



# North Carolina Court of Appeals

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No. P23-468

**BST USA, LLC, AND VICTORY VENDING COMPANY,  
PLAINTIFF-APPELLEES,**

v.

**STATE OF NORTH CAROLINA, EX REL. ROY COOPER, GOVERNOR, IN HIS OFFICIAL CAPACITY;  
NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY; SECRETARY OF THE NORTH CAROLINA  
DEPARTMENT OF PUBLIC SAFETY EDDIE. M. BUFFALO JR., IN HIS OFFICIAL CAPACITY;  
ALCOHOL LAW ENFORCEMENT DIVISION; DIRECTOR OF ALCOHOL LAW ENFORCEMENT  
DIVISION BRYAN HOUSE, IN HIS OFFICIAL CAPACITY,  
DEFENDANTS-APPELLANTS.**

From Forsyth  
( 23cvs2042 )

## ORDER

The following order was entered:

By majority vote, the Petition for Writ of Supersedeas filed in this cause by defendant-appellants on 20 July 2023 is allowed. The preliminary injunction entered by Judge L. Todd Burke on 16 June 2023 is hereby stayed pending disposition of defendant-appellants' appeal or until further order of this Court.

By order of the Court this the 23rd of August 2023.

WITNESS my hand and the seal of the North Carolina Court of Appeals, this the 23rd day of August 2023.

Eugene H. Soar  
Clerk, North Carolina Court of Appeals

Copy to:

Mr. James W. Doggett, Deputy Solicitor General, For Governor Roy Cooper, et al. - (By Email)  
Ms. Tamika L. Henderson, Special Deputy Attorney General - (By Email)  
Mr. Michael E. Bulleri, Special Deputy Attorney General - (By Email)  
Mr. Noell P. Tin, Attorney at Law, For BST USA, LLC & Victory Vending Company - (By Email)  
Mr. Abraham Rubert-Schewel, Attorney at Law - (By Email)  
Mr. Gagan Gupta, Attorney at Law - (By Email)  
The Honorable Clerk of , Forsyth County