

N.C.P.I.-Motor Vehicle 203.15
STOP SIGN VIOLATION-DUTY OF OPERATOR ENTERING INTERSECTION
FROM STOPPED POSITION.
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203.15 STOP SIGN VIOLATION - DUTY OF OPERATOR ENTERING
INTERSECTION FROM STOPPED POSITION.

The motor vehicle law provides that it is unlawful for the operator of a motor vehicle, when starting from a stopped position and entering an intersection, to fail to yield the right-of-way to vehicles traveling on the designated main-traveled or through [highway] [street].¹

Failure to yield the right-of-way is not negligence within itself.

However, the failure to yield the right-of-way when, under the same or similar circumstances, a reasonably careful and prudent person would have yielded the right-of-way, would be negligence.

1. *Howard v. Melvin*, 262 N.C. 569, 138 S.E.2d 238 (1964).