

IN THE SUPREME COURT OF NORTH CAROLINA

No. 339PA04

FILED: 5 MAY 2005

STATE OF NORTH CAROLINA

v.

BRIAN FRANK GONZALES

On writ of certiorari pursuant to N.C.G.S. § 7A-32(b) of a unanimous decision of the Court of Appeals, 164 N.C. App. 512, 596 S.E.2d 297 (2004), reversing an order entered by Judge Ernest B. Fullwood on 2 January 2003 in Superior Court, New Hanover County. Heard in the Supreme Court 18 April 2005.

*Roy Cooper, Attorney General, by William B. Crumpler, Assistant Attorney General, for the State.*

*Crossley, McIntosh, Prior & Collier, by Samuel H. MacRae, for defendant-appellant.*

PER CURIAM.

AFFIRMED.