

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

CHARLES BENZING, )  
Plaintiff, )

v. )

**JUDGMENT**

No. 5:10-CV-541-F

WAKE COUNTY, MAGISTRATE )  
STEVEN A. TIBBETS, ALICE C. )  
STUBBS, and KATEY M. REGAN, )  
Defendants. )

**Decision by Court.**

This action came before the Honorable James C. Fox, Senior United States District Judge, for ruling as follows.

**IT IS ORDERED, ADJUDGED AND DECREED** that the Defendants’ Motions to Dismiss at docket entries [6], [13] and [22] are **ALLOWED** and Plaintiff’s Complaint at [4] is **DISMISSED**. All other pending motions are **DENIED** as moot. The Clerk of Court is **DIRECTED** to close this case.

**This Judgment Filed and Entered on January 19, 2012, and Copies To:**

- Charles Benzing (via US Mail) P.O. Box 3391, Cary, NC 27519
- Roger A. Askew (CM/ECF Notice of Electronic Filing)
- Kenneth R. Murphy, III (CM/ECF Notice of Electronic Filing)
- David J. Adinolfi, II (CM/ECF Notice of Electronic Filing)
- Randall M. Roden (CM/ECF Notice of Electronic Filing)
- Robert Duncan Church (CM/ECF Notice of Electronic Filing)

DATE  
January 19, 2012

DENNIS P. IAVARONE, CLERK  
/s/ Susan K. Edwards  
(By) Susan K. Edwards, Deputy Clerk