 481, 82 S.E. 853 (1914)—15:9
- Ellis v. American Service Co., 240 N.C. 453, 82 S.E.2d 419 (1954)—30:10
- Ellis v. Northern Star Co., 326 N.C. 219, 388 S.E.2d 127 (1990)—4:2
- Ellis v. Rouse, 86 N.C. App. 367, 357 S.E.2d 699 (1987)—12:5
- Ellis v. Smith-Broadhurst, Inc., 48 N.C. App. 180, 268 S.E.2d 271 (1980)—29:7

NORTH CAROLINA LAW OF DAMAGES

- Ellis v. Wellons, 224 N.C. 269, 29 S.E.2d 884 (1944)—36:13
- Ellis v. Whitaker, 156 N.C. App. 192, 576 S.E.2d 138 (2003)—30:16
- Ellis Jones, Inc. v. Western Waterproofing, 66 N.C. App. 641, 312 S.E.2d 215 (1984)—17:2, 17:12
- Elmore v. Atlantic Coast Line R. Co., 191 N.C. 182, 131 S.E. 633, 43 A.L.R. 1072 (1926)—20:1
- Emanuel v. Clewis, 272 N.C. 505, 158 S.E.2d 587 (1968)—1:9
- Emanuel v. Colonial Life & Acc. Ins. Co., 35 N.C. App. 435, 242 S.E.2d 381 (1978)—27:20
- Embree Const. Group, Inc. v. Rafcor, Inc., 330 N.C. 487, 411 S.E.2d 916 (1992)—4:3
- Employers Commercial Union Co. of America v. Westinghouse Elec. Corp., 15 N.C. App. 406, 190 S.E.2d 364 (1972)—11:19
- Employers Mut. Cas. Co. v. Griffin, 46 N.C. App. 826, 266 S.E.2d 18 (1980)—11:1, 27:12
- English v. J.P. Stevens & Co., 98 N.C. App. 466, 391 S.E.2d 499 (1990)—20:12
- Ennis v. Dupree, 258 N.C. 141, 128 S.E.2d 231 (1962)—10:7
- Ensley v. Nationwide Mut. Ins. Co., 80 N.C. App. 512, 342 S.E.2d 567 (1986)—8:10, 27:27
- Epps v. Ewers, 90 N.C. App. 597, 369 S.E.2d 104 (1988)—9:7, 27:4
- Equitable Leasing Corp. v. Myers, 46 N.C. App. 162, 265 S.E.2d 240 (1980)—9:8
- Erie R. Co. v. Tompkins, 304 U.S. 64, 58 S. Ct. 817, 82 L. Ed. 1188, 114 A.L.R. 1487 (1938)—1:8
- Ervin v. Cannon Mills Co., 233 N.C. 415, 64 S.E.2d 431 (1951)—30:7
- Erwin Mills, Inc. v. Textile Workers Union of America, C. I. O., 234 N.C. 321, 67 S.E.2d 372, 29 L.R.R.M. (BNA) 2092, 20 Lab. Cas. (CCH) ¶ 66625 (1951)—20:14
- Essick v. City of Lexington, 232 N.C. 200, 60 S.E.2d 106 (1950)—20:12
- Etheridge v. Wescott, 244 N.C. 637, 94 S.E.2d 846 (1956)—11:35
- Etheridge's Estate, Matter of, 33 N.C. App. 585, 235 S.E.2d 924 (1977)—11:37
- Eubanks v. State Farm Fire and Cas. Co., 126 N.C. App. 483, 485 S.E.2d 870—27:8
- Evans v. Chipps, 56 N.C. App. 232, 287 S.E.2d 426 (1982)—11:17
- Evans v. Craddock, 61 N.C. App. 438, 300 S.E.2d 908 (1983)—9:5
- Evans v. Elliott, 220 N.C. 253, 17 S.E.2d 125 (1941)—20:9
- Evans v. Johnson, 225 N.C. 238, 34 S.E.2d 73 (1945)—10:2, 10:4
- Evans v. Star GMC Sales & Service, Inc., 268 N.C. 544, 151 S.E.2d 69 (1966)—36:8
- Everett v. Carolina Mortg. Co., 214 N.C. 778, 1 S.E.2d 109 (1939)—14:8

TABLE OF CASES

- Everett v. U.S. Life Credit Corp., 74 N.C. App. 142, 327 S.E.2d 269, 40 U.C.C. Rep. Serv. 1152 (1985)—29:2
- Exxon Chemical Americas, Div. of Exxon Chemical Co. v. Kennedy, 59 N.C. App. 90, 295 S.E.2d 770 (1982)—24:2
- F**
- Fagan v. Hazzard, 29 N.C. App. 618, 225 S.E.2d 640 (1976)—4:1
- Faircloth v. Bennett, 258 N.C. 516, 128 S.E.2d 903 (1963)—30:15
- Faison v. Cribb, 241 N.C. 303, 85 S.E.2d 139 (1954)—1:9
- Fallis v. Watauga Medical Center, Inc., 132 N.C. App. 43, 510 S.E.2d 199 (1999)—12:4, 12:7
- Falls v. North Carolina Farm Bureau Mut. Ins. Co., 114 N.C. App. 203, 441 S.E.2d 583 (1994)—27:30
- Falls Sales Co., Inc. v. Board of Transp., 292 N.C. 437, 233 S.E.2d 569 (1977)—16:18, 17:10
- Falls Sales Co., Inc. v. Board of Transp., 32 N.C. App. 97, 231 S.E.2d 168 (1977)—36:7
- F & D Co. v. Aetna Ins. Co., 305 N.C. 256, 287 S.E.2d 867 (1982)—27:3
- Farmah v. Farmah, 348 N.C. 586, 500 S.E.2d 662 (1998)—8:2
- Farmers' Bank v. Glenn, 68 N.C. 35, 1873 WL 2058 (1873)—33:13
- Farmers' Bank v. Merchants' & Farmers' Bank, 204 N.C. 378, 168 S.E. 221 (1933)—11:25
- Farmers Co-op. Exchange, Inc. v. Scott, 260 N.C. 81, 132 S.E.2d 161 (1963)—17:14
- Farrell v. Richmond & D.R. Co., 102 N.C. 390, 9 S.E. 302 (1889)—35:7
- Farrior v. State Farm Mut. Auto. Ins. Co., 595 S.E.2d 790 (N.C. Ct. App. 2004)—27:30
- Fast v. Gulley, 271 N.C. 208, 155 S.E.2d 507 (1967)—11:8
- Faulkenbury v. Teachers' and State Employees' Retirement System of North Carolina, 132 N.C. App. 137, 510 S.E.2d 675, 132 Ed. Law Rep. 1008 (1999)—8:6
- Faulkner v. North Carolina Dept. of Corrections, 428 F. Supp. 100 (W.D. N.C. 1977)—20:5
- Faw v. Town of North Wilkesboro, 253 N.C. 406, 117 S.E.2d 14 (1960)—23:1, 23:4
- Fayetteville Light & Power Co. v. Lessem Co., 174 N.C. 358, 93 S.E. 836 (1917)—11:7
- F. E. Davis Plumbing Co., Inc. v. Ingleside West Associates, 37 N.C. App. 149, 245 S.E.2d 555 (1978)—9:3
- Federal Finance & Credit Co. v. Teeter, 196 N.C. 232, 145 S.E. 8 (1928)—13:14
- Federal Land Bank of Columbia v. Lieben, 89 N.C. App. 395, 366 S.E.2d 592 (1988)—24:2
- Fedoronko v. American Defender Life Ins. Co., 69 N.C. App. 655, 318 S.E.2d 244 (1984)—27:21

NORTH CAROLINA LAW OF DAMAGES

- Feilder v. Moore, 423 F. Supp. 62 (W.D. N.C. 1976)—11:25
- Felts v. Liberty Emergency Service, P.A., 97 N.C. App. 381, 388 S.E.2d 619 (1990)—36:16
- Ferrell v. Department of Transp., 104 N.C. App. 42, 407 S.E.2d 601 (1991)—16:1
- Ferrell v. Frye, 108 N.C. App. 521, 424 S.E.2d 197 (1993)—1:9
- F-F Milling Co. v. Sutton, 9 N.C. App. 181, 175 S.E.2d 746 (1970)—14:5
- Fidelity & Cas. Co. of N.Y. v. Charles W. Angle, Inc., 243 N.C. 570, 91 S.E.2d 575 (1956)—17:10
- Fidelity & Cas. Co. of N. Y. v. Nello L. Teer Co., 250 N.C. 547, 109 S.E.2d 171 (1959)—11:5
- Fidelity Bank of Durham v. Bloomfield, 246 N.C. 492, 98 S.E.2d 865 (1957)—2:9, 28:11, 28:12
- Fields v. Brown, 160 N.C. 295, 76 S.E. 8 (1912)—17:4
- Fields v. Ogburn, 178 N.C. 407, 100 S.E. 583 (1919)—28:5
- Fink v. Stallings 601 Sales, Inc., 64 N.C. App. 604, 307 S.E.2d 829 (1983)—30:19
- First Citizens Bank & Trust Co. v. Martin, 44 N.C. App. 261, 261 S.E.2d 145 (1979)—10:3
- First-Citizens Bank & Trust Co. v. Parker, 235 N.C. 326, 69 S.E.2d 841 (1952)—25:1
- First Nat. Bank of Shelby v. Dixon, 38 N.C. App. 430, 248 S.E.2d 416, 43 A.F.T.R.2d 79-1266 (1978)—27:21
- First Nat. Pictures Distributing Corporation v. Sewell, 205 N.C. 359, 171 S.E. 354 (1933)—2:9
- First Union Nat. Bank v. Wilson, 60 N.C. App. 781, 300 S.E.2d 19 (1983)—11:6
- First Union Nat. Bank of N. C. v. Hackney, 266 N.C. 17, 145 S.E.2d 352 (1965)—22:7
- First Union Nat. Bank of North Carolina v. King, 63 N.C. App. 757, 306 S.E.2d 508 (1983)—24:2
- First Value Homes, Inc. v. Morse, 86 N.C. App. 613, 359 S.E.2d 42, 5 U.C.C. Rep. Serv. 2d 106 (1987)—5:6
- Fisher v. Rogers, 251 N.C. 610, 112 S.E.2d 76 (1960)—1:9
- Fisher v. Taylor Motor Co., 249 N.C. 617, 107 S.E.2d 94 (1959)—22:5
- Fisher v. Thompson, 50 N.C. App. 724, 275 S.E.2d 507 (1981)—12:7
- Fitzgerald v. City of Concord, 140 N.C. 110, 52 S.E. 309 (1905)—23:4
- Flaherty v. Hunt, 82 N.C. App. 112, 345 S.E.2d 426 (1986)—23:15
- Flake v. Greensboro News Co., 212 N.C. 780, 195 S.E. 55 (1938)—3:2, 36:9
- Fleming v. Twiggs, 244 N.C. 666, 94 S.E.2d 821 (1956)—30:2
- Fletcher v. Dana Corp., 119 N.C. App. 491, 459 S.E.2d 31 (1995)—20:12
- Flexolite Elec., Ltd. v. Gilliam, 55 N.C. App. 86, 284 S.E.2d 523 (1981)—11:17

TABLE OF CASES

- Flinchum, In re, 21 N.C. App. 124, 203 S.E.2d 325 (1974)—16:1
- Flintall v. Charlotte Liberty Mut. Ins. Co., 259 N.C. 666, 131 S.E.2d 312 (1963)—27:23
- Flippo v. Hayes, 98 N.C. App. 115, 389 S.E.2d 613 (1990)—36:12
- Floyd v. North Carolina State Highway and Public Works Commission, 241 N.C. 461, 85 S.E.2d 703 (1955)—26:6
- Foard v. Atlantic & N.C.R. Co., 53 N.C. 235, 8 Jones 235, 1860 WL 1939 (1860)—7:3
- Forbes v. Forbes, 72 N.C. App. 684, 325 S.E.2d 272 (1985)—9:5
- Force v. Sanderson, 56 N.C. App. 423, 289 S.E.2d 56 (1982)—21:3, 37:5
- Ford v. McAnally, 182 N.C. 419, 109 S.E. 91 (1921)—4:4
- Ford v. NCNB Corp., 104 N.C. App. 172, 408 S.E.2d 738 (1991)—17:16
- Ford Motor Co. v. Gunn, 123 Ga. App. 550, 181 S.E.2d 694, 8 U.C.C. Rep. Serv. 1180 (1971)—35:2
- Foreclosure of a Deed of Trust Executed by Taylor, Matter of, 63 N.C. App. 744, 306 S.E.2d 475 (1983)—33:16
- Forrest Paschal Machinery Co. v. Milholen, 27 N.C. App. 678, 220 S.E.2d 190, 1976-1 Trade Cas. (CCH) ¶ 60715 (1975)—29:7
- Forsyth County v. Barneycastle, 18 N.C. App. 513, 197 S.E.2d 576 (1973)—37:14
- Forsyth County Hosp. Authority, Inc. v. Sales, 82 N.C. App. 265, 346 S.E.2d 212 (1986)—24:2
- Forsyth Memorial Hosp., Inc. v. Chisholm, 342 N.C. 616, 467 S.E.2d 88 (1996)—29:4
- Fortson v. McClellan, 131 N.C. App. 635, 508 S.E.2d 549 (1998)—17:5
- Fortune v. First Union Nat. Bank, 323 N.C. 146, 371 S.E.2d 483 (1988)—21:1, 21:5
- Fortune Ins. Co. v. Owens, 351 N.C. 424, 526 S.E.2d 463 (2000)—11:8
- Foster v. Foster, 264 N.C. 694, 142 S.E.2d 638 (1965)—22:7
- Foster v. Shearin, 28 N.C. App. 51, 220 S.E.2d 179 (1975)—11:33
- Foster v. Winston-Salem Joint Venture, 303 N.C. 636, 281 S.E.2d 36 (1981)—36:1, 36:8
- Fowler v. Nationwide Ins. Co., 256 N.C. 555, 124 S.E.2d 520 (1962)—17:9
- Fowler-Barham Ford, Inc. v. Indiana Lumbermens Mut. Ins. Co., 45 N.C. App. 625, 263 S.E.2d 825 (1980)—11:33
- Fox v. Albea, 250 N.C. 445, 109 S.E.2d 197 (1959)—30:8
- Fox v. Green, 161 N.C. App. 460, 588 S.E.2d 899 (2003)—36:16
- Fox-Kirk v. Hannon, 142 N.C. App. 267, 542 S.E.2d 346 (2001)—2:5
- Foy v. Foy Elec. Co., 231 N.C. 161, 56 S.E.2d 418 (1949)—22:7
- Foy v. Spinks, 105 N.C. App. 534, 414 S.E.2d 87 (1992)—28:1

NORTH CAROLINA LAW OF DAMAGES

- Frady v. Groves Thread, 56 N.C. App. 61, 286 S.E.2d 844 (1982)—20:12
- Franklin Nat. Bank v. Ramsey, 252 N.C. 339, 113 S.E.2d 723 (1960)—1:6
- Frazier v. Glasgow, 24 N.C. App. 641, 211 S.E.2d 852 (1975)—11:28, 36:6
- Frazier v. Murray, 135 N.C. App. 43, 519 S.E.2d 525 (1999)—23:10
- Freeman v. Bridger, 49 N.C. 1, 4 Jones 1, 1856 WL 1628 (1856)—22:5
- Freeman v. Finney, 65 N.C. App. 526, 309 S.E.2d 531 (1983)—30:20
- Freeman v. Sturdivant Development Co., 25 N.C. App. 56, 212 S.E.2d 190 (1975)—11:33
- Frick Co. v. Shelton, 197 N.C. 296, 148 S.E. 318 (1929)—2:4
- Friedland v. Gales, 131 N.C. App. 802, 509 S.E.2d 793 (1998)—11:19
- Friedlmeier v. Altman, 93 N.C. App. 491, 378 S.E.2d 217 (1989)—33:16
- Frugard v. Pritchard, 112 N.C. App. 84, 434 S.E.2d 620 (1993)—20:12
- Fruit & Produce Packaging Co., Division of Inland Container Corp. v. Stepp, 15 N.C. App. 64, 189 S.E.2d 536 (1972)—17:7
- Fry v. North Carolina R. Co., 159 N.C. 357, 74 S.E. 971 (1912)—36:2
- Fuller, In re, 359 F. Supp. 477 (N.D. Ga. 1973)—11:16
- Fuller, Matter of, 94 N.C. App. 207, 380 S.E.2d 120 (1989)—33:16
- Fulp v. Fulp, 264 N.C. 20, 140 S.E.2d 708 (1965)—11:17, 22:8
- Fulton v. Talbert, 255 N.C. 183, 120 S.E.2d 410 (1961)—14:4
- Furr v. Fonville Morisey Realty, Inc., 130 N.C. App. 541, 503 S.E.2d 401, 136 Lab. Cas. (CCH) ¶ 58471 (1998)—33:10
- Furr v. Noland, 103 N.C. App. 279, 404 S.E.2d 885 (1991)—11:13
- Futrelle v. Duke University, 127 N.C. App. 244, 488 S.E.2d 635, 120 Ed. Law Rep. 333, 35 U.C.C. Rep. Serv. 2d 1283 (1997)—17:7

G

- Gaither v. Hascall-Richards Steam Generator Co., 121 N.C. 384, 28 S.E. 546 (1897)—28:5
- Gaither Corp. v. Skinner, 241 N.C. 532, 85 S.E.2d 909 (1955)—11:2
- Gaito v. Auman, 313 N.C. 243, 327 S.E.2d 870 (1985)—17:17
- Gallagher v. Duke University, 638 F. Supp. 979 (M.D. N.C. 1986)—38:1
- Galligan v. Town of Chapel Hill, 276 N.C. 172, 171 S.E.2d 427 (1970)—23:1
- Gallimore v. Marilyn's Shoes, 292 N.C. 399, 233 S.E.2d 529 (1977)—20:12
- Galloway v. Pace Oil Co., Inc., 62 N.C. App. 213, 302 S.E.2d 472 (1983)—11:20
- Gamble v. Brown, 29 F.2d 366 (C.C.A. 4th Cir. 1928)—14:4

TABLE OF CASES

- G & M Sales of Eastern North Carolina, Inc. v. Brown, 64 N.C. App. 592, 307 S.E.2d 593 (1983)—11:6
- Gantt v. Edmos Corp., 56 N.C. App. 408, 289 S.E.2d 75 (1982)—20:11
- Gardner v. Carolina Ins. Co. of Wilmington, 230 N.C. 750, 55 S.E.2d 694 (1949) (disavowed by, Smith v. North Carolina Farm Bureau Mut. Ins. Co., 321 N.C. 60, 361 S.E.2d 571 (1987))—27:25
- Gardner v. Gardner, 106 N.C. App. 635, 418 S.E.2d 260 (1992)—36:1
- Gardner v. Gardner, 334 N.C. 662, 435 S.E.2d 324 (1993)—36:1
- Gardner v. King, 464 F. Supp. 666, 27 Fed. R. Serv. 2d 950 (W.D. N.C. 1979)—11:25
- Gardner v. Postal Telegraph-Cable Co., 171 N.C. 405, 88 S.E. 630 (1916)—2:4
- Garland v. Arrowood, 179 N.C. 697, 103 S.E. 2 (1920)—13:10
- Garner v. Rentenbach Constructors Inc., 350 N.C. 567, 515 S.E.2d 438, 15 I.E.R. Cas. (BNA) 468, 138 Lab. Cas. (CCH) ¶ 58691 (1999)—20:1
- Garrard v. Dollar, 49 N.C. 175, 4 Jones 175, 1856 WL 1684 (1856)—33:12
- Garren v. P.H. Glatfelter Co., 131 N.C. App. 93, 504 S.E.2d 810 (1998)—20:12
- Garrett v. Pegram, 120 N.C. 288, 26 S.E. 778 (1897)—11:32
- Garris v. Byrd, 229 N.C. 343, 49 S.E.2d 625 (1948)—26:2
- Garrison v. J. I. Case Threshing Mach. Co., 159 N.C. 285, 74 S.E. 821 (1912)—33:17
- Garrison v. Southern Ry. Co., 150 N.C. 575, 64 S.E. 578 (1909)—15:14
- Gas House, Inc. v. Southern Bell Tel. & Tel. Co., 289 N.C. 175, 221 S.E.2d 499 (1976)—17:5
- Gaspersohn by Gaspersohn v. Harnett County Bd. of Educ., 75 N.C. App. 23, 330 S.E.2d 489, 25 Ed. Law Rep. 667 (1985)—36:6
- Gastonia Personnel Corp. v. Rogers, 276 N.C. 279, 172 S.E.2d 19, 41 A.L.R.3d 1062 (1970)—22:5
- Gastonia Redevelopment Commission v. Coxco, Inc., 21 N.C. App. 335, 204 S.E.2d 211 (1974)—9:4
- Gaunt v. Pittaway, 135 N.C. App. 442, 520 S.E.2d 603 (1999)—36:9
- Gay v. Thompson, 266 N.C. 394, 146 S.E.2d 425, 15 A.L.R.3d 983 (1966)—37:1, 37:5, 38:1
- Gear v. Parish, 46 U.S. 168, 5 How. 168, 12 L. Ed. 100 (1847)—11:32
- Geddes v. Anaconda Copper Mining Co., 254 U.S. 590, 41 S. Ct. 209, 65 L. Ed. 425 (1921)—14:4
- General Business Services, Inc. v. Fletcher, 308 F. Supp. 1135 (E.D. N.C. 1969)—5:3
- General Ins. Co. of America v. Faulkner, 259 N.C. 317, 130 S.E.2d 645, 8 A.L.R.3d 601 (1963)—22:6, 36:8
- General Metals, Inc. v. Truitt Mfg. Co., 259 N.C. 709, 131 S.E.2d 360 (1963)—8:2

NORTH CAROLINA LAW OF DAMAGES

- General Specialities Co., Inc. v. Nello L. Teer Co. (State Report Title: General Specialities Co., Inc. v. Nello L. Teer Co.), 41 N.C. App. 273, 254 S.E.2d 658 (1979)—17:17
- General Tire & Rubber Co. v. Distributors, Inc., 253 N.C. 459, 117 S.E.2d 479 (1960)—11:29, 13:12
- Gentry v. Town of Hot Springs, 227 N.C. 665, 44 S.E.2d 85 (1947)—23:1
- Geo. A. Hormel & Co. v. City of Winston-Salem, 263 N.C. 666, 140 S.E.2d 362 (1965)—23:19
- George v. Hartford Acc. and Indem. Co., 330 N.C. 755, 412 S.E.2d 43 (1992)—29:3
- George v. Veach, 67 N.C. App. 674, 313 S.E.2d 920 (1984)—17:17
- George v. Wake County Opportunities, Inc., 26 N.C. App. 732, 217 S.E.2d 128 (1975)—20:1
- George E. Shepard, Jr., Inc. v. Kim, Inc., 52 N.C. App. 700, 279 S.E.2d 858 (1981)—2:9, 33:11
- Gerock v. Western Union Telegraph Co., 147 N.C. 1, 60 S.E. 637 (1908)—36:1
- Gibbs v. Carolina Power & Light Co., 265 N.C. 459, 144 S.E.2d 393 (1965)—17:10
- Gibbs v. G. H. Weston & Co., 221 N.C. 7, 18 S.E.2d 698 (1942)—11:32
- Gibson v. Campbell, 28 N.C. App. 653, 222 S.E.2d 449 (1976)—22:5
- Gibson v. Little Cotton Mfg. Co., 73 N.C. App. 143, 325 S.E.2d 698 (1985)—20:12
- Gibson v. Tucker, 42 N.C. App. 214, 256 S.E.2d 288 (1979)—30:16
- Gibson v. U.S., 457 F.2d 1391 (3d Cir. 1972)—37:2
- Gill v. Cooper, 111 N.C. 311, 16 S.E. 316 (1892)—11:23
- Gillespie v. DeWitt, 53 N.C. App. 252, 280 S.E.2d 736, 32 U.C.C. Rep. Serv. 480 (1981)—9:8, 24:1, 24:2
- Gillespie v. Draughn, 54 N.C. App. 413, 283 S.E.2d 548 (1981)—2:2, 7:3, 11:10
- Gillikin v. Burbage, 263 N.C. 317, 139 S.E.2d 753 (1965)—2:3, 12:5, 22:7, 30:6
- Gillikin v. Gillikin, 248 N.C. 710, 104 S.E.2d 861 (1958)—11:5
- Gillikin & Edwards v. Norfolk Southern R. Co., 174 N.C. 137, 93 S.E. 469 (1917)—15:12
- Gillis v. Great Atlantic & Pacific Tea Co., 223 N.C. 470, 27 S.E.2d 283, 150 A.L.R. 1330 (1943)—14:6, 36:9
- Gillis v. Great Atlantic & Pac. Tea Co., 14 N.C. App. 1, 187 S.E.2d 441, 10 U.C.C. Rep. Serv. 754 (1972)—32:1
- Girard Trust Bank v. Easton, 3 N.C. App. 414, 165 S.E.2d 252 (1969)—2:9
- Givens v. Sellars, 273 N.C. 44, 159 S.E.2d 530 (1968)—36:3
- Glance v. Town of Pilot Mountain, 265 N.C. 181, 143 S.E.2d 78 (1965)—23:18
- Glatz v. Glatz, 98 N.C. App. 324, 390 S.E.2d 763 (1990)—9:5

TABLE OF CASES

- Glenn v. Smith, 264 N.C. 706, 142 S.E.2d 596 (1965)—12:4
- Globe Indem. Co. v. Puget Sound Co., 154 F.2d 249 (C.C.A. 2d Cir. 1946)—34:2
- Globe Oil Co. v. Messick Grocery Co., 136 N.C. 354, 48 S.E. 781 (1904)—13:11, 28:8
- Glynn v. Stoneville Furniture Co., Inc., 85 N.C. App. 166, 354 S.E.2d 552 (1987)—11:17
- Goble v. Helms, 64 N.C. App. 439, 307 S.E.2d 807 (1983)—1:9, 7:3, 12:4, 12:5, 22:4
- Godfrey v. Leigh, 28 N.C. 390, 6 Ired. 390, 1846 WL 1040 (1846)—8:8
- Godfrey v. Tidewater Power Co., 223 N.C. 647, 27 S.E.2d 736, 149 A.L.R. 1183 (1943)—10:2, 10:4
- Godwin v. Hinnant, 250 N.C. 328, 108 S.E.2d 658 (1959)—17:14
- Godwin v. Nationwide Mut. Ins. Co., 119 N.C. App. 303, 458 S.E.2d 422 (1995)—8:10
- Godwin v. Vinson, 254 N.C. 582, 119 S.E.2d 616 (1961)—13:2
- Goforth v. Jim Walter, Inc., 20 N.C. App. 79, 201 S.E.2d 51 (1973)—2:4
- Goins v. Cone Mills Corp., 90 N.C. App. 90, 367 S.E.2d 335 (1988)—20:12
- Golden v. Register, 50 N.C. App. 650, 274 S.E.2d 892 (1981)—10:7, 37:14
- Goler Metropolitan Apartments, Inc. v. Williams, 43 N.C. App. 648, 260 S.E.2d 146 (1979)—28:9
- Gooch v. Gregory, 65 N.C. 142, 1871 WL 2144 (1871)—13:8
- Goode v. Barton, 238 N.C. 492, 78 S.E.2d 398 (1953)—30:5, 30:8
- Goode v. Harrison, 45 N.C. App. 547, 263 S.E.2d 33 (1980)—3:1, 3:2
- Goodman, In re, 35 F. Supp. 623 (E.D. N.Y. 1940)—11:16
- Goodman Toyota, Inc. v. City of Raleigh, 63 N.C. App. 660, 306 S.E.2d 192 (1983)—23:20
- Goodwin v. Caraleigh Phosphate & Fertilizer Works, 119 N.C. 120, 25 S.E. 795 (1896)—6:2
- Gordon v. Pendleton, 202 N.C. 241, 162 S.E. 546 (1932)—14:4, 14:15
- Gordon v. State Farm Mut. Auto. Ins. Co., 6 N.C. App. 185, 169 S.E.2d 514 (1969)—27:4
- Gouger & Veno, Inc. v. Diamondhead Corp., 29 N.C. App. 366, 224 S.E.2d 278 (1976)—2:8, 3:2, 3:3, 17:13
- Government Employees Ins. Co. v. Herndon, 79 N.C. App. 365, 339 S.E.2d 472 (1986)—27:26, 27:27
- Gower v. Strout Realty, Inc., 56 N.C. App. 603, 289 S.E.2d 880 (1982)—33:10
- Graham v. City of Charlotte, 186 N.C. 649, 120 S.E. 466 (1923)—23:5
- Graham v. City of Hendersonville, 42 N.C. App. 456, 255 S.E.2d 795 (1979)—20:11
- Graham v. North Carolina Butane Gas Co., 231 N.C. 680, 58 S.E.2d 757, 17 A.L.R.2d 881 (1950)—20:9
- Graham v. Rogers, 121 N.C.

NORTH CAROLINA LAW OF DAMAGES

- App. 460, 466 S.E.2d 290 (1996)—9:3
- Gram v. Davis, 128 N.C. App. 484, 495 S.E.2d 384 (1998)—11:29, 36:15
- Grant v. Cox, 106 N.C. App. 122, 415 S.E.2d 378 (1992)—11:6
- Grantham v. R. G. Barry Corp., 127 N.C. App. 529, 491 S.E.2d 678 (1997)—20:12
- Granville Medical Center v. Tipton, 160 N.C. App. 484, 586 S.E.2d 791 (2003)—11:6
- Graves v. Welborn, 260 N.C. 688, 133 S.E.2d 761, 3 A.L.R.3d 1225 (1963)—11:38, 37:4
- Gray v. Bowls, 18 N.C. 437, 1 Dev. & Bat. 437, 1836 WL 383 (1836)—13:6
- Gray v. City of High Point, 203 N.C. 756, 166 S.E. 911 (1932)—23:18, 31:9
- Gray v. Gray, 30 N.C. App. 205, 226 S.E.2d 417 (1976)—2:8
- Gray v. Griffin, 215 N.C. 182, 1 S.E.2d 361 (1939)—11:16
- Gray v. Hoover, 94 N.C. App. 724, 381 S.E.2d 472 (1989)—22:3
- Gray v. Weinstein, 227 N.C. 463, 42 S.E.2d 616 (1947)—36:16
- Great American Ins. Co. v. C. G. Tate Const. Co., 303 N.C. 387, 279 S.E.2d 769 (1981)—27:25
- Great American Ins. Co. v. C.G. Tate Const. Co., 315 N.C. 714, 340 S.E.2d 743 (1986)—27:25
- Great Am. Ins. Co. v. Johnson, 257 N.C. 367, 126 S.E.2d 92 (1962)—23:1
- Great Atlantic & Pacific Tea Co. v. Lethcoe, 279 F.2d 948 (4th Cir. 1960)—14:6
- Great West Cas. Co. v. Fletcher, 56 N.C. App. 247, 287 S.E.2d 429 (1982)—10:4
- Green v. Crane, 96 N.C. App. 654, 386 S.E.2d 757 (1990)—18:2
- Green v. Duke Power Co., 305 N.C. 603, 290 S.E.2d 593 (1982)—33:2
- Green v. Fidelity-Phenix Fire Ins. Co., 233 N.C. 321, 64 S.E.2d 162 (1951)—27:25
- Green v. Thompson, 37 N.C. 365, 2 Ired. Eq. 365, 1842 WL 1110 (1842)—17:4
- Greene, In re, 87 F.2d 951, 109 A.L.R. 1188 (C.C.A. 7th Cir. 1937)—11:16
- Greene v. Charlotte Chemical Laboratories, Inc., 254 N.C. 680, 120 S.E.2d 82 (1961)—10:6
- Greene v. Garner, 592 S.E.2d 589 (N.C. Ct. App. 2004)—26:2
- Greenfield v. Tuccillo, 129 F.2d 854 (C.C.A. 2d Cir. 1942)—11:16
- Greensboro, City of v. Sparger, 23 N.C. App. 81, 208 S.E.2d 230 (1974)—16:8
- Greensboro-High Point Airport Authority v. Irvin, 2 N.C. App. 341, 163 S.E.2d 118 (1968)—16:19
- Greensboro-High Point Airport Authority v. Irvin, 306 N.C. 263, 293 S.E.2d 149 (1982)—16:8, 16:9, 16:14
- Greensboro-High Point Airport Authority v. Irvin, 54 N.C. App. 355, 283 S.E.2d 171 (1981)—16:8

TABLE OF CASES

- Greensboro Morris Plan Co. v. Palmer, 185 N.C. 109, 116 S.E. 261 (1923)—22:5
- Greenville City Bd. of Ed. v. Evans, 21 N.C. App. 493, 204 S.E.2d 899 (1974)—16:8, 16:14
- Greenwood County v. Duke Power Co., 107 F.2d 484, 131 A.L.R. 870 (C.C.A. 4th Cir. 1939)—34:1
- Greer v. Skyway Broadcasting Co., 256 N.C. 382, 124 S.E.2d 98 (1962)—36:9
- Gregory v. Kilbride, 150 N.C. App. 601, 565 S.E.2d 685 (2002)—36:16
- Gregory v. Lynch, 271 N.C. 198, 155 S.E.2d 488 (1967)—30:7
- Griffin v. Griffin, 45 N.C. App. 531, 263 S.E.2d 39 (1980)—11:29
- Griffin v. Housing Authority of City of Durham, 62 N.C. App. 556, 303 S.E.2d 200, 119 L.R.R.M. (BNA) 2107 (1983)—20:1
- Griffin v. Pancoast, 257 N.C. 52, 125 S.E.2d 310 (1962)—30:8
- Griffin v. Starlite Disco, Inc., 49 N.C. App. 77, 270 S.E.2d 613 (1980)—1:9, 2:8, 14:6
- Griffin v. Ward, 267 N.C. 296, 148 S.E.2d 133 (1966)—30:3, 30:16
- Griffin v. Wheeler-Leonard & Co., Inc., 290 N.C. 185, 225 S.E.2d 557 (1976)—17:17, 36:11
- Griffis v. Lazarovich, 161 N.C. App. 434, 588 S.E.2d 918 (2003)—12:5
- Griffith v. Richmond, 126 N.C. 377, 35 S.E. 620 (1900)—13:14
- Griffitts v. Thomasville Furniture Co., 65 N.C. App. 369, 309 S.E.2d 277 (1983)—20:12
- Griggs v. Stoker Service Co., 229 N.C. 572, 50 S.E.2d 914, 15 A.L.R.2d 798 (1948)—11:9, 15:3
- Grimes v. Beaufort County, 218 N.C. 164, 10 S.E.2d 640 (1940)—17:14
- Grimsley v. Nelson, 342 N.C. 542, 467 S.E.2d 92 (1996)—27:27
- Grimsley, State ex rel. v. Buchanan, 64 N.C. App. 367, 307 S.E.2d 385 (1983)—29:11
- Grindstaff v. Watts, 254 N.C. 568, 119 S.E.2d 784 (1961)—22:6, 30:8
- Griner v. Smith, 43 N.C. App. 400, 259 S.E.2d 383 (1979)—7:3, 36:20
- Grubbs v. Stephenson, 117 N.C. 66, 23 S.E. 97 (1895)—13:11, 28:8
- Gruber v. Washington & J.R. Co., 92 N.C. 1, 1885 WL 1453 (1885)—14:6
- Grundey v. Clark Transfer Co., Inc., 42 N.C. App. 308, 256 S.E.2d 732, 27 U.C.C. Rep. Serv. 530 (1979)—19:4
- Gualtieri v. Burleson, 84 N.C. App. 650, 353 S.E.2d 652 (1987)—18:1
- Guess v. Parrott, 160 N.C. App. 325, 585 S.E.2d 464 (2003)—17:2
- Guilford Realty & Ins. Co. v. Blythe Bros. Co., 260 N.C. 69, 131 S.E.2d 900 (1963)—16:3, 23:17, 36:7
- Guilford Realty & Ins. Co. v.

