

STATE OF NORTH CAROLINA  
COUNTY OF CARTERET

CARTERET COUNTY  
**FILED**  
APR 29 2019  
AT 3:13 o'clock P.M.  
CLERK OF SUPERIOR COURT

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
18 CVS 1289

BEVERLY PHAM,

Plaintiff,

v.

BLAIR POINTE, LLC, a North Carolina Limited  
Liability Company; COASTAL HUNTING  
LAND CONSERVATION GROUP, INC., a  
North Carolina Nonprofit Corporation; and  
CARTERET COUNTY,

Defendants,

and

THE STATE OF NORTH CAROLINA *EX REL.*  
ATTORNEY GENERAL JOSH STEIN

Defendant-Intervenors.

**ORDER GRANTING MOVANT STATE OF  
NORTH CAROLINA EX REL. ATTORNEY  
GENERAL JOSH STEIN'S MOTION TO  
INTERVENE**

This proceeding comes before the Superior Court of Carteret County on April 29, 2019 for hearing upon Movant State North Carolina *ex rel.* Attorney General Josh Stein's Motion to Intervene. The Court, having reviewed the motion and file, heard argument from the parties, and being otherwise sufficiently advised in the proceedings, finds as follows:

The Court finds that the State has sufficient grounds to intervene in this case as a matter of right pursuant to Rule 24(a) of the North Carolina Rules of Civil Procedure because the State has a substantial interest in the outcome of the proceeding on the request for declaratory relief which seeks to extinguish conservation restrictions on certain real property and the State's rights, privileges and duties will be determined and affected by the proceeding.

The Court also finds that the State has sufficient grounds to intervene permissively in this action

pursuant to Rule 24(b) of the North Carolina Rules of Civil Procedure because (1) the State's position and the main action have a common question of law or fact; and (2) the proposed intervention will not unduly delay or prejudice the adjudication of the original parties' rights.

**WHEREFORE**, for good cause shown, the State is hereby allowed to intervene as Defendant-Intervenor in this action and to participate fully as a party in all aspects of this proceeding. Defendant-Intervenor, the State, shall file its Answer to the Complaint within ten (10) days from the date this order is filed and served.

**IT IS SO ORDERED.**

This the 29<sup>th</sup> day of April 2019.

  
Presiding Superior Court Judge