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NO. COA01-379

NORTH CAROLINA COURT OF APPEALS

Filed: 5 February 2002

STEVE GARY HARDIN,  
Plaintiff/Appellant,

v.

North Carolina Industrial Commission  
I.C. File No. 553290

DON LOVE, INC.  
Defendant/Appellee,

and

ST. PAUL FIRE & MARINE  
INSURANCE COMPANY,  
Carrier,  
Defendant/Appellee

Appeal by plaintiff from opinion and award entered 31 October 2000 by the North Carolina Industrial Commission. Heard in the Court of Appeals 14 January 2002.

*Coward, Hicks & Siler, P.A., by Orville D. Coward, for plaintiff-appellant.*

*Russell & King, P.A., by Sandra M. King, for defendant-appellees.*

BRYANT, Judge.

Plaintiff purports to appeal from an opinion and award of the Industrial Commission denying plaintiff's claim for additional compensation. The notice of appeal to this Court is not included in the record on appeal before us. We are required by *Bailey v. State*, 353 N.C. 142, 156, 540 S.E.2d 313, 322 (2000), to dismiss an appeal when the record on appeal does not

contain the notice of appeal giving this Court jurisdiction. The appeal is therefore dismissed.

Dismissed.

Judges WYNN and THOMAS concur.

Report per Rule 30(e).