

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

Civil Action No. 11-cv-02507-PAB

DIXIE BORN,

Plaintiff,

v.

KATHLEEN SEBELIUS, Secretary of Health and Human Services,

Defendant.

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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. 13] of Judge Philip A. Brimmer entered on September 24, 2013 it is

**ORDERED** that the decision of the Secretary that plaintiff is not entitled to benefits under Medicare Part B is **AFFIRMED**. It is

**FURTHER ORDERED** that Plaintiff recovers nothing, the action be dismissed.

Dated at Denver, Colorado this 24th day of September, 2013.

FOR THE COURT:  
JEFFREY P. COLWELL, CLERK

s/Kathy Preuitt-Parks

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Kathy Preuitt-Parks  
Deputy Clerk