

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 11-cv-00728-PAB-KLM

KENT D. MENGE,

Plaintiff,

v.

AT&T, INC., a Delaware corporation,  
AT&T UMBRELLA BENEFIT PLAN NO. 1,  
AT&T OPERATIONS, INC., a Delaware corporation, and  
THE AT&T DISABILITY INCOME PROGRAM,

Defendants.

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**FINAL JUDGMENT**

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In accordance with the orders filed during the pendency of this case, and pursuant to Fed. R. Civ. P. 58(a), the following Final Judgment is hereby entered.

Pursuant to the Order [Docket No. 53] of Judge Philip A. Brimmer entered on March 25, 2014, it is

**ORDERED** that the February 27, 2009 decision of the AT&T Integrated Disability Service Center Qualified Review Unit upholding the denial of Mr. Menge's claim for short-term disability benefits from May 19, 2008 through July 10, 2008 is **AFFIRMED**. It is further

**ORDERED** that plaintiff's claim for a statutory penalty pursuant to 29 § U.S.C. 1132(c)(1) is **DENIED**. It is further

**ORDERED** that judgment is hereby entered in favor of the defendants and against the plaintiff. It is further

**ORDERED** that the defendants are **AWARDED** their costs, to be taxed by the Clerk of the Court pursuant to Fed. R. Civ. P. 54(d)(1) and D.C.COLO.LCivR 54.1. It is further

**ORDERED** that this case is **CLOSED**.

Dated at Denver, Colorado this 26th day of March, 2014.

FOR THE COURT:  
JEFFREY P. COLWELL, CLERK

s/Kathy Preuitt-Parks

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Kathy Preuitt-Parks  
Deputy Clerk