NORTH CAROLINA LAW OF DAMAGES

- Blythe Bros. Co., 266 N.C. 229, 145 S.E.2d 838 (1966)—36:7
- Gunther v. Blue Cross/Blue Shield of North Carolina, 58 N.C. App. 341, 293 S.E.2d 597 (1982)—27:23
- Guox v. Satterly, 596 S.E.2d 452 (N.C. Ct. App. 2004)—7:4, 11:29
- Gurney Industries, Inc. v. St. Paul Fire & Marine Ins. Co., 467 F.2d 588, 11 U.C.C. Rep. Serv. 261 (4th Cir. 1972)—14:1, 35:1, 35:5
- Guthrie v. North Carolina State Ports Authority, 56 N.C. App. 68, 286 S.E.2d 823 (1982)—23:10
- Gwaltney v. Keaton, 29 N.C. App. 91, 223 S.E.2d 506 (1976)—11:29, 30:6
- Gwyn Harper Mfg. Co. v. Carolina Cent. R. Co., 128 N.C. 280, 38 S.E. 894 (1901)—15:13
- H**
- Haanebrink v. Meyer, 47 N.C. App. 646, 267 S.E.2d 598 (1980)—8:8, 11:18
- Habuda v. Trustees of Rex Hospital, Inc., 3 N.C. App. 11, 164 S.E.2d 17 (1968)—36:16
- Haddock v. Lassiter, 8 N.C. App. 243, 174 S.E.2d 50 (1970)—28:4
- Hadley v. Baxendale, 156 Eng. Rep. 145 (1854)—28:2, 28:9
- Hadley v. Baxendale, 9 Exch. 341, 156 Eng. Rep. 145 (1854)—2:4, 15:2, 17:1
- Hadley v. Baxendale, 9 Exch. 341 (1854)—32:4
- Haga v. Childress, 43 N.C. App. 302, 258 S.E.2d 836 (1979)—28:3, 28:4
- Hagan v. Jenkins, 234 N.C. 425, 67 S.E.2d 380 (1951)—20:1
- Hagins v. Redevelopment Commission of Greensboro, 275 N.C. 90, 165 S.E.2d 490 (1969)—11:12
- Hagwood v. Odom, 88 N.C. App. 513, 364 S.E.2d 190 (1988)—2:9, 10:7
- Hairston v. Alexander Tank and Equipment Co., 310 N.C. 227, 311 S.E.2d 559 (1984)—37:9
- Hairston v. Atlantic Greyhound Corporation, 220 N.C. 642, 18 S.E.2d 166 (1942)—3:1, 3:2, 4:2, 4:3, 4:4, 11:9, 14:6, 15:7
- Hales v. McCrory-McLellan Corp., 260 N.C. 568, 133 S.E.2d 225 (1963)—14:6
- Hales v. North Carolina Ins. Guar. Ass'n, 337 N.C. 329, 445 S.E.2d 590 (1994)—27:3
- Hall v. Carroll, 253 N.C. 220, 116 S.E.2d 459 (1960)—10:2
- Hall v. Carter, 90 N.C. App. 668, 369 S.E.2d 623 (1988)—9:3
- Hall v. Durham Loan & Trust Co., 200 N.C. 734, 158 S.E. 388 (1931)—20:1
- Hall v. Simmons, 329 N.C. 779, 407 S.E.2d 816 (1991)—17:17
- Hall v. Sinclair Refining Co., 242 N.C. 707, 89 S.E.2d 396 (1955)—17:5
- Hall v. Southern Ry. Co., 146 N.C. 345, 59 S.E. 879 (1907)—11:38
- Hall v. Tillman, 115 N.C. 500, 20 S.E. 726 (1894)—13:11

TABLE OF CASES

- Hall v. Western Union Telegraph Co., 139 N.C. 369, 52 S.E. 50 (1905)—11:32
- Hallman v. Charlotte-Mecklenburg Bd. of Educ., 124 N.C. App. 435, 477 S.E.2d 179, 113 Ed. Law Rep. 1321 (1996)—23:21
- Hammers v. Lowe's Companies, Inc., 48 N.C. App. 150, 268 S.E.2d 257 (1980)—29:7
- Hampton v. Town of Spindale, 210 N.C. 546, 187 S.E. 775, 107 A.L.R. 1188 (1936)—23:18
- Hamrick v. Beam, 19 N.C. App. 729, 200 S.E.2d 337 (1973)—11:5, 36:8
- Hancock v. Western Union Telegraph Co., 137 N.C. 497, 49 S.E. 952 (1905)—36:1
- Hanna v. Brady, 73 N.C. App. 521, 327 S.E.2d 22 (1985)—1:9
- Hanstein v. Johnson, 112 N.C. 253, 17 S.E. 155 (1893)—10:2
- Hardin v. Davis, 183 N.C. 46, 110 S.E. 602, 21 A.L.R. 302 (1922)—22:2
- Hardison v. Reel, 154 N.C. 273, 70 S.E. 463 (1911)—1:4, 2:5
- Hardy v. Toler, 288 N.C. 303, 218 S.E.2d 342 (1975)—29:7
- Hardy-Latham v. Wellons, 415 F.2d 674 (4th Cir. 1968)—8:9
- Hargrove v. Billings & Garrett, Inc., 137 N.C. App. 759, 529 S.E.2d 693 (2000)—23:1
- Hargrove v. Plumbing & Heating Service of Greensboro, Inc., 31 N.C. App. 1, 228 S.E.2d 461 (1976)—17:10
- Harleysville Ins. Co. v. Poole, 107 N.C. App. 234, 419 S.E.2d 193 (1992)—27:30
- Harlow v. Voyager Communications V, 348 N.C. 568, 501 S.E.2d 72, 102 A.L.R.5th 783 (1998)—10:2
- Harmon v. Town of Bessemer City, 200 N.C. 690, 158 S.E. 255 (1931)—31:9
- Harper v. Allstate Ins. Co., 122 N.C. App. 297, 468 S.E.2d 859 (1996)—27:30
- Harper v. Atlantic Coast Line R. Co., 161 N.C. 451, 77 S.E. 415 (1913)—8:3
- Harper v. Morris, 89 N.C. App. 145, 365 S.E.2d 176 (1988)—33:6
- Harper v. Town of Lenoir, 152 N.C. 723, 68 S.E. 228 (1910)—12:4
- Harrell v. Davenport, 60 N.C. App. 474, 299 S.E.2d 308 (1983)—27:15
- Harrell v. W. B. Lloyd Const. Co., 41 N.C. App. 593, 255 S.E.2d 280 (1979)—17:2
- Harrell v. Yarns, 56 N.C. App. 697, 289 S.E.2d 846 (1982)—20:12
- Harrelson v. Gooden, 229 N.C. 654, 50 S.E.2d 901 (1948)—12:4
- Harrill v. Sinclair Refining Co., 225 N.C. 421, 35 S.E.2d 240 (1945)—28:1, 28:3, 28:5, 28:6
- Harrington v. Adams-Robinson Enterprises, 349 N.C. 218, 504 S.E.2d 786 (1998)—20:12
- Harrington v. Collins, 298 N.C. 535, 259 S.E.2d 275 (1979)—30:6, 30:7, 30:15, 30:17

NORTH CAROLINA LAW OF DAMAGES

- Harrington v. Collins, 40 N.C. App. 530, 253 S.E.2d 288 (1979)—30:4
- Harrington v. Stevens, 107 N.C. App. 730, 421 S.E.2d 605 (1992)—27:30
- Harrington v. Stevens, 334 N.C. 586, 434 S.E.2d 212 (1993)—27:30
- Harrington Mfg. Co. v. Logan Tontz Co., 40 N.C. App. 496, 253 S.E.2d 282 (1979)—35:12
- Harrington Mfg. Co., Inc. v. Powell Mfg. Co., Inc., 38 N.C. App. 393, 248 S.E.2d 739, 205 U.S.P.Q. (BNA) 290 (1978)—29:7
- Harris v. Atlantic Greyhound Corp., 243 N.C. 346, 90 S.E.2d 710, 58 A.L.R.2d 939 (1956)—1:9, 15:7
- Harris v. Bridges, 46 N.C. App. 207, 264 S.E.2d 804 (1980)—30:6
- Harris v. Carter, 227 N.C. 262, 41 S.E.2d 764 (1947)—30:11
- Harris v. Harris, 91 N.C. App. 699, 373 S.E.2d 312 (1988)—9:5
- Harris v. Harris, 93 N.C. App. 67, 376 S.E.2d 502 (1989)—9:2
- Harris v. Maready, 64 N.C. App. 1, 306 S.E.2d 799 (1983)—11:17
- Harris v. Maready, 84 N.C. App. 607, 353 S.E.2d 656 (1987)—36:15
- Harris v. North Carolina Farm Bureau Mut. Ins. Co., 91 N.C. App. 147, 370 S.E.2d 700 (1988)—27:25
- Harris v. Queen City Coach Co., 220 N.C. 67, 16 S.E.2d 464 (1941)—7:5
- Harris v. White Const. Co., 240 N.C. 556, 82 S.E.2d 689 (1954)—30:11
- Harris & Harris Const. Co. v. Crain & Denbo, Inc., 256 N.C. 110, 123 S.E.2d 590 (1962)—2:8, 2:9, 8:2, 17:12
- Harrison v. Carter, 226 N.C. 36, 36 S.E.2d 700, 164 A.L.R. 697 (1946)—11:37, 37:4
- Harrison v. Darden, 223 N.C. 364, 26 S.E.2d 860 (1943)—13:10
- Harrison v. Donnelly, 153 F.2d 588 (C.C.A. 8th Cir. 1946)—11:16
- Harrison v. Herbin, 35 N.C. App. 259, 241 S.E.2d 108 (1978)—9:7, 27:4
- Harriss v. Sneed, 104 N.C. 369, 10 S.E. 477 (1889)—3:2, 33:3
- Harris, Upham & Co., Inc. v. Paliouras, 35 N.C. App. 458, 241 S.E.2d 863 (1978)—11:33
- Harry's Cadillac-Pontiac-GMC Truck Co., Inc. v. Motors Ins. Corp., 126 N.C. App. 698, 486 S.E.2d 249 (1997)—27:4
- Hart v. Thomasville Motors, Inc., 244 N.C. 84, 92 S.E.2d 673 (1956)—20:12
- Hart v. Warren, 46 N.C. App. 672, 266 S.E.2d 53 (1980)—36:16
- Hart Cotton Mills v. Abrams, 231 N.C. 431, 57 S.E.2d 803, 26 L.R.R.M. (BNA) 2034, 18 Lab. Cas. (CCH) ¶ 65707 (1950)—12:1
- Hartley v. Ballou, 286 N.C. 51, 209 S.E.2d 776 (1974)—17:17

TABLE OF CASES

- Hartness v. Pharr, 133 N.C. 566, 45 S.E. 901 (1903)—37:12
- Hartsell v. Thermoid Co., Southern Division, 249 N.C. 527, 107 S.E.2d 115 (1959)—20:12
- Harvel's Inc. v. Eggleston, 268 N.C. 388, 150 S.E.2d 786 (1966)—11:11
- Harvey v. Norfolk Southern Ry. Co., Inc., 60 N.C. App. 554, 299 S.E.2d 664 (1983)—17:11
- Harward v. General Motors Corp., 235 N.C. 88, 68 S.E.2d 855 (1952)—30:12
- Harwood v. City of Concord, 201 N.C. 781, 161 S.E. 534 (1931)—16:18
- Haskins v. Carolina Power & Light Co., 47 N.C. App. 664, 267 S.E.2d 587 (1980)—10:7
- Haskins v. Carolina Power and Light Co., 47 N.C. App. 664, 267 S.E.2d 587 (1980)—30:16
- Hastings for Pratt v. Seegars Fence Co., 128 N.C. App. 166, 493 S.E.2d 782 (1997)—32:2
- Hasty v. Turner, 53 N.C. App. 746, 281 S.E.2d 728 (1981)—37:9
- Hataway v. McKinley, 830 S. W. 2d 53 (Tenn. 1992)—1:6
- Hatcher v. Flockhart Foods, Inc., 161 N.C. App. 706, 589 S.E.2d 140 (2003)—11:17
- Hauser v. Advanced Plastiform, Inc., 133 N.C. App. 378, 514 S.E.2d 545 (1999)—20:12
- Hauser v. Morrison, 146 N.C. 248, 59 S.E. 693 (1907)—28:13
- Hauser v. Tate, 85 N.C. 81, 1881 WL 3176 (1881)—14:4
- Hawes v. Haynes, 219 N.C. 535, 14 S.E.2d 503 (1941)—30:8
- Hawkins v. Hawkins, 331 N.C. 743, 417 S.E.2d 447 (1992)—4:4, 36:6
- Hawkins v. McCain, 239 N.C. 160, 79 S.E.2d 493 (1954)—12:5, 36:14
- Hawley v. Cash, 155 N.C. App. 580, 574 S.E.2d 684 (2002)—7:4
- Hawthorne v. Realty Syndicate, Inc., 43 N.C. App. 436, 259 S.E.2d 591 (1979)—11:20
- Hayes v. City of Wilmington, 239 N.C. 238, 79 S.E.2d 792 (1954)—10:4
- Hayes v. City of Wilmington, 243 N.C. 525, 91 S.E.2d 673 (1956)—10:6
- Hayes v. Lancaster, 200 N.C. 293, 156 S.E. 530 (1931)—36:6
- Hayes, State ex rel. v. Billings, 240 N.C. 78, 81 S.E.2d 150 (1954)—23:7
- Hayman v. Davis, 182 N.C. 563, 109 S.E. 554 (1921)—17:3
- Hayman v. Ramada Inn, Inc., 86 N.C. App. 274, 357 S.E.2d 394 (1987)—36:1
- Haymore v. North Carolina State Highway Commission, 14 N.C. App. 691, 189 S.E.2d 611 (1972)—16:10
- Haynes v. Winston-Salem Southbound Ry. Co., 252 N.C. 391, 113 S.E.2d 906, 46 L.R.R.M. (BNA) 2258, 40 Lab. Cas. (CCH) ¶ 66582 (1960)—20:4
- Hays v. Askew, 52 N.C. 272, 7 Jones 272, 1859 WL 2198 (1859)—4:4

NORTH CAROLINA LAW OF DAMAGES

- Haywood County Consol. School System v. U. S. Fidelity & Guaranty Co., 43 N.C. App. 71, 257 S.E.2d 670 (1979)—24:2
- Hayworth v. Brooks Lumber Co., 65 N.C. App. 555, 309 S.E.2d 572 (1983)—7:3, 17:17
- Hazard v. Hazard, 46 N.C. App. 280, 264 S.E.2d 908 (1980)—17:6
- HBS Contractors, Inc. v. National Fire Ins. Co. of Hartford, 129 N.C. App. 705, 501 S.E.2d 372 (1998)—17:17
- Heath v. Board of Com'rs of Guilford County, 292 N.C. 369, 233 S.E.2d 889 (1977)—10:6
- Heath v. Kirkman, 240 N.C. 303, 82 S.E.2d 104 (1954)—4:3, 36:1
- Heath v. Mosley, 21 N.C. App. 245, 204 S.E.2d 234 (1974)—12:2
- Heath v. Mosley, 286 N.C. 197, 209 S.E.2d 740 (1974)—7:3, 12:2, 36:3
- Hecht Realty, Inc. v. Hastings, 45 N.C. App. 307, 262 S.E.2d 858 (1980)—11:6
- Hedden v. Hall, 23 N.C. App. 453, 209 S.E.2d 358 (1974)—33:6
- Hedgecock Builders Supply Co. of Greensboro v. White, 92 N.C. App. 535, 375 S.E.2d 164 (1989)—9:8
- Hefner v. Stafford, 64 N.C. App. 707, 308 S.E.2d 93 (1983)—33:6
- Heins Telephone Co. v. Grain Dealers Mut. Ins. Co., 57 N.C. App. 695, 292 S.E.2d 281 (1982)—9:7, 27:4
- Heiser v. Mears, 120 N.C. 443, 27 S.E. 117 (1897)—35:7
- Heist v. Heist, 46 N.C. App. 521, 265 S.E.2d 434 (1980)—4:3, 11:29, 22:3, 22:4
- Helms v. Prikopa, 51 N.C. App. 50, 275 S.E.2d 516 (1981)—11:18
- Helmstetler v. Duke Power Co., 224 N.C. 821, 32 S.E.2d 611 (1945)—7:3, 22:4
- Helmstetler v. Duke Power Co., 224 N.C. 821, 32 S.E.2d 611, (1945)—22:4
- Henderson v. Cansler, 65 N.C. 542, 1871 WL 2267 (1871)—5:4
- Henderson v. LeBauer, 101 N.C. App. 255, 399 S.E.2d 142 (1991)—36:8
- Henderson v. Security Mortg. & Finance Co., 273 N.C. 253, 160 S.E.2d 39 (1968)—8:1, 8:8, 11:18
- Hendley v. McIntyre, 132 N.C. 276, 43 S.E. 824 (1903)—13:11
- Hendricks v. Hill Realty Group, Inc., 131 N.C. App. 859, 509 S.E.2d 801 (1998)—20:12
- Hendricks v. Ireland, 162 N.C. 523, 77 S.E. 1011 (1913)—13:11
- Hendricks v. Leslie Fay, Inc., 273 N.C. 59, 159 S.E.2d 362 (1968)—10:6
- Hendricks v. Mocksville Furniture Co., 156 N.C. 569, 72 S.E. 592 (1911)—35:10
- Hendrix v. All American Life and Cas. Co., 44 N.C. App. 464, 261 S.E.2d 270 (1980)—27:22
- Hendrix v. Guin, 42 N.C. App. 36, 255 S.E.2d 604 (1979)—4:8

TABLE OF CASES

- Hendrix v. Linn-Corriher Corp., 317 N.C. 179, 345 S.E.2d 374 (1986)—20:12
- Henry v. Deen, 310 N.C. 75, 310 S.E.2d 326 (1984)—4:1, 4:3, 4:4, 4:8
- Henry v. Henry, 291 N.C. 156, 229 S.E.2d 158 (1976)—11:8, 22:7
- Henry v. North Carolina Dept. of Transp., 44 N.C. App. 170, 260 S.E.2d 438 (1979)—16:17
- Henry v. Southeastern OB-GYN Associates, P.A., 145 N.C. App. 208, 550 S.E.2d 245 (2001)—36:16
- Henry Angelo & Sons, Inc. v. Property Development Corp., 63 N.C. App. 569, 306 S.E.2d 162 (1983)—27:3
- Hensley v. Ray's Motor Co. of Forest City, Inc., 158 N.C. App. 261, 580 S.E.2d 721, 50 U.C.C. Rep. Serv. 2d 695 (2003)—35:1
- Henson v. Thomas, 231 N.C. 173, 56 S.E.2d 432, 12 A.L.R.2d 1171 (1949)—22:4, 22:5
- Herbert v. Lando, 441 U.S. 153, 99 S. Ct. 1635, 60 L. Ed. 2d 115, 4 Media L. Rep. (BNA) 2575, 3 Fed. R. Evid. Serv. 822, 27 Fed. R. Serv. 2d 1 (1979)—36:9
- Herring v. Jackson, 255 N.C. 537, 122 S.E.2d 366 (1961)—10:4
- Herring ex rel. Marshall v. Winston-Salem/Forsyth County Bd. of Educ., 137 N.C. App. 680, 529 S.E.2d 458, 144 Ed. Law Rep. 1062 (2000)—23:21
- Hervey v. Edmunds, 68 N.C. 243, 1873 WL 2112 (1873)—11:32
- Hester v. Miller, 41 N.C. App. 509, 255 S.E.2d 318 (1979)—30:7
- Hewes v. Wolfe, 74 N.C. App. 610, 330 S.E.2d 16 (1985)—4:3, 36:13
- Hickman, Matter of, 410 F. Supp. 528 (W.D. Mo. 1976)—11:16
- Hickman By and Through Womble v. McKoin, 109 N.C. App. 478, 428 S.E.2d 251 (1993)—36:1
- Hicks v. Albertson, 284 N.C. 236, 200 S.E.2d 40 (1973)—9:1, 9:7, 11:32, 27:4
- Hicks v. Purvis, 208 N.C. 657, 182 S.E. 151 (1935)—21:1
- Highfill v. Williamson, 19 N.C. App. 523, 199 S.E.2d 469 (1973)—11:6
- Highland Cotton Mills v. Ragan Knitting Co., 194 N.C. 80, 138 S.E. 428 (1927)—14:4
- Hildebrand v. Southern Bell Telephone & Telegraph Co., 219 N.C. 402, 14 S.E.2d 252 (1941)—16:2
- Hildreth v. U. S. Cas. Co., 265 N.C. 565, 144 S.E.2d 641 (1965)—27:13
- Hill v. Carolina Freight Carriers Corp., 235 N.C. 705, 71 S.E.2d 133 (1952)—17:5
- Hill v. City of Kinston, 92 N.C. App. 375, 374 S.E.2d 425, 4 I.E.R. Cas. (BNA) 100 (1988)—36:1
- Hill v. Director General of Railroads, 180 N.C. 490, 105 S.E. 184 (1920)—36:2
- Hill v. Erwin Mills, Inc., 239

NORTH CAROLINA LAW OF DAMAGES

- N.C. 437, 80 S.E.2d 358 (1954)—14:4
- Hill v. Jones, 26 N.C. App. 168, 215 S.E.2d 168 (1975)—9:7, 27:4
- Hill v. Medford, 357 N.C. 650, 588 S.E.2d 467 (2003)—20:1
- Hill v. Moseley, 220 N.C. 485, 17 S.E.2d 676—36:20
- Hill v. Pinelawn Memorial Park, Inc., 304 N.C. 159, 282 S.E.2d 779 (1981)—33:11
- Hill v. Pinelawn Memorial Park, Inc., 50 N.C. App. 231, 275 S.E.2d 838 (1981)—4:6
- Hill v. Town of Hillsborough, 48 N.C. App. 553, 269 S.E.2d 303 (1980)—16:13
- Hill v. Williams, 144 N.C. App. 45, 547 S.E.2d 472 (2001)—36:20
- Hilley v. Blue Ridge Ins. Co., 235 N.C. 544, 70 S.E.2d 570, 38 A.L.R.2d 1090 (1952)—27:11
- Hilliard v. Apex Cabinet Co., 305 N.C. 593, 290 S.E.2d 682 (1982)—20:12
- Hilliard & Co. v. Outlaw, 92 N.C. 266 (1885)—11:28
- Hillman v. U.S. Liability Ins. Co., 59 N.C. App. 145, 296 S.E.2d 302 (1982)—9:7, 27:4
- Hillsborough, Town of v. Smith, 10 N.C. App. 70, 178 S.E.2d 18 (1970)—23:1, 23:2
- Hinnant v. Tide Water Power Co., 189 N.C. 120, 126 S.E. 307, 37 A.L.R. 889 (1925)—11:38, 22:4
- Hinson v. Dawson, 244 N.C. 23, 92 S.E.2d 393, 62 A.L.R.2d 806 (1956)—4:1, 4:8, 6:1, 11:11, 30:14
- Hinson v. Jefferson, 287 N.C. 422, 215 S.E.2d 102 (1975)—17:4
- Hinson v. Sparrow, 25 N.C. App. 571, 214 S.E.2d 198 (1975)—1:9
- Hinson v. Virginia-Carolina Chemical Corp., 230 N.C. 476, 53 S.E.2d 448 (1949)—30:10
- Hoch v. Young, 63 N.C. App. 480, 305 S.E.2d 201 (1983)—36:19
- Hockaday v. Lawrence, 156 N.C. 319, 72 S.E. 387 (1911)—18:5
- Hockaday v. Lee, 124 N.C. App. 425, 477 S.E.2d 82 (1996)—18:1
- Hocutt v. Western Union Tel. Co., 147 N.C. 186, 60 S.E. 980 (1908)—28:12
- Hodge v. First Atlantic Corp., 10 N.C. App. 632, 179 S.E.2d 855 (1971)—8:1, 8:8
- Hodges v. Carter, 239 N.C. 517, 80 S.E.2d 144, 45 A.L.R.2d 1 (1954)—36:14, 36:15
- Hodges v. Hodges, 227 N.C. 334, 42 S.E.2d 82 (1947)—17:6
- Hodges v. Norton, 29 N.C. App. 193, 223 S.E.2d 848, 19 U.C.C. Rep. Serv. 714 (1976)—29:2
- Hoffman v. Clinic Hospital, 213 N.C. 669, 197 S.E. 161 (1938)—36:10
- Hofler v. Hill, 58 N.C. App. 201, 293 S.E.2d 238 (1982)—24:3
- Hogan v. Forsyth Country Club Co., 79 N.C. App. 483, 340 S.E.2d 116, 1 I.E.R. Cas. (BNA) 1026 (1986)—20:10
- Hogan v. Johnson Motor Lines, 38 N.C. App. 288, 248 S.E.2d 61 (1978)—10:6

TABLE OF CASES

- Hoggard v. Umphlett, 48 N.C. App. 397, 268 S.E.2d 882 (1980)—20:8
- Hoke v. Atlantic Greyhound Corp., 226 N.C. 332, 38 S.E.2d 105 (1946)—1:9
- Holcomb v. Hemric, 56 N.C. App. 688, 289 S.E.2d 620 (1982)—21:3
- Holland v. Walden, 11 N.C. App. 281, 181 S.E.2d 197 (1971)—17:17
- Holleman v. Taylor, 200 N.C. 618, 158 S.E. 88 (1931)—17:18
- Holley v. Coggin Pontiac, Inc., 43 N.C. App. 229, 259 S.E.2d 1, 27 U.C.C. Rep. Serv. 1238 (1979)—6:2, 11:17, 14:20, 17:7
- Holley v. Hercules, Inc., 86 N.C. App. 624, 359 S.E.2d 47 (1987)—4:8
- Holliday v. Long Mfg. Co., 146 F. Supp. 527, 111 U.S.P.Q. (BNA) 436 (E.D. N.C. 1956)—14:5
- Holloway v. Medlin, 3 N.C. App. 89, 164 S.E.2d 69 (1968)—1:9
- Holloway v. Wachovia Bank & Trust Co., N.A., 109 N.C. App. 403, 428 S.E.2d 453 (1993)—4:1
- Holloway v. Wachovia Bank & Trust Co., N.A., 339 N.C. 338, 452 S.E.2d 233 (1994)—4:1
- Holmes v. Atlantic Coast Line R. Co., 181 N.C. 497, 106 S.E. 567 (1921)—4:3, 4:4
- Holmes v. Carolina Cent. R. Co., 94 N.C. 318, 1886 WL 902 (1886)—4:4
- Holmes v. Godwin, 69 N.C. 467, 1873 WL 2307 (1873)—28:8, 35:13
- Holt v. Lynch, 57 N.C. App. 532, 291 S.E.2d 920 (1982)—21:4
- Holt v. Williamson, 125 N.C. App. 305, 481 S.E.2d 307—4:8
- Holtman v. Reese, 119 N.C. App. 747, 460 S.E.2d 338 (1995)—1:9
- Holton v. Norfolk & S.R. Co., 165 N.C. 155, 81 S.E. 131 (1914)—15:1
- Home Ins. Co. v. Ingold Tire Co., Inc., 286 N.C. 282, 210 S.E.2d 414 (1974)—27:24
- Honea v. Bradford, 39 N.C. App. 652, 251 S.E.2d 720 (1979)—22:6
- Hong v. George Goodyear Co., 63 N.C. App. 741, 306 S.E.2d 157 (1983)—17:17
- Hood v. American Telephone & Telegraph Co., 162 N.C. 70, 77 S.E. 1096 (1913)—11:38, 37:4
- Hood v. Kennedy, 5 N.C. App. 203, 167 S.E.2d 874 (1969)—1:9
- Hood v. Smith, 226 N.C. 573, 39 S.E.2d 604 (1946)—8:1, 8:2
- Hood v. Sudderth, 111 N.C. 215, 16 S.E. 397 (1892)—22:2
- Hooks v. International Speedways, Inc., 263 N.C. 686, 140 S.E.2d 387 (1965)—31:4
- Hooper v. Allstate Ins. Co., 124 N.C. App. 185, 476 S.E.2d 380 (1996)—17:15
- Hooper v. City of Wilmington, 42 N.C. App. 548, 257 S.E.2d 142 (1979)—23:19
- Hoover v. Odom, 252 N.C. 459, 113 S.E.2d 926 (1960)—30:13

NORTH CAROLINA LAW OF DAMAGES

- Hopper v. Miller, 76 N.C. 402, 1877 WL 2746 (1877)—28:8
- Horn v. Poindexter, 176 N.C. 620, 97 S.E. 653 (1918)—5:1, 5:2, 5:4
- Hornby v. Pennsylvania Nat. Mut. Cas. Ins. Co., 62 N.C. App. 419, 303 S.E.2d 332 (1983)—27:15
- Hornby v. Pennsylvania Nat. Mut. Cas. Ins. Co., 77 N.C. App. 475, 335 S.E.2d 335 (1985)—4:3, 4:4
- Horne v. Cloninger, 256 N.C. 102, 123 S.E.2d 112 (1961)—36:11
- Horne v. Roadway Package Systems, Inc., 129 N.C. App. 242, 497 S.E.2d 436 (1998)—1:9, 12:5, 36:1
- Horner v. Byrnett, 132 N.C. App. 323, 511 S.E.2d 342 (1999)—4:8, 22:3
- Horner v. Chamber of Commerce of City of Burlington, 236 N.C. 96, 72 S.E.2d 21 (1952)—9:1
- Horney v. Meredith Swimming Pool Co., 267 N.C. 521, 148 S.E.2d 554 (1966)—11:38
- Horton v. Carolina Coach Co., 216 N.C. 567, 5 S.E.2d 828 (1939)—4:3, 4:4, 15:8
- Horton v. Carolina Medicorp, Inc., 344 N.C. 133, 472 S.E.2d 778 (1996)—11:17, 36:16
- Horton v. Redevelopment Commission of High Point, 264 N.C. 1, 140 S.E.2d 728 (1965)—28:16
- Hoskins v. Hoskins, 259 N.C. 704, 131 S.E.2d 326 (1963)—18:2
- Houpe v. City of Statesville, 128 N.C. App. 334, 497 S.E.2d 82—23:1
- Houpe v. City of Statesville, 128 N.C. App. 334, 497 S.E.2d 82 (1998)—23:2
- Housing Authority of City of Greensboro v. Farabee, 284 N.C. 242, 200 S.E.2d 12 (1973)—9:4, 23:6
- Housing Authority of City of Raleigh v. Montgomery, 55 N.C. App. 422, 286 S.E.2d 114 (1982)—16:1
- Housing, Inc. v. Weaver, 305 N.C. 428, 290 S.E.2d 642 (1982)—11:36
- Housing, Inc. v. Weaver, 37 N.C. App. 284, 246 S.E.2d 219 (1978)—1:7
- Houston v. Thornton, 122 N.C. 365, 29 S.E. 827 (1898)—14:4, 14:5, 14:15
- Howard v. Howard, 200 N.C. 574, 158 S.E. 101 (1931)—11:8
- Howard v. Mercer, 36 N.C. App. 67, 243 S.E.2d 168 (1978)—7:4
- Howell v. Alexander, 3 N.C. App. 371, 165 S.E.2d 256 (1969)—11:17
- Howell v. Branson, 226 N.C. 264, 37 S.E.2d 687 (1946)—28:13
- Howell v. Fisher, 49 N.C. App. 488, 272 S.E.2d 19 (1980)—14:7
- Howell v. Nichols, 22 N.C. App. 741, 207 S.E.2d 768 (1974)—11:29
- Howell v. Smith, 261 N.C. 256, 134 S.E.2d 381 (1964)—14:5
- Howell v. Tunstall, 64 N.C. App. 703, 308 S.E.2d 454 (1983)—11:41

TABLE OF CASES

- Howell v. Waters, 82 N.C. App. 481, 347 S.E.2d 65 (1986)—17:4
- Howell v. Wilson, 136 N.C. App. 827, 526 S.E.2d 194 (2000)—17:15
- Howell's Will, In re, 204 N.C. 437, 168 S.E. 671 (1933)—9:1
- Howland v. Forlaw, 108 N.C. 567, 13 S.E. 173 (1891)—28:8
- Howze v. McCall, 249 N.C. 250, 106 S.E.2d 236 (1958)—30:7
- Hoyle v. City of Charlotte, 276 N.C. 292, 172 S.E.2d 1 (1970)—16:8, 16:13, 16:18
- HPS, Inc. v. All Wood Turning Corp., 21 N.C. App. 321, 204 S.E.2d 188, 14 U.C.C. Rep. Serv. 949 (1974)—35:10, 35:14
- Hubbard v. Lumbermen's Mut. Cas. Co., 24 N.C. App. 493, 211 S.E.2d 544 (1975)—27:4
- Huberth v. Holly, 120 N.C. App. 348, 462 S.E.2d 239 (1995)—12:2
- Hudson v. Atlantic Coast Line R. Co., 242 N.C. 650, 89 S.E.2d 441, 36 L.R.R.M. (BNA) 2761, 28 Lab. Cas. (CCH) ¶ 69496 (1955)—20:13
- Hudson v. Game World, Inc., 126 N.C. App. 139, 484 S.E.2d 435, 32 U.C.C. Rep. Serv. 2d 857 (1997)—11:18
- Hudson v. Hudson, 299 N.C. 465, 263 S.E.2d 719 (1980)—9:5
- Huff v. Autos Unlimited, Inc., 124 N.C. App. 410, 477 S.E.2d 86 (1996)—30:18
- Huff v. Chrismon, 68 N.C. App. 525, 315 S.E.2d 711 (1984)—4:1, 4:3
- Huff v. Porter, 89 Ga. App. 345, 79 S.E.2d 334 (1953)—11:16
- Huff v. Thornton, 23 N.C. App. 388, 209 S.E.2d 401 (1974)—7:3, 12:2
- Huff v. Thornton, 287 N.C. 1, 213 S.E.2d 198 (1975)—7:3, 12:2, 33:1, 33:2, 36:3
- Huffman v. Southern Ry. Co., 163 N.C. 171, 79 S.E. 307 (1913)—14:6
- Hughes v. City of High Point, 62 N.C. App. 107, 302 S.E.2d 2 (1983)—31:9
- Hughes v. Gragg, 62 N.C. App. 116, 302 S.E.2d 304 (1983)—30:16, 30:17
- Hughes v. Lundstrum, 5 N.C. App. 345, 168 S.E.2d 686 (1969)—30:6, 30:17
- Hughes v. North Carolina State Highway Commission, 2 N.C. App. 1, 162 S.E.2d 661 (1968)—16:6
- Hughes v. Vestal, 264 N.C. 500, 142 S.E.2d 361 (1965)—30:4
- Hull v. Floyd S. Pike Elec. Contractor, 64 N.C. App. 379, 307 S.E.2d 404 (1983)—20:5
- Hummer v. Pulley, Watson, King & Lischer, P.A., 157 N.C. App. 60, 577 S.E.2d 918 (2003)—2:9, 10:7
- Humphrey v. American Surety Co., 213 N.C. 651, 197 S. E. 137 (1938)—25:2
- Humphries v. Queen City Coach Co., 228 N.C. 399, 45 S.E.2d 546 (1947)—15:7
- Hunsucker v. High Point Bending & Chair Co., 237 N.C. 559, 75 S.E.2d 768 (1953)—10:6

NORTH CAROLINA LAW OF DAMAGES

- Hunt v. Bradshaw, 242 N.C. 517, 88 S.E.2d 762 (1955)—36:16
- Hunt v. City of High Point, 226 N.C. 74, 36 S.E.2d 694 (1946)—23:4
- Hunt v. Hunt, 261 N.C. 437, 135 S.E.2d 195 (1964)—8:2
- Hunt v. Montgomery Ward and Co., Inc., 49 N.C. App. 642, 272 S.E.2d 357 (1980)—1:9
- Hunt v. Tender Loving Care Home Care Agency, Inc., 153 N.C. App. 266, 569 S.E.2d 675 (2002)—20:12
- Hunt v. Wooten, 238 N.C. 42, 76 S.E.2d 326 (1953)—12:1
- Hunt By and Through Hasty v. North Carolina Dept. of Labor, 348 N.C. 192, 499 S.E.2d 747 (1998)—23:10
- Hunter v. Guardian Life Ins. Co. of America, 162 N.C. App. 477, 593 S.E.2d 595 (2004)—36:11
- Hunter v. Kennedy, 128 N.C. App. 84, 493 S.E.2d 327 (1997)—27:27
- Hunter v. Spaulding, 97 N.C. App. 372, 388 S.E.2d 630 (1990)—4:1, 11:6
- Huntington v. Attrill, 146 U.S. 657, 13 S. Ct. 224, 36 L. Ed. 1123 (1892)—14:3
- Hussey v. King, 98 N.C. 34, 3 S.E. 923 (1887)—14:6
- Hutchens v. Hankins, 63 N.C. App. 1, 303 S.E.2d 584 (1983)—30:20
- Hutchins v. Davis, 230 N.C. 67, 52 S.E.2d 210 (1949)—35:6
- Hutchins v. Day, 269 N.C. 607, 153 S.E.2d 132 (1967)—22:1, 22:2
- Hutchins v. Honeycutt, 286 N.C. 314, 210 S.E.2d 254 (1974)—33:9
- Hutchison v. Southern Ry. Co., 140 N.C. 123, 52 S.E. 263 (1905)—15:9
- Hutelmyer v. Cox, 133 N.C. App. 364, 514 S.E.2d 554 (1999)—4:10
- Hutton v. Logan, 152 N.C. App. 94, 566 S.E.2d 782 (2002)—30:4, 30:5
- Hutton & Bourbonnais v. Cook, 173 N.C. 496, 92 S.E. 355 (1917)—3:1, 3:2, 3:3, 33:3
- Huyck Corp. v. C.C. Mangum, Inc., 309 N.C. 788, 309 S.E.2d 183 (1983)—26:5
- Huyck Corp. v. C. C. Mangum, Inc., 58 N.C. App. 532, 293 S.E.2d 846 (1982)—23:11
- Hyatt v. McCoy, 194 N.C. 25, 138 S.E. 405 (1927)—22:2
- Hyatt v. McCoy, 194 N.C. 760, 140 S.E. 807 (1927)—7:6
- Hyman v. Devereux, 65 N.C. 588, 1871 WL 2282 (1871)—11:4

I

- Ilderton Oil Co. v. Riggs, 13 N.C. App. 547, 186 S.E.2d 691 (1972)—28:17
- Inco, Inc. v. Planters Oil Mill, Inc., 63 N.C. App. 374, 304 S.E.2d 782 (1983)—8:1
- Industrial & Textile Piping, Inc. v. Industrial Rigging Services, Inc., 69 N.C. App. 511, 317 S.E.2d 47 (1984)—2:8
- Industrial Circuits Co. v. Terminal Communications, Inc., 26 N.C. App. 536, 216 S.E.2d 919, 17 U.C.C. Rep. Serv. 996 (1975)—35:10

TABLE OF CASES

- Industrial Innovators, Inc. v. Myrick-White, Inc., 99 N.C. App. 42, 392 S.E.2d 425 (1990)—11:4
- Ingle v. Allen, 69 N.C. App. 192, 317 S.E.2d 1 (1984)—4:1, 4:3
- Ingle v. Roy Stone Transfer Corp., 271 N.C. 276, 156 S.E.2d 265 (1967)—30:4
- Ingold v. Phoenix Assur. Co., 230 N.C. 142, 52 S.E.2d 366, 8 A.L.R.2d 1439 (1949)—27:5
- Ingram v. Nationwide Mut. Ins. Co., 5 N.C. App. 255, 168 S.E.2d 224 (1969)—10:6
- Ingram v. Smith, 16 N.C. App. 147, 191 S.E.2d 390 (1972)—17:2
- Ingram, State ex rel. v. All American Assur. Co., 34 N.C. App. 517, 239 S.E.2d 474 (1977)—9:1
- Inland Bridge Co., Inc. v. North Carolina State Highway Commission, 30 N.C. App. 535, 227 S.E.2d 648 (1976)—26:5
- International Paper Co. v. Corporex Constructors, Inc., 96 N.C. App. 312, 385 S.E.2d 553 (1989)—17:5
- International Visible Systems Corp. v. Remington-Rand, Inc., 65 F.2d 540 (C.C.A. 6th Cir. 1933)—33:15
- Interstate Equipment Co. v. Smith, 292 N.C. 592, 234 S.E.2d 599 (1977)—8:2, 27:5
- Interstate Narrow Fabrics, Inc. v. Century USA, Inc., 2004 WL 444570 (M.D. N.C. 2004)—4:8
- In the Matter of the Estate of Sturman, 93 N.C. App. 473, 378 S.E.2d 204 (1989)—18:4
- Investment Properties of Asheville, Inc. v. Norburn, 281 N.C. 191, 188 S.E.2d 342 (1972)—24:1
- Ipock v. Miller, 245 N.C. 585, 96 S.E.2d 729 (1957)—18:6
- Ipock for Hill v. Gilmore, 85 N.C. App. 70, 354 S.E.2d 315 (1987)—22:4, 22:5
- Isaacson v. Toyota Motor Sales, 438 F. Supp. 1, 24 U.C.C. Rep. Serv. 598 (E.D. N.C. 1976)—30:12
- Isbey v. Crews, 55 N.C. App. 47, 284 S.E.2d 534 (1981)—2:9, 28:12
- Isenhour v. Universal Underwriters Ins. Co., 345 N.C. 151, 478 S.E.2d 197 (1996)—27:30
- Isley v. Virginia Bridge & Iron Co., 143 N.C. 51, 55 S.E. 416 (1906)—7:6
- ITT-Indus. Credit Co. v. Milo Concrete Co., Inc., 31 N.C. App. 450, 229 S.E.2d 814, 20 U.C.C. Rep. Serv. 1067 (1976)—35:14
- Ivery v. Ivery, 258 N.C. 721, 129 S.E.2d 457 (1963)—11:41
- Ives' Estate, In re, 248 N.C. 176, 102 S.E.2d 807, 72 A.L.R.2d 278 (1958)—37:12
- Ivey v. Bessemer City Cotton Mills, 143 N.C. 189, 55 S.E. 613 (1906)—20:4
- Ivey v. Rollins, 250 N.C. 89, 108 S.E.2d 63 (1959)—1:6
- Ivey v. Rose, 94 N.C. App. 773, 381 S.E.2d 476 (1989)—30:14

NORTH CAROLINA LAW OF DAMAGES

J

- Jackson v. Bumgardner, 318 N.C. 172, 347 S.E.2d 743 (1986)—36:16, 38:1
- Jackson v. Bumgardner, 71 N.C. App. 107, 321 S.E.2d 541 (1984)—38:1
- Jackson v. City of Gastonia, 247 N.C. 88, 100 S.E.2d 241 (1957)—28:8
- Jackson v. Hall, 84 N.C. 489, 1881 WL 3086 (1881)—2:5
- Jackson v. Housing Authority of City of High Point, 316 N.C. 259, 341 S.E.2d 523 (1986)—37:10
- Jackson v. Housing Authority of City of High Point, 73 N.C. App. 363, 326 S.E.2d 295 (1985)—4:3, 37:10
- Jackson v. Jackson, 4 N.C. App. 153, 166 S.E.2d 541 (1969)—30:6
- Jackson v. McBride, 270 N.C. 367, 154 S.E.2d 468 (1967)—10:7
- Jackson v. N.C. Dept. of Crime Control and Public Safety, 97 N.C. App. 425, 388 S.E.2d 770 (1990)—23:10, 26:6
- Jackson v. Parks, 216 N.C. 329, 4 S.E.2d 873 (1939)—11:19, 36:13
- Jackson v. Scheiber, 209 N.C. 441, 184 S.E. 17 (1936)—30:10
- Jackson v. Stancil, 253 N.C. 291, 116 S.E.2d 817 (1960)—36:5
- Jacobs v. Hill's Food Stores, Inc., 88 N.C. App. 730, 364 S.E.2d 692 (1988)—36:1
- Jacobs v. Locklear, 310 N.C. 735, 314 S.E.2d 544 (1984)—10:7, 11:30
- Jacobs v. Locklear, 65 N.C. App. 147, 308 S.E.2d 748 (1983)—30:16
- Jacobsen v. McMillan, 124 N.C. App. 128, 476 S.E.2d 368 (1996)—12:5
- James v. Atlantic Coast Line R. Co., 166 N.C. 572, 82 S.E. 1026 (1914)—15:14
- James C. Greene Co. v. Kelley, 261 N.C. 166, 134 S.E.2d 166 (1964)—17:13
- James for James v. Charlotte-Mecklenburg Bd. of Educ., 60 N.C. App. 642, 300 S.E.2d 21, 9 Ed. Law Rep. 401 (1983)—23:21
- Jarvis v. Sanders, 34 N.C. App. 283, 237 S.E.2d 865 (1977)—4:3
- Jaudon v. Swink, 51 N.C. App. 433, 276 S.E.2d 511 (1981)—33:10
- Jefferies v. State Farm Mut. Auto. Ins. Co., 4 N.C. App. 102, 165 S.E.2d 667 (1969)—27:12
- Jefferson Standard Life Ins. Co. v. Guilford County, 225 N.C. 293, 34 S.E.2d 430 (1945)—23:8
- Jefferson Standard Life Ins. Co. v. Guilford County, 226 N.C. 441, 38 S.E.2d 519 (1946)—23:8, 36:11
- Jefferys v. Tolin, 90 N.C. App. 233, 368 S.E.2d 201 (1988)—11:17
- Jeffress v. Norfolk-Southern R. Co., 158 N.C. 215, 73 S.E. 1013 (1912)—7:3, 33:1
- Jenkins v. Harvey C. Hines Co., 264 N.C. 83, 141 S.E.2d 1 (1965)—36:1
- Jenkins v. Montgomery Lumber

