

STATE OF NORTH CAROLINA

File No.

_____ County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

VERSUS

Name And Address Of Defendant

**ORDER DISMISSING PLAINTIFF'S APPEAL
FROM MAGISTRATE'S JUDGMENT**

G.S. 7A- 228(c)

THIS CAUSE coming on to be heard before the undersigned judge presiding at the _____, 200__ □
session of District Court for _____ County and it appearing to the court as follows:

FINDINGS

- 1. That this action was commenced in Magistrate's court, where a judgment was entered in favor of the defendant. □
□
- 2. That the plaintiff gave timely notice of appeal to District Court. □
□
- 3. That when the case was called for trial, the defendant appeared and the plaintiff failed to appear.

CONCLUSIONS

Based on the facts found, the Court concludes that:

- 1. That the court has jurisdiction over the persons and subject matter of this action. □
□
- 2. That pursuant to the provisions of G.S. 7A-228(c), this appeal should be dismissed and the Magistrate's □
judgment affirmed.

ORDER

Therefore, the Court orders that:

- 1. That the plaintiff's appeal from the Magistrate's judgment be and is hereby dismissed and the Magistrate's judgment in this case is hereby affirmed.

Date

Name Of Judge (Type Or Print)

Signature Of Judge