

IN THE SUPREME COURT OF NORTH CAROLINA

No. 123A13

FILED 4 OCTOBER 2013

LARRY DONNELL GREEN, by and through his Guardian ad Litem, SHARON CRUDUP; LARRY ALSTON, individually; and RUBY KELLY, individually

v.

WADE R. KEARNEY, II; PAUL KILMER; KATHERINE ELIZABETH LAMELL; PAMELA BALL HAYES; RONNIE WOOD; PHILLIP GRISSOM, JR.; DR. J.B. PERDUE, individually and in his official capacity as Medical Examiner of Franklin County; LOUISBURG RESCUE AND EMERGENCY MEDICAL SERVICES, INC.; FRANKLIN COUNTY EMERGENCY MEDICAL SERVICES; EPSOM FIRE AND RESCUE ASSOCIATION, INC.; and FRANKLIN COUNTY, NORTH CAROLINA, a body politic

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. ___, 739 S.E.2d 156 (2013), affirming an order entered on 8 February 2012 by Judge Henry W. Hight, Jr. in Superior Court, Franklin County. Heard in the Supreme Court on 5 September 2013.

Bell & Vincent-Pope, P.A., by Judith M. Vincent-Pope, for plaintiff-appellants Larry Alston and Ruby Kelly.

Troutman Sanders LLP, by Gary S. Parsons and Whitney S. Waldenberg, for Pamela Ball Hayes, Ronnie Wood, and Louisburg Rescue and Emergency Medical Services, Inc.; and Young Moore and Henderson, P.A., by David M. Duke, for Wade R. Kearney, II, defendant-appellees.

Glenn, Mills, Fisher & Mahoney, P.A., by Carlos E. Mahoney, and Whitley Law Firm, by Ann C. Ochsner, for North Carolina Advocates for Justice, amicus curiae.

PER CURIAM.

AFFIRMED.

GREEN V. KEARNEY

Opinion of the Court

Justice JACKSON did not participate in the consideration or decision of this case.