

IN THE SUPREME COURT OF NORTH CAROLINA

No. 532A05

FILED 7 APRIL 2006

JAMES and CHARLOTTE COKER, ROBERT and REBECCA DARCONTE, and
DONALD and BONITA SHOE

v.

DAIMLERCHRYSLER CORPORATION

Appeal pursuant to N.C.G.S. § 7A-30(2) from the
decision of a divided panel of the Court of Appeals, ___ N.C.
App. ___, 617 S.E.2d 306 (2005), affirming an order and opinion
dismissing plaintiffs' amended complaint entered on 5 January
2004 by Judge Ben F. Tennille in Superior Court, Rowan County.
Heard in the Supreme Court 16 March 2006.

*Wallace & Graham, P.A., by Cathy A. Williams and Mona
Lisa Wallace; Wyrick Robbins Yates & Ponton LLP, by K.
Edward Greene; and Shipman & Wright, L.L.P., by Gary K.
Shipman, for plaintiff-appellants.*

*Smith Moore LLP, by Sidney S. Eagles, Jr. and Allison
O. Van Laningham, and Bush Seyferth Kethledge & Paige
PLLC, by Raymond M. Kethledge, for defendant-appellee.*

*Jonathan Wall, Counsel for the North Carolina Academy
of Trial Lawyers, amicus curiae.*

*Womble Carlyle Sandridge & Rice, PLLC, by Burley B.
Mitchell, Jr. and Sean E. Andrussier, for the National
Association of Manufacturers and the American Tort
Reform Association, amici curiae.*

PER CURIAM.

AFFIRMED.

Justice MARTIN did not participate in the consideration
or decision of this case.