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IN THE COURT OF APPEALS OF NORTH CAROLINA

No. COA16-1323

Filed: 3 October 2017

Wilson County, No. 14 CR 054833

STATE OF NORTH CAROLINA,

v.

JOHN ALAN MITCHELL III, Defendant,

and

MELISSA HINES, Bail Agent,

and

AGENT ASSOCIATES INSURANCE, L.L.C., Surety.

Appeal by Wilson County Board of Education from order entered 3 October 2016 by Judge John J. Covolo in District Court, Wilson County. Heard in the Court of Appeals 7 August 2017.

*Schwartz & Shaw, P.L.L.C., by Kristopher L. Caudle and Rebecca M. Williams, for Wilson County Board of Education, Plaintiff-Appellant.*

*No brief for John Alan Mitchell III , Defendant-Appellee.*

*No brief for Melissa Hines, Bail Agent.*

*No brief for Agent Associates Insurance, L.L.C., Defendant-Appellee Surety.*

STATE V. CHESTNUT

*Opinion of the Court*

McGEE, Chief Judge.

This case is a companion case to COA17-19, *State v. Knight*, filed contemporaneously with this opinion. *Knight* contains the facts and analysis relevant to this case. For the reasons stated in *Knight*, we vacate and remand the order.

VACATED AND REMANDED.

Judges TYSON and INMAN concur.

Report per Rule 30(e).