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NO. COA01-1095

NORTH CAROLINA COURT OF APPEALS

Filed: 18 June 2002

THE ESTATE OF HEATHER  
MARIE SIZEMORE, ALAN RAY  
SIZEMORE, Administrator,  
Plaintiff

v.

Catawba County  
No. 00 CVS 1596

DENNIS PAUL KIMBLETON; FRYE  
REGIONAL MEDICAL CENTER, INC.;  
TENET HEALTHSYSTEM CM, INC.;  
TENET HEALTHSYSTEM MEDICAL, INC.;  
TENET PHYSICIAN SERVICES-FRYE  
REGIONAL, INC.; TENET PHYSICIAN  
SERVICES OF THE SOUTHEAST, INC.;  
AMISUB OF NORTH CAROLINA, INC. d/b/a  
FRYE REGIONAL MEDICAL CENTER;  
STERLING MIAMI, INC. f/k/a STERLING  
HEALTH CARE GROUP, INC.; FPA MEDICAL  
MANAGEMENT OF NORTH CAROLINA, INC.;  
FPA MEDICAL MANAGEMENT OF FLORIDA, INC.;  
PHYAMERICA PHYSICIAN GROUP, INC.;  
PHYAMERICA PHYSICIAN SERVICES, INC.;  
PHYAMERICA EMERGENCY SERVICES OF NORTH  
CAROLINA, P.A.; PHYAMERICA PHYSICIAN  
NETWORKS, INC.; PHYAMERICA PHYSICIAN  
SERVICES OF THE SOUTHEAST, INC.; CATAWBA  
COUNTY; CATAWBA COUNTY EMERGENCY SERVICES;  
and CATAWBA COUNTY EMS,  
Defendants

Appeal by defendant Catawba County from order entered 1 June  
2000 by Judge Forrest Donald Bridges in Catawba County Superior  
Court. Heard in the Court of Appeals 16 May 2002.

*Faison & Gillespie, by O. William Faison, John W. Jensen and  
Evelt N. Brown, for plaintiff-appellee.*

*Womble Carlyle Sandridge & Rice, a Professional Limited Liability Company, by Burley B. Mitchell, Jr., Tyrus V. Dahl, Jr., and Oliver M. Read, IV, for defendant-appellant.*

PER CURIAM.

This appeal presents the exact issue decided by this Court in *Dawes v. Nash County*, \_\_\_ N.C. App. \_\_\_, \_\_\_ S.E.2d \_\_\_, (COA 01-85, filed 19 February 2002). For the reasons stated in *Dawes*, we reverse the trial court's denial of defendant Catawba County's motion for summary judgment based on the doctrine of sovereign immunity.

Reversed.

Panel consisting of:

Judges MARTIN, TIMMONS-GOODSON, and CAMPBELL.

Report per Rule 30(e).