TABLE OF CASES

- Co., 154 N.C. 355, 70 S.E. 633 (1911)—1:7
- Jennings v. Jessen, 103 N.C. App. 739, 407 S.E.2d 264 (1991)—22:3
- Jennings v. Jessen, 326 N.C. 43, 387 S.E.2d 167 (1990)—22:3
- Jennings Communications Corp. v. PCG of the Golden Strand Inc., 126 N.C. App. 637, 486 S.E.2d 229 (1997)—24:2
- Jernigan v. Atlantic Coast Line R. Co., 12 N.C. App. 241, 182 S.E.2d 847 (1971)—11:29, 36:2
- Jervis v. Town of Mars Hill, 214 N.C. 323, 199 S.E. 96 (1938)—16:11
- Jewel Box Stores Corp. v. Morrow, 272 N.C. 659, 158 S.E.2d 840 (1968)—17:13
- Jewell v. Price, 264 N.C. 459, 142 S.E.2d 1 (1965)—3:1, 3:2
- J.F. Wilkerson Contracting Co., Inc. v. Sellers Mfg. Co., Inc., 73 N.C. App. 620, 327 S.E.2d 34 (1985)—17:7
- Jiggetts By and Through Jiggetts, Estate of v. City of Gastonia, 128 N.C. App. 410, 497 S.E.2d 287 (1998)—23:4
- J.M. Owen Bldg. Contractors, Inc. v. College Walk, Ltd., 101 N.C. App. 483, 400 S.E.2d 468 (1991)—17:15
- Joel T. Cheatham, Inc. v. Hall, 64 N.C. App. 678, 308 S.E.2d 457 (1983)—33:10
- Johnson v. Beverly-Hanks & Associates, Inc., 97 N.C. App. 335, 388 S.E.2d 584 (1990)—36:8
- Johnson v. Bollinger, 86 N.C. App. 1, 356 S.E.2d 378 (1987)—36:1
- Johnson v. Brewington, 595 S.E.2d 452 (N.C. Ct. App. 2004)—9:7
- Johnson v. Dunn, 51 N.C. 122, 6 Jones 122, 1858 WL 1772 (1858)—11:2
- Johnson v. First Union Corp., 128 N.C. App. 450, 496 S.E.2d 1 (1998)—20:11
- Johnson v. George Tenuta & Co., 13 N.C. App. 375, 185 S.E.2d 732 (1972)—27:14, 27:15
- Johnson v. Johnson, 14 N.C. App. 378, 188 S.E.2d 711 (1972)—11:41
- Johnson v. Lamb, 273 N.C. 701, 161 S.E.2d 131 (1968)—20:9
- Johnson v. Lewis, 251 N.C. 797, 112 S.E.2d 512 (1960)—1:9
- Johnson v. Manning, 63 N.C. App. 673, 306 S.E.2d 137 (1983)—14:10
- Johnson v. Metropolitan Life Ins. Co., 219 N.C. 445, 71 S.E.2d 405 (1941)—33:11
- Johnson v. Pearce, 148 N.C. App. 199, 557 S.E.2d 189 (2001)—22:3
- Johnson v. Phoenix Mut. Life Ins. Co., 300 N.C. 247, 266 S.E.2d 610 (1980)—29:7
- Johnson v. Phoenix Mut. Life Ins. Co., 44 N.C. App. 210, 261 S.E.2d 135 (1979)—36:11
- Johnson v. Railway Exp. Agency, Inc., 421 U.S. 454, 95 S. Ct. 1716, 44 L. Ed. 2d 295, 10 Fair Empl. Prac. Cas. (BNA) 817, 9 Empl. Prac. Dec. (CCH) ¶ 10149 (1975)—20:5

NORTH CAROLINA LAW OF DAMAGES

- Johnson v. Ruark Obstetrics and Gynecology Associates, P.A., 327 N.C. 283, 395 S.E.2d 85 (1990)—36:1
- Johnson v. Ruark Obstetrics and Gynecology Associates, P.A., 89 N.C. App. 154, 365 S.E.2d 909 (1988)—36:16, 37:1, 37:6, 37:7, 38:1
- Johnson v. Seaboard Air Line Ry. Co., 163 N.C. 431, 79 S.E. 690 (1913)—7:3, 36:2
- Johnson v. Smith, 58 N.C. App. 390, 293 S.E.2d 644 (1982)—27:14
- Johnson v. Smith, Scott & Associates, Inc., 77 N.C. App. 386, 335 S.E.2d 205 (1985)—5:3, 33:11, 33:12
- Johnson v. Southern Indus. Constructors, Inc., 347 N.C. 530, 495 S.E.2d 356 (1998)—20:12
- Johnson v. U.S., 133 F. Supp. 613 (E.D. N.C. 1955)—20:12
- Johnson v. Wachovia Bank & Trust Co., 22 N.C. App. 8, 205 S.E.2d 353 (1974)—11:19
- Johnson v. Yates, 31 N.C. App. 358, 229 S.E.2d 309 (1976)—37:14
- Johnson Service Co. v. Richard J. Curry & Co., Inc., 29 N.C. App. 166, 223 S.E.2d 565 (1976)—17:14
- Johnston County v. Ellis, 226 N.C. 268, 38 S.E.2d 31 (1946)—11:12
- Johnston County v. McCormick, 65 N.C. App. 63, 308 S.E.2d 872, 3 Soc. Sec. Rep. Serv. 1082 (1983)—29:9
- Jones v. Andy Griffith Products, Inc., 35 N.C. App. 170, 241 S.E.2d 140 (1978)—28:11
- Jones v. Bank of Chapel Hill, 214 N.C. 794, 1 S.E.2d 135 (1939)—20:3
- Jones v. Boyce, 60 N.C. App. 585, 299 S.E.2d 298 (1983)—11:26, 36:14
- Jones v. Capitol Broadcasting Co., Inc., 128 N.C. App. 271, 495 S.E.2d 172 (1998)—29:7
- Jones v. City of Greensboro, 124 N.C. 310, 32 S.E. 675 (1899)—23:4
- Jones v. Collins, 58 N.C. App. 753, 294 S.E.2d 384 (1982)—10:4
- Jones v. General Acc. Ins. Co. of America, 105 N.C. App. 612, 414 S.E.2d 49 (1992)—27:30
- Jones v. Georgia-Pacific Corp., 15 N.C. App. 515, 190 S.E.2d 422 (1972)—33:1, 33:6
- Jones v. Gwynne, 64 N.C. App. 51, 306 S.E.2d 574 (1983)—4:4, 36:12
- Jones v. Henderson Tobacco Co., 231 N.C. 336, 56 S.E.2d 598 (1949)—30:11
- Jones v. Horton, 264 N.C. 549, 142 S.E.2d 351 (1965)—30:5
- Jones v. McBee, 222 N.C. 152, 22 S.E.2d 226 (1942)—33:4
- Jones v. Murdoch Center, 74 N.C. App. 128, 327 S.E.2d 294 (1985)—20:12
- Jones v. New Hanover Memorial Hospital, 55 N.C. App. 545, 286 S.E.2d 374 (1982)—36:16
- Jones v. Sandlin, 160 N.C. 150, 75 S.E. 1075 (1912)—33:2
- Jones v. Service Roofing & Sheet Metal Co., 63 N.C. App. 772, 306 S.E.2d 460 (1983)—20:12

TABLE OF CASES

- Jones (Griffin) v. Rochelle, 125 N.C. App. 82, 479 S.E.2d 231 (1997)—30:16
- Jordan v. Central Piedmont Community College, 124 N.C. App. 112, 476 S.E.2d 410 (1996)—20:12
- Jordan v. Eastern Transit & Storage Co., 266 N.C. 156, 146 S.E.2d 43 (1966)—17:5
- Jordan v. Miller, 179 N.C. 73, 101 S.E. 550 (1919)—28:5
- Jorgensen v. Seeman, 95 N.C. App. 767, 383 S.E.2d 702 (1989)—10:3
- J.S. Martin & Son v. Briscoe, 143 N.C. 353, 55 S.E. 782 (1906)—11:32
- J.S. Schofield's Sons Co. v. Bacon, 191 N.C. 253, 131 S.E. 659 (1926)—17:10
- Jung Keun Kim v. Hansen, 86 N.C. App. 629, 359 S.E.2d 253 (1987)—7:3
- Jyachosky v. Wensil, 240 N.C. 217, 81 S.E.2d 644 (1954)—36:1
- K**
- Kadis v. Britt, 224 N.C. 154, 29 S.E.2d 543, 152 A.L.R. 405 (1944)—17:13
- Kaminsky v. Sebile, 140 N.C. App. 71, 535 S.E.2d 109 (2000)—12:7
- Kane Plaza Associates v. Chadwick, 126 N.C. App. 661, 486 S.E.2d 465, 33 U.C.C. Rep. Serv. 2d 107 (1997)—28:10
- Kaperonis v. Underwriters at Lloyd's, London, 25 N.C. App. 119, 212 S.E.2d 532 (1975)—27:15
- Kaplan v. City of Winston-Salem, 21 N.C. App. 168, 203 S.E.2d 653 (1974)—36:3
- Kaplan v. City of Winston-Salem, 286 N.C. 80, 209 S.E.2d 743 (1974)—7:3, 36:3
- Karner v. Roy White Flowers, Inc., 134 N.C. App. 645, 518 S.E.2d 563 (1999)—11:20
- Karrell v. U.S., 181 F.2d 981 (9th Cir. 1950)—34:3
- Kass v. Hedgpeth, 226 N.C. 405, 38 S.E.2d 164 (1946)—31:4
- Katsos, Matter of Estate of, 84 N.C. App. 682, 353 S.E.2d 677 (1987)—9:9
- Katzenstein v. Raleigh & G.R. Co., 84 N.C. 688, 1881 WL 3125 (1881)—6:2
- Kawai America Corp. v. University of North Carolina at Chapel Hill, 152 N.C. App. 163, 567 S.E.2d 215, 168 Ed. Law Rep. 511 (2002)—23:11
- Kearney v. Seaboard Air Line Ry., 158 N.C. 521, 74 S.E. 593 (1912)—15:7
- Keel v. Bailey, 214 N.C. 159, 198 S.E. 654 (1938)—11:32
- Keels v. Turner, 45 N.C. App. 213, 262 S.E.2d 845 (1980)—14:5
- Keener v. Beal, 246 N.C. 247, 98 S.E.2d 19 (1957)—30:16
- Keith v. Day, 60 N.C. App. 559, 299 S.E.2d 296 (1983)—11:4
- Keith v. Day, 81 N.C. App. 185, 343 S.E.2d 562 (1986)—17:13
- Keith v. Glenn, 262 N.C. 284, 136 S.E.2d 665 (1964)—11:13, 27:10
- Kendrick v. Cain, 272 N.C. 719, 159 S.E.2d 33 (1968)—17:9
- Kennedy v. Cromwell, 108 N.C. 1, 13 S.E. 135 (1891)—11:23

NORTH CAROLINA LAW OF DAMAGES

- Kennedy v. Parrott, 243 N.C. 355, 90 S.E.2d 754, 56 A.L.R.2d 686 (1956)—36:6
- Kennedy v. Starr, 62 N.C. App. 182, 302 S.E.2d 497 (1983)—11:6
- Kenney v. Kenney, 15 N.C. App. 665, 190 S.E.2d 650 (1972)—12:5
- Kenny v. Seaboard Air Line Ry. Co., 166 N.C. 566, 82 S.E. 849 (1914)—18:5
- Kent v. Humphries, 50 N.C. App. 580, 275 S.E.2d 176 (1981)—29:7
- Kephart by Tutwiler v. Pendergraph, 131 N.C. App. 559, 507 S.E.2d 915 (1998)—23:7
- Kesler v. Stokes, 264 N.C. 357, 141 S.E.2d 489 (1965)—11:31
- Kessing v. National Mortg. Corp., 278 N.C. 523, 180 S.E.2d 823 (1971)—8:8
- Kewaunee Scientific Corp. v. Pegram, 130 N.C. App. 576, 503 S.E.2d 417 (1998)—29:7
- Key v. McLean Trucking, 61 N.C. App. 143, 300 S.E.2d 280 (1983)—20:12
- Key v. Wagner Woodcraft, Inc., 33 N.C. App. 310, 235 S.E.2d 254 (1977)—20:12
- Kiddie Korner Day Schools, Inc. v. Charlotte-Mecklenburg Bd. of Ed., 55 N.C. App. 134, 285 S.E.2d 110, 1 Ed. Law Rep. 972 (1981)—9:1
- Killian v. Southern Ry. Co., 128 N.C. 261, 38 S.E. 873 (1901)—11:38, 37:4
- Kilpatrick v. Kinston Mfg. Co., 175 N.C. 201, 95 S.E. 168 (1918)—36:2
- Kim v. Professional Business Brokers Ltd., 74 N.C. App. 48, 328 S.E.2d 296 (1985)—29:7
- Kim v. Professional Business Brokers, Ltd., 74 N.C. App. 48, 328 S.E.2d 296 (1985)—10:6
- Kimberly v. Howland, 143 N.C. 398, 55 S.E. 778 (1906)—22:4
- King v. Allred, 309 N.C. 113, 305 S.E.2d 554 (1983)—30:7
- King v. Allred, 60 N.C. App. 380, 299 S.E.2d 248 (1983)—30:4
- King v. Britt, 267 N.C. 594, 148 S.E.2d 594 (1966)—1:9, 2:3
- King v. Higgins, 272 N.C. 267, 158 S.E.2d 67 (1967)—38:1
- King v. Humphrey, 88 N.C. App. 143, 362 S.E.2d 614 (1987)—10:4
- King v. Insurance Co. of North America, 273 N.C. 396, 159 S.E.2d 891 (1968)—4:1, 4:6
- King v. Premo & King, Inc., 258 N.C. 701, 129 S.E.2d 493 (1963)—18:5
- King v. Ward, 207 N.C. 782, 178 S.E. 577 (1935)—31:4
- Kings Mountain, City of v. Cline, 19 N.C. App. 9, 198 S.E.2d 64 (1973)—16:8, 16:10
- Kings Mountain, City of v. Go-forth, 283 N.C. 316, 196 S.E.2d 231 (1973)—16:5, 16:6, 16:8
- Kinlaw v. Long Mfg. N. C., Inc., 298 N.C. 494, 259 S.E.2d 552, 28 U.C.C. Rep. Serv. 638 (1979)—32:1
- Kinnard v. Mecklenburg Fair, Ltd., 46 N.C. App. 725, 266 S.E.2d 14 (1980)—28:9

TABLE OF CASES

- Kinston, City of v. Suddreth, 266 N.C. 618, 146 S.E.2d 660 (1966)—5:2
- Kirby v. Fulbright, 262 N.C. 144, 136 S.E.2d 652 (1964)—1:6, 11:8
- Kirby v. Stokes County Bd. of Educ., 230 N.C. 619, 55 S.E.2d 322 (1949)—3:2, 5:1
- Kirkman v. State Highway Commission, 257 N.C. 428, 126 S.E.2d 107 (1962)—16:11
- Kirkman's Estate, Matter of, 302 N.C. 164, 273 S.E.2d 712 (1981)—9:9, 18:3
- Kisiah v. W.R. Kisiah Plumbing, Inc., 124 N.C. App. 72, 476 S.E.2d 434 (1996)—20:12
- Kitchen Lumber Co. v. Tallassee Power Co., 206 N.C. 515, 174 S.E. 427 (1934)—2:8
- Klassette by Klassette v. Mecklenburg County Area Mental Health, Mental Retardation and Substance Abuse Authority, 88 N.C. App. 495, 364 S.E.2d 179 (1988)—23:7
- Kleibor v. Colonial Stores, 159 F.2d 894 (C.C.A. 4th Cir. 1947)—30:4
- Kleibor v. Rogers, 265 N.C. 304, 144 S.E.2d 27 (1965)—22:5
- Kleinfelter v. Northwest Builders and Developers, Inc., 44 N.C. App. 561, 261 S.E.2d 498 (1980)—4:8
- Knighen v. McClain, 227 N.C. 682, 44 S.E.2d 79 (1947)—22:4
- Knight Pub. Co., Inc. v. Chase Manhattan Bank, N.A., 125 N.C. App. 1, 479 S.E.2d 478—14:13
- Knott v. Raleigh & G.R. Co., 98 N.C. 73, 3 S.E. 735 (1887)—15:12
- Knowles v. Carolina Coach Co., 41 N.C. App. 709, 255 S.E.2d 576 (1979)—28:10
- Knutton v. Cofield, 273 N.C. 355, 160 S.E.2d 29 (1968)—5:1, 5:2, 5:3
- Kolbinsky v. Paramount Homes, Inc., 126 N.C. App. 533, 485 S.E.2d 900 (1997)—20:12
- Koonce v. Atlantic States Motor Lines, Inc., 249 N.C. 390, 106 S.E.2d 576 (1959)—11:5
- Kornegay v. Broadrick, 119 N.C. App. 326, 458 S.E.2d 274 (1995)—9:1
- Kothe v. R.C. Taylor Trust, 280 U.S. 224, 50 S. Ct. 142, 74 L. Ed. 382 (1930)—5:1
- Koury v. Follo, 272 N.C. 366, 158 S.E.2d 548 (1968)—36:16
- Kurtz v. Winston-Salem/Forsyth County Bd. of Ed., 39 N.C. App. 412, 250 S.E.2d 718 (1979)—36:6
- Kurtzman v. Applied Analytical Industries, Inc., 347 N.C. 329, 493 S.E.2d 420, 13 I.E.R. Cas. (BNA) 798 (1997)—20:1
- Kuykendall v. Proctor, 270 N.C. 510, 155 S.E.2d 293 (1967)—11:41
- Kuykendall v. Turner, 61 N.C. App. 638, 301 S.E.2d 715 (1983)—4:4, 11:33, 36:6
- Kuyrkendall v. Clark's Discount Dept. Store, 5 N.C. App. 200, 167 S.E.2d 833 (1969)—1:9

NORTH CAROLINA LAW OF DAMAGES

L

- LaFalce v. Wolcott, 76 N.C. App. 565, 334 S.E.2d 236 (1985)—36:1
- LaGasse v. Gardner, 60 N.C. App. 165, 298 S.E.2d 393 (1982)—17:17
- La Grenade v. Gordon, 60 N.C. App. 650, 299 S.E.2d 809 (1983)—1:6, 22:7
- Lail v. Woods, 36 N.C. App. 590, 244 S.E.2d 500 (1978)—36:6, 36:8
- Laing v. Lewis, 133 N.C. App. 172, 515 S.E.2d 40 (1999)—17:11
- Laing v. Lewis, 142 N.C. App. 336, 542 S.E.2d 301 (2001)—11:7
- Lamb v. Lamb, 92 N.C. App. 680, 375 S.E.2d 685 (1989)—1:7
- Lamb v. Wedgewood South Corp., 55 N.C. App. 686, 286 S.E.2d 876 (1982)—11:19
- Lamberth v. McDaniel, 131 N.C. App. 319, 506 S.E.2d 295 (1998)—33:12
- Lambeth v. City of Thomasville, 179 N.C. 452, 102 S.E. 775 (1920)—12:4
- Lambros v. Zrakas, 234 N.C. 287, 66 S.E.2d 895 (1951)—17:22
- Lamm v. Crumpler, 242 N.C. 438, 88 S.E.2d 83 (1955)—17:6
- Lamm v. Shingleton, 231 N.C. 10, 55 S.E.2d 810 (1949)—17:1
- Lamplsey v. Bell, 250 N.C. 713, 110 S.E.2d 316 (1959)—27:10
- Lance v. Russell, 165 N.C. 626, 81 S.E. 922 (1914)—18:5
- Land v. Neill Pontiac, Inc., 6 N.C. App. 197, 169 S.E.2d 537 (1969)—3:1, 3:2, 11:9
- Lane v. Aetna Cas. & Sur. Co., 48 N.C. App. 634, 269 S.E.2d 711 (1980)—22:5
- Lane v. City of Kinston, 142 N.C. App. 622, 544 S.E.2d 810 (2001)—23:1
- Lane v. Coe, 262 N.C. 8, 136 S.E.2d 269 (1964)—33:9
- Lane v. Morton, 81 N.C. 38, 1879 WL 2320 (1879)—28:9
- Lane v. Southern Ry. Co., 192 N.C. 287, 134 S.E. 855, 51 A.L.R. 1114 (1926)—2:1, 2:3, 2:4
- Lane v. Wingate, 25 N.C. 326, 3 Ired. 326, 1843 WL 866 (1843)—5:4
- Lange v. Farmers Federation Co-op., Inc., 249 F. Supp. 544 (W.D. N.C. 1966)—5:4
- Langley v. Moore, 64 N.C. App. 520, 307 S.E.2d 817 (1983)—33:11
- Langley v. Staley Hosiery Mills Co., 194 N.C. 644, 140 S.E. 440 (1927)—31:2
- Lanning v. Allstate Ins. Co., 332 N.C. 309, 420 S.E.2d 180 (1992)—27:30
- L. A. Reynolds Co. v. State Highway Commission, 271 N.C. 40, 155 S.E.2d 473 (1967)—5:2, 8:6
- Largent v. Acuff, 69 N.C. App. 439, 317 S.E.2d 111 (1984)—12:5
- Lashlee v. White Consol. Industries, Inc., 144 N.C. App. 684, 548 S.E.2d 821, Prod. Liab. Rep. (CCH) ¶ 16154 (2001)—32:5
- Lassiter v. Cecil, 145 N.C. App. 679, 551 S.E.2d 220—11:9

TABLE OF CASES

- Lassiter v. Jones, 8 N.C. App. 506, 174 S.E.2d 630 (1970)—26:7
- Lassiter v. Norfolk & C.R. Co., 126 N.C. 509, 36 S.E. 48 (1900)—11:21
- Lassiter v. Upchurch, 107 N.C. 411, 12 S.E. 63 (1890)—21:3
- Lassiter v. Williams, 272 N.C. 473, 158 S.E.2d 593 (1968)—30:4
- Lattimore v. Loews Theatres, Inc., 410 F. Supp. 1397, 12 Fair Empl. Prac. Cas. (BNA) 1794 (M.D. N.C. 1975)—11:17
- Laughridge v. Virginia-Carolina Joint Stock Land Bank, 219 N.C. 392, 14 S.E.2d 34 (1941)—1:7
- Laurent v. USAir, Inc., 124 N.C. App. 208, 476 S.E.2d 443 (1996)—11:17
- Lavender v. State Farm Mut. Auto. Ins. Co., 117 N.C. App. 135, 450 S.E.2d 34 (1994)—27:19
- Lawrence v. Reliance Ins. Co., 32 N.C. App. 414, 232 S.E.2d 462 (1977)—27:24
- Lawson v. Benton, 272 N.C. 627, 158 S.E.2d 805 (1968)—30:6
- Lay v. Gazette Pub. Co., 209 N.C. 134, 183 S.E. 416 (1936)—4:4
- Lay v. Mangum, 87 N.C. App. 251, 360 S.E.2d 481 (1987)—36:1
- Layden v. Layden, 228 N.C. 5, 44 S.E.2d 340 (1947)—33:16
- Layell v. Baker, 46 N.C. App. 1, 264 S.E.2d 406 (1980)—11:37
- Lazenby v. Godwin, 40 N.C. App. 487, 253 S.E.2d 489 (1979)—7:6, 11:29
- Lazenby v. Godwin, 60 N.C. App. 504, 299 S.E.2d 288 (1983)—4:6, 8:10, 14:16
- L.C. Williams Oil Co. v. NAFCO Capital Corp., 130 N.C. App. 286, 502 S.E.2d 415, 36 U.C.C. Rep. Serv. 2d 31 (1998)—17:6
- Lea Co. v. North Carolina Bd. of Transp., 323 N.C. 691, 374 S.E.2d 868 (1989)—9:4, 18:6
- Lea Co. v. North Carolina Bd. of Transp., 57 N.C. App. 392, 291 S.E.2d 844 (1982)—16:18
- Leake v. Queen City Coach Co., 270 N.C. 669, 155 S.E.2d 161 (1967)—15:7
- Leary v. Nantahala Power and Light Co., 76 N.C. App. 165, 332 S.E.2d 703 (1985)—7:4, 8:10, 18:2
- Ledbetter Bros., Inc. v. North Carolina Dept. of Transp., 68 N.C. App. 97, 314 S.E.2d 761 (1984)—5:1, 5:4
- Lederer v. Hargraves Technology Corp., 256 F. Supp. 2d 467 (W.D. N.C. 2003)—20:5
- Ledford v. Ledford, 49 N.C. App. 226, 271 S.E.2d 393 (1980)—7:2
- Ledford v. Martin, 87 N.C. App. 88, 359 S.E.2d 505 (1987)—21:2, 36:16, 37:1, 37:6, 37:7, 38:1
- Ledford v. North Carolina State Highway Commission, 279 N.C. 188, 181 S.E.2d 466 (1971)—16:2
- Ledford v. Tallassee Power Co., 194 N.C. 98, 138 S.E. 424 (1927)—11:31

NORTH CAROLINA LAW OF DAMAGES

- Ledford v. Valley River Lumber Co., 183 N.C. 614, 112 S.E. 421 (1922)—7:3
- Lee v. Crest Chemical Co., 583 F. Supp. 131 (M.D. N.C. 1984)—32:1, 32:2
- Lee v. Kellenberger, 28 N.C. App. 56, 220 S.E.2d 140 (1975)—30:6
- Lee v. Mutual Community Savings Bank, SSB, 136 N.C. App. 808, 525 S.E.2d 854 (2000)—27:18
- Lee v. Payton, 67 N.C. App. 480, 313 S.E.2d 247 (1984)—29:7
- Lee v. Regan, 47 N.C. App. 544, 267 S.E.2d 909 (1980)—2:3, 11:10, 12:5
- Lee v. Stevens, 251 N.C. 429, 111 S.E.2d 623 (1959)—7:5
- Lee by Schlosser v. Mowett Sales Co., Inc., 316 N.C. 489, 342 S.E.2d 882 (1986)—30:9
- Lee Cycle Center, Inc. v. Wilson Cycle Center, Inc., 143 N.C. App. 1, 545 S.E.2d 745 (2001)—3:1
- Lee-Moore Oil Co. v. Cleary, 295 N.C. 417, 245 S.E.2d 720 (1978)—28:17
- LeFevers v. City of Lenoir, 267 N.C. 79, 147 S.E.2d 585 (1966)—16:18
- Leftwich v. Gaines, 134 N.C. App. 502, 521 S.E.2d 717 (1999)—2:8, 36:11
- Leggett v. Cotton, 29 N.C. App. 331, 224 S.E.2d 235 (1976)—27:14, 27:15
- Leggette v. Pittman, 268 N.C. 292, 150 S.E.2d 420 (1966)—17:17
- Leigh v. Garysburg Mfg. Co., 132 N.C. 167, 43 S.E. 632 (1903)—33:1
- Lentz v. Chambers, 27 N.C. 587, 5 Ired. 587, 1845 WL 1044 (1845)—13:7
- Lenz v. Ridgewood Associates, 55 N.C. App. 115, 284 S.E.2d 702 (1981)—28:1, 28:5
- Lenzer v. Flaherty, 106 N.C. App. 496, 418 S.E.2d 276 (1992)—23:22
- Leonard v. Johns-Manville Sales Corp., 309 N.C. 91, 305 S.E.2d 528 (1983)—11:8
- Leonard v. Johns-Manville Sales Corp., 59 N.C. App. 454, 297 S.E.2d 147 (1982)—1:6
- Leonard v. North Carolina Farm Bureau Mut. Ins. Co., 104 N.C. App. 665, 411 S.E.2d 178 (1991)—27:30
- Leonard v. Pell, 56 N.C. App. 405, 289 S.E.2d 140 (1982)—33:17
- Lester v. McLean, 242 N.C. 390, 87 S.E.2d 886 (1955)—36:11
- Letterman v. English Mica Co., 249 N.C. 769, 107 S.E.2d 753 (1959)—33:3
- Levering v. Smith, 115 N.C. 385, 20 S.E. 446 (1894)—13:11
- Levy v. U.S., 140 F. Supp. 834, 56-2 U.S. Tax Cas. (CCH) ¶ 9661, 49 A.F.T.R. (P-H) ¶ 1138 (W.D. La. 1956)—14:3
- Lewis v. Archbell, 199 N.C. 205, 154 S.E. 11 (1930)—14:20
- Lewis v. Carolina Squire, Inc., 91 N.C. App. 588, 372 S.E.2d 882 (1988)—8:2
- Lewis v. City of Washington, 63 N.C. App. 552, 305 S.E.2d 752 (1983)—23:1

TABLE OF CASES

- Lewis v. Dunn Leasing Corp., 36 N.C. App. 556, 244 S.E.2d 706 (1978)—17:10
- Lewis v. Farm Bureau Mut. Auto. Ins. Co., 243 N.C. 55, 89 S.E.2d 788 (1955)—10:6
- Lewis v. Fountain, 168 N.C. 277, 84 S.E. 278 (1915)—36:8
- Lewis v. North Carolina State Highway & Public Works Commission, 228 N.C. 618, 46 S.E.2d 705 (1948)—11:38
- Lewis v. Roberts, 267 U.S. 467, 45 S. Ct. 357, 69 L. Ed. 739, 37 A.L.R. 1440 (1925)—11:16
- Lewis v. Setty, 140 N.C. App. 536, 537 S.E.2d 505 (2000)—18:2
- Lewis v. Shaver, 236 N.C. 510, 73 S.E.2d 320 (1952)—36:6
- Lewis v. Sonoco Products Co., 137 N.C. App. 61, 526 S.E.2d 671 (2000)—9:10
- Lewis By and Through Lewis v. Dove, 39 N.C. App. 599, 251 S.E.2d 669 (1979)—22:6
- Lewis Clarke Associates v. Toller, 32 N.C. App. 435, 232 S.E.2d 458 (1977)—11:6
- Lexington Insulation Co. v. Davidson County, 243 N.C. 252, 90 S.E.2d 496 (1955)—23:8
- Libby Hill Seafood Restaurants, Inc. v. Owens, 62 N.C. App. 695, 303 S.E.2d 565 (1983)—33:9, 36:11
- Liberty Mut. Ins. Co. v. Ditillo, 348 N.C. 247, 499 S.E.2d 764 (1998)—20:12
- Lichtenfels v. North Carolina Nat. Bank, 268 N.C. 467, 151 S.E.2d 78 (1966)—21:5
- Lienthall v. Glass, 2 N.C. App. 65, 162 S.E.2d 596 (1968)—30:6
- Lightner v. Boone, 222 N.C. 421, 23 S.E.2d 313 (1942)—21:1
- Liles v. Charles Lee Byrd Logging Co., 309 N.C. 150, 305 S.E.2d 523 (1983)—20:12
- Lillian Knitting Mills Co. v. Earle, 233 N.C. 74, 62 S.E.2d 492 (1950)—14:5
- Lillian Knitting Mills Co. v. Earle, 237 N.C. 97, 74 S.E.2d 351 (1953)—14:4, 14:5
- Lincoln v. Claflin, 74 U.S. 132, 19 L. Ed. 106 (1868)—8:3
- Lincoln Federal Labor Union No. 19129, A.F. of L. v. Northwestern Iron & Metal Co., 335 U.S. 525, 69 S. Ct. 251, 93 L. Ed. 212, 23 L.R.R.M. (BNA) 2199, 16 Lab. Cas. (CCH) ¶ 64898, 6 A.L.R.2d 473 (1949)—20:13
- Lindsay v. Anesley, 28 N.C. 186, 6 Ired. 186, 1845 WL 1104 (1845)—5:2, 5:4, 28:10
- Lindsey v. Leonard, 235 N.C. 100, 68 S.E.2d 852 (1952)—30:10
- Lindsey v. Speight, 224 N.C. 453, 31 S.E.2d 371 (1944)—17:3
- Lindsey v. The Clinic for Women, 40 N.C. App. 456, 253 S.E.2d 304 (1979)—36:16
- Lineberger v. City of Gastonia, 196 N.C. 445, 146 S.E. 79 (1929)—10:2, 10:4
- Ling v. Bell, 23 N.C. App. 10, 207 S.E.2d 789 (1974)—7:3
- Linville v. Nissen, 162 N.C. 95, 77 S.E. 1096 (1913)—30:8

NORTH CAROLINA LAW OF DAMAGES

- Liptrap v. City of High Point, 128 N.C. App. 353, 496 S.E.2d 817 (1998)—11:24
- Liss of Carolina, Inc. v. South Hills Shopping Center, Inc., 85 N.C. App. 258, 354 S.E.2d 549 (1987)—2:8
- Little v. Rhyne, 211 N.C. 431, 190 S.E. 725 (1937)—21:2
- Little v. Rose, 285 N.C. 724, 208 S.E.2d 666, 66 A.L.R.3d 1156 (1974)—2:9
- Little v. Shores, 220 N.C. 429, 17 S.E.2d 503 (1941)—17:14
- Little v. Stanback, 63 N.C. 285, 1869 WL 1415 (1869)—3:2
- Little v. Stevens, 267 N.C. 328, 148 S.E.2d 201 (1966)—11:8
- Livermon v. Roanoke & T. R. R. Co., 109 N.C. 52, 13 S.E. 734 (1891)—16:7
- Livingston v. Livingston, 213 N.C. 797, 197 S.E. 597 (1938)—11:30
- Local 755, Intern. Broth. of Electrical Workers, AFL-CIO v. Country Club East, Inc., 283 N.C. 1, 194 S.E.2d 848, 70 Lab. Cas. (CCH) ¶ 53018, 70 A.L.R.3d 522 (1973)—11:4
- Lochner v. Silver Sales Service, 232 N.C. 70, 59 S.E.2d 218 (1950)—11:5
- Lochner v. Silver Sales Service, Inc., 232 N.C. 70, 59 S.E.2d 218 (1950)—20:3
- Locklear v. Canal Wood Corp., 63 N.C. App. 185, 303 S.E.2d 825 (1983)—20:12
- Locklear v. Stedman Corp./Sara Lee Knit Products, 131 N.C. App. 389, 508 S.E.2d 795 (1998)—20:10, 20:12
- Lockwood v. McCaskill, 262 N.C. 663, 138 S.E.2d 541 (1964)—2:3, 36:1
- Locust v. Pitt County Memorial Hosp., Inc., 154 N.C. App. 103, 571 S.E.2d 668 (2002), review on additional issues denied, 356 N.C. 673, 579 S.E.2d 272 (2003) and—37:12
- Locust v. Pitt County Memorial Hosp., Inc., 358 N.C. 113, 591 S.E.2d 543 (2004)—37:4
- Long v. City of Charlotte, 306 N.C. 187, 293 S.E.2d 101 (1982)—16:18, 23:1, 23:6
- Long v. Eagle 5, 10 and 25 cent Store Co., 214 N.C. 146, 198 S.E. 573 (1938)—14:6
- Long v. Pilot Life Ins. Co., 250 N.C. 590, 108 S.E.2d 840 (1959)—27:21
- Longiotti v. Wachovia Bank & Trust Co., Inc., N.A., 25 N.C. App. 532, 214 S.E.2d 205 (1975)—5:3
- Lorbacher v. Housing Authority of City of Raleigh, 127 N.C. App. 663, 493 S.E.2d 74 (1997)—36:1
- Lord v. Customized Consulting Specialty, Inc., 596 S.E.2d 891 (N.C. Ct. App. 2004)—18:3
- Louder v. Hinson, 49 N.C. 369, 4 Jones 369, 1857 WL 1572 (1857)—4:4
- Louisiana & A. Ry. Co. v. Export Drum Co., 359 F.2d 311 (5th Cir. 1966)—1:8
- Love v. Hunt, 17 N.C. App. 673, 195 S.E.2d 135 (1973)—36:2
- Love v. Keith, 95 N.C. App. 549, 383 S.E.2d 674 (1989)—8:9, 29:7
- Love v. Nationwide Mut. Ins.

