

IN THE SUPREME COURT OF NORTH CAROLINA

No. 352PA09

FILED: 17 JUNE 2010

BROCK AND SCOTT HOLDINGS, INC.

v.

KIM D. WEST

On discretionary review pursuant to N.C.G.S. § 7A-31 of a unanimous decision of the Court of Appeals, \_\_\_ N.C. App. \_\_\_, 679 S.E.2d 507 (2009), dismissing plaintiff's appeal from a judgment and order entered on 3 June 2008 by Judge James H. Faison, III in District Court, Pender County. Heard in the Supreme Court 11 May 2010.

*Richard P. Cook, and Brock & Scott, PLLC, by Richard L. Jackson, for plaintiff-appellant.*

*No brief for defendant-appellee.*

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.