

IN THE SUPREME COURT OF NORTH CAROLINA

No. 115PA17

Filed 11 May 2018

STATE OF NORTH CAROLINA

v.

DEAN MICHAEL VARNER

On discretionary review pursuant to N.C.G.S. § 7A-31 of a unanimous decision of the Court of Appeals, ___ N.C. App. ___, 796 S.E.2d 834 (2017), reversing and remanding a judgment entered on 14 January 2016 by Judge Thomas H. Lock in Superior Court, Lee County. Heard in the Supreme Court on 18 April 2018.

Joshua H. Stein, Attorney General, by Kathleen N. Bolton, Assistant Attorney General, and Anne M. Middleton, Special Deputy Attorney General, for the State-appellant.

Glenn Gerding, Appellate Defender, by John F. Carella and Katherine Whitney Dickinson-Schultz, Assistant Appellate Defender, for defendant-appellee.

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.