TABLE OF CASES

- Co., 45 N.C. App. 444, 263 S.E.2d 337 (1980)—11:6
- Love v. Postal Telegraph-Cable Co., 221 N.C. 469, 20 S.E.2d 337 (1942)—11:20, 11:21
- Love v. Pressley, 34 N.C. App. 503, 239 S.E.2d 574 (1977)—28:8, 29:7
- Love v. Queen City Lines, 206 N.C. 575, 174 S.E. 514 (1934)—15:7
- Lovelace v. City of Shelby, 351 N.C. 458, 526 S.E.2d 652 (2000)—23:1, 23:4, 23:10
- Lovell v. Nationwide Mut. Ins. Co., 108 N.C. App. 416, 424 S.E.2d 181 (1993)—27:18
- Lovette v. Lloyd, 236 N.C. 663, 73 S.E.2d 886 (1953)—10:6, 20:12
- Lowder v. All Star Mills, Inc., 309 N.C. 695, 309 S.E.2d 193 (1983)—14:7
- Lowder v. All Star Mills, Inc., 82 N.C. App. 470, 346 S.E.2d 695 (1986)—9:1, 9:2
- Lowder on Behalf of Doby v. Doby, 79 N.C. App. 501, 340 S.E.2d 487 (1986)—9:2
- Lowe v. Bradford, 305 N.C. 366, 289 S.E.2d 363 (1982)—12:4
- Lowe v. Rhodes, 9 N.C. App. 111, 175 S.E.2d 721 (1970)—26:2
- Lowe v. Tarble, 312 N.C. 467, 323 S.E.2d 19 (1984)—8:10
- Lowe v. Tarble, 313 N.C. 460, 329 S.E.2d 648 (1985)—8:10, 18:2
- Lowery v. Newton, 52 N.C. App. 234, 278 S.E.2d 566 (1981)—2:3, 11:29, 36:2, 36:16
- Lowe's of Shelby, Inc. v. Hunt, 30 N.C. App. 84, 226 S.E.2d 232 (1976)—28:10
- Loy v. Lorm Corp., 52 N.C. App. 428, 278 S.E.2d 897 (1981)—14:4
- Lumber Terminals, Inc. v. Nowakowski, 36 Md. App. 82, 373 A.2d 282, 1977 A.M.C. 1365 (1977)—2:6
- Lusk v. Case, 94 N.C. App. 215, 379 S.E.2d 651 (1989)—11:29
- Lutz Industries v. Dixie Home Stores, 242 N.C. 332, 88 S.E.2d 333 (1955)—11:11
- Lyles v. City of Charlotte, 120 N.C. App. 96, 461 S.E.2d 347 (1995)—23:2
- Lyles v. City of Charlotte, 344 N.C. 676, 477 S.E.2d 150 (1996)—23:2, 23:21
- Lynch v. North Carolina Dept. of Justice, 93 N.C. App. 57, 376 S.E.2d 247 (1989)—4:3
- Lynn v. Clark, 252 N.C. 289, 113 S.E.2d 427 (1960)—22:6, 30:8
- Lynn v. Overlook Development, 98 N.C. App. 75, 389 S.E.2d 609 (1990)—23:2
- Lynn v. Wheeler, 260 N.C. 658, 133 S.E.2d 514 (1963)—11:9
- Lyon v. Atlantic Coast Line R. Co., 165 N.C. 143, 81 S.E. 1 (1914)—15:12
- Lyon v. Shelter Resources Corp., 40 N.C. App. 557, 253 S.E.2d 277, 26 U.C.C. Rep. Serv. 353 (1979)—17:9, 35:14
- Lyon & Sons v. North Carolina State Bd. of Educ., 238 N.C. 24, 76 S.E.2d 553 (1953)—23:10, 27:12
- Lytle v. Lytle, 94 N. C. 552 (1886)—28:9

NORTH CAROLINA LAW OF DAMAGES

M

- Mabe v. Green, 270 N.C. 276, 154 S.E.2d 91 (1967)—30:6
- Mabry v. Bowen, 14 N.C. App. 646, 188 S.E.2d 651 (1972)—22:7
- Mabry v. Huneycutt, 149 N.C. App. 630, 562 S.E.2d 292 (2002)—11:37
- MacClements v. LaFone, 104 N.C. App. 179, 408 S.E.2d 878 (1991)—36:16
- MacPherson v. Buick Motor Co., 217 N.Y. 382, 111 N.E. 1050 (1916)—32:1
- Maffei v. Alert Cable TV of North Carolina, Inc., 75 N.C. App. 473, 331 S.E.2d 188 (1985)—3:1, 17:1
- Mainor v. K-Mart Corp., 79 N.C. App. 414, 339 S.E.2d 476 (1986)—1:9, 36:1
- Maintenance Equipment Co., Inc. v. Godley Builders, 107 N.C. App. 343, 420 S.E.2d 199 (1992)—33:3
- Manley v. Greensboro News Co., 241 N.C. 455, 85 S.E.2d 672 (1955)—36:8, 36:9
- Mann v. Virginia Dare Transp. Co., Inc., 17 N.C. App. 256, 194 S.E.2d 164 (1973)—17:10
- Mann v. Virginia Dare Transp. Co., Inc., 283 N.C. 734, 198 S.E.2d 558 (1973)—15:7
- Manning v. Tripp, 104 N.C. App. 601, 410 S.E.2d 401 (1991)—27:30
- Mapp v. Toyota World, Inc., 81 N.C. App. 421, 344 S.E.2d 297 (1986)—29:7
- Marcoin, Inc. v. McDaniel, 70 N.C. App. 498, 320 S.E.2d 892 (1984)—4:5, 4:6
- Marine Ecology Systems, Inc. v. Spooners Creek Yacht Harbor, Inc., 40 N.C. App. 726, 253 S.E.2d 613 (1979)—11:7, 13:11, 13:12
- Market America, Inc. v. Christman-Orth, 135 N.C. App. 143, 520 S.E.2d 570 (1999)—36:9
- Markham v. Nationwide Mut. Fire Ins. Co., 125 N.C. App. 443, 481 S.E.2d 349—27:11
- Markham v. Nationwide Mut. Fire Ins. Co., 125 N.C. App. 443, 481 S.E.2d 349 (1997)—18:8
- Marley v. Graper, 135 N.C. App. 423, 521 S.E.2d 129 (1999)—36:16
- Marlow v. North Carolina Employment Sec. Com'n, 127 N.C. App. 734, 493 S.E.2d 302 (1997)—20:7
- Marriott Financial Services, Inc. v. Capitol Funds, Inc., 288 N.C. 122, 217 S.E.2d 551, 77 A.L.R.3d 1036 (1975)—17:4
- Marshall v. City of Sheboygan, 577 F.2d 1, 17 Fair Empl. Prac. Cas. (BNA) 763, 23 Wage & Hour Cas. (BNA) 855, 16 Empl. Prac. Dec. (CCH) ¶ 8334, 83 Lab. Cas. (CCH) ¶ 33668 (7th Cir. 1978)—20:5
- Marshall v. Hammock, 195 N.C. 498, 142 S.E. 776 (1928)—11:17
- Marshall v. Miller, 302 N.C. 539, 276 S.E.2d 397 (1981)—6:1, 14:20, 29:7
- Marshall v. Miller, 47 N.C. App. 530, 268 S.E.2d 97 (1980)—14:20, 29:7

TABLE OF CASES

- Marshall v. Owensboro-Daviess County Hospital, 581 F.2d 116, 17 Fair Empl. Prac. Cas. (BNA) 1448, 23 Wage & Hour Cas. (BNA) 959, 17 Empl. Prac. Dec. (CCH) ¶ 8529, 84 Lab. Cas. (CCH) ¶ 33694 (6th Cir. 1978)—20:5
- Marsh By and Through Marsh v. Trotman, 96 N.C. App. 578, 386 S.E.2d 447 (1989)—7:4, 30:14
- Mars Hill, Town of v. Honeycutt, 32 N.C. App. 249, 232 S.E.2d 209 (1977)—7:3, 33:5
- Marsh Realty Co. v. 2420 Roswell Ave., 90 N.C. App. 573, 369 S.E.2d 113 (1988)—28:10
- Marsico v. Adams, 47 N.C. App. 196, 266 S.E.2d 696 (1980)—3:1, 3:2, 18:2
- Martin v. Buffalo, 128 N.C. 305, 38 S.E. 902 (1901)—13:11, 24:4
- Martin v. City of Asheville, 87 N.C. App. 272, 360 S.E.2d 467 (1987)—36:1
- Martin v. McPherson, 210 N.C. 194, 185 S.E. 761 (1936)—21:1
- Martin v. Rexford, 170 N.C. 540, 87 S.E. 352 (1915)—13:2
- Martin-Kahill Ford Lincoln Mercury, Inc. v. Skidmore, 62 N.C. App. 736, 303 S.E.2d 392, 36 U.C.C. Rep. Serv. 779 (1983)—3:2
- Martishius v. Carolco Studios, Inc., 355 N.C. 465, 562 S.E.2d 887 (2002)—33:18, 36:22
- Mason v. Johnston, 215 N.C. 95, 1 S.E.2d 379 (1939)—10:7
- Mason v. North Carolina State Highway Commission, 7 N.C. App. 644, 173 S.E.2d 515 (1970)—23:10
- Masonite Corp. v. Norfolk and W. Ry. Co., 601 F.2d 724 (4th Cir. 1979)—15:2
- Massengill v. Duke University Medical Center, 133 N.C. App. 336, 515 S.E.2d 70 (1999)—36:16
- Massengill v. Starling, 87 N.C. App. 233, 360 S.E.2d 512 (1987)—30:5
- Masterclean of North Carolina, Inc. v. Guy, 82 N.C. App. 45, 345 S.E.2d 692 (1986)—17:13
- Masters v. Dunstan, 256 N.C. 520, 124 S.E.2d 574 (1962)—36:15
- Mathis v. May, 86 N.C. App. 436, 358 S.E.2d 94 (1987)—11:17
- Matternes v. City of Winston-Salem, 286 N.C. 1, 209 S.E.2d 481 (1974)—23:4
- Matthews v. Brown, 62 N.C. App. 559, 303 S.E.2d 223 (1983)—1:7, 33:6
- Matthews v. Charlotte-Mecklenburg Hosp. Authority, 132 N.C. App. 11, 510 S.E.2d 388 (1999)—9:10, 20:10
- Matthews v. Food Lion, Inc., 135 N.C. App. 784, 522 S.E.2d 587 (1999)—1:9, 12:5
- Matthews v. Forrest, 235 N.C. 281, 69 S.E.2d 553 (1952)—2:1, 28:1, 28:8, 28:9, 33:3
- Matthews v. Johnson Pub. Co., Inc., 89 N.C. App. 522, 366 S.E.2d 525, 15 Media L. Rep. (BNA) 1670 (1988)—36:1

NORTH CAROLINA LAW OF DAMAGES

- Matthews v. Lineberry, 35 N.C. App. 527, 241 S.E.2d 735 (1978)—1:9, 7:5
- Mauney v. Norvell, 179 N.C. 628, 103 S.E. 372 (1920)—28:14
- May v. Tide Water Power Co., 216 N.C. 439, 5 S.E.2d 308 (1939)—20:1
- May v. Western Union Telegraph Co., 157 N.C. 416, 72 S.E. 1059 (1911)—4:4, 28:1
- Maybank v. S. S. Kresge Co., 302 N.C. 129, 273 S.E.2d 681, 30 U.C.C. Rep. Serv. 985 (1981)—35:14
- Mayberry v. Home Ins. Co., 264 N.C. 658, 142 S.E.2d 626 (1965)—27:4
- Mayo v. American Fire & Cas. Co., 282 N.C. 346, 192 S.E.2d 828 (1972)—27:14
- Mays Mills v. McRae, 187 N.C. 707, 122 S.E. 762 (1924)—28:12
- Mayton v. Hiatt's Used Cars, Inc., 45 N.C. App. 206, 262 S.E.2d 860 (1980)—9:11, 29:7
- Mazda Motors of America, Inc. v. Southwestern Motors, Inc., 36 N.C. App. 1, 243 S.E.2d 793, 24 U.C.C. Rep. Serv. 423 (1978)—17:14
- Mazza v. Huffaker, 61 N.C. App. 170, 300 S.E.2d 833 (1983)—4:4, 7:3, 10:7, 36:16
- Mazza v. Medical Mut. Ins. Co. of North Carolina, 311 N.C. 621, 319 S.E.2d 217 (1984)—4:3, 4:4, 27:19
- Mazzocone v. Drummond, 42 N.C. App. 493, 256 S.E.2d 843 (1979)—11:37
- M. Blatt Co. v. Southwell, 259 N.C. 468, 130 S.E.2d 859 (1963)—11:4
- McAbee v. Isom, 116 F.2d 1001 (C.C.A. 5th Cir. 1940)—11:16
- McAdams v. Blue, 3 N.C. App. 169, 164 S.E.2d 490 (1968)—4:2, 30:14, 37:10
- McAden v. Craig, 222 N.C. 497, 24 S.E.2d 1 (1943)—17:1
- McAlister v. American Ry. Express Co., 179 N.C. 556, 103 S.E. 129, 15 A.L.R. 1090 (1920)—14:8
- McAllister v. Ha, 126 N.C. App. 326, 485 S.E.2d 84 (1997)—38:1
- McAnelly v. Wilson Pallet and Crate Co., 120 N.C. App. 127, 460 S.E.2d 894 (1995)—20:12
- McAninch v. Buncombe County Schools, 347 N.C. 126, 489 S.E.2d 375, 120 Ed. Law Rep. 832 (1997)—20:12
- McArver v. Gerukos, 265 N.C. 413, 144 S.E.2d 277 (1965)—17:6
- McBride v. Apache Camping Center, Inc., 36 N.C. App. 370, 243 S.E.2d 913 (1978)—2:8
- McCabe v. Dawkins, 97 N.C. App. 447, 388 S.E.2d 571 (1990)—1:7
- McCabe Lumber Co. v. Beaufort County Lumber Co., 187 N.C. 417, 121 S.E. 755 (1924)—11:30
- McCarn v. Beach, 128 N.C. App. 435, 496 S.E.2d 402 (1998)—23:7
- McCartney v. Appalachian Hall, 230 N.C. 60, 51 S.E.2d 886 (1949)—36:13

TABLE OF CASES

- McClellan v. Eaton Corp. Self-Insured, (Gab Business Inc.), 125 N.C. App. 391, 481 S.E.2d 289 (1997)—20:12
- McCullum v. Grove Mfg. Co., 58 N.C. App. 283, 293 S.E.2d 632 (1982)—32:1
- McCombs v. City of Asheboro, 6 N.C. App. 234, 170 S.E.2d 169 (1969)—23:17
- McCoy v. Atlantic Coast Line R. Co., 229 N.C. 57, 47 S.E.2d 532 (1948)—11:38, 12:6
- McCracken v. Sloan, 40 N.C. App. 214, 252 S.E.2d 250 (1979)—36:6
- McCraney v. Flanagan, 47 N.C. App. 498, 267 S.E.2d 404 (1980)—22:2
- McCullen v. Wel-Mil Corp., 23 N.C. App. 736, 209 S.E.2d 507 (1974)—2:9
- McCurry v. Painter, 146 N.C. App. 547, 553 S.E.2d 698 (2001)—12:5
- McDaniel v. Bass-Smith Funeral Home, Inc., 80 N.C. App. 629, 343 S.E.2d 228, 54 A.L.R.4th 891 (1986)—4:6, 17:1, 36:1
- McDonald, In re, 133 N.C. App. 433, 515 S.E.2d 719 (1999)—34:3
- McDonald v. Scarborough, 91 N.C. App. 13, 370 S.E.2d 680 (1988)—9:2, 20:6
- McDowell v. Davis, 33 N.C. App. 529, 235 S.E.2d 896 (1977)—36:18
- McFadyen v. Freeman, 127 N.C. App. 202, 487 S.E.2d 782 (1997)—23:13
- McGee v. Cox, 267 N.C. 314, 148 S.E.2d 132 (1966)—30:6
- McGee v. Crawford, 205 N.C. 318, 171 S.E. 326 (1933)—30:8
- McGee v. Estes Exp. Lines, 125 N.C. App. 298, 480 S.E.2d 416 (1997)—20:12
- McGee v. North Carolina Dept. of Revenue, 135 N.C. App. 319, 520 S.E.2d 84 (1999)—8:6
- McGehee v. Norfolk & S. Ry. Co., 147 N.C. 142, 60 S.E. 912 (1908)—31:2
- McGill v. Bison Fast Freight, Inc., 245 N.C. 469, 96 S.E.2d 438 (1957)—21:2
- McGrady v. Olsten Corp., 159 N.C. App. 643, 583 S.E.2d 371 (2003)—20:12
- McHorney v. Wooten, 234 N.C. 110, 66 S.E.2d 692 (1951)—37:4
- McIntyre v. Josey, 239 N.C. 109, 79 S.E.2d 202 (1953)—11:39
- McIver v. Smith, 134 N.C. App. 583, 518 S.E.2d 522 (1999)—23:7
- McIver v. Young Hardware Co., 144 N.C. 478, 57 S.E. 169 (1907)—14:4
- McKay v. Parham, 63 N.C. App. 349, 304 S.E.2d 784 (1983)—12:4, 22:6
- McKenzie Supply Co. v. Motel Development Unit 2, Inc., 32 N.C. App. 199, 231 S.E.2d 201 (1977)—17:11
- McKinney v. Morrow, 18 N.C. App. 282, 196 S.E.2d 585 (1973)—17:9
- McKnight v. Simpson's Beauty Supply, Inc., 86 N.C. App. 451, 358 S.E.2d 107 (1987)—36:1
- McLamb v. Beasley, 218 N.C.

NORTH CAROLINA LAW OF DAMAGES

- 308, 11 S.E.2d 283 (1940)—
30:10
- McLaurin v. Buchanan, 60 N.C.
91, 1863 WL 972 (1863)—
17:20
- McLean v. Ramsey, 221 N.C. 37,
18 S.E.2d 705 (1942)—37:1
- McLean v. Roadway Exp., Inc.,
307 N.C. 99, 296 S.E.2d 456
(1982)—20:12
- McManus v. Southern Ry. Co.,
150 N.C. 655, 64 S.E. 766
(1909)—31:6
- McMillan v. State Farm Fire
and Cas. Co., 93 N.C. App.
748, 379 S.E.2d 88 (1989)—
27:24
- McMillian v. North Carolina
Farm Bureau Mut. Ins. Co.,
347 N.C. 560, 495 S.E.2d
352 (1998)—27:27
- McMullan v. Gurganus, 55 N.C.
App. 369, 285 S.E.2d 331
(1982)—24:1
- McNair v. Goodwin, 262 N.C. 1,
136 S.E.2d 218 (1964)—
17:8, 17:9
- McNair Const. Co., Inc. v. Fogle
Bros. Co., 64 N.C. App. 282,
307 S.E.2d 200, 38 U.C.C.
Rep. Serv. 738 (1983)—
35:14
- McNeal v. Black, 61 N.C. App.
305, 300 S.E.2d 575
(1983)—17:15
- McNeil v. Hartford Acc. and
Indem. Co., 84 N.C. App.
438, 352 S.E.2d 915
(1987)—27:27
- McNeill v. Holloway, 141 N.C.
App. 109, 539 S.E.2d 309
(2000)—4:10
- McNeill v. Minter, 12 N.C. App.
144, 182 S.E.2d 647
(1971)—36:19
- McRae v. Maxton, A. & S.R. Co.,
180 N.C. 223, 104 S.E. 457
(1920)—11:29
- McWhirter v. Downs, 8 N.C.
App. 50, 173 S.E.2d 587
(1970)—9:2, 9:9
- Medley v. North Carolina Dept.
of Correction, 330 N.C. 837,
412 S.E.2d 654 (1992)—
23:10
- Medlin v. Bass, 96 N.C. App.
410, 386 S.E.2d 80, 57 Ed.
Law Rep. 592 (1989)—36:1
- Mehovic v. Mehovic, 133 N.C.
App. 131, 514 S.E.2d 730
(1999)—4:1, 4:5, 4:8
- Meinhard v. Salmon, 249 N.Y.
458, 164 N.E. 545, 62 A.L.R.
1 (1928)—14:4
- Meiselman v. Meiselman, 309
N.C. 279, 307 S.E.2d 551
(1983)—14:4
- Mellon v. Prosser, 126 N.C. App.
620, 486 S.E.2d 439
(1997)—23:7
- Melton v. Pacific Southern
Mortg. Trust, 241 Ga. 589,
247 S.E.2d 76 (1978)—29:3
- Melton v. Rickman, 225 N.C.
700, 36 S.E.2d 276, 162
A.L.R. 793 (1945)—36:13
- Melvin v. Home Federal Sav. &
Loan Ass'n, 125 N.C. App.
660, 482 S.E.2d 6 (1997)—
4:2, 4:5
- Members Interior Const., Inc. v.
Leader Const. Co., Inc., 124
N.C. App. 121, 476 S.E.2d
399 (1996)—8:10
- Mercer v. Frank Hitch Lumber
Co., 173 N.C. 49, 91 S.E.
588 (1917)—11:5
- Mercer v. Williams, 210 N.C.
456, 187 S.E. 556 (1936)—
28:1, 28:6

TABLE OF CASES

- Merchants Distributors, Inc. v. Hutchinson, 16 N.C. App. 655, 193 S.E.2d 436 (1972)—11:19, 37:4
- Merchants' Nat. Bank v. Newton Cotton Mills, 115 N.C. 507, 20 S.E. 765 (1894)—11:32
- Merck & Co. Inc. v. Lyon, 941 F. Supp. 1443 (M.D. N.C. 1996)—29:12
- Meredith v. Seaboard Air Line Ry., 137 N.C. 478, 50 S.E. 1 (1905)—15:12
- Meroney v. Wright, 81 N.C. 390, 1879 WL 2384 (1879)—28:14
- Meroney v. Wright, 84 N.C. 336, 1881 WL 3057 (1881)—28:9
- Merrimon v. City of Asheville, 201 N.C. 181, 159 S.E. 413 (1931)—14:15
- Merrimon v. Norton, 67 N.C. 115, 1872 WL 2349 (1872)—11:29
- Merritt v. Knox, 94 N.C. App. 340, 380 S.E.2d 160 (1989)—8:8
- Merritt v. Ridge, 323 N.C. 330, 372 S.E.2d 559 (1988)—9:8, 33:16
- Messina v. Bell, 158 N.C. App. 111, 581 S.E.2d 80 (2003)—9:7, 27:3
- Metcalf v. Palmer, 61 N.C. App. 136, 300 S.E.2d 401 (1983)—17:1, 33:11
- Metropolitan Sewerage Dist. of Buncombe County, N.C. v. Trueblood, 64 N.C. App. 690, 308 S.E.2d 340 (1983)—16:13
- Meyer v. Thompson, 183 N.C. 543, 112 S.E. 328 (1922)—33:13
- Meyer v. Walls, 347 N.C. 97, 489 S.E.2d 880 (1997)—23:10
- Mica Industries, Inc. v. Penland, 249 N.C. 602, 107 S.E.2d 120 (1959)—13:7, 13:11, 28:8, 36:19
- Michael v. Greene, 63 N.C. App. 713, 306 S.E.2d 144 (1983)—11:8
- Michael v. St. Paul Fire and Marine Ins. Co., 65 N.C. App. 50, 308 S.E.2d 727 (1983)—27:8
- Michigan Nat. Bank v. Hanner, 268 N.C. 668, 151 S.E.2d 579 (1966)—8:8
- Middlesex Const. Corp. v. State ex rel. State Art Museum Bldg. Com'n, 307 N.C. 569, 299 S.E.2d 640 (1983)—23:11
- Midgett v. North Carolina State Highway Commission, 260 N.C. 241, 132 S.E.2d 599 (1963)—16:1, 16:3, 31:8
- Midgett v. North Carolina State Highway Commission, 265 N.C. 373, 144 S.E.2d 121 (1965)—2:7, 7:1, 7:3, 12:1, 12:2, 31:1, 31:2, 31:7, 33:1, 33:8
- Midkiff v. National Ass'n for Stock Car Auto Racing, 240 N.C. 470, 82 S.E.2d 417 (1954)—21:2
- Mid-West Mut. Ins. Co. v. Government Employees Ins. Co., 65 N.C. App. 143, 308 S.E.2d 761 (1983)—27:27
- Miles, State ex rel. v. Mitchell, 64 N.C. App. 202, 306 S.E.2d 857 (1983)—11:6
- Miles' Estate, In re, 262 N.C. 647, 138 S.E.2d 487 (1964)—21:3, 37:4

NORTH CAROLINA LAW OF DAMAGES

- Miller v. Johnson, 231 Va. 177, 343 S.E.2d 301 (1986)—38:1
- Miller v. Lemon Tree Inn of Roanoke Rapids, Inc., 32 N.C. App. 524, 233 S.E.2d 69 (1977)—28:11
- Miller v. Lucas, 267 N.C. 1, 147 S.E.2d 537 (1966)—30:2, 30:7
- Miller v. Miller, 273 N.C. 228, 160 S.E.2d 65 (1968)—2:9, 10:7, 30:16
- Miller v. Nationwide Mut. Ins. Co., 112 N.C. App. 295, 435 S.E.2d 537 (1993)—27:30
- Miller v. Nationwide Mut. Ins. Co., 126 N.C. App. 683, 486 S.E.2d 246 (1997)—27:4
- Miller v. Perry, 307 F. Supp. 633 (E.D. N.C. 1969)—11:38
- Miller v. Randolph, 124 N.C. App. 779, 478 S.E.2d 668 (1996)—11:18
- Miller v. Snipes, 12 N.C. App. 342, 183 S.E.2d 270 (1971)—36:20
- Miller v. Triangle Volkswagen, Inc., 55 N.C. App. 593, 286 S.E.2d 608 (1982)—17:19, 30:18, 36:8, 36:11
- Miller's Mut. Fire Ins. Ass'n of Alton, Ill. v. Parker, 234 N.C. 20, 65 S.E.2d 341 (1951)—17:5, 17:16
- Millikan v. Guilford Mills, Inc., 70 N.C. App. 705, 320 S.E.2d 909 (1984)—32:1, 32:2
- Milner Hotels, Inc. v. City of Raleigh, 268 N.C. 535, 151 S.E.2d 35 (1966)—23:19
- Milner Hotels, Inc. v. Mecklenburg Hotel, Inc., 42 N.C. App. 179, 256 S.E.2d 310 (1979)—8:5, 28:9
- Minnis v. Sharpe, 198 N.C. 364, 151 S.E. 735 (1930)—14:4, 14:5
- Minnis v. Sharpe, 202 N.C. 300, 162 S.E. 606 (1932)—14:4
- Minor v. Minor, 232 N.C. 669, 62 S.E.2d 60 (1950)—33:13
- Minter v. Southern Express Co., 153 N.C. 507, 69 S.E. 497 (1910)—14:6
- Mintz v. Atlantic Coast Line R. Co., 233 N.C. 607, 65 S.E.2d 120 (1951)—11:12, 36:1
- Mitchell v. K.W.D.S., Inc., 26 N.C. App. 409, 216 S.E.2d 408 (1975)—10:7, 22:6
- Mitchell v. Nationwide Ins. Co., 110 N.C. App. 16, 429 S.E.2d 351 (1993)—27:30
- Mitchell v. Nationwide Mut. Ins. Co., 335 N.C. 433, 439 S.E.2d 110 (1994)—27:30
- Mitchell v. Whitlock, 121 N.C. 166, 28 S.E. 292 (1897)—21:6
- Mitchem v. Sims, 55 N.C. App. 459, 285 S.E.2d 839 (1982)—1:9, 12:5
- Mizell v. North Broward Hospital Dist., 427 F.2d 468 (5th Cir. 1970)—20:5
- Modern Homes Const. Co. v. Tryon Bank & Trust Co., 266 N.C. 648, 147 S.E.2d 37 (1966)—14:13
- Monell v. Department of Social Services of City of New York, 436 U.S. 658, 98 S. Ct. 2018, 56 L. Ed. 2d 611, 17 Fair Empl. Prac. Cas. (BNA) 873, 16 Empl. Prac. Dec. (CCH) ¶ 8345 (1978)—23:1
- Monfils v. Hazlewood, 218 N.C. 215, 10 S.E.2d 673 (1940)—21:2

TABLE OF CASES

- Monger v. Lutterloh, 195 N.C. 274, 142 S.E. 12 (1928)—2:4, 28:12
- Monson v. Paramount Homes, Inc., 133 N.C. App. 235, 515 S.E.2d 445 (1999)—11:19
- Monte Enterprises, Inc. v. Kavanaugh, 62 N.C. App. 541, 303 S.E.2d 194 (1983)—33:16
- Montford v. Grohman, 36 N.C. App. 733, 245 S.E.2d 219, 24 U.C.C. Rep. Serv. 1340 (1978)—29:2
- Monti v. United Services Auto. Ass'n, 108 N.C. App. 342, 423 S.E.2d 530 (1992)—27:30
- Moody v. Kersey, 270 N.C. 614, 155 S.E.2d 215 (1967)—36:7
- Moon v. Bostian Heights Volunteer Fire Dept., 97 N.C. App. 110, 387 S.E.2d 225 (1990)—7:4
- Mooney v. Mull, 216 N.C. 410, 5 S.E.2d 122, 125 A.L.R. 893 (1939)—7:5, 36:12
- Moore v. Archie, 31 N.C. App. 209, 228 S.E.2d 778 (1976)—30:2, 30:7
- Moore v. Beacon Ins. Co., 54 N.C. App. 669, 284 S.E.2d 136 (1981)—27:27
- Moore v. Beard-Laney, Inc., 263 N.C. 601, 139 S.E.2d 879 (1965)—36:7
- Moore v. Bobby Dixon Associates, Inc., 91 N.C. App. 64, 370 S.E.2d 445 (1988)—8:2
- Moore v. Charlotte Electric Ry., Light & Power Co., 136 N.C. 554, 48 S.E. 822 (1904)—15:14
- Moore v. City of Creedmoor, 120 N.C. App. 27, 460 S.E.2d 899 (1995)—36:12
- Moore v. City of Creedmoor, 345 N.C. 356, 481 S.E.2d 14 (1997)—4:4
- Moore v. Coachmen Industries, Inc., 129 N.C. App. 389, 499 S.E.2d 772, Prod. Liab. Rep. (CCH) ¶ 15234, 35 U.C.C. Rep. Serv. 2d 758 (1998)—11:19, 32:2, 32:6
- Moore v. Crumpton, 306 N.C. 618, 295 S.E.2d 436 (1982)—22:6
- Moore v. Frazier, 63 N.C. App. 476, 305 S.E.2d 562 (1983)—17:7
- Moore v. Hartford Fire Ins. Co. Group, 270 N.C. 532, 155 S.E.2d 128 (1967)—27:26, 27:27
- Moore v. Humphrey, 247 N.C. 423, 101 S.E.2d 460 (1958)—13:7, 13:12
- Moore v. Leveris, 128 N.C. App. 276, 495 S.E.2d 153 (1998)—26:2
- Moore v. Pullen, 116 N.C. 284, 21 S.E. 195 (1895)—8:9
- Moore v. Reynolds, 63 N.C. App. 160, 303 S.E.2d 839 (1983)—12:4, 36:16
- Moore v. Town of Plymouth, 249 N.C. 423, 106 S.E.2d 695 (1959)—26:7
- Moore v. Upchurch Realty Co., Inc., 62 N.C. App. 314, 302 S.E.2d 654 (1983)—20:11
- Moore v. Woodward, 83 N.C. 531, 1880 WL 3391 (1880)—8:8
- Moore County Com'rs v. MacRae, 89 N.C. 95, 1883 WL 2471 (1883)—11:24
- Moore's Estate, Matter of, 292 N.C. 58, 231 S.E.2d 849 (1977)—9:9

NORTH CAROLINA LAW OF DAMAGES

- Mordecai v. Parker, 14 N.C. 425, 3 Dev. 425, 1832 WL 406 (1832)—13:7
- Moretz v. Richards & Associates, Inc., 74 N.C. App. 72, 327 S.E.2d 290 (1985)—20:12
- Morgan v. High Penn Oil Co., 238 N.C. 185, 77 S.E.2d 682 (1953)—31:1
- Morgan v. Johnson, 24 N.C. App. 307, 210 S.E.2d 503 (1974)—22:7
- Morgan v. North Carolina Dept. of Transp., Right of Way Branch, 124 N.C. App. 180, 476 S.E.2d 431, 69 Empl. Prac. Dec. (CCH) ¶ 44387 (1996)—9:2
- Morganton, Town of v. Hutton & Bourbonnais Co., 251 N.C. 531, 112 S.E.2d 111 (1960)—16:1
- Morphis v. Southern Express Co., 167 N.C. 139, 83 S.E. 1 (1914)—15:2
- Morris v. Austraw, 269 N.C. 218, 152 S.E.2d 155 (1967)—28:13, 28:14
- Morris v. Morris, 42 N.C. App. 222, 256 S.E.2d 302 (1979)—11:41
- Morris v. Morris, 90 N.C. App. 94, 367 S.E.2d 408 (1988)—9:5
- Morris v. Seashore Transp. Co., 208 N.C. 807, 182 S.E. 487 (1935)—30:17
- Morris v. Wilkins, 241 N.C. 507, 85 S.E.2d 892 (1955)—11:7
- Morris, State ex rel. v. Shinn, 262 N.C. 88, 136 S.E.2d 244 (1964)—18:1
- Morrison v. Burlington Industries, 304 N.C. 1, 282 S.E.2d 458 (1981)—20:12
- Morrison v. Stallworth, 73 N.C. App. 196, 326 S.E.2d 387 (1985)—36:16
- Morris Speizman Co. v. Williamson, 12 N.C. App. 297, 183 S.E.2d 248, 48 A.L.R.3d 504 (1971)—14:19
- Morrow v. Kings Dept. Stores, Inc., 57 N.C. App. 13, 290 S.E.2d 732 (1982)—36:1, 36:6, 36:9, 36:19
- Moses v. Moses, 204 N.C. 657, 169 S. E. 273 (1933)—25:1
- Moses v. Young, 149 N.C. App. 613, 561 S.E.2d 332 (2002)—23:1
- Mosley v. National Finance Co., Inc., 36 N.C. App. 109, 243 S.E.2d 145 (1978)—3:1
- Mosley & Mosley Builders, Inc. v. Landin Ltd., 87 N.C. App. 438, 361 S.E.2d 608 (1987)—2:8
- Mosley & Mosley Builders, Inc. v. Landin Ltd., 97 N.C. App. 511, 389 S.E.2d 576 (1990)—28:9, 29:7
- Moss v. Hicks, 240 N.C. 788, 83 S.E.2d 890 (1954)—28:3
- Moss v. Southern Ry. Co., 272 N.C. 613, 158 S.E.2d 789 (1968)—20:9
- Moss v. Southern Ry. Co., 2 N.C. App. 50, 162 S.E.2d 633 (1968)—1:9
- Mosseller v. Deaver, 106 N.C. 494, 11 S.E. 529 (1890)—28:13
- Motley v. Southern Finishing & Warehouse Co., 122 N.C. 347, 30 S.E. 3 (1898)—14:6
- Motley v. Thompson, 259 N.C. 612, 131 S.E.2d 447 (1963)—28:8, 36:18
- Mountain Farm Credit Service,

TABLE OF CASES

- ACA v. Purina Mills, Inc., 405, 250 S.E.2d 276
119 N.C. App. 508, 459
S.E.2d 75, 27 U.C.C. Rep. (1979)—11:33
Serv. 2d 1441 (1995)—18:5
- Murray v. Murray, 37 N.C. App.
406, 246 S.E.2d 52 (1978)—
11:33
- Mountain Retreat Ass'n v. Mt.
Mitchell Development Co., 245 N.C. 123,
183 N.C. 43, 110 S.E. 524
95 S.E.2d 541 (1956)—10:7
(1922)—16:19
- Murray v. Wyatt, 245 N.C. 123,
95 S.E.2d 541 (1956)—10:7
- Mrosla v. Feldman, 90 N.C.
App. 261, 368 S.E.2d 392
(1988)—36:1
- Murrow v. Daniels, 321 N.C.
494, 364 S.E.2d 392
(1988)—36:1
- Murrow v. Daniels, 85 N.C. App.
401, 355 S.E.2d 204
(1987)—36:1
- Muscatell v. Muscatell, 354 N.C.
364, 556 S.E.2d 574
(2001)—12:7
- Muse v. Charter Hosp. of
Winston-Salem, Inc., 117
N.C. App. 468, 452 S.E.2d
589 (1995)—4:8
- Muse ex rel. Muse v. Eckberg,
139 N.C. App. 446, 533
S.E.2d 268 (2000)—18:3
- Murdock v. Ratliff, 63 N.C. App.
306, 305 S.E.2d 48 (1983)—
30:4, 30:16
- Musgrave v. Mutual Sav. &
Loan Ass'n, 8 N.C. App.
385, 174 S.E.2d 820
(1970)—27:14, 27:15
- Murphy v. Coastal Physician
Group, Inc., 139 N.C. App.
290, 533 S.E.2d 817
(2000)—13:2
- Myers v. Department of Crime
Control and Public Safety,
67 N.C. App. 553, 313
S.E.2d 276 (1984)—23:10
- Murphy v. Murphy, 261 N.C.
95, 134 S.E.2d 148 (1964)—
9:2
- Myers v. Liberty Lincoln-
Mercury, Inc., 89 N.C. App.
335, 365 S.E.2d 663
(1988)—29:7
- Murray v. Allstate Ins. Co., 51
N.C. App. 10, 275 S.E.2d
195 (1981)—4:3
- Murray v. Bensen Aircraft
Corp., 259 N.C. 638, 131
S.E.2d 367 (1963)—32:3
- Murray v. Biggerstaff, 81 N.C.
App. 377, 344 S.E.2d 550
(1986)—20:12
- Myers & Chapman, Inc. v.
Thomas G. Evans, Inc., 323
N.C. 559, 374 S.E.2d 385
(1988)—14:5
- Murray v. Justice, 96 N.C. App.
169, 385 S.E.2d 195
(1989)—36:1, 36:12
- Nance v. Parks, 266 N.C. 206,
146 S.E.2d 24, 15 A.L.R.3d
1377 (1966)—10:2, 36:7
- Murray v. Murray, 296 N.C.
Nance v. Robertson, 91 N.C.

N

NORTH CAROLINA LAW OF DAMAGES

- App. 121, 370 S.E.2d 283 (1988)—30:14
- Nance v. Western Union Telegraph Co., 177 N.C. 313, 98 S.E. 838 (1919)—2:8
- Nantahala Power & Light Co. v. Rogers, 207 N.C. 751, 178 S.E. 575 (1935)—12:4
- Nantahala Power & Light Co. v. Sloan, 227 N.C. 151, 41 S.E.2d 361 (1947)—12:3
- Nantz v. Nantz, 255 N.C. 357, 121 S.E.2d 561 (1961)—30:6
- Napowsa v. Langston, 95 N.C. App. 14, 381 S.E.2d 882 (1989)—9:5
- Nash v. Mayfield, 59 N.C. App. 521, 297 S.E.2d 185 (1982)—36:6
- Nassif v. Goodman, 203 N.C. 451, 166 S.E. 308, 86 A.L.R. 215 (1932)—36:12
- National Advertising Co. v. North Carolina Dept. of Transp., 124 N.C. App. 620, 478 S.E.2d 248 (1996)—16:2, 26:3
- National Biscuit Co. v. Stroud, 249 N.C. 467, 106 S.E.2d 692 (1959)—14:12
- National League of Cities v. Usery, 426 U.S. 833, 96 S. Ct. 2465, 49 L. Ed. 2d 245, 22 Wage & Hour Cas. (BNA) 1064, 12 Empl. Prac. Dec. (CCH) ¶ 10996, 78 Lab. Cas. (CCH) ¶ 33390 (1976)—20:5
- National Mortg. Corp. v. American Title Ins. Co., 299 N.C. 369, 261 S.E.2d 844 (1980)—33:14
- National Mortg. Corp. v. American Title Ins. Co., 41 N.C. App. 613, 255 S.E.2d 622 (1979)—27:4
- NationsBank of North Carolina, N.A. v. American Doubloon Corp., 125 N.C. App. 494, 481 S.E.2d 387, 31 U.C.C. Rep. Serv. 2d 1209 (1997)—29:2
- Nationwide Mut. Fire Ins. Co. v. Grady, 130 N.C. App. 292, 502 S.E.2d 648 (1998)—27:4
- Nationwide Mut. Ins. Co. v. Aetna Cas. & Sur. Co., 1 N.C. App. 9, 159 S.E.2d 268 (1968)—27:10
- Nationwide Mut. Ins. Co. v. Aetna Life & Cas. Co., 283 N.C. 87, 194 S.E.2d 834 (1973)—27:26, 27:27
- Nationwide Mut. Ins. Co. v. Bynum, 267 N.C. 289, 148 S.E.2d 114 (1966)—10:4
- Nationwide Mut. Ins. Co. v. Canada Dry Bottling Co., 268 N.C. 503, 151 S.E.2d 14 (1966)—27:11
- Nationwide Mut. Ins. Co. v. Chantos, 293 N.C. 431, 238 S.E.2d 597 (1977)—17:2, 27:30
- Nationwide Mut. Ins. Co. v. Chantos, 298 N.C. 246, 258 S.E.2d 334 (1979)—30:4
- Nationwide Mut. Ins. Co. v. Dempsey, 128 N.C. App. 641, 495 S.E.2d 914 (1998)—27:4
- Nationwide Mut. Ins. Co. v. Don Allen Chevrolet Co., 253 N.C. 243, 116 S.E.2d 780 (1960)—27:12
- Nationwide Mut. Ins. Co. v. Fireman's Fund Ins. Co., 279 N.C. 240, 182 S.E.2d 571 (1971)—27:27
- Nationwide Mut. Ins. Co. v.

