

WAKE COUNTY
SUPERIOR COURT JUDGES OFFICE

STATE OF NORTH CAROLINA BY: SS IN THE GENERAL COURT OF JUSTICE
COUNTY OF WAKE SUPERIOR COURT DIVISION
22 CVS 015731

NORTH CAROLINA LANDSCAPE)
CONTRACTORS' LICENSING BOARD,)
)
Plaintiff,)
)
v.)
)
REED LANDSCAPE IRRIGATION, LLC)
and JOHN CHARLES REED,)
)
Defendants.)

**ORDER GRANTING PLAINTIFF'S
MOTION FOR DEFAULT
JUDGMENT**

The North Carolina Landscape Contractors' Licensing Board's ("Plaintiff") Motion for Default Judgment was heard on May 16, 2023, before the undersigned presiding judge. The Court having reviewed the pleadings, makes the following:

FINDINGS OF FACT

1. Plaintiff is an agency of the State of North Carolina created under the authority of Chapter 89D of the General Statutes of North Carolina.
2. Defendant Reed Landscape Irrigation LLC is:
 - a. A limited liability company organized and registered to do business under the laws of the State of North Carolina with a principal place of business of 2141 Perrytown Loop Road, New Bern, North Carolina; and
 - b. Not presently and was not previously licensed by Plaintiff Board as a "Landscape Contractor," as that term is defined by N.C. Gen. Stat. § 89D-11(3).
3. Defendant John Charles Reed is:
 - a. A citizen and resident of Craven County who resides at 2141 Perrytown Loop Road, New Bern, North Carolina;
 - b. The Registered Agent and Member of Defendant Reed Landscape Irrigation LLC; and

- c. Not presently and was not previously licensed by Plaintiff Board as a “Landscape Contractor,” as that term is defined by N.C. Gen. Stat. § 89D-11(3).
4. Defendants violated N.C. Gen. Stat. § 89D-12(a) in that Defendants use the designation “landscape contractor,” advertises as “North Carolina Registered Landscape Contractor,” and advertises as “fully insured, bonded and licensed.”
5. Defendants have been duly served with the Summons and Complaint and Application for Injunctive Relief in this action.
6. Entry of Default was filed on April 4, 2023.

Based upon the foregoing Findings of Fact, the Court makes the following:

CONCLUSIONS OF LAW

1. Plaintiff is authorized to bring this suit and to obtain injunctive relief under the provisions of N.C. Gen. Stat. § 89D-24.
2. Defendants have violated N.C. Gen. Stat. §§ 89D-11 and 89D-12.
3. Plaintiff is entitled to judgment by default.

Based upon the foregoing Findings of Fact and Conclusions of Law, it is hereby ORDERED, ADJUDGED, and DECREED that:

- I. Plaintiff’s Motion for Default Judgment is hereby granted; and
- II. Defendants are hereby permanently enjoined from the practice of landscape construction or contracting in North Carolina until such time as Defendants are licensed by the Board.

This the 2 day of June, 2023.



Vince M. Rozier
Superior Court Judge, Presiding