

Supreme Court of North Carolina

I. BEVERLY LAKE, JOHN B. LEWIS, JR., EVERETTE M. LATA, PORTER L. MCATEER, ELIZABETH S. MCATEER, ROBERT C. HANES, BLAIR J. CARPENTER, MARILYN L. FUTRELLE, FRANKLIN E. DAVIS, JAMES D. WILSON, BENJAMIN E. FOUNTAIN, JR., FAYE IRIS Y. FISHER, STEVE FRED BLANTON, HERBERT W. COOPER, ROBERT C. HAYES, JR., STEPHEN B. JONES, MARCELLUS BUCHANAN, DAVID B. BARNES, BARBARA J. CURRIE, CONNIE SAVELL, ROBERT B. KAISER, JOAN ATWELL, ALICE P. NOBLES, BRUCE B. JARVIS, ROXANNA J. EVANS, JEAN C. NARRON, and all others similarly situated

v

STATE HEALTH PLAN FOR TEACHERS AND STATE EMPLOYEES, a corporation, formerly known as the North Carolina Teachers and State Employees' Comprehensive Major Medical Plan, TEACHERS AND STATE EMPLOYEES' RETIREMENT SYSTEM OF NORTH CAROLINA, a corporation, BOARD OF TRUSTEES of the TEACHERS AND STATE EMPLOYEES' RETIREMENT SYSTEM OF NORTH CAROLINA, a body politic and corporate, JANET COWELL, in her official capacity as Treasurer of the State of North Carolina, and the STATE OF NORTH CAROLINA

From N.C. Court of Appeals
(13-1006)
From Gaston
(12CVS1547)

ORDER

Upon consideration of the petition filed by Defendants on the 26th of September 2013 in this matter for discretionary review under G.S. 7A-31 prior to a determination by the North Carolina Court of Appeals, 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 18th of December 2013."

s/ Beasley, J.
For the Court

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 30th day of December 2013.



Christie Speir Cameron Roeder
Clerk, Supreme Court of North Carolina

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

Copy to:

North Carolina Court of Appeals

Mr. Marc Bernstein, Special Deputy Attorney General, For State Health Plan For Teachers And State Employees, et al - (By Email)

Mr. Robert M. Curran, Special Deputy Attorney General - (By Email)

Ms. Heather H. Freeman, Assistant Attorney General - (By Email)

Mr. Christopher M. Whelchel, Attorney at Law, For Lake, I. Beverly, et al - (By Email)

Mr. Michael Carpenter, Attorney at Law - (By Email)

Mr. Marcus R. Carpenter, Attorney at Law - (By Email)

Mr. Gary W. Jackson, Attorney at Law, For Lake, I. Beverly, et al - (By Email)

West Publishing - (By Email)

Lexis-Nexis - (By Email)



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From N.C. Court of Appeals
(13-1006)
From Gaston
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30 December 2013

Mr. Michael Carpenter
Attorney at Law
GRAY, LAYTON, KERSH, SOLOMON, SIGMON, FURR & SMITH, PA
P.O. Box 2636
Gastonia, NC 28053

RE: Lake, et al. v State Health Plan For Teachers And State Employees, et al. - 436P13-1

Dear Mr. Carpenter:

The following order has been entered on the motion filed on the 10th of October 2013 by Plaintiffs to Dismiss Petition for Discretionary Review:

"Motion Dismissed as moot by order of the Court in conference, this the 18th of December 2013."

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

Christie Speir Cameron Roeder
Clerk, Supreme Court of North Carolina


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

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