

NORTH CAROLINA
DAVIE COUNTY

FILED IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
24 CVS 244

In The Matter Of:

2024 MAY -1 P 12:44

ANDREW W. KELLY, D.D.S.
(License No. 7350, Permit No. 0348)

DAVIE CO. C.S.C.
By AM

ORDER


THIS CAUSE coming on to be heard before the undersigned Judge presiding at the Civil Superior Court of Davie County, North Carolina during the April 30, 2024, session of Court. Upon the Petitioner's Motion for a Temporary Restraining Order, with consent of all parties, and pursuant to Rule 65 of the North Carolina Rules of Civil Procedure the Court finds that:

1. The Petitioner has alleged that Final Agency Decision of the North Carolina Dental Board, entered April 22, 2024, which revokes his dental license effective May 1, 2024 (the "Final Agency Decision") would cause immediate and irreparable harm to the Petitioner, his dental practice, and his capacity to provide dental services to his patients.
2. The parties have agreed that the effect of the Final Agency Decision shall be stayed for through May 8, 2024.
3. The parties have agreed that this stay is no reflection of the merits of the Petitioner's Petition.
4. The parties have agreed that neither party will use the stay to support or oppose the Petitioner's Petition.
5. The parties have agreed that the stay of the effect of the Final Agency Decision is solely to allow for the orderly scheduling of hearing on the Petitioner's Motion for Preliminary Injunction and Stay.

NOW, THEREFORE, effective immediately, it is hereby **ORDERED** that:

1. The effect of the Final Agency Decision shall be stayed through May 8, 2024.
2. The stay is without prejudice and has no reflection on the merits of the Petition.
3. Neither party shall use the entry of this temporary stay to support or oppose the Petition.

THIS the 1st day of May, 2024.



Superior Court Judge Presiding