TABLE OF CASES

- Knight, 34 N.C. App. 96, 237 S.E.2d 341 (1977)—27:29
- Nationwide Mut. Ins. Co. v. Mabe, 115 N.C. App. 193, 444 S.E.2d 664 (1994)—27:30
- Nationwide Mut. Ins. Co. v. Mabe, 342 N.C. 482, 467 S.E.2d 34 (1996)—27:30
- Nationwide Mut. Ins. Co. v. Massey, 82 N.C. App. 448, 346 S.E.2d 268 (1986)—27:26
- Nationwide Mut. Ins. Co. v. Roberts, 261 N.C. 285, 134 S.E.2d 654 (1964)—27:29
- Nationwide Mut. Ins. Co. v. Silverman By and Through Radja, 104 N.C. App. 783, 411 S.E.2d 152 (1991)—27:30
- Nationwide Mut. Ins. Co. v. Silverman By and Through Radja, 332 N.C. 633, 423 S.E.2d 68 (1992)—27:30
- Nationwide Mut. Ins. Co. v. Spivey, 259 N.C. 732, 131 S.E.2d 338 (1963)—27:11
- Nationwide Mut. Ins. Co. v. Weeks-Allen Motor Co., Inc., 18 N.C. App. 689, 198 S.E.2d 88 (1973)—10:4
- Navassa Guano Co. of Wilmington v. Willard, 73 N.C. 521, 1875 WL 2864 (1875)—10:3
- N.C. Dept. of Correction v. McNeely, 135 N.C. App. 587, 521 S.E.2d 730 (1999)—20:5
- N. C. Monroe Const. Co. v. Coan, 30 N.C. App. 731, 228 S.E.2d 497 (1976)—17:7
- NCNB Nat. Bank of North Carolina v. Guttridge, 94 N.C. App. 344, 380 S.E.2d 408 (1989)—29:2
- NCNB Nat. Bank of North Carolina v. Robinson, 80 N.C. App. 154, 341 S.E.2d 364 (1986)—8:4
- N. C. State Highway Commission v. Farm Equipment Co., 281 N.C. 459, 189 S.E.2d 272 (1972)—16:15
- Neal v. Associates Discount Corp., 260 N.C. 771, 133 S.E.2d 699 (1963)—11:37
- Neal v. Carolina Management, 350 N.C. 63, 510 S.E.2d 375 (1999)—20:12
- Neece v. Richmond Greyhound Lines, Inc., 246 N.C. 547, 99 S.E.2d 756, 68 A.L.R.2d 1341 (1957)—15:10
- Neff v. Queen City Coach Co., 16 N.C. App. 466, 192 S.E.2d 587 (1972)—15:10, 15:13
- Nello L. Teer Co. v. Dickerson, Inc., 257 N.C. 522, 126 S.E.2d 500 (1962)—17:14
- Nello L. Teer Co. v. North Carolina State Highway Commission, 265 N.C. 1, 143 S.E.2d 247 (1965)—26:5
- Nello L. Teer Co. v. North Carolina State Highway Commission, 4 N.C. App. 126, 166 S.E.2d 705 (1969)—26:5
- Nelson v. Freeland, 349 N.C. 615, 507 S.E.2d 882 (1998)—28:4, 33:18, 36:22
- Nelson v. Patrick, 58 N.C. App. 546, 293 S.E.2d 829 (1982)—36:16, 38:1
- Nelson v. Patrick, 73 N.C. App. 1, 326 S.E.2d 45 (1985)—7:3, 36:16
- Neuse River Foundation, Inc. v. Smithfield Foods, Inc., 155 N.C. App. 110, 574 S.E.2d 48 (2002)—31:6

NORTH CAROLINA LAW OF DAMAGES

- New Amsterdam Cas. Co. v. Waller, 233 N.C. 536, 64 S.E.2d 826 (1951)—17:10, 24:1
- Newbern v. Hinton, 190 N.C. 108, 129 S.E. 181 (1925)—33:13
- Newell v. Nationwide Mut. Ins. Co., 334 N.C. 391, 432 S.E.2d 284, 25 A.L.R.5th 824 (1993)—27:3
- New Hanover Rent-A-Car, Inc. v. Martinez, 136 N.C. App. 642, 525 S.E.2d 487, 15 I.E.R. Cas. (BNA) 1878 (2000)—17:13
- Newport, City of v. Fact Concerts, Inc., 453 U.S. 247, 101 S. Ct. 2748, 69 L. Ed. 2d 616, 26 Empl. Prac. Dec. (CCH) ¶ 32015, 31 Fed. R. Serv. 2d 1387 (1981)—23:1
- New River Crushed Stone, Inc. v. Austin Powder Co., 24 N.C. App. 285, 210 S.E.2d 285 (1974)—17:5, 17:10
- Newsome v. Western Union Telegraph Co., 153 N.C. 153, 69 S.E. 10 (1910)—2:5
- New South Ins. Co. v. Kidd, 114 N.C. App. 749, 443 S.E.2d 85 (1994)—27:19
- New South Ins. Co. v. Velez, 21 N.C. App. 700, 205 S.E.2d 559 (1974)—27:12
- Newton v. McGowan, 256 N.C. 421, 124 S.E.2d 142 (1962)—36:12
- Newton v. Standard Fire Ins. Co., 291 N.C. 105, 229 S.E.2d 297 (1976)—4:1, 4:3, 4:5, 4:6, 4:8, 11:9, 27:18, 36:11
- Nicholson v. American Safety Utility Corp., 346 N.C. 767, 488 S.E.2d 240, Prod. Liab. Rep. (CCH) ¶ 15035 (1997)—32:2
- Nicholson v. Hugh Chatham Memorial Hospital, Inc., 300 N.C. 295, 266 S.E.2d 818 (1980)—22:2, 22:4, 38:1
- Nick v. Baker, 125 N.C. App. 568, 481 S.E.2d 412 (1997)—11:9
- Niedland v. U.S., 338 F.2d 254 (3d Cir. 1964)—11:10
- Nixon v. Liberty Mut. Ins. Co., 255 N.C. 106, 120 S.E.2d 430 (1961)—27:11
- Noland Co. v. Jones, 211 N.C. 462, 190 S.E. 720 (1937)—17:11
- Noland Co., Inc. v. Poovey, 58 N.C. App. 800, 295 S.E.2d 238 (1982)—8:2, 8:10, 24:4, 27:5
- Norfolk & Western R. Co. v. Werner Industries, Inc., 286 N.C. 89, 209 S.E.2d 734 (1974)—17:10
- Norlin Industries, Inc. v. Music Arts, Inc., 67 N.C. App. 300, 313 S.E.2d 166 (1984)—17:13
- Norman v. North Carolina Dept. of Transp., 161 N.C. App. 211, 588 S.E.2d 42 (2003)—30:16
- Norman v. Royal Crown Bottling Co., Inc., 49 N.C. App. 661, 272 S.E.2d 355 (1980)—30:10
- Norris v. Zambito, 135 N.C. App. 288, 520 S.E.2d 113 (1999)—30:4
- North Brook Farm Lines, Inc. v. McBrayer, 35 N.C. App. 34, 241 S.E.2d 74 (1978)—11:6
- North Carolina Baptist Hospi-

TABLE OF CASES

- tals, Inc. v. Mitchell, 323 N.C. 528, 374 S.E.2d 844 (1988)—29:3
- North Carolina Bd. of Transp. v. Rand, 299 N.C. 476, 263 S.E.2d 565 (1980)—16:11
- North Carolina Chiropractic Ass'n, Inc. v. Aetna Cas. & Sur. Co., 89 N.C. App. 1, 365 S.E.2d 312, 1988-1 Trade Cas. (CCH) ¶ 67993 (1988)—14:20, 20:6, 20:10, 29:7
- North Carolina Corporation Commission v. Harnett County Trust Co., 192 N.C. 246, 134 S.E. 656 (1926)—14:4
- North Carolina Div. of Sons of Confederate Veterans v. Faulkner, 131 N.C. App. 775, 509 S.E.2d 207 (1998)—9:2, 18:4
- North Carolina Farm Bureau Mut. Ins. Co. v. Ayazi, 106 N.C. App. 475, 417 S.E.2d 81 (1992)—27:30
- North Carolina Farm Bureau Mut. Ins. Co. v. Balfour, 62 N.C. App. 580, 302 S.E.2d 922 (1983)—27:12
- North Carolina Farm Bureau, Mut. Ins. Co. v. Bost, 126 N.C. App. 42, 483 S.E.2d 452—27:30
- North Carolina Farm Bureau Mut. Ins. Co. v. Hilliard, 90 N.C. App. 507, 369 S.E.2d 386 (1988)—27:30
- North Carolina Farm Bureau Mut. Ins. Co. v. Knudsen, 109 N.C. App. 114, 426 S.E.2d 88, 80 Ed. Law Rep. 1059 (1993)—27:30
- North Carolina Farm Bureau Mut. Ins. Co., Inc. v. Greer, 54 N.C. App. 170, 282 S.E.2d 553 (1981)—34:3
- North Carolina Ins. Guar. Ass'n v. Burnette by Liptow, 131 N.C. App. 840, 508 S.E.2d 837 (1998)—23:21
- North Carolina Nat. Bank, Matter of, 52 N.C. App. 353, 278 S.E.2d 330 (1981)—9:5, 9:9
- North Carolina Nat. Bank v. Burnette, 297 N.C. 524, 256 S.E.2d 388, 27 U.C.C. Rep. Serv. 867 (1979)—11:33, 29:2
- North Carolina Nat. Bank v. Burnette, 38 N.C. App. 120, 247 S.E.2d 648, 25 U.C.C. Rep. Serv. 374 (1978)—8:4, 9:8, 11:33
- North Carolina Nat. Bank v. McCarley & Co., Inc., 34 N.C. App. 689, 239 S.E.2d 583, 23 U.C.C. Rep. Serv. 455 (1977)—14:18
- North Carolina Nat. Bank v. McKee, 63 N.C. App. 58, 303 S.E.2d 842 (1983)—11:6
- North Carolina Nat. Bank v. Sharpe, 35 N.C. App. 404, 241 S.E.2d 360, 23 U.C.C. Rep. Serv. 825 (1978)—29:2
- North Carolina Nat. Bank v. Virginia Carolina Builders, 307 N.C. 563, 299 S.E.2d 629 (1983)—11:6
- North Carolina Pesticide Bd. File Nos. IR94-128, IR94-151, IR94-155, In re, 349 N.C. 656, 509 S.E.2d 165 (1998)—29:10
- North Carolina Press Ass'n, Inc. v. Spangler, 94 N.C. App. 694, 381 S.E.2d 187, 54 Ed.

NORTH CAROLINA LAW OF DAMAGES

- Law Rep. 1370, 16 Media L. Rep. (BNA) 2133 (1989)—9:2
- North Carolina State Highway and Public Works Commission v. Privett, 246 N.C. 501, 99 S.E.2d 61 (1957)—8:6
- North Carolina State Highway Commission v. Asheville School, Inc., 276 N.C. 556, 173 S.E.2d 909 (1970)—16:15
- North Carolina State Highway Commission v. Helderman, 285 N.C. 645, 207 S.E.2d 720 (1974)—12:2
- North Carolina State Highway Commission v. Hettiger, 271 N.C. 152, 155 S.E.2d 469 (1967)—16:5
- North Carolina State Highway Commission v. York Indus. Center, Inc., 263 N.C. 230, 139 S.E.2d 253 (1964)—16:5, 16:6
- North Carolina State Highway Commission v. Young, 200 N.C. 603, 158 S.E. 91 (1931)—16:15
- North Carolina State Ports Authority v. Lloyd A. Fry Roofing Co., 32 N.C. App. 400, 232 S.E.2d 846 (1977)—11:9
- North Carolina Theatres, Inc. v. Thompson, 277 F.2d 673 (4th Cir. 1960)—11:22
- Northern Nat. Life Ins. Co. v. Lacy J. Miller Mach. Co., Inc., 63 N.C. App. 424, 305 S.E.2d 568 (1983)—27:8
- North State Finance Co. v. Leonard, 263 N.C. 167, 139 S.E.2d 356 (1964)—10:2, 10:3
- Northwestern Bank v. Barber, 79 N.C. App. 425, 339 S.E.2d 452 (1986)—9:8
- Northwestern Bank, Elkin, N.C. v. Morrison, 60 N.C. App. 767, 299 S.E.2d 830 (1983)—11:6
- Northwestern Mut. Ins. Co. v. Hylton, 7 N.C. App. 244, 172 S.E.2d 226 (1970)—10:6, 27:13
- Northwestern Nat. Cas. Co. v. McNulty, 307 F.2d 432 (5th Cir. 1962)—1:8
- Norwood v. Carter, 242 N.C. 152, 87 S.E.2d 2, 50 A.L.R.2d 608 (1955)—1:5, 7:1, 7:3
- Novelty Advertising Co. v. Farmers' Mut. Tobacco Warehouse Co., 186 N.C. 197, 119 S.E. 196 (1923)—28:12, 35:7
- Nugent v. Beckham, 37 N.C. App. 557, 246 S.E.2d 541 (1978)—8:2, 33:11, 33:12
- Nytco Leasing, Inc. v. Southeastern Motels, Inc., 40 N.C. App. 120, 252 S.E.2d 826 (1979)—14:8

○

- Oakley v. Texas Co., 236 N.C. 751, 73 S.E.2d 898 (1953)—11:20
- Oates v. Algodon Mfg. Co., 217 N.C. 488, 8 S.E.2d 605 (1940)—31:2
- Oates v. Jag, Inc., 314 N.C. 276, 333 S.E.2d 222 (1985)—17:17
- Oberholtzer v. Huffman, 234 N.C. 399, 67 S.E.2d 263 (1951)—11:10
- O'Brien v. Plumides, 79 N.C.

TABLE OF CASES

- App. 159, 339 S.E.2d 54 (1986)—9:1
- O'Connor v. Corbett Lumber Corp., 84 N.C. App. 178, 352 S.E.2d 267 (1987)—20:9
- Oddo v. Presser, 158 N.C. App. 360, 581 S.E.2d 123 (2003)—4:10, 22:3
- Oddo v. Presser, 358 N.C. 128, 592 S.E.2d 195 (2004)—22:3
- Odom v. Little Rock & I-85 Corp., 299 N.C. 86, 261 S.E.2d 99 (1980)—17:19
- Oestreicher v. American Nat'l Stores, Inc., 290 N. C. 136, 225 S.E.2d 809 (1976)—4:5
- Oestreicher v. American Nat. Stores, Inc., 290 N.C. 118, 225 S.E.2d 797 (1976)—4:5, 27:18, 27:19, 28:10, 36:11
- Old Town Development Co. v. Langford, 349 N.E.2d 744 (Ind. Ct. App. 2d Dist. 1976)—28:2
- Olive v. Great American Ins. Co., 76 N.C. App. 180, 333 S.E.2d 41 (1985)—27:18
- Olive v. Williams, 42 N.C. App. 380, 257 S.E.2d 90 (1979)—11:13
- Olivetti Corp. v. Ames Business Systems, Inc., 319 N.C. 534, 356 S.E.2d 578 (1987)—2:8, 7:1
- Olivetti Corp. v. Ames Business Systems, Inc., 81 N.C. App. 1, 344 S.E.2d 82 (1986)—2:8, 29:7
- O'Neal v. Kellett, 55 N.C. App. 225, 284 S.E.2d 707 (1981)—28:1, 28:5
- Orange County. v. Heath, 282 N. C. 292, 192 S.E.2d 308 (1972)—11:4
- Orange Trust Co. v. Hayes, 191 N.C. 542, 132 S.E. 466 (1926)—13:14
- Orange Water and Sewer Authority v. Town of Carrboro, 58 N.C. App. 676, 294 S.E.2d 757 (1982)—23:1
- Ormond v. Crampton, 16 N.C. App. 88, 191 S.E.2d 405, 67 A.L.R.3d 754 (1972)—36:6
- Oroweat Emp. Credit Union v. Stroupe, 48 N.C. App. 338, 269 S.E.2d 211 (1980)—24:3
- Orr v. Orr, 440 U.S. 268, 99 S. Ct. 1102, 59 L. Ed. 2d 306 (1979)—22:2
- Ottinger v. Chronister, 13 N.C. App. 91, 185 S.E.2d 292 (1971)—10:4, 17:8, 17:9
- Overman v. Jackson, 104 N.C. 4, 10 S.E. 87 (1889)—11:17
- Overton v. Phillips, 54 Ga. App. 441, 188 S.E. 281 (1936)—11:16
- Overton v. Purvis, 154 N.C. App. 543, 573 S.E.2d 219 (2002), review on additional issues denied, 357 N.C. 63, 579 S.E.2d 391 (2003)—10:7, 30:17
- Owens v. Blackwood Lumber Co., 212 N.C. 133, 193 S.E. 219 (1937)—12:4, 28:8, 36:18
- Owens v. Elliott, 257 N.C. 250, 125 S.E.2d 589 (1962)—26:8
- Owens v. Kelly, 240 N.C. 770, 84 S.E.2d 163 (1954)—36:2
- Owensby v. Owensby, 312 N.C. 473, 322 S.E.2d 772 (1984)—9:1

P

- Pacific Mut. Life Ins. Co. v. Haslip, 499 U.S. 1, 111 S. Ct. 1032, 113 L. Ed. 2d 1,

NORTH CAROLINA LAW OF DAMAGES

- 18 Media L. Rep. (BNA) 1753 (1991)—4:1
- Pacific Southbay Industries, Inc. v. Sure-Fire Distributing, Inc., 49 N.C. App. 172, 270 S.E.2d 515 (1980)—8:2
- Page v. Sloan, 12 N.C. App. 433, 183 S.E.2d 813 (1971)—20:9
- Paine, Webber, Jackson & Curtis v. Stanley, 60 N.C. App. 511, 299 S.E.2d 292 (1983)—17:14
- Pake v. Byrd, 55 N.C. App. 551, 286 S.E.2d 588, 33 U.C.C. Rep. Serv. 835 (1982)—32:1
- Palm Beach, Inc. By and Through Evan Picone, Inc., Div. of Palm Beach Co. v. Allen, 91 N.C. App. 115, 370 S.E.2d 440 (1988)—24:2
- Palmer v. Duke Power Co., 129 N.C. App. 488, 499 S.E.2d 801 (1998)—17:15
- Palmer v. Jackson, 161 N.C. App. 642, 590 S.E.2d 275 (2003)—8:7, 20:12
- Palomino Mills v. Davidson Mills Corp., 230 N.C. 286, 52 S.E.2d 915 (1949)—14:5
- Pamlico County v. Davis, 249 N.C. 648, 107 S.E.2d 306 (1959)—17:11
- Pangburn v. Saad, 73 N.C. App. 336, 326 S.E.2d 365 (1985)—36:16
- Parchment v. Garner, 135 N.C. App. 312, 520 S.E.2d 100 (1999)—15:14
- Paris v. Carolina Portable Aggregates, Inc., 271 N.C. 471, 157 S.E.2d 131 (1967)—1:5, 1:9, 33:1, 36:7
- Paris v. Michael Kreitz, Jr., P.A., 75 N.C. App. 365, 331 S.E.2d 234 (1985)—4:4, 4:5, 36:16
- Paris v. Woolard, 128 N.C. App. 416, 497 S.E.2d 283 (1998)—27:13
- Parish v. Hill, 350 N.C. 231, 513 S.E.2d 547 (1999)—30:4
- Parker v. Barefoot, 61 N.C. App. 232, 300 S.E.2d 571 (1983)—25:1
- Parker v. Lippard, 87 N.C. App. 43, 359 S.E.2d 492 (1987)—8:10, 18:6
- Parker v. Potter, 204 N.C. 407, 168 S.E. 490 (1933)—21:1
- Parker v. Sheldon, 47 N.C. App. 493, 267 S.E.2d 403 (1980)—33:17
- Parker v. White, 235 N.C. 680, 71 S.E.2d 122 (1952)—17:4
- Parker, State ex rel. v. Allen, 2 N.C. App. 436, 163 S.E.2d 105 (1968)—12:6
- Parris v. Atlanta, K. & N.R. Co., 128 Ga. 434, 57 S.E. 692 (1907)—1:2
- Parris v. H. G. Fischer & Co., 221 N.C. 110, 19 S.E.2d 128 (1942)—2:5, 2:7
- Parrish, In re Estate of, 143 N.C. App. 244, 547 S.E.2d 74 (2001)—37:5, 37:8
- Parrish v. Boysell Mfg. Co., 211 N.C. 7, 188 S.E. 817 (1936)—36:10
- Parslow v. Parslow, 47 N.C. App. 84, 266 S.E.2d 746 (1980)—22:8
- Parsons v. Alleghany County Bd. of Ed., 4 N.C. App. 36, 165 S.E.2d 776 (1969)—11:8
- Parsons v. Pantry, Inc., 126 N.C. App. 540, 485 S.E.2d 867 (1997)—20:12
- Paschal v. Autry, 256 N.C. 166, 123 S.E.2d 569 (1962)—11:40

TABLE OF CASES

- Paschal v. Myers, 129 N.C. App. 23, 497 S.E.2d 311 (1998)—20:1
- Passmore v. Smith, 266 N.C. 717, 147 S.E.2d 238 (1966)—11:30
- Passmore v. Woodard, 37 N.C. App. 535, 246 S.E.2d 795 (1978)—12:2
- Patapsco Guano Co. v. Magee, 86 N.C. 350, 1882 WL 2785 (1882)—7:5
- Patrick v. Mitchell, 44 N.C. App. 357, 260 S.E.2d 809 (1979)—7:3, 17:17
- Patrick v. Patrick, 245 N.C. 195, 95 S.E.2d 585 (1956)—11:41
- Patrick v. Treadwell, 222 N.C. 1, 21 S.E.2d 818 (1942)—12:4
- Patterson v. Bryant, 216 N.C. 550, 5 S.E.2d 849 (1939)—33:6
- Patterson v. Merrill Lynch, Pierce, Fenner & Smith, Inc., 266 N.C. 489, 146 S.E.2d 390 (1966)—14:18
- Patterson v. Southern Ry. Co., 214 N.C. 38, 198 S.E. 364 (1938)—29:7
- Patterson v. Sweatt, 146 N.C. App. 351, 553 S.E.2d 404 (2001)—9:3
- Patterson v. Weatherspoon, 29 N.C. App. 711, 225 S.E.2d 634 (1976)—22:6
- Patti v. Continental Cas. Co., 126 N.C. App. 643, 486 S.E.2d 233, 12 I.E.R. Cas. (BNA) 1828 (1997)—27:4
- Paxton v. O.P.F., Inc., 64 N.C. App. 130, 306 S.E.2d 527 (1983)—17:2, 17:3
- Payne v. Garvey, 264 N.C. 593, 142 S.E.2d 159 (1965)—36:16
- Payne v. North Carolina Farm Bureau Mut. Ins. Co., 67 N.C. App. 692, 313 S.E.2d 912 (1984)—4:6, 27:18
- Payne v. Stanton, 211 N.C. 43, 188 S.E. 629 (1936)—36:16
- Payseur v. Rudisill, 15 N.C. App. 57, 189 S.E.2d 562 (1972)—10:4
- Peacock, In re, 261 N.C. 749, 136 S.E.2d 91 (1964)—22:5
- Pearce v. American Defender Life Ins. Co., 316 N.C. 461, 343 S.E.2d 174 (1986)—29:7
- Pearce v. American Defender Life Ins. Co., 62 N.C. App. 661, 303 S.E.2d 608 (1983)—27:20
- Pearce v. Barham, 271 N.C. 285, 156 S.E.2d 290 (1967)—10:7
- Pearce v. Fletcher, 74 N.C. App. 543, 328 S.E.2d 889 (1985)—37:9
- Pearce v. North Carolina State Highway Patrol Voluntary Pledge Committee, 64 N.C. App. 120, 306 S.E.2d 796 (1983)—11:18
- Pearce Young Angel Co. v. Don Becker Enterprises, Inc., 43 N.C. App. 690, 260 S.E.2d 104 (1979)—24:2
- Pearson v. National Manufacture & Stores Corp., 219 N.C. 717, 14 S.E.2d 811 (1941)—12:6, 22:7
- Peaseley v. Virginia Iron, Coal & Coke Co., 282 N.C. 585, 194 S.E.2d 133 (1973)—17:1
- Pedwell v. First Union Nat. Bank of North Carolina, 51 N.C. App. 236, 275 S.E.2d 565 (1981)—29:7
- Peebles v. Patapsco Guano Co.,

NORTH CAROLINA LAW OF DAMAGES

- 77 N.C. 233, 1877 WL 2836 (1877)—14:6
- Peed v. Burleson's, Inc., 244 N.C. 437, 94 S.E.2d 351 (1956)—14:5
- Peedin v. Oliver, 222 N.C. 665, 24 S.E.2d 519 (1943)—33:17
- Pelham Realty Corp. v. Board of Transp., 303 N.C. 424, 279 S.E.2d 826 (1981)—16:19
- Pelzer v. United Parcel Service, Inc., 126 N.C. App. 305, 484 S.E.2d 849 (1997)—7:4
- Pemberton v. King, 13 N.C. 376, 2 Dev. 376, 1830 WL 321 (1830)—28:17
- Pemberton v. Lewis, 235 N.C. 188, 69 S.E.2d 512 (1952)—15:7
- Pender v. Speight, 159 N.C. 612, 75 S.E. 851 (1912)—14:4, 14:5
- Pendergrast v. Aiken, 293 N.C. 201, 236 S.E.2d 787 (1977)—16:10, 31:4
- Pendleton v. Electric Light Co. of Elizabeth City, 121 N.C. 20, 27 S.E. 1003 (1897)—5:3
- Penland v. Wells, 201 N.C. 173, 159 S.E. 423 (1931)—21:2
- Penner v. Elliott, 225 N.C. 33, 33 S.E.2d 124 (1945)—2:2, 36:9
- Pentuff v. Park, 194 N.C. 146, 138 S.E. 616, 53 A.L.R. 626 (1927)—36:9
- Perfecting Service Co. v. Product Development & Sales Co., 259 N.C. 400, 131 S.E.2d 9 (1963)—1:5, 2:8, 7:1, 12:1, 17:1
- Performance Motors, Inc. v. Allen, 280 N.C. 385, 186 S.E.2d 161, 10 U.C.C. Rep. Serv. 568 (1972)—35:11
- Perkins v. American Mut. Fire Ins. Co., 4 N.C. App. 466, 167 S.E.2d 93 (1969)—9:1, 18:1, 27:4, 27:6
- Perkins v. Helms, 133 N.C. App. 620, 515 S.E.2d 906 (1999)—30:19
- Perkins v. Langdon, 237 N.C. 159, 74 S.E.2d 634 (1953)—2:8, 28:11
- Pernell v. City of Henderson, 220 N.C. 79, 16 S.E.2d 449 (1941)—31:7, 31:9
- Perry v. Farmers' Mut. Fire Ins. Ass'n, 139 N.C. 374, 51 S.E. 1025 (1905)—14:5
- Perry v. Gibson, 247 N.C. 212, 100 S.E.2d 341 (1957)—37:1
- Perry v. Kelford Coca-Cola Bottling Co., 196 N.C. 690, 146 S.E. 805 (1929)—32:5
- Perry v. Seaboard Air Line R. Co., 171 N.C. 158, 88 S.E. 156 (1916)—15:10
- Perry v. Tupper, 70 N.C. 538, 1874 WL 2459 (1874)—28:9
- Perry-Griffin Foundation v. Proctor, 107 N.C. App. 528, 421 S.E.2d 186 (1992)—1:7
- Personnel Adm'r of Massachusetts v. Feeney, 442 U.S. 256, 99 S. Ct. 2282, 60 L. Ed. 2d 870, 19 Fair Empl. Prac. Cas. (BNA) 1377, 19 Empl. Prac. Dec. (CCH) ¶ 9240 (1979)—20:5
- Peterson v. Johnson, 28 N.C. App. 527, 221 S.E.2d 920 (1976)—12:4
- Petty v. Housing Authority of City of Charlotte, 90 N.C. App. 559, 369 S.E.2d 612 (1988)—8:10
- Pharr v. Beck, 147 N.C. App. 268, 554 S.E.2d 851 (2001)—22:3

TABLE OF CASES

- Pharr v. Garibaldi, 252 N.C. 803, 115 S.E.2d 18 (1960)—29:9
- Pharr v. Worley, 125 N.C. App. 136, 479 S.E.2d 32, 114 Ed. Law Rep. 1248 (1997)—23:21
- PHC, Inc. v. North Carolina Farm Bureau Mut. Ins. Co., 129 N.C. App. 801, 501 S.E.2d 701 (1998)—27:4
- Phelps v. Duke Power Co., 324 N.C. 72, 376 S.E.2d 238 (1989)—8:3
- Phelps v. Duke Power Co., 76 N.C. App. 222, 332 S.E.2d 715 (1985)—4:3
- Phelps v. Duke Power Co., 86 N.C. App. 455, 358 S.E.2d 89 (1987)—7:3
- Phifer v. Commissioners of Cabarrus County, 157 N.C. 150, 72 S.E. 852 (1911)—16:11
- Phillips v. Alston, 257 N.C. 255, 125 S.E.2d 580 (1962)—27:10, 27:11
- Phillips v. Chesson, 231 N.C. 566, 58 S.E.2d 343 (1950)—1:2, 2:1, 7:2, 7:3, 33:1
- Phillips v. Hassett Min. Co., 244 N.C. 17, 92 S.E.2d 429 (1956)—10:2, 10:4
- Phillips v. North Carolina Dept. of Transp., 80 N.C. App. 135, 341 S.E.2d 339 (1986)—23:10, 26:6
- Phillips v. Parton, 59 N.C. App. 179, 296 S.E.2d 317 (1982)—17:17
- Phillips v. Restaurant Management of Carolina, L.P., 146 N.C. App. 203, 552 S.E.2d 686, 45 U.C.C. Rep. Serv. 2d 790 (2001)—4:10, 32:1
- Phillips v. Seaboard Air Line Ry., 172 N.C. 86, 89 S.E. 1057 (1916)—15:13
- Phillips v. Smith, 4 N.C. 87, 1 Car. L. Rep. 475, 1814 WL 150 (1814)—33:13
- Phillips v. Stowe Mills, Inc., 5 N.C. App. 150, 167 S.E.2d 817 (1969)—28:3
- Phillips v. Universal Underwriters Ins. Co., 43 N.C. App. 56, 257 S.E.2d 671 (1979)—1:5, 2:1, 4:1
- Phillips by Phillips v. State Farm Mut. Auto. Ins. Co., 129 N.C. App. 111, 497 S.E.2d 325 (1998)—27:16
- Phipps v. Bagwell, 203 N.C. 420, 166 S. E. 327 (1932)—25:2
- Pickard v. Burlington Belt Corp., 2 N.C. App. 97, 162 S.E.2d 601 (1968)—14:5, 14:6
- Pickard Roofing Co., Inc. v. Barbour, 94 N.C. App. 688, 381 S.E.2d 341 (1989)—8:2
- Pickelsimer v. Pickelsimer, 257 N.C. 696, 127 S.E.2d 557 (1962)—17:11
- Pickett v. Atlantic Coast Line R. Co., 153 N.C. 148, 69 S.E. 8 (1910)—11:21
- Piedmont Aviation, Inc. v. Raleigh-Durham Airport Authority, 288 N.C. 98, 215 S.E.2d 552 (1975)—23:1
- Piedmont Institute of Pain Management v. Staton Foundation, 157 N.C. App. 577, 581 S.E.2d 68 (2003)—2:8, 36:11
- Piedmont Plastics, Inc. v. Mize Co., Inc., 58 N.C. App. 135, 293 S.E.2d 219 (1982)—35:2
- Piedmont Triad Regional Water

NORTH CAROLINA LAW OF DAMAGES

- Authority v. Lamb, 150 N.C. App. 594, 564 S.E.2d 71 (2002)—11:29
- Pierce v. American Fidelity Fire Ins. Co., 240 N.C. 567, 83 S.E.2d 493 (1954)—27:10
- Pierce v. Piver, 45 N.C. App. 111, 262 S.E.2d 320 (1980)—38:1
- Pierson v. Buyher, 330 N.C. 182, 409 S.E.2d 903 (1991)—27:16
- Pike v. Wachovia Bank & Trust Co., 274 N.C. 1, 161 S.E.2d 453 (1968)—2:4, 3:2, 7:1, 25:1
- Pilot Freight Carriers, Inc. v. David G. Allen Co., Inc., 22 N.C. App. 442, 206 S.E.2d 750 (1974)—17:2, 17:3
- Pinehurst, Inc. v. O'Leary Bros. Realty, Inc., 79 N.C. App. 51, 338 S.E.2d 918 (1986)—29:7
- Pinkston v. Connor, 63 N.C. App. 628, 306 S.E.2d 132 (1983)—30:16
- Pinsky v. U.S., 203 F.2d 7 (9th Cir. 1953)—34:2
- Pipkin v. Thomas & Hill, Inc., 33 N.C. App. 710, 236 S.E.2d 725 (1977)—7:1, 17:1, 32:4
- Pittman v. International Paper Co., 132 N.C. App. 151, 510 S.E.2d 705 (1999)—20:12
- Pittman v. North Carolina Dept. of Transp., 97 N.C. App. 658, 389 S.E.2d 275 (1990)—23:10, 26:7, 30:16
- Pittman v. Snedeker, 264 N.C. 55, 140 S.E.2d 740 (1965)—10:4
- Pittman v. Twin City Laundry & Cleaners, 61 N.C. App. 468, 300 S.E.2d 899 (1983)—20:12
- Pittsburgh Steel Co. v. Davidson Hardware Co., 175 N.C. 450, 95 S.E. 896 (1918)—14:4
- Pittsburg, J.E. & E.R. Co. v. Wakefield Hardware Co., 135 N.C. 73, 47 S.E. 234 (1904)—13:2
- Pittsburg, J., E. & E.R. Co. v. Wakefield Hardware Co., 143 N.C. 54, 55 S.E. 422 (1906)—28:12
- Pleasant v. Johnson, 312 N.C. 710, 325 S.E.2d 244, 57 A.L.R.4th 873 (1985)—4:3, 4:4, 20:12
- Pleasant v. Motors Ins. Co., 280 N.C. 100, 185 S.E.2d 164 (1971)—22:6
- Pleasant Valley Promenade v. Lechmere, Inc., 120 N.C. App. 650, 464 S.E.2d 47 (1995)—17:1
- Plemmons by Teeter v. City of Gastonia, 62 N.C. App. 470, 302 S.E.2d 905, 11 Ed. Law Rep. 720 (1983)—23:21
- Plow v. Bug Man Exterminators, Inc., 57 N.C. App. 159, 290 S.E.2d 787, 32 A.L.R.4th 678 (1982)—7:3, 33:1
- Poindexter v. First Nat. Bank of Winston-Salem, 244 N.C. 191, 92 S.E.2d 773, 58 A.L.R.2d 360 (1956)—21:1
- Polikoff v. Finance Service Co., 205 N.C. 631, 172 S.E. 356 (1934)—11:8
- Polk v. Biles, 92 N.C. App. 86, 373 S.E.2d 570 (1988)—1:9
- Pollard v. Smith, 90 N.C. App. 585, 369 S.E.2d 84 (1988)—20:12

TABLE OF CASES

- Pollock v. Sound Chevrolet Co., 1 N.C. App. 377, 161 S.E.2d 642 (1968)—30:11
- Ponder v. Budweiser of Asheville, Inc., 30 N.C. App. 200, 226 S.E.2d 539 (1976)—2:2, 2:8
- Poole v. Copland, Inc., 348 N.C. 260, 498 S.E.2d 602, 13 I.E.R. Cas. (BNA) 1739 (1998)—2:3
- Poole v. Poole, 210 N.C. 536, 187 S.E. 777 (1936)—11:41
- Poole & Kent Corp. v. C. E. Thurston & Sons, Inc., 286 N.C. 121, 209 S.E.2d 450, 88 L.R.R.M. (BNA) 2151, 76 Lab. Cas. (CCH) ¶ 53572 (1974)—20:13
- Poovey v. City of Hickory, 210 N.C. 630, 188 S.E. 78 (1936)—31:3
- Porter v. Grimsley, 98 N.C. 550, 4 S.E. 529 (1887)—8:1
- Porter v. Leneave, 119 N.C. App. 343, 458 S.E.2d 513 (1995)—37:11
- Porter v. Warner Holding Co., 328 U.S. 395, 66 S. Ct. 1086, 90 L. Ed. 1332 (1946)—34:2
- Porterfield v. Goldkuhle, 137 N.C. App. 376, 528 S.E.2d 71 (2000)—9:2, 9:7
- Poteat v. Robinson, 90 N.C. App. 764, 370 S.E.2d 61 (1988)—21:3
- Potter v. Hileman Laboratories, Inc., 150 N.C. App. 326, 564 S.E.2d 259 (2002)—29:12
- Potter v. Homestead Preservation Ass'n, 330 N.C. 569, 412 S.E.2d 1 (1992)—14:9
- Potts v. Howser, 274 N.C. 49, 161 S.E.2d 737 (1968)—1:9, 2:3, 3:1, 3:2, 36:1
- Powder Power Tool Corp. v. Powder Actuated Tool Co., 230 F.2d 409, 108 U.S.P.Q. (BNA) 155 (7th Cir. 1956)—14:5
- Powe v. Odell, 312 N.C. 410, 322 S.E.2d 762 (1984)—8:10
- Powell v. Parker, 62 N.C. App. 465, 303 S.E.2d 225 (1983)—7:3, 12:6, 37:9
- Powell v. Wold, 88 N.C. App. 61, 362 S.E.2d 796 (1987)—36:11
- Powers v. Fales, 61 N.C. App. 516, 301 S.E.2d 123 (1983)—12:2
- Prater v. King, 73 Ga. App. 393, 37 S.E.2d 155 (1946)—11:16
- Pratt v. Central Upholstery Co., 252 N.C. 716, 115 S.E.2d 27 (1960)—20:12
- Precythe v. Atlantic Coast Line R. Co., 230 N.C. 195, 52 S.E.2d 360 (1949)—15:1
- Precythe v. Atlantic Coast Line R. R., 230 N.C. 195, 52 S.E.2d 360 (1949)—15:1
- Prevette v. Clark Equipment Co., 62 N.C. App. 272, 302 S.E.2d 639 (1983)—20:12
- Prevette v. Wilkes General Hospital, Inc., 37 N.C. App. 425, 246 S.E.2d 91 (1978)—28:4
- Preyer v. Parker, 257 N.C. 440, 125 S.E.2d 916 (1962)—8:8
- Price v. Deal, 90 N.C. 290, 1884 WL 1817 (1884)—33:13
- Price v. Goodman, 226 N.C. 223, 37 S.E.2d 592 (1946)—2:4
- Price v. J. C. Penney Co., Inc., 26 N.C. App. 249, 216 S.E.2d 154 (1975)—11:19
- Price v. North Carolina Dept. of Correction, 103 N.C. App.

