

IN THE SUPREME COURT OF NORTH CAROLINA

No. 519A02

FILED: 22 AUGUST 2003

J. ALAN BARRINGER and wife, JENNIE S. BARRINGER

v.

MID PINES DEVELOPMENT GROUP, L.L.C.

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, 152 N.C. App. 549, 568 S.E.2d 648 (2002), reversing a judgment entered 2 August 2000 and an order entered 27 October 2000 by Judge Ronald L. Stephens in Superior Court, Wake County, and remanding for new trial. Heard in the Supreme Court 13 March 2003.

*The Jernigan Law Firm, by Leonard T. Jernigan, Jr.; N. Victor Farah; and Lauren R. Trustman, for plaintiff-appellees.*

*Cranfill, Sumner & Hartzog, L.L.P., by David H. Batten, Patrick H. Flanagan, and Jaye E. Bingham, for defendant-appellant.*

PER CURIAM.

For the reasons stated in the dissenting opinion, the decision of the Court of Appeals is reversed.

REVERSED.