TEJAL VYAS, LLC and DR. P.K. VYAS v. CARRIAGE PARK LIMITED PARTNERSHIP, VILAS DEVELOPMENT CORP., GANESAN VISVABHARATHY, and STONESAN VISVABHARATHY

No. 513A04

FILED: 4 MARCH 2005

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. ____, 600 S.E.2d 881 (2004), affirming an order entered on 13 May 2003 by Judge Evelyn W. Hill in Superior Court, Wake County. Heard in the Supreme Court 7 February 2005.

Herring McBennett Mills & Finkelstein, PLLC, by Mark A. Finkelstein, for plaintiff-appellants.

Holt York McDarris & High, LLP, by Colleen Kochanek and Claudia McClinton, for defendant-appellees.

PER CURIAM.

AFFIRMED.