

IN THE SUPREME COURT OF NORTH CAROLINA

No. 267PA02

FILED: 22 NOVEMBER 2002

STATE OF NORTH CAROLINA EX REL. UTILITIES COMMISSION; PUBLIC
STAFF - NORTH CAROLINA UTILITIES COMMISSION; AND ROY COOPER,
ATTORNEY GENERAL - NORTH CAROLINA DEPARTMENT OF JUSTICE

v.

CAROLINA WATER SERVICE, INC. OF NORTH CAROLINA, AND CWS SYSTEMS,
INC.

On discretionary review pursuant to N.C.G.S. § 7A-31 of
a unanimous decision of the Court of Appeals, 149 N.C. App. 656,
562 S.E.2d 60 (2002), vacating and remanding with instructions an
order entered 6 November 2000 by the North Carolina Utilities
Commission. On 11 July 2002, the Supreme Court allowed
respondents' conditional petition for discretionary review as to
additional issues. Heard in the Supreme Court 17 October 2002.

*Robert P. Gruber, Executive Director, by James D.
Little and Kendrick C. Fentress, Staff Attorneys, for
petitioner-appellant/appellee Public Staff - North
Carolina Utilities Commission; and Roy Cooper, Attorney
General, by Gary R. Govert, Special Deputy Attorney
General, and Margaret A. Force, Assistant Attorney
General, intervenor-appellant/appellee.*

*Hunton & Williams, by Edward S. Finley, Jr., for
respondent-appellants/appellees.*

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.