State v. Ager No. 528A02 (Filed 2 May 2003)

No headnotes.

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## IN THE SUPREME COURT OF NORTH CAROLINA

No. 528A02

## FILED: 2 MAY 2003

STATE OF NORTH CAROLINA

v.

LEON MAURICE AGER

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, 152 N.C. App. 577, 568 S.E.2d 328 (2002), affirming a judgment entered 18 November 1999 by Judge Robert P. Johnston in Superior Court, Cleveland County. Heard in the Supreme Court 10 April 2003.

> Roy Cooper, Attorney General, by Daniel P. O'Brien, Assistant Attorney General, for the State.

Staples Hughes, Appellate Defender, by Daniel R. Pollitt, Assistant Appellate Defender, for defendantappellant.

PER CURIAM.

AFFIRMED.