

STATE OF NORTH CAROLINA
WAKE COUNTY

IN A MATTER
BEFORE THE COMMISSIONER OF BANKS
DOCKET NO: 05:008:CF

IN RE:)	
)	
ADVANCE AMERICA, CASH)	ORDER ALLOWING
ADVANCE CENTERS OF NORTH)	LIMITED INTERVENTION
CAROLINA, INC. ("AANC" OR)	BY CIVIL PLAINTIFFS
"RESPONDENT"))	
_____)	

1. This matter is a contested case set on for hearing pursuant to Article 3A of Chapter 150B of the N.C. General Statutes.
2. The subject matter of the hearing is the operation in North Carolina of a cash advance business involving Respondent, and whether such conduct complies with the N.C. Consumer Finance Act and the N.C. Check Casher Act.
3. Notice of Hearing was previously issued and served on Respondent on February 1, 2005.
4. "Civil Plaintiffs" are John R. Kucan, Jr., Welsie Torrence and Terry Coates, named plaintiffs in a state superior court civil suit, New Hanover County case no. 04-CVS-2860.
5. The Civil Plaintiffs by and through Counsel, moved to intervene pursuant to Rule 24 of the N.C. Rules of Civil Procedure and N.C. Gen. Stat. § 150B-38(f).
6. AANC as Respondent filed a written opposition to Motion to Intervene, and the Civil Plaintiffs then filed a written response to that opposition.
7. The Motion to Intervene and subsequent filings were all timely made.

NOW, THEREFORE, the undersigned, having received and considered the written filings and arguments contained therein, hereby orders that:

The Motion of the Civil Plaintiffs to Intervene is ALLOWED ON A LIMITED BASIS, to wit: Civil Plaintiffs may file a brief as an *amicus curiae* citing appropriate authorities and making any argument they deem helpful. Preparation and filing of any such brief should be guided by Rule 28 of the N.C. Rules of Appellate Procedure and Appendix E thereto.

This the 21st day of March, 2005.



 Joseph A. Smith, Jr.
 Commissioner of Banks

CERTIFICATE OF SERVICE

THE UNDERSIGNED hereby certifies that he has this day served a copy of the foregoing Order by personal delivery or placing a copy of the same in the mail, at Raleigh, first class mail, postage prepaid and addressed to the persons listed below:

This the 21st day of March, 2005.



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