# Supreme Court of North Carolina

## THE SOCIETY FOR THE HISTORICAL PRESERVATION OF THE TWENTY-SIXTH NORTH CAROLINA TROOPS, INC.

v

### CITY OF ASHEVILLE, NORTH CAROLINA, and BUNCOMBE COUNTY, NORTH CAROLINA

From N.C. Court of Appeals (21-429) From Buncombe (21CVS1182)

#### <u>ORDER</u>

Upon consideration of the petition filed by Plaintiff on the 21st of April 2022 for Writ of Supersedeas of the judgment of the Court of Appeals, the following order was entered and is hereby certified to the North Carolina Court of Appeals:

"Allowed by order of the Court in conference, this the 13th of December 2022."

#### s/ Berger, J. For the Court

Upon consideration of the petition filed on the 21st of April 2022 by Plaintiff in this matter for discretionary review of the decision of the North Carolina Court of Appeals pursuant to G.S. 7A-31, the following order was entered and is hereby certified to the North Carolina Court of Appeals:

"Allowed by order of the Court in conference, this the 13th of December 2022."

#### s/ Berger, J. For the Court

Therefore the case is docketed as of the date of this order's certification. Briefs of the respective parties shall be submitted to this Court within the times allowed and in the manner provided by Appellate Rule 15(g)(2).

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 16th day of December 2022.



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. Henry Edward Phillips, III, Attorney at Law, For The Society for the Historical Preservation of the Twenty-Sixth North Carolina Troops, Inc. - (By Email)

Mr. Eric P. Edgerton, Senior Assistant City Attorney, For City of Asheville (NC) - (By Email)

Mr. Bradley Robert Branham, City Attorney-City of Asheville, For City of Asheville (NC)

Mr. Michael C. Frue, Attorney at Law, For Buncombe County (NC) - (By Email)

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