

FILED

STATE OF NORTH CAROLINA AUG 25 PM 4:06 GENERAL COURT OF JUSTICE  
UNION COUNTY SUPERIOR COURT DIVISION

UNION CO., C.S.C. 15 CVS 1449

BY AP

PROVIDENCE VOLUNTEER  
FIRE DEPARTMENT, a North  
Carolina non-profit corporation  
Plaintiff

ORDER

THE TOWN OF WEDDINGTON,  
a North Carolina municipal corporation  
Defendant

This matter coming on before the Honorable W. David Lee, Judge Presiding at the August 10, 2015 session of Union County Superior Court upon the defendant's motion to dismiss plaintiff's fraud in the inducement and unfair and deceptive trade practices claims;


And it not appearing beyond doubt that the plaintiff can prove no set of facts in support of its claim for fraud in the inducement that would entitle it to relief so that the motion should be denied as to that claim;

But it further appearing that the plaintiff has abandoned its claim for unfair and deceptive trade practices; and, the Court having determined that plaintiff can prove no set of facts in support of its claim for unfair and deceptive trade practices so that the motion should be granted as to that claim;

NOW THEREFORE IT IS ORDERED that the defendant's motion to dismiss the fraud in the inducement claim is DENIED.

IT IS FURTHER ORDERED that the defendant's motion to dismiss the unfair and deceptive trade practices claim is GRANTED, and that claim is dismissed, with prejudice.

Entered this 25<sup>th</sup> day of August, 2015.

  
W. David Lee, Judge Presiding