

IN THE SUPREME COURT OF NORTH CAROLINA

No. 544A08

FILED: 9 OCTOBER 2009

STATE OF NORTH CAROLINA

v.

ROGER EARL COLEY

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, ___ N.C. App. ___, 668 S.E.2d 46 (2008), finding no prejudicial error in a judgment imposing a sentence of life imprisonment without parole entered 2 August 2006 by Judge W. Russell Duke, Jr. in Superior Court, Edgecombe County, following a jury verdict finding defendant guilty of first-degree murder. Heard in the Supreme Court 8 September 2009.

Roy Cooper, Attorney General, by Joan M. Cunningham, Assistant Attorney General, for the State.

M. Gordon Widenhouse Jr. for defendant-appellant.

PER CURIAM.

AFFIRMED.