

Supreme Court of North Carolina

DUSTIN MICHAEL MCKINNEY, GEORGE JERMEY MCKINNEY, and JAMES ROBERT TATE,
Plaintiffs

STATE OF NORTH CAROLINA, Intervenor

v

GARY SCOTT GOINS and THE GASTON COUNTY BOARD OF EDUCATION, Defendants

From N.C. Court of Appeals
(22-261)
From Wake
(21CVS7438)

ORDER

Upon consideration of the notice of appeal from the North Carolina Court of Appeals, filed by Defendant (Gaston County Board of Education) on the 20th of September 2023 in this matter pursuant to G.S. 7A-30 (substantial constitutional question), the following order was entered and is hereby certified to the North Carolina Court of Appeals: the notice of appeal is

"Dismissed ex mero motu by order of the Court in conference, this the 20th of March 2024."

Riggs, J. recused.

**s/ Allen, J.
For the Court**

Upon consideration of the notice of appeal in which there is a dissent from the North Carolina Court of Appeals, filed by the Defendant (Gaston County Board of Education) on the 2nd of October 2023 in this matter pursuant to G.S. 7A-30, the following order was entered and is hereby certified to the North Carolina Court of Appeals.

"Dismissed as moot by order of the Court in conference, this the 20th of March 2024."

Riggs, J. recused.

**s/ Allen, J.
For the Court**

Upon consideration of the notice of appeal from the North Carolina Court of Appeals, filed by Defendant (Gaston County Board of Education) on the 2nd of October 2023 in this matter pursuant to G.S. 7A-30 (substantial constitutional question), the following order was entered and is hereby certified to the North Carolina Court of Appeals: the notice of appeal is

"Dismissed as moot by order of the Court in conference, this the 20th of March 2024."

Riggs, J. recused.

s/ Allen, J.
For the Court

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 27th of March 2024.



Grant E. Buckner
Clerk, Supreme Court of North Carolina


M. C. Hackney
Assistant Clerk, Supreme Court Of North Carolina

Copy to:

North Carolina Court of Appeals

Mr. Donald S. Higley, II, Attorney at Law, For McKinney, Dustin Michael, et al - (By Email)

Ms. Lisa Lanier, Attorney at Law, For McKinney, Dustin Michael, et al - (By Email)

Mr. Robert O. Jenkins, Attorney at Law, For McKinney, Dustin Michael, et al - (By Email)

Mr. Orlando L. Rodriguez, Special Deputy Attorney General, For State of North Carolina - (By Email)

Mr. Robert J. King, III, Attorney at Law, For The Gaston County Board of Education - (By Email)

Ms. Jill R. Wilson, Attorney at Law, For The Gaston County Board of Education - (By Email)

Ms. Elizabeth Lea Troutman, Attorney at Law, For The Gaston County Board of Education - (By Email)

Mr. Ryan Y. Park, Solicitor General, For State of North Carolina - (By Email)

Mr. Nicholas S. Brod, Assistant Solicitor General, For State of North Carolina - (By Email)

Mr. Zachary W. Ezor, Solicitor General Fellow, For State of North Carolina - (By Email)

Ms. Lindsey S. Barber, Attorney at Law, For The Gaston County Board of Education - (By Email)

Mr. Stephen G. Rawson, Attorney at Law, For North Carolina School Boards Association - (By Email)

Ms. Deborah R. Stagner, Attorney at Law, For North Carolina School Boards Association - (By Email)

Ms. Christine T. Scheef, Staff Attorney, For North Carolina School Boards Association - (By Email)

Mr. Lorin J. Lapidus, Attorney at Law, For Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA - (By Email)

Mr. G. Gray Wilson, Attorney at Law, For Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA - (By Email)

Ms. Denise M. Gunter, Attorney at Law, For Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA - (By Email)

Mr. D. Martin Warf, Attorney at Law, For Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA - (By Email)

Mr. Kevin G. Williams, Attorney at Law, For Young Men's Christian Association of Northwest North Carolina d/b/a Kernersville Family YMCA - (By Email)

Ms. Caroline Marie Gieser, Attorney at Law, For American Tort Reform Association, et al. - (By Email)

Mr. M. Duane Jones, Attorney at Law, For North Carolina Association of Defense of Attorneys - (By Email)

Mr. Joshua D. Davey, Attorney at Law, For Roman Catholic Diocese of Charlotte, North Carolina - (By Email)

Ms. Mary K. Grob, Attorney at Law, For Roman Catholic Diocese of Charlotte, North Carolina - (By Email)

Ms. Mary Elizabeth D. Reed, Solicitor General Fellow, For State of North Carolina - (By Email)

Mr. M. Samuel McGee, Attorney at Law, For CHILD USA - (By Email)

Mr. Troy D. Shelton, Attorney at Law, For Jane Does 1 and 2 - (By Email)

West Publishing - (By Email)

Lexis-Nexis - (By Email)