NORTH CAROLINA LAW OF DAMAGES

- 609, 406 S.E.2d 906 (1991)—23:10
- Price v. Seaboard Air Line R. R., 274 N.C. 32, 161 S.E.2d 590 (1968)—22:5
- Priddy v. Cone Mills Corp., 58 N.C. App. 720, 294 S.E.2d 743 (1982)—20:12
- Pridgen v. Callaway, 44 N.C. App. 163, 260 S.E.2d 441 (1979)—33:6
- Pridgen v. Long, 177 N.C. 189, 98 S.E. 451 (1919)—33:13
- Pritchard v. Scott, 254 N.C. 277, 118 S.E.2d 890 (1961)—26:2
- Process Components, Inc. v. Baltimore Aircoil Co., Inc., 89 N.C. App. 649, 366 S.E.2d 907 (1988)—2:8
- Proctor, Matter of Estate of, 79 N.C. App. 646, 340 S.E.2d 138 (1986)—37:5
- Proctor v. North Carolina Farm Bureau Mut. Ins. Co., 107 N.C. App. 26, 418 S.E.2d 680 (1992)—27:30
- Proctor v. North Carolina Farm Bureau Mut. Ins. Co., 335 N.C. 533, 439 S.E.2d 112 (1994)—27:30
- Proctor v. North Carolina Farm Bureau Mut. Ins. Co., 90 N.C. App. 746, 370 S.E.2d 258 (1988)—27:30
- Proctor v. State Highway and Public Works Commission, 230 N.C. 687, 55 S.E.2d 479 (1949)—16:1
- Productive Tool Corp. v. Pilot Freight Carriers, 33 N.C. App. 241, 234 S.E.2d 758 (1977)—15:1
- Productive Tool Corp. v. Pilot Freight Carriers, Inc., 33 N.C. App. 241, 234 S.E.2d 758 (1977)—15:2, 15:13
- Property Shop, Inc. v. Mountain City Inv. Co., 56 N.C. App. 644, 290 S.E.2d 222 (1982)—33:10
- Pruitt v. Bethell, 174 N.C. 454, 93 S.E. 945 (1917)—31:6
- Pruitt v. Knight Pub. Co., 289 N.C. 254, 221 S.E.2d 355 (1976)—20:11
- Pruitt v. Powers, 128 N.C. App. 585, 495 S.E.2d 743 (1998)—12:5
- Public Service Co. of N. C., Inc. v. Kiser, 9 N.C. App. 202, 175 S.E.2d 686 (1970)—16:8, 16:13
- Pugh v. Newbern, 193 N.C. 258, 136 S.E. 707, 58 A.L.R. 617 (1927)—14:9
- Pulley v. Pulley, 255 N.C. 423, 121 S.E.2d 876 (1961)—11:32
- Pulliam v. City of Greensboro, 103 N.C. App. 748, 407 S.E.2d 567 (1991)—23:1
- Purcell v. Richmond & D.R. Co., 108 N.C. 414, 12 S.E. 954 (1891)—15:9
- Purdy v. Brown, 307 N.C. 93, 296 S.E.2d 459 (1982)—9:7, 11:32, 27:4
- Pure Oil Co. of the Carolinas v. Baars, 224 N.C. 612, 31 S.E.2d 854 (1944)—11:2
- Purgason v. Dillon, 9 N.C. App. 529, 176 S.E.2d 889 (1970)—1:9
- Puryear v. Cooper, 2 N.C. App. 517, 163 S.E.2d 299 (1968)—30:16

Q

- Quadro Stations, Inc. v. Gilley, 7 N.C. App. 227, 172 S.E.2d 237, 1970 Trade Cas. (CCH) ¶ 73144 (1970)—29:7

TABLE OF CASES

- Quality Inns Intern. Inc. v. Booth, Fish, Simpson, Harrison and Hall, 58 N.C. App. 1, 292 S.E.2d 755 (1982)—36:15
- Quate v. Caudle, 95 N.C. App. 80, 381 S.E.2d 842 (1989)—29:7
- R**
- Rabon v. Atlantic Coast Line R. Co., 149 N.C. 59, 62 S.E. 743 (1908)—15:2
- Rabon v. Rowan Memorial Hospital, Inc., 269 N.C. 1, 152 S.E.2d 485 (1967)—36:16
- Raburn v. Pennsylvania Casualty Co., 141 N.C. 425, 54 S.E. 283 (1906)—7:2
- Raburn v. Pennsylvania Casualty Co., 142 N.C. 376, 55 S.E. 296 (1906)—18:8
- Radford v. Norris, 63 N.C. App. 501, 305 S.E.2d 64 (1983)—1:9, 2:9
- Radzisz v. Harley Davidson of Metrolina, 346 N.C. 84, 484 S.E.2d 566 (1997)—20:12
- Raftery v. Wm. C. Vick Const. Co., 291 N.C. 180, 230 S.E.2d 405 (1976)—37:1, 37:3
- Raleigh, City of v. Hollingsworth, 96 N.C. App. 260, 385 S.E.2d 513 (1989)—16:18
- Ramsbottom v. Atlantic Coast Line R. Co., 138 N.C. 38, 50 S.E. 448 (1905)—15:14
- Ramsey v. Ramsey, 16 N.C. App. 614, 192 S.E.2d 664 (1972)—30:15
- Randleman, City of v. Hinshaw, 267 N.C. 136, 147 S.E.2d 902 (1966)—23:17
- R-Anell Homes, Inc. v. Alexander & Alexander, Inc., 62 N.C. App. 653, 303 S.E.2d 573 (1983)—27:16
- Rankin v. Helms, 244 N.C. 532, 94 S.E.2d 651 (1956)—12:2, 12:4
- Rannbury-Kobee Corp. v. Miller Mach. Co., Inc., 49 N.C. App. 413, 271 S.E.2d 554 (1980)—2:8, 7:1
- Ransom v. Blair, 62 N.C. App. 71, 302 S.E.2d 306, 53 A.L.R.4th 351 (1983)—4:1, 4:6
- Rape v. Lyerly, 23 N.C. App. 241, 208 S.E.2d 712 (1974)—17:4
- Raper v. Byrum, 265 N.C. 269, 144 S.E.2d 38 (1965)—37:14
- Raper v. McCrory-McLellan Corp., 259 N.C. 199, 130 S.E.2d 281 (1963)—14:6
- Rappaport v. Days Inn of America, Inc., 296 N.C. 382, 250 S.E.2d 245 (1979)—36:1
- Rappe v. Carr, 4 N.C. App. 497, 167 S.E.2d 48 (1969)—23:1
- Raritan River Steel Co. v. Cherry, Bekaert & Holland, 101 N.C. App. 1, 398 S.E.2d 889 (1990)—17:28
- Rawls v. Lampert, 58 N.C. App. 399, 293 S.E.2d 620 (1982)—11:18
- Ray v. Young, 154 N.C. App. 492, 572 S.E.2d 216 (2002)—36:20
- Ray D. Lowder, Inc. v. North Carolina State Highway Commission, 26 N.C. App. 622, 217 S.E.2d 682 (1975)—26:5
- Raymond U v. Duke University, 91 N.C. App. 171, 371

NORTH CAROLINA LAW OF DAMAGES

- S.E.2d 701, 49 Ed. Law Rep. 410 (1988)—8:3, 36:9, 36:12
- RDC, Inc. v. Brookleigh Builders, Inc. by Burns, 309 N.C. 182, 305 S.E.2d 722 (1983)—29:3
- Rea v. Universal C. I. T. Credit Corp., 257 N.C. 639, 127 S.E.2d 225 (1962)—1:4, 29:2
- Reap v. City of Albemarle, 16 N.C. App. 171, 191 S.E.2d 373 (1972)—31:9
- Rector v. Roberts, 264 N.C. 324, 141 S.E.2d 482 (1965)—30:8
- Rector v. Southern Coal Co., 192 N.C. 804, 136 S.E. 113 (1926)—36:20
- Redden v. Toms, 211 N.C. 312, 190 S.E. 490 (1937)—11:40
- Redding v. Shelton's Harley Davidson, Inc., 139 N.C. App. 816, 534 S.E.2d 656 (2000)—36:10
- Reddington v. Thomas, 45 N.C. App. 236, 262 S.E.2d 841 (1980)—14:9
- Redditt v. Singer Mfg. Co., 124 N.C. 100, 32 S.E. 392 (1899)—14:6
- Redevelopment Commission of City of Durham v. Holman, 30 N.C. App. 395, 226 S.E.2d 848 (1976)—7:4, 7:6
- Redevelopment Commission of Hendersonville v. Hyder, 20 N.C. App. 241, 201 S.E.2d 236 (1973)—9:1, 9:4
- Redevelopment Commission of High Point v. Denny Roll & Panel Co., 273 N.C. 368, 159 S.E.2d 861 (1968)—12:2, 12:3
- Redevelopment Commission of Winston-Salem v. Weatherman, 23 N.C. App. 136, 208 S.E.2d 412 (1974)—9:4, 12:3
- Red Hill Hosiery Mill, Inc. v. MagneTek, Inc., 138 N.C. App. 70, 530 S.E.2d 321 (2000)—32:2
- Redmond v. Lilly, 273 N.C. 446, 160 S.E.2d 287 (1968)—1:7
- Reed's Jewelers, Inc. v. ADT Co., 43 N.C. App. 744, 260 S.E.2d 107 (1979)—5:1, 17:5
- Reese v. Barbee, 129 N.C. App. 823, 501 S.E.2d 698 (1998)—27:28
- Reeves v. Hill, 272 N.C. 352, 158 S.E.2d 529 (1968)—30:4
- Register v. Great Atlantic & Pac. Tea Co., 235 F. Supp. 847 (E.D. N.C. 1964)—11:29
- Reichhold Chemicals, Inc. v. Goel, 146 N.C. App. 137, 555 S.E.2d 281, 18 I.E.R. Cas. (BNA) 287 (2001)—2:8
- Reichler v. Tillman, 21 N.C. App. 38, 203 S.E.2d 68 (1974)—11:35
- Reid v. City Coach Co., 215 N.C. 469, 2 S.E.2d 578, 123 A.L.R. 140 (1939)—22:7
- Reid v. Eckerds Drugs, Inc., 40 N.C. App. 476, 253 S.E.2d 344, 26 U.C.C. Rep. Serv. 20 (1979)—30:12
- Reid v. Holden, 242 N.C. 408, 88 S.E.2d 125 (1955)—36:8
- Reid v. Smith, 5 N.C. App. 646, 169 S.E.2d 14 (1969)—37:4
- Reidsville, City of v. Burton, 269 N.C. 206, 152 S.E.2d 147 (1967)—11:18
- Reidsville, City of v. Slade, 224 N.C. 48, 29 S.E.2d 215 (1944)—16:19
- Reis v. Hoots, 131 N.C. App. 721, 509 S.E.2d 198 (1998)—2:4, 17:1
- Reliable Trucking Co. v. Payne,

TABLE OF CASES

- 233 N.C. 637, 65 S.E.2d 132 (1951)—2:2, 2:8
- Rental Towel & Uniform Service v. Bynum Intern., Inc., 304 N.C. 174, 282 S.E.2d 426 (1981)—5:3
- Renwick v. News and Observer Pub. Co., 310 N.C. 312, 312 S.E.2d 405, 10 Media L. Rep. (BNA) 1443, 57 A.L.R.4th 1 (1984)—36:9
- Renwick v. News and Observer Pub. Co., 63 N.C. App. 200, 304 S.E.2d 593 (1983)—36:9
- Responsible Citizens in Opposition to Flood Plain Ordinance v. City of Asheville, 308 N.C. 255, 302 S.E.2d 204 (1983)—16:2
- Reynolds v. Taylor, 144 N.C. 165, 56 S.E. 871 (1907)—28:8
- Reynolds' Estate, In re, 221 N.C. 449, 20 S.E.2d 348 (1942)—21:3
- R. H. Bouligny, Inc. v. United Steelworkers of America, AFL-CIO, 270 N.C. 160, 154 S.E.2d 344, 65 L.R.R.M. (BNA) 2886 (1967)—14:6, 36:9
- Rhinehardt v. North Carolina Mut. Life Ins. Co., 254 N.C. 671, 119 S.E.2d 614 (1961)—27:8
- Rhodes v. City of Asheville, 230 N.C. 134, 52 S.E.2d 371 (1949)—23:7
- Rhodes v. Jones, 232 N.C. 547, 61 S.E.2d 725 (1950)—36:11
- Rhyne v. K-Mart Corp., 149 N.C. App. 672, 562 S.E.2d 82, 103 A.L.R.5th 693 (2002), review on additional issues allowed, 357 N.C. 63, 579 S.E.2d 393 (2003) and—4:10
- Rhyne v. Rhyne, 160 N.C. 559, 76 S.E. 469 (1912)—5:1
- Rhyne v. Sheppard, 224 N.C. 734, 32 S.E.2d 316 (1944)—33:2
- Richards v. U.S., 369 U.S. 1, 82 S. Ct. 585, 7 L. Ed. 2d 492 (1962)—37:2
- Richardson v. Carolina Bank, 59 N.C. App. 494, 297 S.E.2d 197 (1982)—22:8
- Richardson v. North Carolina Dept. of Correction, 345 N.C. 128, 478 S.E.2d 501 (1996)—20:12, 23:10
- Richardson v. Richardson, 261 N.C. 521, 135 S.E.2d 532 (1964)—1:7
- Richard W. Cooper Agency, Inc. v. Irwin Yacht and Marine Corp., 46 N.C. App. 248, 264 S.E.2d 768, 28 U.C.C. Rep. Serv. 1318 (1980)—7:3, 32:1, 32:2, 32:4
- Ricker v. Rombough, 120 Cal. App. 2d Supp. 912, 261 P.2d 328 (App. Dep't Super. Ct. 1953)—28:10
- Rickert v. Rickert, 282 N.C. 373, 193 S.E.2d 79 (1972)—9:5
- Riddick v. Whitaker, 13 N.C. App. 416, 185 S.E.2d 602 (1972)—30:16
- Ridge v. Norfolk Southern R. Co., 167 N.C. 510, 83 S.E. 762 (1914)—20:8
- Ridge Community Investors, Inc. v. Berry, 293 N.C. 688, 239 S.E.2d 566 (1977)—11:6
- Ridley v. Seaboard & R.R. Co., 118 N.C. 996, 24 S.E. 730 (1896)—11:21
- Riggan v. North Carolina State

NORTH CAROLINA LAW OF DAMAGES

- Highway Patrol, a Div. of North Carolina Dept. of Crime Control and Public Safety, 61 N.C. App. 69, 300 S.E.2d 252 (1983)—30:5
- Rigo Mfg. Co. v. Pridgen, 215 N.C. 247, 1 S.E.2d 563 (1939)—15:13
- Riley v. Debaer, 144 N.C. App. 357, 547 S.E.2d 831(2001)—36:1
- Ringgold v. Land, 212 N.C. 369, 193 S.E. 267 (1937)—2:2
- Ripellino v. North Carolina School Boards Ass'n, Inc., 158 N.C. App. 423, 581 S.E.2d 88, 177 Ed. Law Rep. 615 (2003)—23:21
- Rippey v. Miller, 33 N.C. 247, 11 Ired. 247, 1850 WL 1304 (1850)—4:2, 11:40
- Rippey v. Miller, 46 N.C. 479, 1 Jones 479, 1854 WL 1343 (1854)—8:3
- Ripple v. Mortgage & Acceptance Corporation, 193 N.C. 422, 137 S.E. 156 (1927)—8:8
- Ripple v. Stevenson, 223 N.C. 284, 25 S.E.2d 836 (1943)—14:9
- Rissolo v. Sloop, 135 N.C. App. 194, 519 S.E.2d 766 (1999)—11:17, 36:16
- Rivera v. Moore-McCormack Lines, Inc., 238 F. Supp. 233 (S.D. N.Y. 1965)—11:16
- Rivers v. Rivers, 29 N.C. App. 172, 223 S.E.2d 568 (1976)—11:32
- Roach v. City of Lenoir, 44 N.C. App. 608, 261 S.E.2d 299 (1980)—23:2
- Robbins v. C. W. Myers Trading Post, Inc., 251 N.C. 663, 111 S.E.2d 884 (1960)—3:2, 5:1, 7:3, 12:2, 17:17
- Roberson v. Dale, 464 F. Supp. 680 (M.D. N.C. 1979)—2:2
- Roberson v. Williams, 240 N.C. 696, 83 S.E.2d 811 (1954)—36:11
- Roberts, In re, 290 F. 257 (E.D. Mich. 1923)—11:16
- Roberts v. Durham County Hospital Corp., 56 N.C. App. 533, 289 S.E.2d 875 (1982)—11:17, 36:16
- Roberts v. Edwards, 48 N.C. App. 714, 269 S.E.2d 745 (1980)—12:5
- Roberts v. First-Citizens Bank and Trust Co., 124 N.C. App. 713, 478 S.E.2d 809, 31 U.C.C. Rep. Serv. 2d 941 (1996)—20:1
- Roberts v. Pilot Freight Carriers, Inc., 273 N.C. 600, 160 S.E.2d 712 (1968)—1:9, 2:2, 2:8, 7:3
- Roberts v. Richmond & D.R. Co., 88 N.C. 560, 1883 WL 2405 (1883)—7:3, 15:14
- Roberts v. Southeastern Magnesia and Asbestos Co., 61 N.C. App. 706, 301 S.E.2d 742 (1983)—20:12
- Roberts v. Swain, 353 N.C. 246, 538 S.E.2d 566, 149 Ed. Law Rep. 905 (2000)—11:32
- Roberts v. Young, 120 N.C. App. 720, 464 S.E.2d 78 (1995)—1:10
- Robertson v. Stanley, 285 N.C. 561, 206 S.E.2d 190 (1974)—7:4, 11:29, 11:36, 36:1
- Robinson v. Duszynski, 36 N.C. App. 103, 243 S.E.2d 148 (1978)—4:3, 4:4, 36:16

TABLE OF CASES

- Robinson v. McAlhaney, 216 N.C. 674, 6 S.E.2d 517 (1940)—20:1
- Robinson v. Nash County, 43 N.C. App. 33, 257 S.E.2d 679 (1979)—23:7
- Robinson v. North Carolina Farm Bureau Ins. Co., 86 N.C. App. 44, 356 S.E.2d 392 (1987)—27:18
- Robinson v. Seaboard System R.R., Inc., 87 N.C. App. 512, 361 S.E.2d 909 (1987)—20:8
- Robinson v. Thomas, 244 N.C. 732, 94 S.E.2d 911 (1956)—28:3
- Robinson, Bradshaw & Hinson, P.A. v. Smith, 129 N.C. App. 305, 498 S.E.2d 841 (1998)—36:21
- Rocky Mount Mills v. Wilmington & W.R. Co., 119 N.C. 693, 25 S.E. 854 (1896)—15:3, 15:12, 15:14
- Rodd v. W. H. King Drug Co., 30 N.C. App. 564, 228 S.E.2d 35, 20 U.C.C. Rep. Serv. 345 (1976)—2:2, 11:9, 35:2, 35:14
- Rodgers v. Thompson, 256 N.C. 265, 123 S.E.2d 785 (1962)—10:7
- Rodin v. Merritt, 48 N.C. App. 64, 268 S.E.2d 539 (1980)—11:18
- Rodwell v. Camel City Coach Co., 205 N.C. 292, 171 S.E. 100 (1933)—1:6
- Rogers v. Hall, 227 N.C. 363, 42 S.E.2d 347 (1947)—28:11
- Rogers v. Moore, 86 N.C. 85, 1882 WL 2734 (1882)—8:9
- Rogers v. State Roads Commission, 227 Md. 560, 177 A.2d 850 (1962)—16:12
- Rogers v. T.J.X. Companies, Inc., 101 N.C. App. 99, 398 S.E.2d 610 (1990)—4:4
- Rogers v. T.J.X. Companies, Inc., 329 N.C. 226, 404 S.E.2d 664 (1991)—4:3
- Rollins v. Seaboard Air Line Ry., 146 N.C. 153, 59 S.E. 671 (1907)—15:3
- Roman v. Southland Transp. Co., 131 N.C. App. 571, 508 S.E.2d 543 (1998)—20:12
- Romines v. Wagstaff Motor Co., 120 Ga. App. 608, 171 S.E.2d 752, 7 U.C.C. Rep. Serv. 183 (1969)—5:5
- Ronald G. Hinson Elec., Inc. v. Union County Bd. of Educ., 125 N.C. App. 373, 481 S.E.2d 326 (1997)—11:4
- Roper v. Thomas, 60 N.C. App. 64, 298 S.E.2d 424 (1982)—14:9
- Rosanova v. Playboy Enterprises, Inc., 411 F. Supp. 440 (S.D. Ga. 1976)—36:9
- Roscower v. Bizzell, 199 N.C. 656, 155 S.E. 558 (1930)—14:5
- Rose v. Bank of Wadesboro, 217 N.C. 600, 9 S.E.2d 2 (1940)—25:1
- Rose v. Epley Motor Sales, 288 N.C. 53, 215 S.E.2d 573, 17 U.C.C. Rep. Serv. 731 (1975)—11:33, 35:14
- Rose v. Vulcan Materials Co., 15 N.C. App. 695, 190 S.E.2d 719, 1973-1 Trade Cas. (CCH) ¶ 74277 (1972)—17:6
- Rose v. Vulcan Materials Co., 282 N.C. 643, 194 S.E.2d 521, 1973-1 Trade Cas. (CCH) ¶ 74448, 67 A.L.R.3d 1 (1973)—2:9, 8:2, 17:6, 29:7

NORTH CAROLINA LAW OF DAMAGES

- Roseman v. Carolina Cent. R. Co., 112 N.C. 709, 16 S.E. 766 (1893)—15:8
- Rosenbloom v. Sinkoe, 211 N.C. 46, 188 S.E. 619 (1936)—17:18
- Rosenthal v. Perkins, 42 N.C. App. 449, 257 S.E.2d 63 (1979)—29:7, 36:11
- Roshelli v. Sperry, 57 N.C. App. 305, 291 S.E.2d 355 (1982)—11:37
- Roshelli v. Sperry, 63 N.C. App. 509, 305 S.E.2d 218 (1983)—11:19
- Ross v. Dellinger, 262 N.C. 589, 138 S.E.2d 226 (1964)—14:6
- Ross v. Perry, 281 N.C. 570, 189 S.E.2d 226, 54 A.L.R.3d 1165 (1972)—16:7, 16:9, 16:12, 28:16
- Ross v. Yelton, 39 N.C. App. 677, 251 S.E.2d 666 (1979)—12:5
- Ross Realty Co. v. First Citizens Bank & Trust Co., 296 N.C. 366, 250 S.E.2d 271 (1979)—33:16
- Roth v. Greensboro News Co., 214 N.C. 23, 197 S.E. 569 (1938)—36:9
- Rountree v. Thompson, 226 N.C. 553, 39 S.E.2d 523 (1946)—28:17
- Rouse v. Jones, 254 N.C. 575, 119 S.E.2d 628 (1961)—10:2, 30:4
- Rowark v. Homesley, 68 N.C. 91, 1873 WL 2071 (1873)—11:7
- Royal v. Armstrong, 136 N.C. App. 465, 524 S.E.2d 600 (2000)—33:18, 36:22
- Royal Indemnity Co. v. U.S., 313 U.S. 289, 61 S. Ct. 995, 85 L. Ed. 1361, 41-1 U.S. Tax Cas. (CCH) ¶ 9487, 25 A.F.T.R. (P-H) ¶ 1259 (1941)—1:8
- Rucker & Sheely Co. v. Willey, 174 N.C. 42, 93 S.E. 379 (1917)—28:3
- Rudder v. Lawton, 62 N.C. App. 277, 302 S.E.2d 487 (1983)—7:4
- Rushing v. Bivens, 132 N.C. 273, 43 S.E. 798 (1903)—8:8
- Rushing v. Polk, 258 N.C. 256, 128 S.E.2d 675 (1962)—30:8
- Russ v. Great American Ins. Companies, 121 N.C. App. 185, 464 S.E.2d 723 (1995)—20:7
- Russell v. Taylor, 37 N.C. App. 520, 246 S.E.2d 569 (1978)—4:4, 4:7, 11:3, 36:8
- Rutherford v. Bass Air Conditioning Co., 38 N.C. App. 630, 248 S.E.2d 887 (1978)—32:4
- Rutherford v. Bass Air Conditioning Co., Inc., 38 N.C. App. 630, 248 S.E.2d 887 (1978)—12:6
- Rutledge v. Tultex Corp./Kings Yarn, 308 N.C. 85, 301 S.E.2d 359 (1983)—20:12
- Ryan v. Reynolds, 190 N.C. 563, 130 S.E. 156 (1925)—28:14

S

- Sadler v. Purser, 12 N.C. App. 206, 182 S.E.2d 850 (1971)—11:12
- Safeguard Ins. Co. v. Wilmington Cold Storage Co., 267 N.C. 679, 149 S.E.2d 27 (1966)—27:12
- Sager v. W.M.C., Inc., 64 N.C. App. 546, 307 S.E.2d 585 (1983)—17:17

TABLE OF CASES

- Sain v. Love, 207 N.C. 588, 178 S.E. 98 (1935)—14:15
- Sale v. James, 15 N.C. App. 238, 189 S.E.2d 555 (1972)—36:6
- Sale v. State Highway and Public Works Commission, 242 N.C. 612, 89 S.E.2d 290 (1955)—1:5
- Salem Realty Co. v. Batson, 256 N.C. 298, 123 S.E.2d 744 (1962)—24:1
- Salem Towne Apartments, Inc. v. McDaniel & Sons Roofing Co., 330 F. Supp. 906 (E.D. N.C. 1970)—11:29
- Samons v. Meymandi, 9 N.C. App. 490, 177 S.E.2d 209 (1970)—7:4, 11:29, 36:10
- Sanders v. Davis, 25 N.C. App. 186, 212 S.E.2d 554 (1975)—36:20
- Sanders v. Dobbs Houses, Inc., 431 F.2d 1097, 2 Fair Empl. Prac. Cas. (BNA) 942, 2 Fair Empl. Prac. Cas. (BNA) 1053, 2 Empl. Prac. Dec. (CCH) ¶ 10290, 3 Empl. Prac. Dec. (CCH) ¶ 8019 (5th Cir. 1970)—20:5
- Sanders v. Ragan, 172 N.C. 612, 90 S.E. 777 (1916)—22:8
- Sanders v. Spaulding and Perkins, Ltd., 82 N.C. App. 680, 347 S.E.2d 866 (1986)—29:7, 36:11
- Sanders v. Town of Smithfield, 221 N.C. 166, 19 S.E.2d 630 (1942)—11:40
- Sanders v. Wilkerson, 285 N.C. 215, 204 S.E.2d 17 (1974)—12:2, 33:4
- Sanders by Sanders v. George A. Yancey Trucking Co., 62 N.C. App. 602, 303 S.E.2d 600 (1983)—12:4
- S & W Realty & Bonded Commercial Agency, Inc. v. Duckworth & Shelton, Inc., 274 N.C. 243, 162 S.E.2d 486 (1968)—33:10
- Sanger Lumber Co. v. Western Lumber Exchange, 11 F.2d 489 (C.C.A. 9th Cir. 1926)—34:2
- Sara Lee Corp. v. Carter, 351 N.C. 27, 519 S.E.2d 308, 15 I.E.R. Cas. (BNA) 1098 (1999)—29:7
- Sartin v. Carter, 76 N.C. App. 278, 332 S.E.2d 521 (1985)—11:5
- Sauls v. Charlotte Liberty Mut. Ins. Co., 62 N.C. App. 533, 303 S.E.2d 358 (1983)—27:8
- Saums v. Raleigh Community Hosp., 346 N.C. 760, 487 S.E.2d 746 (1997)—20:12
- Sawyer v. Carter, 71 N.C. App. 556, 322 S.E.2d 813 (1984)—36:1
- Sawyer v. Food Lion, Inc., 144 N.C. App. 398, 549 S.E.2d 867 (2001)—10:7
- Sawyer v. Gilmers, Inc., 189 N.C. 7, 126 S.E. 183, 41 A.L.R. 1184 (1925)—14:6
- Sawyer v. Norfolk & S.R. Co., 142 N.C. 1, 54 S.E. 793 (1906)—14:6
- Sawyer v. Norfolk Southern R. Co., 171 N.C. 13, 86 S.E. 166 (1915)—15:8
- Sayer v. Henderson, 225 N.C. 642, 35 S.E.2d 875 (1945)—11:8
- Scallon v. Hooper, 49 N.C. App. 113, 270 S.E.2d 496 (1980)—37:5
- Scallon v. Hooper, 58 N.C. App. 551, 293 S.E.2d 843 (1982)—11:32

NORTH CAROLINA LAW OF DAMAGES

- Scarlett v. Norwood, 115 N.C. 284, 20 S.E. 459 (1894)—11:38, 22:2, 37:4
- Schafer v. Southern Ry. Co., 266 N.C. 285, 145 S.E.2d 887 (1966)—12:4, 33:3
- Scheelky v. Koch, 119 N.C. 80, 25 S.E. 713 (1896)—28:12
- Schell v. Coleman, 65 N.C. App. 91, 308 S.E.2d 662 (1983)—11:26
- Schell v. Rice, 37 N.C. App. 377, 246 S.E.2d 61 (1978)—11:33
- Schloss v. Schloss, 273 N.C. 266, 160 S.E.2d 5 (1968)—9:5
- Schloss Outdoor Advertising Co. v. City of Charlotte, 50 N.C. App. 150, 272 S.E.2d 920 (1980)—16:8, 16:18
- Schmidt v. Breeden, 134 N.C. App. 248, 517 S.E.2d 171, 136 Ed. Law Rep. 1063 (1999)—23:7
- Schmidt v. Kellner, 307 Ill. 331, 138 N.E. 604 (1923)—21:7
- Schneider v. Brunk, 72 N.C. App. 560, 324 S.E.2d 922 (1985)—11:17
- Schofield v. Great Atlantic & Pac. Tea Co., Inc., 299 N.C. 582, 264 S.E.2d 56 (1980)—20:10
- Schrimpsher, In re, 143 N.C. App. 461, 546 S.E.2d 407 (2001)—34:3
- Schronce v. Coniglio, 124 N.C. App. 216, 476 S.E.2d 366 (1996)—11:37
- Schwartzbach v. Apple Baking Co., 109 N.C. App. 216, 426 S.E.2d 438 (1993)—14:4
- Scotland Neck, Town of v. Western Sur. Co., 301 N.C. 331, 271 S.E.2d 501 (1980)—23:12
- Scott v. Burlington Mills Corp., 245 N.C. 100, 95 S.E.2d 273, 39 L.R.R.M. (BNA) 2265, 31 Lab. Cas. (CCH) ¶ 70367 (1956)—20:1
- Scott v. Clark, 261 N.C. 102, 134 S.E.2d 181 (1964)—30:13
- Scott v. Foppe, 247 N.C. 67, 100 S.E.2d 238 (1957)—33:11
- Scott v. Kiker, 59 N.C. App. 458, 297 S.E.2d 142 (1982)—22:3
- Seaboard Industries, Inc. v. Blair, 10 N.C. App. 323, 178 S.E.2d 781 (1971)—17:13
- Seaman v. McQueen, 51 N.C. App. 500, 277 S.E.2d 118 (1981)—11:29
- Seawell v. Carolina Motor Club, 209 N.C. 624, 184 S.E. 540 (1936)—14:6
- Sebastian v. Kluttz, 6 N.C. App. 201, 170 S.E.2d 104 (1969)—22:3
- Security Nat. Bank v. Travelers' Ins. Co., 209 N.C. 17, 182 S.E. 702 (1935)—8:2, 27:5, 27:21
- Security Nat. Bank (Tarboro Unit) v. Bridgers, 207 N.C. 91, 176 S.E. 295 (1934)—14:4
- Seese v. Volkswagenwerk A.G., 648 F.2d 833, 8 Fed. R. Evid. Serv. 45 (3d Cir. 1981)—32:2
- Seibold v. City of Kinston, 268 N.C. 615, 151 S.E.2d 654 (1966)—23:1, 23:7
- Selby v. Taylor, 57 N.C. App. 119, 290 S.E.2d 767 (1982)—33:15
- Sellers v. Friedrich Refrigerators, Inc., 283 N.C. 79, 194 S.E.2d 817 (1973)—11:19

TABLE OF CASES

- Sessoms v. Roberson, 47 N.C. App. 573, 268 S.E.2d 24 (1980)—30:4
- Setzer v. Dunlap, 23 N.C. App. 362, 208 S.E.2d 710 (1974)—7:4
- Sexton v. Lilley, 4 N.C. App. 606, 167 S.E.2d 467 (1969)—17:19
- Shabaz v. Henn, 48 Ga. App. 441, 173 S.E. 249 (1934)—11:16
- Shankle v. Ingram, 133 N.C. 254, 45 S.E. 578 (1903)—11:17
- Shapiro v. Toyota Motor Co., Ltd., 38 N.C. App. 658, 248 S.E.2d 868 (1978)—23:4
- Sharp v. CSX Transp., Inc., 160 N.C. App. 241, 584 S.E.2d 888 (2003)—30:16
- Sharpe v. Grindstaff, 329 F. Supp. 405 (M.D. N.C. 1970)—11:29
- Sharpe v. Nationwide Mut. Fire Ins. Co., 62 N.C. App. 564, 302 S.E.2d 893 (1983)—17:7
- Sharpe v. Worland, 147 N.C. App. 782, 557 S.E.2d 110 (2001)—36:16
- Shaver v. N.C. Monroe Const. Co., 63 N.C. App. 605, 306 S.E.2d 519 (1983)—2:1, 4:5
- Shaw v. Baxley, 270 N.C. 740, 155 S.E.2d 256 (1967)—10:4
- Shaw v. Burton, 104 N.C. App. 113, 408 S.E.2d 199 (1991)—30:17
- Shaw v. Lee, 258 N.C. 609, 129 S.E.2d 288 (1963)—22:7
- Shaw v. Smith & Jennings, Inc., 130 N.C. App. 442, 503 S.E.2d 113 (1998)—20:12
- Shelby, City of v. Lackey, 236 N.C. 369, 72 S.E.2d 757 (1952)—11:33
- Shelby Building & Loan Ass'n v. Black, 215 N.C. 400, 2 S.E.2d 6 (1939)—33:16
- Shelton v. Fairley, 86 N.C. App. 147, 356 S.E.2d 917 (1987)—36:15
- Shepard v. Drucker & Falk, 63 N.C. App. 667, 306 S.E.2d 199 (1983)—28:1
- Shepherd v. Shepherd, 57 N.C. App. 680, 292 S.E.2d 169 (1982)—22:8
- Sherrill v. Little, 193 N.C. 736, 138 S.E. 14 (1927)—17:9
- Shew v. Southern Fire & Cas. Co., 307 N.C. 438, 298 S.E.2d 380 (1983)—27:2, 34:3
- Shields v. Nationwide Mut. Fire Ins. Co., 61 N.C. App. 365, 301 S.E.2d 439 (1983)—27:8
- Shope v. Boyer, 268 N.C. 401, 150 S.E.2d 771 (1966)—36:8
- Shore v. Farmer, 351 N.C. 166, 522 S.E.2d 73 (1999)—4:6
- Shore v. Shore, 15 N.C. App. 629, 190 S.E.2d 666 (1972)—9:5
- Shores v. Rabon, 251 N.C. 790, 112 S.E.2d 556 (1960)—27:25
- Short v. Bryant, 97 N.C. App. 327, 388 S.E.2d 205 (1990)—9:2
- Shortt v. Knob City Inv. Co., Inc., 58 N.C. App. 123, 292 S.E.2d 737 (1982)—33:10
- Shreve v. Combs, 54 N.C. App. 18, 282 S.E.2d 568 (1981)—7:6, 36:11
- Shreve v. Duke Power Co., 85 N.C. App. 253, 354 S.E.2d 357 (1987)—36:1
- Shugar v. Guill, 304 N.C. 332, 283 S.E.2d 507 (1981)—4:3, 4:4, 4:6, 4:8, 36:6

NORTH CAROLINA LAW OF DAMAGES

- Shugar v. Guill, 51 N.C. App. 466, 277 S.E.2d 126 (1981)—36:6
- Shuler v. Bryant, 14 N.C. App. 660, 188 S.E.2d 652 (1972)—13:12
- Shute v. Fisher, 270 N.C. 247, 154 S.E.2d 75 (1967)—17:14
- Shute v. Shute, 180 N.C. 386, 104 S.E. 764 (1920)—11:4
- Sides v. Cabarrus Memorial Hospital, Inc., 287 N.C. 14, 213 S.E.2d 297 (1975)—23:1
- Sides v. Duke University, 74 N.C. App. 331, 328 S.E.2d 818, 24 Ed. Law Rep. 1033, 1 I.E.R. Cas. (BNA) 512, 120 L.R.R.M. (BNA) 2091, 103 Lab. Cas. (CCH) ¶ 55512 (1985)—4:3, 4:6, 20:1
- Sierra Club v. Department of Interior, 376 F. Supp. 90, 6 Env 1561, 4 Env'tl. L. Rep. 20444 (N.D. Cal. 1974)—1:3
- Sigmund Sternberger Foundation, Inc. v. Tannenbaum, 273 N.C. 658, 161 S.E.2d 116 (1968)—21:6
- Silver v. North Carolina Bd. of Transp., 47 N.C. App. 261, 267 S.E.2d 49 (1980)—11:18
- Silverman v. Tate, 61 N.C. App. 670, 301 S.E.2d 732 (1983)—7:3, 11:6, 17:1
- Silvers v. Horace Mann Ins. Co., 90 N.C. App. 1, 367 S.E.2d 372 (1988)—27:27, 27:30
- Silverthorne v. Coastal Land Co., 42 N.C. App. 134, 256 S.E.2d 397 (1979)—9:3, 11:37
- Simmons v. C. W. Myers Trading Post, Inc., 56 N.C. App. 549, 290 S.E.2d 710, 33 U.C.C. Rep. Serv. 1339 (1982)—12:2, 29:6
- Simmons v. Wilder, 6 N.C. App. 179, 169 S.E.2d 480 (1969)—11:5, 27:9
- Simpson v. American Oil Co., 217 N.C. 542, 8 S.E.2d 813 (1940)—1:9
- Simpson v. American Oil Co., 219 N.C. 595, 14 S.E.2d 638 (1941)—32:1
- Simpson v. Hurst Performance, Inc., 437 F. Supp. 445 (M.D. N.C. 1977)—30:12
- Simpson v. Lee, 26 N.C. App. 712, 217 S.E.2d 80 (1975)—33:5, 33:6
- Simpson v. Plyler, 258 N.C. 390, 128 S.E.2d 843 (1963)—10:2, 10:4, 17:8
- Simrel v. Meeler, 238 N.C. 668, 78 S.E.2d 766 (1953)—12:2
- Sims v. Rea Const. Co., 25 N.C. App. 472, 213 S.E.2d 398 (1975)—11:19, 37:4
- Sims v. Ritter Const., Inc., 62 N.C. App. 52, 302 S.E.2d 293 (1983)—17:15
- Sims v. Virginia Homes Mfg. Corp., 32 N.C. App. 193, 231 S.E.2d 287 (1977)—32:4
- Sineath v. Katzis, 218 N.C. 740, 12 S.E.2d 671 (1941)—3:2, 3:3
- Singleton v. Haywood Elec. Membership Corp., 357 N.C. 623, 588 S.E.2d 871 (2003)—33:3
- Sink v. Moore, 267 N.C. 344, 148 S.E.2d 265 (1966)—30:5
- S. J. Groves & Sons and Co. v. State, 50 N.C. App. 1, 273 S.E.2d 465 (1980)—5:4, 18:1
- Skillman v. Phoenix Mut. Life Ins. Co., 258 N.C. 1, 127 S.E.2d 789 (1962)—27:20

TABLE OF CASES

- Skinner v. Maxwell, 66 N.C. 45, 1872 WL 2168 (1872)—22:5
- Skinner v. Whitley, 281 N.C. 476, 189 S.E.2d 230 (1972)—11:38, 22:7
- Slade v. Stadler, 150 N.C. App. 677, 564 S.E.2d 298 (2002)—36:20
- Slade's Will, In re, 214 N.C. 361, 199 S.E. 290 (1938)—9:9
- Slater v. Mexican Nat. R. Co., 194 U.S. 120, 24 S. Ct. 581, 48 L. Ed. 900 (1904)—11:8
- Sledge v. Reid, 73 N.C. 440, 1875 WL 2850 (1875)—2:5
- Sloan v. Miller Bldg. Corp., 128 N.C. App. 37, 493 S.E.2d 460 (1997)—11:19
- Sloan v. Piedmont Fire Ins. Co., 189 N.C. 690, 128 S.E. 2 (1925)—11:18
- Sloan v. Wells, 296 N.C. 570, 251 S.E.2d 449 (1979)—27:14
- Sloan & Sweeney v. Hart, 153 N.C. 183, 69 S.E. 50 (1910)—28:9
- Small v. Britt, 64 N.C. App. 533, 307 S.E.2d 771 (1983)—11:26
- Small v. Mallory, 250 N.C. 570, 108 S.E.2d 852 (1959)—30:8
- Small v. Morrison, 185 N.C. 577, 118 S.E. 12, 31 A.L.R. 1135 (1923)—22:7
- Smart v. Rodgers, 217 N.C. 560, 8 S.E.2d 833 (1940)—30:2
- Smart Online, Inc. v. Opensite Technologies, Inc., 2003 NCBC 5, 51 U.C.C. Rep. Serv. 2d 47 (N.C. Super. Ct. 2003)—35:1
- Smith, Matter of, 56 N.C. App. 142, 287 S.E.2d 440 (1982)—18:9
- Smith v. American & Efrid Mills, 305 N.C. 507, 290 S.E.2d 634 (1982)—20:12
- Smith v. Beasley, 298 N.C. 798, 259 S.E.2d 907 (1979)—7:4, 11:29
- Smith v. Camel City Cab Co., 227 N.C. 572, 42 S.E.2d 657 (1947)—15:7
- Smith v. Carr, 128 N.C. 150, 38 S.E. 732 (1901)—24:3
- Smith v. Childs, 112 N.C. App. 672, 437 S.E.2d 500 (1993)—36:15
- Smith v. City of Winston-Salem, 247 N.C. 349, 100 S.E.2d 835 (1957)—23:1
- Smith v. Corsat, 260 N.C. 92, 131 S.E.2d 894 (1963)—2:8, 36:2
- Smith v. Davis, 228 N.C. 172, 45 S.E.2d 51, 174 A.L.R. 643 (1947)—33:16
- Smith v. Dental Products Co., 140 F.2d 140, 60 U.S.P.Q. (BNA) 260 (C.C.A. 7th Cir. 1944)—14:5
- Smith v. Fiber Controls Co., 300 N.C. 669, 268 S.E.2d 504 (1980)—32:2
- Smith v. Ford Motor Co., 26 N.C. App. 181, 215 S.E.2d 376 (1975)—36:8
- Smith v. Ford Motor Co., 289 N.C. 71, 221 S.E.2d 282, 79 A.L.R.3d 651 (1976)—20:6
- Smith v. Gulf Oil Corp., 239 N.C. 360, 79 S.E.2d 880 (1954)—1:7
- Smith v. Holmes, 167 N.C. 561, 83 S.E. 833 (1914)—3:2, 3:3, 5:1
- Smith v. Jack Eckerd Corp., 101 N.C. App. 566, 400 S.E.2d 99 (1991)—4:4

