

North Carolina

Has the state allowed standing where federal court rejected?	If so, has the state court accepted or rejected principle articulated in <i>Spokeo</i> ?	Basis of Standing	Cite	Cause of Action	Holding
No claim filed in federal court	Rejected	North Carolina Constitution	<i>Committee to Elect Dan Forest v. Employees Political Action Committee</i> , 376 N.C. 558 (N.C. 2021)	Violation of now-repealed “Stand By Your Ad” law, N.C.G.S. § 163-278.39A(f) (2011)	“The doctrine of standing in federal courts, including the “injury-in-fact” requirement, arises under the case-or-controversy provisions of the United States Constitution, by which exercise of the federal judicial power is limited. The North Carolina Constitution, by contrast, contains no analogous provision. Rather, in the context of standing, our “judicial power” is limited by principles of self-restraint requiring a “direct injury” when attacking the validity of a statute under the constitution. When a person alleges the infringement of a legal right directly under a cause of action at common law, a statute, or the North Carolina Constitution, however, the legal injury itself gives rise to standing. The North Carolina Constitution confers standing to sue in our

					courts on those who suffer the infringement of a legal right[.]”
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*Last updated 1/18/2022