

DELMA BLINSON, JERRY R. JOHNSON, KELLIENE FISHER, DONALD R. REID, BRIAN GOSSAGE, WILFORD R. DOWE, and KENT MISEGADES v STATE OF NORTH CAROLINA; JAMES T. FAIN, III, Secretary of the N.C. Dept. of Commerce, in his official capacity; CITY OF WINSTON-SALEM, North Carolina and ALLEN JOINES, Mayor of Winston-Salem, in his official capacity; FORSYTH COUNTY, North Carolina and GLORIA D. WHISENHUNT, Chairperson of the Board of Commissioners of Forsyth County, in her official capacity; THE MILLENIUM FUND; WINSTON-SALEM BUSINESS, INC.; THE WINSTON-SALEM ALLIANCE; and DELL, Inc.

No. 546P06

SUPREME COURT OF NORTH CAROLINA

645 S.E.2d 376; 2007 N.C. LEXIS 391

April 23, 2007, Decided

NOTICE: [**1] DECISION WITHOUT PUBLISHED OPINION

SUBSEQUENT HISTORY: Subsequent appeal at *Blinson v. State*, 2007 N.C. App. LEXIS 2191 (N.C. Ct. App., Oct. 16, 2007)

PRIOR HISTORY: From NC Court of Appeals. (06-1258). From Wake. (05CVS8378).

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Mr. Ronald G. Seeber, City Attorney, For City of Winston-Salem & Joines.

Ms. Davida W. Martin, Forsyth County Attorney, For Forsyth County, et al.

Ms. Norma S. Harrell, Special Deputy [**2] Attorney General, For State.

JUDGES: Edmunds, J.

OPINION BY: Edmunds

OPINION

[*377] **ORDER**

Upon consideration of the petition filed by Plaintiffs on the 16th day of October 2006 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:

645 S.E.2d 376, *; 2007 N.C. LEXIS 391, **

**"Denied by order of the Court in conference, this
the 23rd day of April 2007.**

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