

IN THE SUPREME COURT OF NORTH CAROLINA

No. 5A00

FILED 16 JUNE 2000

WILLIAM A. TUCKER, JR. and JAMES P. ASHBURN, T.C. HOMESLEY, JR.,  
AND WILLIAM Y. WILKINS, as CO-ADMINISTRATORS OF THE ESTATE OF  
WILLIAM ARNOLD TUCKER, SR.

v.

ANNE STEWART WESTLAKE (aka Anne Stuart Harley Tucker Westlake)  
and husband, WILLIAM RICHARD WESTLAKE

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of  
a divided panel of the Court of Appeals, \_\_\_ N.C. App. \_\_\_, 523  
S.E.2d 139 (1999), finding no prejudicial error in a judgment  
entered 30 September 1998 by McHugh, J., in Superior Court,  
Iredell County. Heard in the Supreme Court 16 May 2000.

*Sharon Lowe for plaintiff-appellants.*

*Pope McMillan Kutteh Simon & Privette, P.A., by William H.  
McMillan and Ryan D. Bolick, for defendant-appellees.*

PER CURIAM.

The decision of the Court of Appeals is reversed for the  
reasons stated in Judge Wynn's dissenting opinion.

REVERSED.