

No. 221A24

TWENTY SIXTH JUDICIAL DISTRICT

NORTH CAROLINA SUPREME COURT

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ATLANTIC COAST CONFERENCE,

Plaintiff-Appellee,

v.

CLEMSON UNIVERSITY,

Defendant-Appellant.

From Mecklenburg County

No. 24-CV-013688-590

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**JOINT MOTION TO DISMISS APPEAL**

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TO THE HONORABLE SUPREME COURT OF NORTH CAROLINA:

Pursuant to Rule 37(e)(2) of the North Carolina Rules of Appellate Procedure, Defendant-Appellant Clemson University (“Clemson”) and Plaintiff-Appellee Atlantic Coast Conference (the “ACC”) (collectively, the “Parties”) jointly move this Court to dismiss this appeal. In support of this motion, the Parties respectfully show:

1. Clemson filed a Notice of Appeal to this Court on 11 July 2024.
2. The record on appeal was filed with this Court on 21 August 2024.
3. Clemson filed its Brief on 14 November 2024, and the ACC filed its Brief on 3 January 2025. Clemson filed a Reply Brief on 31 January 2025.
4. This Court initially set this matter for oral argument on 17 April 2025.

5. On 7 April 2025, the Parties submitted a Joint Motion to Remove Oral Argument from 17 April 2025 Oral Argument Calendar and to Continue Oral Argument, citing an agreement in principle to resolve the matter and the need for additional time to finalize and implement the elements of the resolution. The Parties jointly requested that the oral argument be continued until the 9 September 2025 Oral Argument Calendar. That Joint Motion was allowed by Order of this Court on 8 April 2025.

6. As of the date of this filing, no opinion by this Court has been issued.

7. The Parties have now finalized the settlement of this matter, and thus jointly request the Court to dismiss this appeal, with each side to bear its own costs.

WHEREFORE, the Parties jointly and respectfully request that this motion be granted and the appeal dismissed, with each side to bear its own costs.

Respectfully submitted this the 3<sup>rd</sup> day of June 2025.

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**CERTIFICATE OF SERVICE**

I hereby certify that, in accordance with Appellate Rule 26(c), I have served a copy of the foregoing document by email to the following:

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This the 3<sup>rd</sup> day of June 2025

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