

TENTH DISTRICT
SUPREME COURT OF NORTH CAROLINA
Commissioner of Labor v Weekley Homes

COMMISSIONER OF LABOR OF THE
STATE OF NORTH CAROLINA,

v.

WEEKLEY HOMES, L.P., d/b/a DAVID
WEEKLEY HOMES

From NC Court of Appeals
(COA03-1634)
From Wake
(02CVS16661)
OSHANC NO. 99-3806

Upon consideration of the notice of appeal from the North Carolina Court of Appeals, filed by the Petitioner on the 20th day of May 2005 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 Respondent, 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 30th day of June 2005.

**s/ Newby, J.
For the Court"**

Upon consideration of the petition filed on the 20th day of May 2005 by Petitioner 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:

"Denied by order of the Court in conference, this the 30th day of June 2005.

**s/ Newby, J.
For the Court"**

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 6th day of July 2005.

Christie Speir Cameron
Clerk, Supreme Court of North Carolina

Shaula A. Brannan
Assistant Clerk

Copy to:
North Carolina Court of Appeals
Mr. Ralph A. White, Appellate Reporter (By E-Mail)
Mr. Thomas A. Farr, Attorney at Law, For Weekley Homes
Mr. Phillip J. Strach, Attorney at Law, for Weekley Homes
Mr. Bernhard Mueller, Attorney at Law, for Weekley Homes
Mr. Robert E. Rader, Jr., Attorney at Law, For Weekley Homes
Ms. Jane Ammons Gilchrist, Assistant Attorney General, For Commissioner of Labor (by E-Mail)
Mr. J. Michael Carpenter, Attorney at Law, For National Asso. Home Bldrs., etal
Mr. J. Nicholas Ellis, Attorney at Law, For NC Asso. of Defense Attorneys
Ms. Julie W. Hampton, Attorney at Law, for NC Asso. of Defense Attorneys
Mr. Philip M. VanHoy, Attorney at Law, For NC Citizens for Business, et al
Mr. Richard M. Lewis, Attorney at Law, For Capital Associated Ind., et al
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