NORTH CAROLINA LAW OF DAMAGES

- Smith v. Martin, 124 N.C. App. 592, 478 S.E.2d 228 (1996)—2:9
- Smith v. McDowell Furniture Co., 220 N.C. 155, 16 S.E.2d 685 (1941)—10:2, 10:4
- Smith v. Mercer, 276 N.C. 329, 172 S.E.2d 489 (1970)—37:1
- Smith v. Mitchell, 301 N.C. 58, 269 S.E.2d 608 (1980)—28:10
- Smith v. Morganton Ice Co., 159 N.C. 151, 74 S.E. 961 (1912)—4:4
- Smith v. Nationwide Mut. Ins. Co., 328 N.C. 139, 400 S.E.2d 44 (1991)—27:30
- Smith v. North Carolina Farm Bureau Mut. Ins. Co., 321 N.C. 60, 361 S.E.2d 571 (1987)—27:25
- Smith v. North Carolina Farm Bureau Mut. Ins. Co., 84 N.C. App. 120, 351 S.E.2d 774 (1987)—27:25
- Smith v. Pate, 246 N.C. 63, 97 S.E.2d 457 (1957)—27:12
- Smith v. Price, 74 N.C. App. 413, 328 S.E.2d 811 (1985)—9:5
- Smith v. Robinson, 343 F.2d 793 (4th Cir. 1965)—14:4
- Smith v. Simpson, 260 N.C. 601, 133 S.E.2d 474 (1963)—22:6, 30:8
- Smith v. Smith, 117 N.C. 348, 23 S.E. 270 (1895)—11:32
- Smith v. Smith, 65 N.C. App. 139, 308 S.E.2d 504 (1983)—28:10
- Smith v. Somers, 213 N.C. 209, 195 S.E. 382 (1938)—36:13
- Smith v. State, 289 N.C. 303, 222 S.E.2d 412 (1976)—1:3, 23:11
- Smith v. VonCannon, 283 N.C. 656, 197 S.E.2d 524 (1973)—36:18
- Smith v. Wal-Mart Stores, Inc., 128 N.C. App. 282, 495 S.E.2d 149, 83 A.L.R.5th 811 (1998)—11:9
- Smith Barney, Inc. v. Bardolph, 131 N.C. App. 810, 509 S.E.2d 255 (1998)—17:15
- Smith By and Through Smith, Estate of v. Underwood, 127 N.C. App. 1, 487 S.E.2d 807 (1997)—4:6
- Smithfield Improvement Co. v. Coley-Bardin, 156 N.C. 255, 72 S.E. 312 (1911)—28:1, 28:6
- Smith-Price v. Charter Behavioral Health Systems, 595 S.E.2d 778 (N.C. Ct. App. 2004)—36:1
- Smith-Price v. Charter Pines Behavioral Center, 160 N.C. App. 161, 584 S.E.2d 881 (2003)—20:12
- Snead v. Carolina Pre-Cast Concrete, Inc., 129 N.C. App. 331, 499 S.E.2d 470 (1998)—20:12
- Snead v. Holloman, 101 N.C. App. 462, 400 S.E.2d 91 (1991)—2:9
- Sneed v. Carolina Power and Light Co., 61 N.C. App. 309, 300 S.E.2d 563 (1983)—20:12, 22:4
- Snipes v. Snipes, 55 N.C. App. 498, 286 S.E.2d 591 (1982)—28:10
- SNML Corp. v. Bank of North Carolina, 41 N.C. App. 28, 254 S.E.2d 274 (1979)—11:33, 24:1
- Snow v. De Butts, 212 N.C. 120, 193 S.E. 224 (1937)—14:6

TABLE OF CASES

- Snuggs v. Stanly County Dept. of Public Health, 63 N.C. App. 86, 303 S.E.2d 646 (1983), reh'g in banc granted—20:5
- Snyder v. Freeman, 300 N.C. 204, 266 S.E.2d 593 (1980)—14:5
- Solomon v. Bates, 118 N.C. 311, 24 S.E. 478 (1896)—14:4, 14:5, 14:15
- Southeastern Drywall, Inc. v. Yeargin Const. Co., Inc., 25 N.C. App. 538, 214 S.E.2d 303 (1975)—17:4
- Southerland v. Kapp, 59 N.C. App. 94, 295 S.E.2d 602 (1982)—36:1
- Southern Bell Tel. & Tel. Co., Matter of, 30 N.C. App. 585, 227 S.E.2d 645 (1976)—29:7
- Southern Bldg. Maintenance, Inc. v. Osborne, 127 N.C. App. 327, 489 S.E.2d 892 (1997)—2:8
- Southern Nat. Bank of North Carolina v. Pockock, 29 N.C. App. 52, 223 S.E.2d 518, 19 U.C.C. Rep. Serv. 565 (1976)—11:29
- Southern Ry. Co. v. ADM Mill. Co., 58 N.C. App. 667, 294 S.E.2d 750 (1982)—17:10
- Southern Ry. Co. v. Dockery, 1 N.C. App. 195, 160 S.E.2d 537 (1968)—30:3
- Southern Ry. Co. v. Jeffco Fibres, Inc., 41 N.C. App. 694, 255 S.E.2d 749 (1979)—7:4
- Southland Associates Realtors, Inc. v. Miner, 65 N.C. App. 126, 308 S.E.2d 773 (1983)—33:10
- Sparks v. Mountain Breeze Restaurant and Fish House, Inc., 55 N.C. App. 663, 286 S.E.2d 575 (1982)—9:10
- Sparks v. Tennessee Mineral Products Corporation, 212 N.C. 211, 193 S.E. 31 (1937)—36:7
- Spartan Equipment Co. v. Air Placement Equipment Co., 263 N.C. 549, 140 S.E.2d 3 (1965)—20:6
- Spaugh v. City of Winston-Salem, 249 N.C. 194, 105 S.E.2d 610 (1958)—31:9
- Spears v. Service Distributing Co., 23 N.C. App. 445, 209 S.E.2d 382 (1974)—30:16
- Spears v. Service Distributing Co., 27 N.C. App. 646, 219 S.E.2d 817 (1975)—1:9
- Spector Industries, Inc. v. Mitchell, 63 N.C. App. 391, 305 S.E.2d 738 (1983)—17:15
- Speight Box & Panel Co. v. Ipock, 217 N.C. 375, 8 S.E.2d 243 (1940)—13:14
- Speight, by Speight v. Hinnant, 61 N.C. App. 711, 301 S.E.2d 520 (1983)—30:3
- Spence v. Spaulding and Perkins, Ltd., 82 N.C. App. 665, 347 S.E.2d 864 (1986)—29:7, 36:11
- Spencer v. Hamilton, 113 N.C. 49, 18 S.E. 167 (1893)—28:2
- Spivey v. Godfrey, 258 N.C. 676, 129 S.E.2d 253 (1963)—21:2
- Spivey v. Newman, 232 N.C. 281, 59 S.E.2d 844 (1950)—30:6
- Spratt v. Duke Power Co., 65 N.C. App. 457, 310 S.E.2d 38 (1983)—20:12
- Springs v. Atlantic Refining Co., 205 N.C. 444, 171 S.E. 635,

NORTH CAROLINA LAW OF DAMAGES

- 110 A.L.R. 474 (1933)—
28:17
- Sproles v. Greene, 100 N.C.
App. 96, 394 S.E.2d 691
(1990)—27:30
- Sproles v. Greene, 329 N.C. 603,
407 S.E.2d 497 (1991)—
27:30
- Sprout, Waldron & Co. v. Ward,
181 N.C. 372, 107 S.E. 214
(1921)—2:4
- Spruill v. Lake Phelps Volun-
teer Fire Dept., Inc., 351
N.C. 318, 523 S.E.2d 672
(2000)—23:7
- Squires v. Sorahan, 252 N.C.
589, 114 S.E.2d 277
(1960)—10:4
- Stack v. Seaboard Air Line Ry.
Co., 139 N.C. 366, 51 S.E.
1024 (1905)—11:21
- Stafford v. Barker, 129 N.C.
App. 576, 502 S.E.2d
1—23:7
- Staley v. Lingerfelt, 134 N.C.
App. 294, 517 S.E.2d 392
(1999)—11:24
- Stam v. State, 47 N.C. App. 209,
267 S.E.2d 335 (1980)—
37:1, 38:1
- Stamey v. North Carolina Self-
Insurance Guar. Ass'n, 131
N.C. App. 662, 507 S.E.2d
596 (1998)—20:12
- Stanback v. Stanback, 297 N.C.
181, 254 S.E.2d 611
(1979)—2:2, 2:4, 4:6, 4:8,
27:18, 36:1, 36:12, 38:1
- Standard Accident Ins. Co. v.
Harrison-Wright Co., 207
N.C. 661, 178 S.E. 235
(1935)—27:4
- Standard Amusement Co. v.
Tarkington, 247 N.C. 444,
101 S.E.2d 398 (1958)—1:7
- Stan D. Bowles Distributing Co.
v. Pabst Brewing Co., 69
N.C. App. 341, 317 S.E.2d
684, 39 U.C.C. Rep. Serv.
500 (1984)—2:5, 2:8, 4:6
- Stan D. Bowles Distributing Co.
v. Pabst Brewing Co., 80
N.C. App. 588, 343 S.E.2d
543 (1986)—2:5
- Stanford v. Owens, 46 N.C. App.
388, 265 S.E.2d 617
(1980)—2:2, 2:8, 11:10
- Stanley v. Harvey, 90 N.C. App.
535, 369 S.E.2d 382
(1988)—28:13
- Stanley v. Moore, 339 N.C. 717,
454 S.E.2d 225 (1995)—
28:13
- Stanley v. Retirement and
Health Benefits Division,
Dept. of State Treasurer, 55
N.C. App. 588, 286 S.E.2d
643, 2 Ed. Law Rep. 602
(1982)—23:13
- Starling v. Sproles, 66 N.C. App.
653, 311 S.E.2d 688
(1984)—29:7
- Starling v. Still, 126 N.C. App.
278, 485 S.E.2d 74 (1997)—
17:1
- Starnes v. Charlotte-
Mecklenburg Hospital Au-
thority, 28 N.C. App. 418,
221 S.E.2d 733 (1976)—
36:16
- Starnes v. Taylor, 272 N.C. 386,
158 S.E.2d 339 (1968)—
36:16
- Star Varifoam Corp. of America
v. Buffalo Reinsurance Co.,
64 N.C. App. 306, 307
S.E.2d 194 (1983)—27:3,
27:8
- State v. Alford, 298 N.C. 465,
259 S.E.2d 242 (1979)—18:7

TABLE OF CASES

- State v. Allen, 77 N.C. App. 142, 334 S.E.2d 410 (1985)—18:7
- State v. Atlantic Ice & Coal Co., 210 N.C. 742, 188 S.E. 412 (1936)—29:7
- State v. Avent, 253 N.C. 580, 118 S.E.2d 47 (1961)—28:13
- State v. Baker, 231 N.C. 136, 56 S.E.2d 424 (1949)—28:13
- State v. Barranco, 73 N.C. App. 502, 326 S.E.2d 903 (1985)—18:7
- State v. Bournais, 240 N.C. 311, 82 S.E.2d 115 (1954)—30:4
- State v. Cessna Aircraft Corp., 9 N.C. App. 557, 176 S.E.2d 796 (1970)—11:17
- State v. Chapman, 26 N.C. App. 66, 214 S.E.2d 789 (1975)—14:3
- State v. Cooke, 246 N.C. 518, 98 S.E.2d 885 (1957)—28:13
- State v. Corbett, 307 N.C. 169, 297 S.E.2d 553 (1982)—18:7
- State v. Crews, 284 N.C. 427, 201 S.E.2d 840 (1974)—18:7
- State v. Davenport, 156 N.C. 596, 72 S.E. 7 (1911)—28:13
- State v. Ellis, 262 N.C. 446, 137 S.E.2d 840 (1964)—11:28
- State v. Evans, 19 N.C. App. 731, 200 S.E.2d 213 (1973)—36:6
- State v. Franks, 262 N.C. 94, 136 S.E.2d 623, Blue Sky L. Rep. (CCH) ¶ 70646 (1964)—14:3
- State v. Gardner, 311 N.C. 489, 319 S.E.2d 591 (1984)—18:7
- State v. Grant, 57 N.C. App. 589, 291 S.E.2d 913 (1982)—36:6
- State v. Gray, 292 N.C. 270, 233 S.E.2d 905 (1977)—18:7
- State v. Grier, 307 N.C. 628, 300 S.E.2d 351 (1983)—12:4
- State v. Ice & Fuel Co., 166 N.C. 366, 81 S.E. 737 (1914)—14:6
- State v. Johnson, 282 N.C. 1, 191 S.E.2d 641 (1972)—11:32, 12:3, 16:8
- State v. Jones, 305 N.C. 520, 290 S.E.2d 675 (1982)—23:20
- State v. Killian, 37 N.C. App. 234, 245 S.E.2d 812 (1978)—34:3
- State v. Krebs, 64 N.C. 604, 1870 WL 1839 (1870)—14:6
- State v. Lambert, 40 N.C. App. 418, 252 S.E.2d 855 (1979)—34:3
- State v. Leary, 136 N.C. 578, 48 S.E. 570 (1904)—28:13
- State v. Malpass, 189 N.C. 349, 127 S.E. 248 (1925)—26:8
- State v. Marietta & N.G.R. Co., 108 N.C. 24, 12 S.E. 1041 (1891)—6:2
- State v. Maynard, 79 N.C. App. 451, 339 S.E.2d 666 (1986)—34:3
- State v. McNeill, 349 N.C. 634, 509 S.E.2d 415 (1998)—18:10
- State v. Milano, 297 N.C. 485, 256 S.E.2d 154 (1979)—12:4
- State v. Norfolk & S. Ry. Co., 152 N.C. 785, 67 S.E. 42 (1910)—14:6
- State v. Parks, 331 N.C. 649, 417 S.E.2d 467 (1992)—18:10
- State v. Phillips, 300 N.C. 678, 268 S.E.2d 452 (1980)—18:9
- State v. Rich, 13 N.C. App. 60, 185 S.E.2d 288 (1971)—18:9

NORTH CAROLINA LAW OF DAMAGES

- State v. Rowland Lumber Co., 153 N.C. 610, 69 S.E. 58 (1910)—14:6
- State v. Searcy, 37 N.C. App. 68, 245 S.E.2d 412 (1978)—16:18
- State v. Seufert, 49 N.C. App. 524, 271 S.E.2d 756 (1980)—14:3
- State v. Smith, 315 N.C. 76, 337 S.E.2d 833 (1985)—12:5
- State v. Stafford, 45 N.C. App. 297, 262 S.E.2d 695 (1980)—18:7
- State v. Stanley, 79 N.C. App. 379, 339 S.E.2d 668 (1986)—34:3
- State v. Steele, 27 N.C. App. 496, 219 S.E.2d 540 (1975)—12:4
- State v. Stevens, 295 N.C. 21, 243 S.E.2d 771 (1978)—12:6
- State v. Strickland, 276 N.C. 253, 173 S.E.2d 129 (1970)—12:5
- State v. Tatum, 291 N.C. 73, 229 S.E.2d 562 (1976)—18:7
- State v. U. S. Guarantee Co., 207 N.C. 725, 178 S.E. 550 (1935)—24:2
- State v. Vestal, 281 N.C. 517, 189 S.E.2d 152 (1972)—16:3
- State v. Wilson, 322 N.C. 117, 367 S.E.2d 589 (1988)—18:7
- State Distributing Corp. v. G.E. Bobbitt & Associates, Inc., 62 N.C. App. 530, 303 S.E.2d 349 (1983)—11:5, 17:7
- State Farm Life Ins. Co. v. Alison, 128 N.C. App. 74, 493 S.E.2d 329 (1997)—27:21
- State Farm Mut. Auto. Ins. Co. v. Campbell, 538 U.S. 408, 123 S. Ct. 1513, 155 L. Ed. 2d 585, Prod. Liab. Rep. (CCH) ¶ 16805, 60 Fed. R. Evid. Serv. 1349 (2003)—4:8
- State Farm Mut. Auto. Ins. Co. v. Fortin, 129 N.C. App. 839, 501 S.E.2d 351 (1998)—27:30
- State Farm Mut. Auto. Ins. Co. v. Holland, 324 N.C. 466, 380 S.E.2d 100 (1989)—10:4
- State Farm Mut. Auto. Ins. Co. v. Ingram, 288 N.C. 381, 218 S.E.2d 364 (1975)—4:9
- State Farm Mut. Auto. Ins. Co. v. Young, 122 N.C. App. 505, 470 S.E.2d 361 (1996)—27:30
- State Highway Commission v. Callahan, 242 Or. 551, 410 P.2d 818 (1966)—16:12
- State Highway Commission v. Cape, 49 N.C. App. 137, 270 S.E.2d 555 (1980)—16:5
- State Highway Commission v. Thornton, 271 N.C. 227, 156 S.E.2d 248 (1967)—16:19
- State Highway Commission v. Yarborough, 6 N.C. App. 294, 170 S.E.2d 159 (1969)—16:8, 16:10
- Statesville, City of v. Bowles, 6 N.C. App. 124, 169 S.E.2d 467 (1969)—16:9
- Statesville, City of v. Cloaninger, 106 N.C. App. 10, 415 S.E.2d 111 (1992)—16:13
- Statesville Flour Mills Co. v. Wayne Distributing Co., 171 N.C. 708, 88 S.E. 771 (1916)—17:12
- State Wholesale Supply, Inc. v. Allen, 30 N.C. App. 272,

TABLE OF CASES

- 227 S.E.2d 120 (1976)—8:8, 9:8
- Staton v. Atlantic Coast Line R. Co., 147 N.C. 428, 61 S.E. 455 (1908)—11:21
- Stedman v. Bland, 26 N.C. 296, 4 Ired. 296, 1844 WL 968 (1844)—8:8
- Steelcase, Inc. v. Lilly Co., Inc., 93 N.C. App. 697, 379 S.E.2d 40 (1989)—8:2
- Steel Creek Development Corp. v. James, 58 N.C. App. 506, 294 S.E.2d 23 (1982)—33:3
- Steffan v. Meiselman, 223 N.C. 154, 25 S.E.2d 626 (1943)—28:3
- Stegall v. Catawba Oil Co. of N. C., 260 N.C. 459, 133 S.E.2d 138 (1963)—36:7
- Stephens v. Koonce, 103 N.C. 266, 9 S.E. 315 (1889)—8:3, 11:32
- Stephens v. Southern Oil Co. of N. C., 259 N.C. 456, 131 S.E.2d 39 (1963)—30:13
- Stephenson v. City of Raleigh, 232 N.C. 42, 59 S.E.2d 195 (1950)—23:1
- Stetson v. Easterling, 274 N.C. 152, 161 S.E.2d 531 (1968)—38:1
- Stevenson v. North Carolina Dept. of Ins., 45 N.C. App. 53, 262 S.E.2d 378 (1980)—11:4
- Stewart v. Allison, 86 N.C. App. 68, 356 S.E.2d 109 (1987)—26:7
- Stickel v. Stickel, 58 N.C. App. 645, 294 S.E.2d 321 (1982)—9:5
- Stikeleather v. Willard, 83 N.C. App. 50, 348 S.E.2d 607 (1986)—36:12
- Stiles v. Charles M. Morgan Co., Inc., 64 N.C. App. 328, 307 S.E.2d 409 (1983)—7:3
- Stillwell Enterprises, Inc. v. Interstate Equipment Co., 300 N.C. 286, 266 S.E.2d 812 (1980)—9:8
- Stillwell Enterprises, Inc. v. Interstate Equipment Co., 41 N.C. App. 204, 254 S.E.2d 770 (1979)—8:2
- Stines v. Satterwhite, 58 N.C. App. 608, 294 S.E.2d 324 (1982)—11:13
- Stokes v. Wilson and Redding Law Firm, 72 N.C. App. 107, 323 S.E.2d 470 (1984)—11:17
- Stone v. City of Fayetteville, 3 N.C. App. 261, 164 S.E.2d 542 (1968)—23:1, 23:19
- Stone v. Martin, 85 N.C. App. 410, 355 S.E.2d 255 (1987)—14:4
- Stone v. North Carolina Dept. of Labor, 347 N.C. 473, 495 S.E.2d 711, 18 O.S.H. Cas. (BNA) 1161, 1998 O.S.H. Dec. (CCH) ¶ 31513 (1998)—23:10
- Stone v. Paradise Park Homes, Inc., 37 N.C. App. 97, 245 S.E.2d 801 (1978)—7:6, 9:11, 11:29, 17:17, 29:7
- Stonestreet v. Frost, 123 N.C. 290, 31 S.E. 718 (1898)—11:23
- Storch, In re, 8 F. Supp. 34 (E.D. N.Y. 1933)—11:16
- Storch v. Winn-Dixie Charlotte, Inc., 149 N.C. App. 478, 560 S.E.2d 881 (2002)—30:20
- Story v. Norfolk & S.R. Co., 133 N.C. 59, 45 S.E. 349 (1903)—15:11

NORTH CAROLINA LAW OF DAMAGES

- Story Parchment Co. v. Paterson Parchment Paper Co., 282 U.S. 555, 51 S. Ct. 248, 75 L. Ed. 544 (1931)—2:8
- Stout v. Smith, 4 N.C. App. 81, 165 S.E.2d 789 (1969)—17:2, 17:3
- Stowe v. City of Gastonia, 231 N.C. 157, 56 S.E.2d 413 (1949)—23:18, 31:4, 31:7
- St. Paul Fire & Marine Ins. Co. v. Freeman-White Associates, Inc., 322 N.C. 77, 366 S.E.2d 480 (1988)—27:24
- St. Paul Fire & Marine Ins. Co. v. W. P. Rose Supply Co., 19 N.C. App. 302, 198 S.E.2d 482 (1973)—27:4
- Strader v. Sunstates Corp., 129 N.C. App. 562, 500 S.E.2d 752 (1998)—28:12
- Strickland v. Hughes, 2 N.C. App. 395, 163 S.E.2d 24 (1968)—30:6
- Strickland v. King, 293 N.C. 731, 239 S.E.2d 243 (1977)—30:8
- Strickland v. S.H. Kress & Co., 183 N.C. 534, 112 S.E. 30 (1922)—14:6
- Strider v. Lewey, 176 N.C. 448, 97 S.E. 398 (1918)—22:2
- Strong v. Johnson, 53 N.C. App. 54, 280 S.E.2d 37 (1981)—17:17
- Stroud v. Stroud, 206 N.C. 668, 175 S.E. 131 (1934)—21:1
- Sturman, Matter of Estate of, 93 N.C. App. 473, 378 S.E.2d 204 (1989)—9:9
- Stutts v. Duke Power Co., 47 N.C. App. 76, 266 S.E.2d 861 (1980)—36:9
- Stutts v. Green Ford, Inc., 47 N.C. App. 503, 267 S.E.2d 919, 29 U.C.C. Rep. Serv. 1241 (1980)—35:2, 35:14
- Suitt Const. Co., Inc. v. Seaman's Bank for Sav., 30 N.C. App. 155, 226 S.E.2d 408 (1976)—5:3
- Sullivan v. Bright, 129 N.C. App. 84, 497 S.E.2d 118 (1998)—17:15
- Sullivan v. Smith, 56 N.C. App. 525, 289 S.E.2d 870 (1982)—10:6, 11:29, 17:10
- Superscope, Inc. v. Kincaid, 56 N.C. App. 673, 289 S.E.2d 595 (1982)—14:5
- Susan B. v. Planavsky, 60 N.C. App. 77, 298 S.E.2d 397 (1982)—23:14
- Suskin v. Maryland Trust Co., 214 N.C. 347, 199 S.E. 276 (1938)—11:39
- Sutton v. Phillips, 116 N.C. 502, 21 S.E. 968 (1895)—6:2
- Swain v. Tillett, 269 N.C. 46, 152 S.E.2d 297 (1967)—36:20
- Swaney v. Peden Steel Co., 259 N.C. 531, 131 S.E.2d 601 (1963)—10:7
- Swann v. Bigelow, 243 N.C. 285, 90 S.E.2d 396 (1955)—11:30
- Swartzberg v. Reserve Life Ins. Co., 252 N.C. 150, 113 S.E.2d 270 (1960)—11:19
- Swenson v. Thibaut, 39 N.C. App. 77, 250 S.E.2d 279 (1978)—11:9, 14:4, 14:7
- Swindell v. Federal Nat. Mortg. Ass'n, 330 N.C. 153, 409 S.E.2d 892 (1991)—8:8
- Swindell v. Overton, 80 N.C. App. 504, 342 S.E.2d 391 (1986)—8:8
- Swink v. Cone Mills, Inc., 65 N.C. App. 397, 309 S.E.2d 271 (1983)—20:12

TABLE OF CASES

- Swinton v. Savoy Realty Co., 236 N.C. 723, 73 S.E.2d 785 (1953)—4:3, 4:5
- Sykes v. Belk, 278 N.C. 106, 179 S.E.2d 439 (1971)—23:1
- Szekeres by Szekeres v. Robinson, 102 Nev. 93, 715 P.2d 1076 (1986)—38:1
- T**
- Taefi v. Stevens, 305 N.C. 291, 287 S.E.2d 898 (1982)—33:12
- Taefi v. Stevens, 53 N.C. App. 579, 281 S.E.2d 435 (1981)—2:9
- Tallent v. Blake, 57 N.C. App. 249, 291 S.E.2d 336, 4 Ed. Law Rep. 306 (1982)—36:9
- Tanglewood Land Co., Inc. v. Wood, 40 N.C. App. 133, 252 S.E.2d 546 (1979)—11:8
- Tarasoff v. Regents of University of California, 17 Cal. 3d 425, 131 Cal. Rptr. 14, 551 P.2d 334, 83 A.L.R.3d 1166 (1976)—23:14
- Tareyton Electronic Composition, Inc. v. Eltra Corp., 21 U.C.C. Rep. Serv. 1064 (M.D. N.C. 1977)—35:2
- Tart v. Martin, 353 N.C. 252, 540 S.E.2d 332 (2000)—30:2
- Tart v. Register, 257 N.C. 161, 125 S.E.2d 754 (1962)—10:2, 30:8
- Tate v. Action Moving & Storage, Inc., 95 N.C. App. 541, 383 S.E.2d 229, 10 U.C.C. Rep. Serv. 2d 1379 (1989)—5:4, 19:4
- Tate v. Bates, 118 N.C. 287, 24 S.E. 482 (1896)—14:5, 14:15
- Tate v. Bryant, 16 N.C. App. 132, 191 S.E.2d 433 (1972)—30:13
- Tatham v. Hoke, 469 F. Supp. 914 (W.D. N.C. 1979)—10:4
- Tatum v. Brown, 29 N.C. App. 504, 224 S.E.2d 698 (1976)—20:1
- Tayloe v. Southern Bell Tel. & Tel. Co., 258 N.C. 766, 129 S.E.2d 512 (1963)—36:7
- Taylor v. Askew, 17 N.C. App. 620, 195 S.E.2d 316 (1973)—26:2
- Taylor v. Bailey, 34 N.C. App. 290, 237 S.E.2d 918 (1977)—1:7
- Taylor v. Bailey, 49 N.C. App. 216, 271 S.E.2d 296 (1980)—1:7, 33:11
- Taylor v. Boger, 289 N.C. 560, 223 S.E.2d 350 (1976)—32:4
- Taylor v. City of Raleigh, 290 N.C. 608, 227 S.E.2d 576 (1976)—16:19
- Taylor v. Collins, 128 N.C. App. 46, 493 S.E.2d 475 (1997)—9:3
- Taylor v. Cone Mills Corp., 56 N.C. App. 291, 289 S.E.2d 60 (1982)—20:12
- Taylor v. Ellerby, 146 N.C. App. 56, 552 S.E.2d 667 (2001)—2:3
- Taylor v. Gore, 161 N.C. App. 300, 588 S.E.2d 51 (2003)—17:4
- Taylor v. Jones Bros. Bakery, 234 N.C. 660, 68 S.E.2d 313 (1951)—11:11
- Taylor v. J.P. Stevens Co., 307 N.C. 392, 298 S.E.2d 681 (1983)—9:10
- Taylor v. Seaboard Air Line Ry., 145 N.C. 400, 59 S.E. 129 (1907)—31:2
- Taylor v. Triangle Porsche-Audi, Inc., 27 N.C. App. 711, 220 S.E.2d 806 (1975)—29:7

NORTH CAROLINA LAW OF DAMAGES

- Taylor v. Walker, 84 N.C. App. 507, 353 S.E.2d 239 (1987)—36:1
- Taylor v. Washington Terminal Co., 409 F.2d 145, 12 Fed. R. Serv. 2d 1298 (D.C. Cir. 1969)—7:4
- Taylor v. West Virginia Pulp & Paper Co., 262 N.C. 452, 137 S.E.2d 833 (1964)—26:2
- Teachey v. Woolard, 16 N.C. App. 249, 191 S.E.2d 903 (1972)—30:4
- Teachy v. Coble Dairies, Inc., 306 N.C. 324, 293 S.E.2d 182 (1982)—23:10
- Teague v. Randolph Surgical Associates, P.A., 129 N.C. App. 766, 501 S.E.2d 382 (1998)—11:17
- Teague v. Teague Furniture Co., 201 N.C. 803, 161 S.E. 530 (1931)—14:4
- Tech Land Development, Inc. v. South Carolina Ins. Co., 57 N.C. App. 566, 291 S.E.2d 821 (1982)—27:25, 33:16
- Tedder v. Pepsi-Cola Bottling Co. of Raleigh, N. C., 270 N.C. 301, 154 S.E.2d 337 (1967)—32:1
- Teel by Naddeo, Estate of v. Darby, 129 N.C. App. 604, 500 S.E.2d 759 (1998)—11:6
- Teeter v. Postal Telegraph Co., 172 N.C. 783, 90 S.E. 941 (1916)—11:21
- Tennessee Carolina Transp., Inc. v. Strick Corp., 16 N.C. App. 498, 192 S.E.2d 702, 11 U.C.C. Rep. Serv. 970 (1972)—1:6, 11:8, 35:14
- Tennessee Carolina Transp., Inc. v. Strick Corp., 283 N.C. 423, 196 S.E.2d 711, 12 U.C.C. Rep. Serv. 1055, 83 A.L.R.3d 636 (1973)—11:8, 32:3
- Terry v. Double Cola Bottling Co., 263 N.C. 1, 138 S.E.2d 753 (1964)—32:1
- Terry v. Jim Walter Corp., 8 N.C. App. 637, 175 S.E.2d 354 (1970)—1:9, 33:3
- Terry v. Pullman Trailmobile, a Div. of Pullman, Inc., 92 N.C. App. 687, 376 S.E.2d 47, 8 U.C.C. Rep. Serv. 2d 45 (1989)—32:3
- Terry v. Terry, 302 N.C. 77, 273 S.E.2d 674 (1981)—4:5, 36:11
- Tew v. West, 143 N.C. App. 534, 546 S.E.2d 183 (2001)—9:2
- Thames v. Nello L. Teer Co., 267 N.C. 565, 148 S.E.2d 527 (1966)—1:6
- Tharp v. Southern Gables, Inc., 125 N.C. App. 364, 481 S.E.2d 339 (1997)—9:10
- Tharpe v. Brewer, 7 N.C. App. 432, 172 S.E.2d 919, 63 A.L.R.3d 816 (1970)—10:7
- Thayer v. Chrysler Leasing Corp., 5 N.C. App. 453, 168 S.E.2d 692 (1969)—1:9
- Thomas v. American Trust Co., 208 N.C. 653, 182 S.E. 136 (1935)—14:14
- Thomas v. Catawba College, 248 N.C. 609, 104 S.E.2d 175 (1958)—20:1
- Thomas v. Nationwide Mut. Ins. Co., 277 N.C. 329, 177 S.E.2d 286 (1970)—27:9
- Thomas v. Southern Ry. Co., 122 N.C. 1005, 30 S.E. 343 (1898)—15:9
- Thomas v. Watkins, 193 N.C. 630, 137 S.E. 818 (1927)—8:3

TABLE OF CASES

- Thomason v. Hackney & Moale Co., 159 N.C. 299, 74 S.E. 1022 (1912)—36:19
- Thompson v. ALD New York, Inc., 255 N.C. 321, 121 S.E.2d 554 (1961)—20:4
- Thompson v. Avery County, 216 N.C. 405, 5 S.E.2d 146 (1939)—33:13
- Thompson v. Foster, 240 N.C. 315, 82 S.E.2d 109, 46 A.L.R.2d 843 (1954)—33:10
- Thompson v. Home Ins. Co., 62 N.C. App. 562, 303 S.E.2d 209 (1983)—27:24
- Thompson v. Kyles, 48 N.C. App. 422, 269 S.E.2d 231 (1980)—36:1
- Thompson v. Lassiter, 246 N.C. 34, 97 S.E.2d 492 (1957)—11:12, 22:5
- Thompson v. Seaboard Air Line Ry., 165 N.C. 377, 81 S.E. 315 (1914)—2:8
- Thompson v. Thompson, 70 N.C. App. 147, 319 S.E.2d 315 (1984)—9:5, 17:2
- Thompson v. Waters, 351 N.C. 462, 526 S.E.2d 650 (2000)—23:1, 23:4
- Thompson v. Wrenn, 61 N.C. App. 582, 301 S.E.2d 103 (1983)—33:16
- Thompson-Arthur Paving Co., a Div. of APAC-Carolina, Inc. v. Lincoln Battleground Associates, Ltd., 95 N.C. App. 270, 382 S.E.2d 817 (1989)—8:9, 17:2
- Thompson-Arthur Paving Co., a Div. of APAC-Carolina, Inc. v. North Carolina Dept. of Transp., 97 N.C. App. 92, 387 S.E.2d 72 (1990)—23:11
- Thomson v. Thomas, 271 N.C. 450, 156 S.E.2d 850 (1967)—22:6
- Thornburg v. Lancaster, 303 N.C. 89, 277 S.E.2d 423 (1981)—27:9
- Thorneburg Hosiery Co., Inc. v. G.L. Wilson Bldg. Co., 94 N.C. App. 769, 381 S.E.2d 718 (1989)—9:2
- Thornton v. Thornton, 45 N.C. App. 25, 262 S.E.2d 326 (1980)—20:8
- Thoroughgood v. Walker, 47 N.C. 15, 2 Jones 15, 1854 WL 1382 (1854)—5:1, 5:2, 5:4
- Thorpe v. Wilson, 58 N.C. App. 292, 293 S.E.2d 675 (1982)—12:6, 37:9, 37:10
- Threatt v. Hiers, 76 N.C. App. 521, 333 S.E.2d 772 (1985)—29:7
- Thrift v. Trethewey, 272 N.C. 692, 158 S.E.2d 777 (1968)—17:8, 17:9
- Tice v. Hall, 63 N.C. App. 27, 303 S.E.2d 832 (1983)—36:16
- Tidwell v. Booker, 290 N.C. 98, 225 S.E.2d 816 (1976)—11:25
- Tillinghast, Styles Co. v. Providence Cotton Mills, 143 N.C. 268, 55 S.E. 621 (1906)—2:4, 28:12
- Tillis v. Calvine Cotton Mills, Inc., 251 N.C. 359, 111 S.E.2d 606 (1959)—2:7, 3:2, 5:1, 7:1, 7:5, 12:4, 13:12
- Tillotson v. Currin, 176 N.C. 479, 97 S.E. 395 (1918)—22:2
- Timmons v. North Carolina Dept. of Transp., 351 N.C. 177, 522 S.E.2d 62 (1999)—20:12

NORTH CAROLINA LAW OF DAMAGES

- Tinch v. Video Indus. Services, Inc., 129 N.C. App. 69, 497 S.E.2d 295 (1998)—20:12
- Tisdale v. Eubanks, 180 N.C. 153, 104 S.E. 339, 11 A.L.R. 374 (1920)—13:1
- Tobacco Growers' Co-op. Ass'n v. Jones, 185 N.C. 265, 117 S.E. 174, 33 A.L.R. 231 (1923)—5:1, 5:2
- Tobin v. La Duke, 190 F.2d 677, 20 Lab. Cas. (CCH) ¶ 66434 (9th Cir. 1951)—34:2
- Todd v. Adams, 23 N.C. App. 104, 208 S.E.2d 237 (1974)—37:4, 37:14
- Todd v. Creech, 23 N.C. App. 537, 209 S.E.2d 293 (1974)—36:6
- Tolaram Fibers, Inc. v. Tandy Corp., 92 N.C. App. 713, 375 S.E.2d 673, 7 U.C.C. Rep. Serv. 2d 1410 (1989)—1:6
- Tomlinson v. Camel City Motors, Inc., 330 N.C. 76, 408 S.E.2d 853 (1991)—30:19
- Toms v. Lawyers Mut. Liability Ins. Co., 104 N.C. App. 88, 408 S.E.2d 206 (1991)—27:4
- Townsend v. Bentley, 57 N.C. App. 581, 292 S.E.2d 19 (1982)—11:35
- Townsend v. Norfolk & S. Ry. Co., 35 N.C. App. 482, 241 S.E.2d 859 (1978)—7:4, 11:29
- Townsend v. Williams, 117 N.C. 330, 23 S.E. 461 (1895)—14:4, 14:5, 14:15
- Tradewinds Campground, Inc. v. Town of Atlantic Beach, 90 N.C. App. 601, 369 S.E.2d 365 (1988)—16:19
- Trafalgar House Const., Inc. v. MSL Enterprises, Inc., 128 N.C. App. 252, 494 S.E.2d 613 (1998)—17:15
- Transcontinental & Western Air v. Koppal, 345 U.S. 653, 73 S. Ct. 906, 97 L. Ed. 1325, 32 L.R.R.M. (BNA) 2157, 23 Lab. Cas. (CCH) ¶ 67639 (1953)—1:8
- Trexler v. Pollock, 135 N.C. App. 601, 522 S.E.2d 84 (1999)—11:17, 36:16
- Triangle Air Conditioning, Inc. v. Caswell County Bd. of Educ., 57 N.C. App. 482, 291 S.E.2d 808 (1982)—17:17
- Triangle Park Chiropractic v. Battaglia, 139 N.C. App. 201, 532 S.E.2d 833 (2000)—1:7
- Triplett v. Triplett, 34 N.C. App. 212, 237 S.E.2d 546 (1977)—22:7
- Tripp v. Tripp, 17 N.C. App. 64, 193 S.E.2d 366 (1972)—9:2, 9:9
- Troitino v. Goodman, 225 N.C. 406, 35 S.E.2d 277 (1945)—2:4, 2:9, 17:1, 17:4
- Trosch v. State Farm Auto. Ins. Co., 132 N.C. App. 227, 510 S.E.2d 409 (1999)—27:30
- Troxler v. Charter Mandala Center, Inc., 89 N.C. App. 268, 365 S.E.2d 665, 3 I.E.R. Cas. (BNA) 1723 (1988)—36:1
- Trull v. Carolina-Virginia Well Co., 264 N.C. 687, 142 S.E.2d 622 (1965)—36:7
- Trull v. Central Carolina Bank & Trust, 124 N.C. App. 486, 478 S.E.2d 39 (1996)—9:8
- Tryon Realty Co. of New Bern,

TABLE OF CASES

- Inc. v. Hardison, 62 N.C. App. 444, 302 S.E.2d 895 (1983)—33:10
- Tucker v. Peerless Ins. Co., Inc., 41 N.C. App. 302, 254 S.E.2d 656 (1979)—27:27
- Tucker v. Winders, 130 N.C. 147, 41 S.E. 8 (1902)—11:11
- Turlington v. McLeod, 323 N.C. 591, 374 S.E.2d 394 (1988)—26:2
- Turnage v. Nationwide Mut. Ins. Co., 109 N.C. App. 300, 426 S.E.2d 433 (1993)—27:27
- Turner v. Masias, 36 N.C. App. 213, 243 S.E.2d 401 (1978)—27:27
- Turner Halsey Co., Inc. v. Lawrence Knitting Mills, Inc., 38 N.C. App. 569, 248 S.E.2d 342 (1978)—2:9, 7:5
- Tuttle v. Beck, 7 N.C. App. 337, 172 S.E.2d 90, 42 A.L.R.3d 1246 (1970)—30:10
- Tyler v. Mahoney, 168 N.C. 237, 84 S.E. 362 (1915)—13:2
- Tyson v. North Carolina Nat. Bank, 305 N.C. 136, 286 S.E.2d 561 (1982)—11:23
- U**
- Union Trust Co. v. Ward, 202 N.C. 691, 163 S.E. 926 (1932)—11:8
- United Artists Records, Inc. v. Eastern Tape Corp., 18 N.C. App. 183, 196 S.E.2d 598 (1973)—18:2
- United Artists Records, Inc. v. Eastern Tape Corp., 19 N.C. App. 207, 198 S.E.2d 452, 179 U.S.P.Q. (BNA) 824, 1973-2 Trade Cas. (CCH) ¶ 74738 (1973)—14:5
- United Laboratories, Inc. v. Kuykendall, 102 N.C. App. 484, 403 S.E.2d 104 (1991)—2:9
- United Laboratories, Inc. v. Kuykendall, 335 N.C. 183, 437 S.E.2d 374, 9 I.E.R. Cas. (BNA) 34 (1993)—36:21
- United Laboratories, Inc. v. Kuykendall, 87 N.C. App. 296, 361 S.E.2d 292 (1987)—17:13
- United Leasing Corp. v. Miller, 60 N.C. App. 40, 298 S.E.2d 409 (1982)—36:15
- United Mine Workers of America v. Gibbs, 383 U.S. 715, 86 S. Ct. 1130, 16 L. Ed. 2d 218, 61 L.R.R.M. (BNA) 2561, 53 Lab. Cas. (CCH) ¶ 11135, 10 Fed. R. Serv. 2d 361 (1966)—20:14
- United Roasters Inc. v. Colgate-Palmolive Co., 485 F. Supp. 1041 (E.D. N.C. 1979)—29:7
- United Roasters, Inc. v. Colgate-Palmolive Co., 485 F. Supp. 1049 (E.D. N.C. 1980)—6:1, 14:20, 29:7
- United Roasters, Inc. v. Colgate-Palmolive Co., 649 F.2d 985, 8 Fed. R. Evid. Serv. 836, 32 Fed. R. Serv. 2d 988 (4th Cir. 1981)—29:7
- United Services Auto. Ass'n v. Gambino, 114 N.C. App. 701, 443 S.E.2d 368 (1994)—27:30
- United Services Auto. Ass'n v. Universal Underwriters Ins. Co., 106 N.C. App. 465, 417 S.E.2d 78 (1992)—27:30
- Upchurch v. Robertson, 127 N.C. 127, 37 S.E. 157 (1900)—11:14

NORTH CAROLINA LAW OF DAMAGES

- Urbano v. Days Inn of America, Inc., 58 N.C. App. 795, 295 S.E.2d 240 (1982)—36:1
- U. S., Petition of, 303 F. Supp. 1282 (E.D. N.C. 1969)—11:29
- U. S. v. Bodcaw Co., 440 U.S. 202, 99 S. Ct. 1066, 59 L. Ed. 2d 257 (1979)—16:1
- U.S. v. Cowen's Estate, 91 F. Supp. 331 (D. Mass. 1950)—34:2
- U.S. v. Foster, 131 F.2d 3 (C.C.A. 8th Cir. 1942)—12:3
- U.S. v. Grannis, 172 F.2d 507 (4th Cir. 1949)—11:33
- U.S. v. Lyons, 210 F.2d 350 (7th Cir. 1954)—34:2
- U.S. v. Owens, 207 F.2d 725 (6th Cir. 1953)—34:2
- U.S. v. Park, 421 U.S. 658, 95 S. Ct. 1903, 44 L. Ed. 2d 489 (1975)—14:3
- U.S. v. Seaboard Coast Line R. R., 384 F. Supp. 1103, 29 A.L.R. Fed. 915 (E.D. Va. 1974)—15:12
- U.S. v. State of North Carolina, 136 U.S. 211, 10 S. Ct. 920, 34 L. Ed. 336 (1890)—8:6
- U. S. v. U. S. Cartridge Co., 6 F. R. D. 352 (E. D. Mo. 1946)—11:10
- Usery v. Charleston County School Dist. of Charleston County, South Carolina, 558 F.2d 1169, 17 Fair Empl. Prac. Cas. (BNA) 597, 23 Wage & Hour Cas. (BNA) 374, 14 Empl. Prac. Dec. (CCH) ¶ 7741, 82 Lab. Cas. (CCH) ¶ 33554 (4th Cir. 1977)—20:5
- U. S. Fidelity & Guaranty Co. v. Davis Mechanical Contractors, Inc., 15 N.C. App. 127, 189 S.E.2d 553 (1972)—17:10
- U. S. Fidelity & Guaranty Co. v. Travel-On Motorcycle Co., Inc., 28 N.C. App. 638, 222 S.E.2d 277 (1976)—28:17
- U.S. Fidelity and Guar. Co. v. Johnson, 128 N.C. App. 520, 495 S.E.2d 388 (1998)—20:12
- U.S.I.F. Wynnewood Corp. v. Soderquist, 27 N.C. App. 611, 219 S.E.2d 787 (1975)—28:1, 28:12
- U. S. Industries, Inc. v. Tharpe, 47 N.C. App. 754, 268 S.E.2d 824 (1980)—30:16
- U. S. Piping, Inc. v. Travelers Indem. Co., 9 N.C. App. 561, 176 S.E.2d 835 (1970)—9:7, 27:4, 27:6
- Utilities Com'n, State ex rel. v. Seaboard Coast Line R. Co., 62 N.C. App. 631, 303 S.E.2d 549 (1983)—16:2

V

- Vanasek v. Duke Power Co., 132 N.C. App. 335, 511 S.E.2d 41 (1999)—23:4
- Van Brooks v. Boucher, 22 N.C. App. 676, 207 S.E.2d 282 (1974)—22:6
- Vanderford v. Foreman, 129 N.C. 217, 39 S.E. 839 (1901)—28:14
- Van Dyke v. Chadwick-Hoskins Co., 187 N.C. 695, 122 S.E. 657 (1924)—2:5
- Van Every v. McGuire, 125 N.C. App. 578, 481 S.E.2d 377 (1997)—9:5
- Van Every v. McGuire, 348 N.C.

