

# Supreme Court of North Carolina

GREGORY P. NIES and DIANE S. NIES

v

TOWN OF EMERALD ISLE, a North Carolina Municipality

From N.C. Court of Appeals  
( 15-169 )  
From Carteret  
( 11CVS1569 )

## ORDER

Upon consideration of the notice of appeal from the North Carolina Court of Appeals, filed by the Plaintiffs on the 9th of December 2015 in this matter pursuant to G.S. 7A-30, and the motion to dismiss the appeal for lack of substantial constitutional question filed by the Defendant, the following order was entered and is hereby certified to the North Carolina Court of Appeals: the motion to dismiss the appeal is

"Allowed by order of the Court in conference, this the 13th of April 2016."

**s/ Ervin, J.  
For the Court**

Upon consideration of the petition filed on the 9th of December 2015 by Plaintiffs in this matter for discretionary review of the decision of the North Carolina Court of Appeals pursuant to G.S. 7A-31, the following order was entered and is hereby certified to the North Carolina Court of Appeals:

"Allowed by order of the Court in conference, this the 13th of April 2016."

**s/ Ervin, J.  
For the Court**

Therefore the case is docketed as of the date of this order's certification. Briefs of the respective parties shall be submitted to this Court within the times allowed and in the manner provided by Appellate Rule 15 (g)(2).

WITNESS my hand and official seal of the Supreme Court of North Carolina, this the 14th of April 2016.



Christie Speir Cameron Roeder  
Clerk, Supreme Court of North Carolina

A handwritten signature in black ink, appearing to read "M. C. Hackney".

M. C. Hackney  
Assistant Clerk, Supreme Court Of North Carolina

Copy to:

North Carolina Court of Appeals

Mr. J. David Breemer, Attorney at Law, For Nies, Gregory P., et al - (By Email)

Mr. Keith P. Anthony, Attorney at Law, For Nies, Gregory P., et al - (By Email)

Mr. Brian E. Edes, Attorney at Law, For Town of Emerald Isle - (By Email)

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