

IN THE SUPREME COURT OF NORTH CAROLINA

No. 341A97

FILED: 6 MARCH 1998

ERNESTINE RICHARDSON; MERLE RICHARDSON

v.

McCRACKEN ENTERPRISES, d/b/a McCRACKEN OIL COMPANY, A NORTH
CAROLINA CORPORATION

Appeal by plaintiffs pursuant to N.C.G.S. § 7A-30(2)
from the decision of a divided panel of the Court of Appeals, 126
N.C. App. 506, 485 S.E.2d 844 (1997), affirming an order entered
by Stephens (Donald W.), J., on 16 May 1996 in Superior Court,
Franklin County, granting summary judgment to defendant. Heard
in the Supreme Court 11 February 1998.

*Steven E. Hight, Attorney, P.A., by Steven E. Hight and
Steven H. McFarlane, for plaintiff-appellants.*

*Hatch, Little & Bunn, L.L.P., by A. Bartlett White,
Harold W. Berry, and Tina L. Frazier, for defendant-
appellee.*

PER CURIAM.

AFFIRMED.