TABLE OF CASES

- 58, 497 S.E.2d 689 (1998)—
9:5
- Van Hanford v. McSwain, 230
N.C. 229, 53 S.E.2d 84
(1949)—14:12
- Van Landingham v. Northeast-
ern Motors, Inc., 63 N.C.
App. 778, 306 S.E.2d 169
(1983)—17:14
- Van Leuven v. Akers Motor
Lines, Inc., 261 N.C. 539,
135 S.E.2d 640 (1964)—
16:18
- Van Lindley v. Richmond &
D.R.R., 88 N.C. 547, 1883
WL 2403 (1883)—15:3,
15:12
- Vanstory Clothing Co. v.
Stadium, 149 N.C. 6, 62 S.E.
778 (1908)—35:7
- Varner v. Johnston, 112 N.C.
570, 17 S.E. 483 (1893)—
18:5
- Vassey v. Burch, 64 N.C. App.
194, 306 S.E.2d 842
(1983)—12:4, 12:5
- Vaughan v. Hines, 87 N.C. 445,
1882 WL 2969 (1882)—
11:24
- Vaughan v. Moore, 89 N.C. App.
566, 366 S.E.2d 518
(1988)—11:12, 11:17, 22:5
- Vaughn v. Booker, 217 N.C.
479, 8 S.E.2d 603, 132
A.L.R. 977 (1940)—30:8
- Vaughn v. Clarkson, 324 N.C.
108, 376 S.E.2d 236
(1989)—22:4
- Vaughn v. North Carolina Dept.
of Human Resources, 37
N.C. App. 86, 245 S.E.2d
892 (1978)—20:3
- Vause v. Vause Farm Equip-
ment Co., 233 N.C. 88, 63
S.E.2d 173 (1951)—20:12
- Veach v. Bacon Am. Corp., 266
N.C. 542, 146 S.E.2d 793
(1966)—12:4
- Veazey v. City of Durham, 232
N.C. 744, 59 S.E.2d 429
(1950)—31:9
- Vester by Carlisle v. Nash/
Rocky Mount Bd. of Educ.,
124 N.C. App. 400, 477
S.E.2d 246, 113 Ed. Law
Rep. 1324 (1996)—23:21
- Virginia Elec. & Power Co. v.
King, 259 N.C. 219, 130
S.E.2d 318 (1963)—16:2,
16:5
- Vogl v. LVD Corp., 132 N.C.
App. 797, 514 S.E.2d 113,
Prod. Liab. Rep. (CCH)
¶ 15503 (1999)—11:19
- von Hagel v. Blue Cross and
Blue Shield of North Caro-
lina, 91 N.C. App. 58, 370
S.E.2d 695 (1988)—4:6,
27:18
- Von Pettis Realty, Inc. v.
McKoy, 135 N.C. App. 206,
519 S.E.2d 546 (1999)—28:1
- VSD Communications, Inc. v.
Lone Wolf Pub. Group, Inc.,
124 N.C. App. 642, 478
S.E.2d 214 (1996)—9:7

W

- Wachovia Bank & Trust Co. v.
Peace Broadcasting Corp.,
32 N.C. App. 655, 233
S.E.2d 687 (1977)—9:8
- Wachovia Bank & Trust Co. v.
Smith, 44 N.C. App. 685,
262 S.E.2d 646 (1980)—29:7
- Wachovia Bank & Trust Co. v.
Westchester Fire Ins. Co.,
276 N.C. 348, 172 S.E.2d
518 (1970)—27:26
- Wade v. Lutterloh, 196 N.C.

NORTH CAROLINA LAW OF DAMAGES

- 116, 144 S.E. 694 (1928)—
17:12
- Wade v. Wade, 72 N.C. App.
372, 325 S.E.2d 260
(1985)—18:1
- Waden v. McGhee, 274 N.C.
174, 161 S.E.2d 542
(1968)—17:8, 17:9
- Wagner v. Barbee, 82 N.C. App.
640, 347 S.E.2d 844
(1986)—8:10
- Wagner v. Town of Conover, 200
N.C. 82, 156 S.E. 167
(1930)—31:9
- Wagoner v. North Carolina R.
Co., 238 N.C. 162, 77 S.E.2d
701 (1953)—36:6
- Wagstaff v. Smith, 39 N.C. 1, 4
Ired. Eq. 1, 1845 WL 1147
(1845)—28:10
- Waldo v. Belcher, 33 N.C. 609,
11 Ired. 609, 1850 WL 1391
(1850)—35:10
- Waldrop v. Town of Brevard,
233 N.C. 26, 62 S.E.2d 512
(1950)—31:8
- Walker v. Goodson Farms, Inc.,
90 N.C. App. 478, 369
S.E.2d 122 (1988)—20:1
- Wall v. Coleman, 393 F. Supp.
826, 10 Fair Empl. Prac.
Cas. (BNA) 741, 9 Empl.
Prac. Dec. (CCH) ¶ 10184
(S.D. Ga. 1975)—20:5
- Wall v. Colvard, Inc., 268 N.C.
43, 149 S.E.2d 559 (1966)—
28:8, 36:19
- Wall v. Fry, 162 N.C. App. 73,
590 S.E.2d 283 (2004)—
17:1, 36:11
- Wall v. Macfield/Unifi, 131 N.C.
App. 863, 509 S.E.2d 798
(1998)—20:11
- Wall v. Nationwide Mut. Ins.
Co., 62 N.C. App. 127, 302
S.E.2d 302 (1983)—27:29
- Wall v. Stout, 310 N.C. 184, 311
S.E.2d 571 (1984)—22:4
- Wall v. Stout, 61 N.C. App. 576,
301 S.E.2d 467 (1983)—
36:16
- Wallace v. Johnson, 11 N.C.
App. 703, 182 S.E.2d 193
(1971)—30:5
- Wallace Men's Wear, Inc. v.
Harris, 28 N.C. App. 153,
220 S.E.2d 390 (1975)—8:8
- Wallach v. Billings, 277 Ill. 218,
115 N.E. 382 (1917)—14:4
- Waller v. Bowling, 108 N.C.
289, 12 S.E. 990 (1891)—
28:8
- Walston v. Greene, 247 N.C.
693, 102 S.E.2d 124
(1958)—10:7
- Walston v. R. B. Whitley & Co.,
226 N.C. 537, 39 S.E.2d 375
(1946)—14:5
- Walton v. Cagle, 269 N.C. 177,
152 S.E.2d 312 (1967)—
13:9, 35:14
- Ward v. Lyall, 125 N.C. App.
732, 482 S.E.2d 740
(1997)—9:7
- Ward v. Wentz, 20 N.C. App.
229, 201 S.E.2d 194
(1973)—12:5, 36:1
- Ward & Ward v. Agrillo, 196
N.C. 95, 144 S.E. 697
(1928)—3:1
- Wardrick v. Davis, 15 N.C. App.
261, 189 S.E.2d 746
(1972)—30:6
- Warfield v. Hicks, 91 N.C. App.
1, 370 S.E.2d 689 (1988)—
7:3, 12:2
- Warner v. Leder, 234 N.C. 727,
69 S.E.2d 6 (1952)—20:12
- Warren v. Canal Industries,
Inc., 61 N.C. App. 211, 300
S.E.2d 557 (1983)—12:4,
36:16

TABLE OF CASES

- Warren v. Colombo, 93 N.C. App. 92, 377 S.E.2d 249, Prod. Liab. Rep. (CCH) ¶ 12172 (1989)—11:9, 30:14, 32:1
- Warren v. General Motors Corp., 142 N.C. App. 316, 542 S.E.2d 317 (2001)—7:4
- Warren v. Guilford County, 129 N.C. App. 836, 500 S.E.2d 470 (1998)—23:7
- Warren v. Guttanit, Inc., 69 N.C. App. 103, 317 S.E.2d 5, 38 U.C.C. Rep. Serv. 1583 (1984)—18:1, 35:11
- Warren v. Halifax County, 90 N.C. App. 271, 368 S.E.2d 47 (1988)—11:9
- Warren v. Lewis, 273 N.C. 457, 160 S.E.2d 305 (1968)—30:16
- Warren v. Long, 264 N.C. 137, 141 S.E.2d 9 (1965)—22:7
- Warren v. New Hanover County Bd. of Educ., 104 N.C. App. 522, 410 S.E.2d 232, 70 Ed. Law Rep. 1276 (1991)—23:22
- Warren Bros. Co., a Div. of Ashland Oil, Inc. v. North Carolina Dept. of Transp., 64 N.C. App. 598, 307 S.E.2d 836 (1983)—26:5
- Washburn v. Vandiver, 93 N.C. App. 657, 379 S.E.2d 65 (1989)—29:7, 30:18
- Washington v. Horton, 132 N.C. App. 347, 513 S.E.2d 331 (1999)—9:7, 27:3, 27:4
- Washington, City of v. Bonner, 203 N.C. 250, 165 S.E. 683 (1932)—11:24
- Waters v. Biesecker, 60 N.C. App. 253, 298 S.E.2d 746 (1983)—23:1, 33:7
- Waters v. Greenleaf-Johnson Lumber Co., 115 N.C. 648, 20 S.E. 718 (1894)—7:3, 33:2, 33:3
- Waters v. Susman, 151 N.C. 90, 65 S.E. 623 (1909)—3:2, 3:3
- Waters v. Western Union Telegraph Co., 194 N.C. 188, 138 S.E. 608 (1927)—2:1
- Waters, Estate of v. Jarman, 144 N.C. App. 98, 547 S.E.2d 142 (2001)—36:16
- Watkins v. Smith, 40 N.C. App. 506, 253 S.E.2d 354 (1979)—26:2
- Watlington v. North Carolina Farm Bureau Mut. Ins. Co., 116 N.C. App. 110, 446 S.E.2d 614 (1994)—27:5
- Watson v. American Nat. Fire Ins. Co., 106 N.C. App. 681, 417 S.E.2d 814 (1992)—27:30
- Watson v. Atlantic Coast Line R. Co., 145 N.C. 236, 59 S.E. 55 (1907)—15:3, 15:12
- Watson v. Carr, 9 N.C. App. 217, 175 S.E.2d 733 (1970)—8:4
- Watson v. Dixon, 132 N.C. App. 329, 511 S.E.2d 37, 132 Ed. Law Rep. 1020, 14 I.E.R. Cas. (BNA) 1491, 141 Lab. Cas. (CCH) ¶ 58978 (1999), writ allowed, review on additional issues denied, 351 N.C. 191, 541 S.E.2d 727 (1999)—20:9
- Watson v. Dixon, 352 N.C. 343, 532 S.E.2d 175, 146 Ed. Law Rep. 555, 16 I.E.R. Cas. (BNA) 903, 141 Lab. Cas. (CCH) ¶ 58987 (2000)—4:8
- Watson v. Nichols, 270 N.C.

NORTH CAROLINA LAW OF DAMAGES

- 733, 155 S.E.2d 154
(1967)—22:7
- Watson v. Storie, 60 N.C. App.
736, 300 S.E.2d 55 (1983)—
2:9, 12:4
- Watson v. White, 309 N.C. 498,
308 S.E.2d 268 (1983)—
11:11, 30:17
- Watts v. Cumberland County
Hosp. System, Inc., 75 N.C.
App. 1, 330 S.E.2d 242
(1985)—36:16
- Watts v. Lefler, 190 N.C. 722,
130 S.E. 630 (1925)—22:6
- Wayne Nat. Bank v. National
Bank of La Grange, 197
N.C. 68, 147 S.E. 691
(1929)—27:25
- Waynick Const., Inc. v. York, 70
N.C. App. 287, 319 S.E.2d
304 (1984)—3:1, 17:1
- Weatherman v. Weatherman,
270 N.C. 130, 153 S.E.2d
860 (1967)—10:7, 30:6
- Weatherman v. White, 10 N.C.
App. 480, 179 S.E.2d 134
(1971)—38:1
- Weaver v. Swedish Imports
Maintenance, Inc., 61 N.C.
App. 662, 301 S.E.2d 736
(1983)—20:12
- Webb v. Eggleston, 228 N.C.
574, 46 S.E.2d 700 (1948)—
11:38
- Webster v. Wachovia Bank &
Trust Co., 208 N.C. 759,
182 S.E. 333 (1935)—11:32
- Weedon v. American Bonding &
Trust Co., 128 N.C. 69, 38
S.E. 255 (1901)—5:2, 5:4
- Weeks v. Holsclaw, 306 N.C.
655, 295 S.E.2d 596
(1982)—1:9, 7:6
- Weeks v. Holsclaw, 55 N.C. App.
335, 285 S.E.2d 321
(1982)—36:1
- Weeks Motor Co. of Kinston,
Inc. v. Daniels, 18 N.C. App.
442, 197 S.E.2d 29 (1973)—
11:33
- Weinstein v. Griffin, 241 N.C.
161, 84 S.E.2d 549 (1954)—
5:3, 28:10, 28:12
- Welcome Wagon Intern., Inc. v.
Pender, 255 N.C. 244, 120
S.E.2d 739 (1961)—17:13
- Wells v. Bourne, 113 N.C. 82,
18 S.E. 106 (1893)—13:13
- Wells v. Jackson, 85 N.C. App.
718, 355 S.E.2d 837
(1987)—9:2, 9:7, 27:4
- Wells By and Through Morley,
Estate of v. Toms, 129 N.C.
App. 413, 500 S.E.2d 105
(1998)—4:2
- Welsh v. Todd, 260 N.C. 527,
133 S.E.2d 171 (1963)—31:4
- Wernecke, In re, 1 F. Supp. 127
(W.D. N.Y. 1932)—11:16
- Wesley v. Greyhound Lines,
Inc., 47 N.C. App. 680, 268
S.E.2d 855 (1980)—15:7,
36:6
- Wesley v. Lea, 252 N.C. 540,
114 S.E.2d 350 (1960)—
20:12
- West v. Bladenboro Cotton
Mills, Inc., 62 N.C. App.
267, 302 S.E.2d 645
(1983)—20:11
- West v. Collins Baking Co., 208
N.C. 526, 181 S.E. 551
(1935)—30:15
- West v. Higgs, Hardee & Laugh-
inghouse, 174 N.C. 214, 93
S.E. 719 (1917)—5:1
- West v. King's Dept. Store, Inc.,
321 N.C. 698, 365 S.E.2d
621 (1988)—36:1
- West v. West, 76 N.C. 45, 1877
WL 2639 (1877)—33:13

TABLE OF CASES

- West Const. Co. v. Atlantic Coast Line Ry. Co., 185 N.C. 43, 116 S.E. 3 (1923)—33:1
- Western Auto Supply Co. v. Vick, 303 N.C. 30, 277 S.E.2d 360 (1981)—8:8
- Weston v. Sears Roebuck & Co., 65 N.C. App. 309, 309 S.E.2d 273 (1983)—20:11
- West Through Farris v. Tilley, 120 N.C. App. 145, 461 S.E.2d 1 (1995)—9:7
- Wetherell v. Gorman, 74 N.C. 603, 1876 WL 2670 (1876)—13:10
- Weyerhaeuser Co. v. Godwin Bldg. Supply Co., Inc., 292 N.C. 557, 234 S.E.2d 605 (1977)—2:8, 11:36
- Whedbee v. Ruffin, 189 N.C. 257, 126 S.E. 616 (1925)—33:17
- Wheeler v. Denton, 9 N.C. App. 167, 175 S.E.2d 769 (1970)—10:4
- Wheeler v. Queen, 132 N.C. App. 91, 510 S.E.2d 195 (1999)—23:21
- Wheeless v. St. Paul Fire & Marine Ins. Co., 11 N.C. App. 348, 181 S.E.2d 144 (1971)—27:28
- Whissenhunt v. Jones, 78 N.C. 361, 1878 WL 2345 (1878)—7:2
- Whitaker v. Akers, 137 N.C. App. 274, 527 S.E.2d 721 (2000)—11:17, 36:16
- Whitaker v. Blackburn, 47 N.C. App. 144, 266 S.E.2d 763 (1980)—20:8
- Whitaker v. Town of Scotland Neck, 357 N.C. 552, 597 S.E.2d 665 (2003)—20:12
- Whitaker v. Wade, 229 N.C. 327, 49 S.E.2d 627 (1948)—13:2
- Whitaker v. Whitaker, 16 N.C. App. 432, 192 S.E.2d 80 (1972)—11:6
- White v. Brown, 47 N.C. 403, 2 Jones 403, 1855 WL 1476 (1855)—11:2
- White v. Griffin, 49 N.C. 139, 4 Jones 139, 1856 WL 1671 (1856)—3:2
- White v. Hunsinger, 88 N.C. App. 382, 363 S.E.2d 203 (1988)—36:16
- White v. Kincaid, 149 N.C. 415, 63 S.E. 109 (1908)—1:4
- White v. McCabe, 208 N.C. 301, 180 S.E. 704 (1935)—30:8
- White v. Mote, 270 N.C. 544, 155 S.E.2d 75 (1967)—30:3
- White v. Pleasants, 225 N.C. 760, 36 S.E.2d 227 (1945)—33:10
- Whitehead v. Whitehead, 13 N.C. App. 393, 185 S.E.2d 706 (1972)—11:32
- Whiteside Estates, Inc., v. Highlands Cove, L.L.C., 146 N.C. App. 449, 553 S.E.2d 431 (2001)—31:2, 31:3
- Whitfield v. Gilchrist, 348 N.C. 39, 497 S.E.2d 412 (1998)—23:11
- Whitfield v. Rowland Lumber Co., 152 N.C. 211, 67 S.E. 512 (1910)—33:6
- Whitley v. Kennerly, 132 N.C. App. 390, 512 S.E.2d 426 (1999)—11:27
- Whitson v. Wrenn, 134 N.C. 86, 46 S.E. 17 (1903)—20:8
- Whittaker General Medical Corp. v. Daniel, 324 N.C. 523, 379 S.E.2d 824 (1989)—17:13

NORTH CAROLINA LAW OF DAMAGES

- Whitten v. Bob King's AMC/Jeep, Inc., 30 N.C. App. 161, 226 S.E.2d 530 (1976)—14:5
- Whittington v. Southern Ry., 172 N.C. 501, 90 S.E. 505 (1916)—15:2
- Wiggins v. Nationwide Mut. Ins. Co., 112 N.C. App. 26, 434 S.E.2d 642 (1993)—27:30
- Wiggins v. Pelikan, Inc., 132 N.C. App. 752, 513 S.E.2d 829 (1999)—20:12
- Wilcox v. Glover Motors, Inc., 269 N.C. 473, 153 S.E.2d 76 (1967)—30:13
- Wilder v. Hodges, 80 N.C. App. 333, 342 S.E.2d 57 (1986)—29:7
- Wilkerson v. Carriage Park Development Corp., 130 N.C. App. 475, 503 S.E.2d 138, 136 Lab. Cas. (CCH) ¶ 58474 (1998)—20:1
- Wilkes Computer Services, Inc. v. Aetna Cas. & Sur. Co., 59 N.C. App. 26, 295 S.E.2d 776 (1982)—27:5, 27:24
- Wilkes County, By and Through Its Child Support Enforcement Agency ex rel. Nations v. Gentry, 63 N.C. App. 432, 305 S.E.2d 207 (1983)—29:9
- Wilkins v. Commercial Finance Co., 237 N.C. 396, 75 S.E.2d 118 (1953)—36:11
- Wilkinson v. Dellinger, 126 N.C. 462, 35 S.E. 819 (1900)—22:7
- Wilkinson v. Dunbar, 149 N.C. 20, 62 S.E. 748 (1908)—2:7, 17:1
- Willard v. Huffman, 247 N.C. 523, 101 S.E.2d 373, 41 L.R.R.M. (BNA) 2620, 34 Lab. Cas. (CCH) ¶ 71298 (1958)—20:13
- Willard v. Huffman, 250 N.C. 396, 109 S.E.2d 233, 44 L.R.R.M. (BNA) 2425, 37 Lab. Cas. (CCH) ¶ 65529 (1959)—20:13
- Willett, Appeal of, 56 N.C. App. 584, 289 S.E.2d 576, 3 Ed. Law Rep. 429 (1982)—11:35
- Willetts v. Integon Life Ins. Corp., 45 N.C. App. 424, 263 S.E.2d 300 (1980)—27:8
- William F. Freeman, Inc. v. Alderman Photo Co., 89 N.C. App. 73, 365 S.E.2d 183 (1988)—7:3
- Williams v. Beeman, 13 N.C. 483, 2 Dev. 483, 1830 WL 344 (1830)—33:13
- Williams v. Blue Cross Blue Shield of North Carolina, 357 N.C. 170, 581 S.E.2d 415, 92 Fair Empl. Prac. Cas. (BNA) 404 (2003)—11:17
- Williams v. Boulterice, 268 N.C. 62, 149 S.E.2d 590 (1966)—30:5
- Williams v. Bowden, 128 N.C. App. 318, 494 S.E.2d 798 (1998)—27:30
- Williams v. Davis, 157 N.C. App. 696, 580 S.E.2d 85 (2003)—10:7
- Williams v. East Coast Sales, Inc., 59 N.C. App. 700, 298 S.E.2d 80 (1982)—36:11
- Williams v. General Motors Corp., 19 N.C. App. 337, 198 S.E.2d 766, 13 U.C.C. Rep. Serv. 444 (1973)—32:1
- Williams v. Greensboro Fire Ins. Co., 209 N.C. 765, 185 S.E. 21 (1936)—27:25

TABLE OF CASES

- Williams v. Hayes, 10 N.C. App. 275, 178 S.E.2d 88 (1970)—11:29
- Williams v. Hodges, 113 N.C. 36, 18 S.E. 83 (1893)—35:7
- Williams v. Holsclaw, 128 N.C. App. 205, 495 S.E.2d 166 (1998)—23:2, 27:27
- Williams v. Hyatt Chrysler-Plymouth, Inc., 48 N.C. App. 308, 269 S.E.2d 184, 30 U.C.C. Rep. Serv. 90 (1980)—35:2, 35:14
- Williams v. King, 247 N.C. 581, 101 S.E.2d 308 (1958)—28:11
- Williams v. Moore, 95 N.C. App. 601, 383 S.E.2d 416 (1989)—11:6
- Williams v. Nationwide Mut. Ins. Co., 269 N.C. 235, 152 S.E.2d 102 (1967)—27:27
- Williams v. Pee Dee Electrical Membership Corp., 130 N.C. App. 298, 502 S.E.2d 645 (1998)—20:12
- Williams v. Perkins, 192 N.C. 175, 134 S.E. 417 (1926)—13:12
- Williams v. Randolph, 94 N.C. App. 413, 380 S.E.2d 553 (1989)—9:1
- Williams v. Randolph Hospital, Inc., 237 N.C. 387, 75 S.E.2d 303 (1953)—36:16
- Williams v. Rutherford Freight Lines, Inc., 10 N.C. App. 384, 179 S.E.2d 319 (1971)—11:10, 36:9
- Williams v. State Highway Commission of N. C., 252 N.C. 514, 114 S.E.2d 340 (1960)—1:9
- Williams v. Tysinger, 97 N.C. App. 438, 388 S.E.2d 616 (1990)—36:20
- Williams v. Wachovia Bank & Trust Co., 292 N.C. 416, 233 S.E.2d 589 (1977)—22:6, 30:8
- Williams v. Williams, 299 N.C. 174, 261 S.E.2d 849 (1980)—9:5
- Williams, State ex rel. v. Adams, 288 N.C. 501, 219 S.E.2d 198 (1975)—37:1
- Williamson, In re, 91 N.C. App. 668, 373 S.E.2d 317 (1988)—9:2
- Williamson v. Lock's Creek Canal Co., 84 N.C. 629, 1881 WL 3112 (1881)—11:32
- Williford v. Williford, 288 N.C. 506, 219 S.E.2d 220 (1975)—37:12
- Willis v. Duke Power Co., 42 N.C. App. 582, 257 S.E.2d 471, 13 A.L.R.4th 1047 (1979)—11:38, 37:4
- Willis v. Russell, 68 N.C. App. 424, 315 S.E.2d 91 (1984)—2:8
- Will of Baity, Matter of, 65 N.C. App. 364, 309 S.E.2d 515 (1983)—9:9
- Willoughby v. Kenneth W. Wilkins, M.D., P.A., 65 N.C. App. 626, 310 S.E.2d 90 (1983)—20:9, 36:16
- Wilmar, Inc. v. Liles, 13 N.C. App. 71, 185 S.E.2d 278, 1972 Trade Cas. (CCH) ¶ 73870, 51 A.L.R.3d 816 (1971)—29:7
- Wilmoth v. State Farm Mut. Auto. Ins. Co., Inc., 127 N.C. App. 260, 488 S.E.2d 628 (1997)—27:30
- Wilson v. Crab Orchard Development Co., 276 N.C. 198, 171 S.E.2d 873 (1970)—11:17

NORTH CAROLINA LAW OF DAMAGES

- Wilson v. Crab Orchard Development Co., 5 N.C. App. 600, 169 S.E.2d 50 (1969)—11:25
- Wilson v. Dowtin, 215 N.C. 547, 2 S.E.2d 576 (1939)—28:4
- Wilson v. Forbes, 13 N.C. 30, 2 Dev. 30, 1828 WL 343 (1828)—33:13
- Wilson v. Hughes, 94 N.C. 182, 1886 WL 879 (1886)—28:8
- Wilson v. Massagee, 224 N.C. 705, 32 S.E.2d 335, 156 A.L.R. 922 (1944)—11:38
- Wilson v. McClenny, 262 N.C. 121, 136 S.E.2d 569 (1964)—20:4
- Wilson v. McLeod Oil Co., Inc., 327 N.C. 491, 398 S.E.2d 586, 11 A.L.R.5th 1019 (1990)—11:20
- Wilson v. Pearce, 105 N.C. App. 107, 412 S.E.2d 148 (1992)—36:1
- Wilson v. State Farm Mut. Auto. Ins. Co., 327 N.C. 419, 394 S.E.2d 807 (1990)—30:8
- Wilson v. Wilson, 121 N.C. App. 662, 468 S.E.2d 495 (1996)—27:18
- Wilson v. Wilson, 247 N. C. 243, 101 S.E.2d 460 (1964)—13:14
- Wilson v. Wilson, 263 N.C. 88, 138 S.E.2d 827 (1964)—13:14
- Wilson Bros. v. Mobil Oil, 63 N.C. App. 334, 305 S.E.2d 40 (1983)—32:2
- Winchester v. Byers, 196 N.C. 383, 145 S.E. 774 (1928)—33:8
- Winder v. Martin, 183 N.C. 410, 111 S.E. 708 (1922)—28:14
- Winders v. Powers, 217 N.C. 580, 9 S.E.2d 131 (1940)—22:1
- Windfield Corp. v. McCallum Inspection Co., 18 N.C. App. 168, 196 S.E.2d 607 (1973)—2:2, 11:10
- Winkler v. Appalachian Amusement Co., 238 N.C. 589, 79 S.E.2d 185 (1953)—11:5, 28:17
- Winston v. Brodie, 134 N.C. App. 260, 517 S.E.2d 203 (1999)—30:8
- Winston Cigarette Mach. Co. v. Wells-Whitehead Tobacco Co., 141 N.C. 284, 53 S.E. 885 (1906)—2:8
- Winston Realty Co., Inc. v. G.H.G., Inc., 314 N.C. 90, 331 S.E.2d 677 (1985)—29:7
- Winston-Salem, City of v. Davis, 59 N.C. App. 172, 296 S.E.2d 21 (1982)—16:9
- Winston-Salem, City of v. Hege, 61 N.C. App. 339, 300 S.E.2d 589 (1983)—12:3
- Winston-Salem, City of v. Tickle, 53 N.C. App. 516, 281 S.E.2d 667 (1981)—16:9
- Winston-Salem, City of v. Wells, 249 N.C. 148, 105 S.E.2d 435 (1958)—16:14
- Winterville, Town of v. King, 60 N.C. App. 730, 299 S.E.2d 838 (1983)—26:8
- Wirth v. Bracey, 258 N.C. 505, 128 S.E.2d 810 (1963)—23:10, 26:6
- Wise v. U.S., 249 U.S. 361, 39 S. Ct. 303, 63 L. Ed. 647 (1919)—5:1
- Wiseman v. Tomrich Const. Co., 250 N.C. 521, 109 S.E.2d 248 (1959)—33:8
- Witten Supply Co. v. Redmond,

TABLE OF CASES

- 11 N.C. App. 173, 180 S.E.2d 487 (1971)—17:7
- Wofford v. North Carolina State Highway Commission, 263 N.C. 677, 140 S.E.2d 376 (1965)—23:5
- Wojsko v. State, 47 N.C. App. 605, 267 S.E.2d 708 (1980)—23:10
- Wolfe v. Montgomery Ward & Co., 211 N.C. 295, 189 S.E. 772 (1937)—3:1, 3:2, 3:3
- Womble v. Leigh, 195 N.C. 282, 142 S.E. 17 (1928)—28:12
- Wood v. North Carolina State University, 147 N.C. App. 336, 556 S.E.2d 38 (2001)—23:22
- Wood v. Watson, 107 N.C. 52, 12 S.E. 49 (1890)—11:37
- Woodard v. Marshall, 14 N.C. App. 67, 187 S.E.2d 430 (1972)—33:6
- Woodell v. Pinehurst Surgical Clinic, P.A., 78 N.C. App. 230, 336 S.E.2d 716 (1985)—38:1
- Woodmont, Inc. v. Daniels, 290 F.2d 186 (10th Cir. 1961)—1:8
- Woods v. Andersen, 145 Ga. App. 492, 243 S.E.2d 748 (1978)—2:6
- Woods v. Nationwide Mut. Ins. Co., 295 N.C. 500, 246 S.E.2d 773 (1978)—27:26
- Woods v. Wayne, 177 F.2d 559 (4th Cir. 1949)—34:2
- Woods v. Witzke, 174 F.2d 855 (6th Cir. 1949)—34:2
- Woodson v. Rowland, 329 N.C. 330, 407 S.E.2d 222 (1991)—20:12
- Woody v. Brooks, 102 N.C. 334, 9 S.E. 294 (1889)—11:23
- Woody v. Catawba Valley Broadcasting Co., 272 N.C. 459, 158 S.E.2d 578 (1968)—4:1, 32:5
- Woody v. National Bank of Rocky Mount, 194 N.C. 549, 140 S.E. 150, 58 A.L.R. 725 (1927)—14:14
- Wooten v. Warren by Gilmer, 117 N.C. App. 350, 451 S.E.2d 342 (1994)—1:9
- Wooten v. Wilmington & W.R. Co., 128 N.C. 119, 38 S.E. 298 (1901)—14:17
- Word v. Jones ex rel. Moore, 350 N.C. 557, 516 S.E.2d 144 (1999)—30:5
- Worley v. Pipes, 229 N.C. 465, 50 S.E.2d 504 (1948)—17:22
- Worley v. Worley, 214 N.C. 311, 199 S.E. 82 (1938)—33:17
- Worthington v. Bynum, 305 N.C. 478, 290 S.E.2d 599 (1982)—11:29
- Worthington v. Bynum, 53 N.C. App. 409, 281 S.E.2d 166 (1981)—11:29, 12:5
- Worthy v. Knight, 210 N.C. 498, 187 S.E. 771 (1936)—4:1
- Wozelka v. Hettrick, 93 N.C. 10, 1885 WL 1621 (1885)—11:14
- Wright v. Fiber Industries, Inc., 60 N.C. App. 486, 299 S.E.2d 284 (1983)—20:5
- Wright v. Harris, 160 N.C. 542, 76 S.E. 489 (1912)—13:2
- Wright v. Smith, 151 N.C. App. 121, 564 S.E.2d 613 (2002)—11:37
- Wright v. T & B Auto Sales, Inc., 72 N.C. App. 449, 325 S.E.2d 493, 41 U.C.C. Rep. Serv. 58 (1985)—32:1, 35:14
- Wright v. Wright, 229 N.C. 503, 50 S.E.2d 540 (1948)—22:7

NORTH CAROLINA LAW OF DAMAGES

- Wright v. Wright, 305 N.C. 345, 289 S.E.2d 347 (1982)—33:2
- W.S. Clark & Sons, Inc. v. Ruiz, 87 N.C. App. 420, 360 S.E.2d 814 (1987)—9:8
- Wyatt v. Gilmore, 57 N.C. App. 57, 290 S.E.2d 790 (1982)—36:1, 38:1
- Wyche v. Alexander, 15 N.C. App. 130, 189 S.E.2d 608 (1972)—11:33
- Wylie v. Smitherman, 30 N.C. 236, 8 Ired. 236, 1848 WL 1279 (1848)—4:4
- Wynnewood Lumber Co. v. Travelers' Ins. Co., 173 N.C. 269, 91 S.E. 946 (1917)—27:9
- Y**
- Yancey v. Lea, 354 N.C. 48, 550 S.E.2d 155 (2001)—10:7
- Yancey v. North Carolina State Highway & Public Works Commission, 222 N.C. 106, 22 S.E.2d 256 (1942)—8:6, 16:1
- Yarborough v. Yarborough, 27 N.C. App. 100, 218 S.E.2d 411 (1975)—11:32
- Yates Motor Co., Inc. v. Simons, 51 N.C. App. 339, 276 S.E.2d 496 (1981)—9:7, 11:32, 27:4
- Yeargin Const. Co., Inc. v. Futren Development Corp., 29 N.C. App. 731, 225 S.E.2d 623 (1976)—9:1, 9:8
- York v. Unionville Volunteer Fire Dept., 58 N.C. App. 591, 293 S.E.2d 812 (1982)—20:12
- Youmans v. City of Hendersonville, 175 N.C. 574, 96 S.E. 45 (1918)—28:12
- Young v. Anchor Co., Inc., 239 N.C. 288, 79 S.E.2d 785 (1954)—20:8
- Young v. Baltimore & O. R. Co., 266 N.C. 458, 146 S.E.2d 441 (1966)—10:2, 11:8
- Young v. Connelly, 112 N.C. 646, 17 S.E. 424 (1893)—18:2
- Young v. Glenn, 42 N.C. App. 15, 255 S.E.2d 596 (1979)—7:4, 11:29
- Young v. Hickory Business Furniture, 353 N.C. 227, 538 S.E.2d 912 (2000)—20:12
- Young v. Stewart, 101 N.C. App. 312, 399 S.E.2d 344 (1991)—7:3
- Young v. Woodall, 343 N.C. 459, 471 S.E.2d 357 (1996)—23:7
- Younts v. State Farm Mut. Auto. Ins. Co., 281 N.C. 582, 189 S.E.2d 137 (1972)—27:27
- Yow v. Nance, 29 N.C. App. 419, 224 S.E.2d 292 (1976)—37:1, 38:1
- Z**
- Zager v. Setzer, 242 N.C. 493, 88 S.E.2d 94 (1955)—1:7
- Zarn, Inc. v. Southern Ry. Co., 50 N.C. App. 372, 274 S.E.2d 251 (1981)—2:2, 2:5, 7:3, 15:2
- Zickgraf Enterprises, Inc. v. Yonce, 63 N.C. App. 166, 303 S.E.2d 852 (1983)—17:17
- Zickgraf Hardwood Co. v. Seay, 60 N.C. App. 128, 298 S.E.2d 208 (1982)—14:12
- Ziglar v. E. I. Du Pont De Nemours and Co., 53 N.C. App. 147, 280 S.E.2d 510 (1981)—32:2

TABLE OF CASES

Zorba's Inn, Inc. v. Nationwide
Mut. Fire Ins. Co., 93 N.C.
App. 332, 377 S.E.2d 797, 9

U.C.C. Rep. Serv. 2d 363
(1989)—27:24