

IN THE SUPREME COURT OF NORTH CAROLINA

No. 267PA02

FILED: 22 NOVEMBER 2002

STATE OF NORTH CAROLINA EX REL. UTILITIES COMMISSION; PUBLIC  
STAFF - NORTH CAROLINA UTILITIES COMMISSION; AND ROY COOPER,  
ATTORNEY GENERAL - NORTH CAROLINA DEPARTMENT OF JUSTICE

v.

CAROLINA WATER SERVICE, INC. OF NORTH CAROLINA, AND CWS SYSTEMS,  
INC.

On discretionary review pursuant to N.C.G.S. § 7A-31 of  
a unanimous decision of the Court of Appeals, 149 N.C. App. 656,  
562 S.E.2d 60 (2002), vacating and remanding with instructions an  
order entered 6 November 2000 by the North Carolina Utilities  
Commission. On 11 July 2002, the Supreme Court allowed  
respondents' conditional petition for discretionary review as to  
additional issues. Heard in the Supreme Court 17 October 2002.

*Robert P. Gruber, Executive Director, by James D.  
Little and Kendrick C. Fentress, Staff Attorneys, for  
petitioner-appellant/appellee Public Staff - North  
Carolina Utilities Commission; and Roy Cooper, Attorney  
General, by Gary R. Govert, Special Deputy Attorney  
General, and Margaret A. Force, Assistant Attorney  
General, intervenor-appellant/appellee.*

*Hunton & Williams, by Edward S. Finley, Jr., for  
respondent-appellants/appellees.*

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.