

IN THE SUPREME COURT OF NORTH CAROLINA

No. 159A02

FILED: 28 MARCH 2003

RALPH G. WILLEY, Guardian Ad Litem for ELIZABETH MULLINS, Minor  
Daughter of WILLIAM HENRY MULLINS, Deceased,  
Employee

v.

WILLIAMSON PRODUCE,  
Employer,  
THE GOFF GROUP,  
Carrier

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, 149 N.C. App. 74, 562 S.E.2d 1 (2002), reversing an amended opinion and award entered 7 December 2000 by the North Carolina Industrial Commission and remanding for further proceedings. Heard in the Supreme Court 10 March 2003.

*Keel O'Malley, L.L.P., by Susan M. O'Malley, for plaintiff-appellant.*

*Lewis & Roberts, P.L.L.C., by John H. Ruocchio, for defendant-appellees.*

*Teague, Campbell, Dennis & Gorham, L.L.P., by Linda Stephens, on behalf of the North Carolina Association of Defense Attorneys, amicus curiae.*

*Mark T. Sumwalt, P.A., by Vernon Sumwalt, on behalf of the North Carolina Academy of Trial Lawyers, amicus curiae.*

PER CURIAM.

For the reasons stated in the dissenting opinion, we reverse the decision of the Court of Appeals.

REVERSED.