

Supreme Court of North Carolina

JAY SINGLETON, D.O., and SINGLETON VISION CENTER, P.A.

v

NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES; ROY COOPER, Governor of the State of North Carolina, in his official capacity; MANDY COHEN, North Carolina Secretary of Health and Human Services, in her official capacity; PHIL BERGER, President Pro Tempore of the North Carolina Senate, in his official capacity; and TIM MOORE, Speaker of the North Carolina House of Representatives, in his official capacity

From N.C. Court of Appeals
(21-558)
From Wake
(20CVS5150)

ORDER

Upon consideration of the notice of appeal from the North Carolina Court of Appeals, filed by the Plaintiffs on the 15th of August 2022 in this matter pursuant to G.S. 7A-30, and the motion to dismiss the appeal for lack of substantial constitutional question filed by the Defendants, the following order was entered and is hereby certified to the North Carolina Court of Appeals: the motion to dismiss the appeal is

"Allowed by order of the Court in conference, this the 30th of August 2023."

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

Upon consideration of the petition filed on the 15th of August 2022 by Plaintiffs 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 30th of August 2023."

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

The following order has been entered on the motion filed on the 9th of September 2022 by Plaintiffs to Admit Renee D. Flaherty for Admission Pro Hac Vice:

"Motion Allowed by order of the Court in conference, this the 30th of August 2023."

**s/ Allen, 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 1st of September 2023.



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. Joshua A. Windham, Attorney at Law, For Singleton, Jay (D.O.), et al - (By Email)

Mr. Derek L. Hunter, Special Deputy Attorney General, For North Carolina Department of Health and Human Services, et al - (By Email)

Mr. John H. Schaeffer, Assistant Attorney General, For North Carolina Department of Health and Human Services, et al - (By Email)

Mr. Nicholas S. Brod, Assistant Solicitor General, For North Carolina Department of Health and Human Services, et al - (By Email)

Mr. Ryan Y. Park, Solicitor General, For North Carolina Department of Health and Human Services, et al - (By Email)

Mr. R. Daniel Gibson, Attorney at Law, For John Locke Foundation, et al. - (By Email)

Mr. James Benjamin Garner, Attorney at Law, For Folwell, Dale R. (Treasurer) - (By Email)

Aaron D. Vodicka, Attorney at Law, For Folwell, Dale R. (Treasurer) - (By Email)

Mr. B. Tyler Brooks, Attorney at Law, For Certificate of Need Scholars - (By Email)

Mr. Jonathan D. Guze, Attorney at Law, For John Locke Foundation, et al. - (By Email)

Ms. Renee D. Flaherty, Attorney at Law, For Singleton, Jay (D.O.), et al - (By Email)

West Publishing - (By Email)

Lexis-Nexis - (By Email)