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342 N.C. 657

**Elizabeth McLEAN, Widow; Marriane McLean, Daughter, Lawrence McLean, Deceased, Employee, Plaintiff;**

v.

**GENERAL SPRAY & MAINTENANCE SERVICE, Employer;**

and

**Pennsylvania National Insurance Company, Carrier, Defendants.  
No. 533P95.**

Supreme Court of North Carolina.

Feb. 8, 1996.

B.T. Henderson, II, J.D. Prather, Marvin M. Spivey, Jr., Raleigh, for General Spray et al.

Daniel T. Perry, III, Fayetteville, for McLean.

Prior report: 120 N.C.App. 646, 463 S.E.2d 429.

*ORDER*

Upon consideration of the petition filed by Defendants 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 8th day of February 1996."



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342 N.C. 657

**John F. MIESCH and wife,  
Linda T. Miesch**

v.

**OCEAN DUNES HOMEOWNERS ASSOCIATION, INC.**

No. 523P95.

Supreme Court of North Carolina.

Feb. 8, 1996.

Michael Murchison, Wilmington, for Ocean Dunes.

W. Daniel Martin, III, for Miesch et. al.

Prior report: 120 N.C.App. 559, 464 S.E.2d 64.

*ORDER*

Upon consideration of the petition filed by Defendant 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 8th day of February 1996."



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342 N.C. 657

**Rex MILLER and wife,  
Doris Carol Miller**

v.

**Richard BETZ, Zoning Administrator for The Town of Highlands, and Charlie W. McDowell, Chairman and John McCall, Vice Chairman, and, Larry Rogers, Member, Edna Whitmire, Member, Steve Pierson, Member, Zeke Sossoman, Alternate Member Dr. Louis Reynaud, Member, (All Being Members of the Board of Adjustment for the Town of Highlands), and, John Cleveland, Mayor of The Town of Highlands and The Town of Highlands, and, The Board of Adjustment for the Town of Highlands.**

No. 538P95.

Supreme Court of North Carolina.

Feb. 8, 1996.

William R. White, Brevard, for Miller.