

IN THE SUPREME COURT OF NORTH CAROLINA

Filed: 9 April 1999

No. 456PA98

GASPAR ORTIZ,
Petitioner

v.

CASE FARMS OF N.C., INC.
and
EMPLOYMENT SECURITY COMMISSION OF NORTH CAROLINA,
Respondents

On discretionary review pursuant to N.C.G.S. § 7A-31 of a unanimous, unpublished decision of the Court of Appeals, ___ N.C. App. ___, 508 S.E.2d 845 (1998), affirming an order entered by Beal, J., on 30 October 1997 in Superior Court, Burke County. Heard in the Supreme Court 10 March 1999.

Phyllis A. Palmieri & Associates, by Phyllis A. Palmieri, and Estelle McKee for petitioner-appellee.

C. Coleman Billingsley, Jr., for respondent-appellant Employment Security Commission; Edwards, Ballard, Clark, Barrett, and Carlson, P.A., by Terry A. Clark and J. Andrew Williams, for respondent-appellant Case Farms of N.C.

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.