

TAMITHA SHEPARD, BEATRICE PERRY, WILLIAM GMOSER, and DEBRA ROSSETER v. BONITA VISTA PROPERTIES, L.P.; VICKIE L. SAFELY-SMITH, as General Partner of BONITA VISTA PROPERTIES, L.P.; VICKIE L. SAFELY-SMITH, Trustee of FVS Trust, General Partner of BONITA VISTA PROPERTIES, L.P.; and VICKIE L. SAFELY-SMITH, Individually

No. 404A08

FILED: 1 MAY 2009

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, 191 N.C. App. ___, 664 S.E.2d 388 (2008), affirming in part and remanding in part a judgment entered on 5 April 2007 by Judge William C. McIlwain in District Court, Scotland County. Heard in the Supreme Court 24 February 2009.

Kurtz and Blum, PLLC, by Timothy E. Wipperman, for plaintiff-appellees.

Van Camp, Meacham & Newman, PLLC, by Evelyn M. Savage, for defendant-appellants.

PER CURIAM.

AFFIRMED.