

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION
PIKEVILLE

CIVIL ACTION NO. 7:11-18-KKC

IRVIN W. JUSTICE,

PLAINTIFF

v.

JUDGMENT

UNITED MINE WORKERS OF
AMERICA 1974 PENSION PLAN AND TRUST,

DEFENDANT

*** **

In accordance with the Opinion and Order entered today, the Court hereby
ORDERS and ADJUDGES as follows:

- 1) the Plaintiff's Motion for Summary Judgment [DE 16] is DENIED;
- 2) the Defendant's Motion for Entry of Judgment Upholding the Trustees' Denial of Benefits [DE 17] is GRANTED and Judgment is hereby entered for the Defendants upholding the Trustees' denial of benefits;
- 3) this matter is DISMISSED and STRICKEN from the active docket of this Court; and
- 4) this Judgment is FINAL and APPEALABLE.

Dated this 26th day of March, 2012.



Signed By:

Karen K. Caldwell

Handwritten signature of Karen K. Caldwell in black ink.

United States District Judge