

United States District Court  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

WENDIE LYNN NAPIER,  
Plaintiff,

V.

MICHAEL J. ASTRUE,  
*Commissioner of Social Security,*  
Defendant.

**JUDGMENT IN A CIVIL CASE**  
**CASE NO. 5:11-CV-390-D**

### Decision by the Court:

**IT IS ORDERED AND ADJUDGED** that the Court adopts the conclusions in the Memorandum and Recommendations [D.E. 38], and Plaintiff's objections [D.E. 39] are **OVERRULED**. Plaintiff's Motion for Judgment on the Pleadings [D.E. 34] is **DENIED**, Defendant's Motion for Judgment on the Pleadings [D.E. 35] is **GRANTED**, and the Commissioner's final decision is **AFFIRMED**.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **SEPTEMBER 20, 2012**, WITH A COPY TO:

Laurie Jo Burch (via CM/ECF electronic notification)  
Candace H. Lawrence (via CM/ECF electronic notification)

September 20, 2012  
Date

JULIE A. RICHARDS, Clerk

## Eastern District of North Carolina

/s/Debby Sawyer

(By) Deputy Clerk

# Raleigh, North Carolina