

IN THE SUPREME COURT OF NORTH CAROLINA

Filed: 9 April 1999

No. 456PA98

GASPAR ORTIZ,  
Petitioner

v.

CASE FARMS OF N.C., INC.  
and  
EMPLOYMENT SECURITY COMMISSION OF NORTH CAROLINA,  
Respondents

On discretionary review pursuant to N.C.G.S. § 7A-31 of a unanimous, unpublished decision of the Court of Appeals, \_\_\_ N.C. App. \_\_\_, 508 S.E.2d 845 (1998), affirming an order entered by Beal, J., on 30 October 1997 in Superior Court, Burke County. Heard in the Supreme Court 10 March 1999.

*Phyllis A. Palmieri & Associates, by Phyllis A. Palmieri, and Estelle McKee for petitioner-appellee.*

*C. Coleman Billingsley, Jr., for respondent-appellant Employment Security Commission; Edwards, Ballard, Clark, Barrett, and Carlson, P.A., by Terry A. Clark and J. Andrew Williams, for respondent-appellant Case Farms of N.C.*

PER CURIAM.

DISCRETIONARY REVIEW IMPROVIDENTLY ALLOWED.