

IN THE SUPREME COURT OF NORTH CAROLINA

No. 22A05

FILED: 1 JULY 2005

JENNIFER L. PITTS, Administratrix of the Estate of FELICIA HOPE
LYNCH

v.

NASH DAY HOSPITAL, INC., ENGLEWOOD OB-GYN ASSOCIATES, P.A., TOMMY
R. HARRIS, and MOSES E. WILSON

Appeal pursuant to N.C.G.S. § 7A-30(2) from the
decision of a divided panel of the Court of Appeals, ___ N.C.
App. ___, 605 S.E.2d 154 (2004), reversing an order allowing
defendants' motion for directed verdict entered on 19 December
2002 by Judge Milton F. Fitch, Jr. in Superior Court, Nash
County. Heard in the Supreme Court 17 May 2005.

*Rountree & Boyette LLP, by Charles S. Rountree, for
plaintiff-appellee.*

*Yates, McLamb & Weyher, L.L.P., by Barry S. Cobb and
James T. Newman, Jr., for defendant-appellants Harris,
Wilson, and Englewood OB-GYN Associates, P.A.*

*Roberts & Stevens, P.A., by James W. Williams and Anne
W. Ford, for North Carolina Association of Defense
Attorneys, amicus curiae.*

*Faison & Gillespie, by Mark R. McGrath, for North
Carolina Academy of Trial Lawyers, amicus curiae.*

PER CURIAM.

AFFIRMED.