

NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
2006 DEC 15 AM 10:48
05 CYS 4005

KEVIN A. MONCE,

Plaintiff,

vs.

NANCY G. DEAS and EDNA E. DEAS,

Defendants.

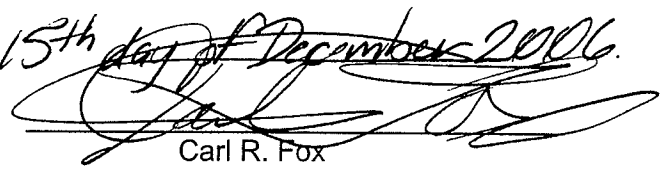
WAKE COUNTY, C.S.C.

BY _____

ORDER

This matter came on for hearing before the undersigned on November 17, 2006 on the defendants' Motion for Summary Judgment and the plaintiff's response thereto, which included a request that the court enter summary judgment in favor of the plaintiff. The plaintiff appeared through his counsel, Michael Crowell, Esq. of Tharrington Smith, P.A. The defendants were present in court and were represented by their counsel, Hugh Stevens and Amanda Martin of Everett Gaskins Hancock & Stevens, LLP. Having heard the oral arguments presented by counsel and having reviewed the parties' respective memoranda of law and the record, the court determines that both the defendants' motion and the plaintiff's cross-motion should be denied.

IT IS SO ORDERED. *This the 15th day of December 2006.*



Carl R. Fox
Judge of the Superior Court