

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

SHIRLEY A. COLE

PLAINTIFF

v.

CIVIL NO. 10-2001

MICHAEL J. ASTRUE, Commissioner  
Social Security Administration

DEFENDANT

**JUDGMENT**

Presently before the court is the Defendant's Motion to Dismiss for Lack of Subject Matter Jurisdiction. (Doc. #12). For the reasons set forth in this Court's Memorandum Opinion, the defendant's motion is hereby granted and the clerk is ordered to dismiss plaintiff's Complaint with prejudice.

IT IS SO ORDERED this 8th day of September 2010.

*/s/ J. Marschewski*

HON. JAMES R. MARSCHEWSKI  
CHIEF UNITED STATES MAGISTRATE JUDGE