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UNITED STATES DISTRICT COURT

ISTRICT OF NORTH CAROLINA WESTERN DIVISION
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)
) JUDGMENT)
) No. 5:13-CV-473-FL
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Decision by Court.

This action came before the Honorable Louise W. Flanagan, United States District Judge, for consideration of the parties' cross-motions for judgment on the pleadings and the memorandum and recommendation entered by the United States Magistrate Judge, to which plaintiff timely filed objections.

IT IS ORDERED, ADJUDGED AND DECREED in accordance with the court's order entered October 30, 2014, and for the reasons set forth more specifically within the memorandum and recommendation, that plaintiff's motion for judgment on the pleadings is denied and defendant's motion for judgment on the pleadings is granted. The decision of the commissioner is upheld and this matter is dismissed.

This Judgment Filed and Entered on October 30, 2014, and Copies To:

Jonathan Howell Winstead (via CM/ECF Notice of Electronic Filing) Cassia W. Parson (via CM/ECF Notice of Electronic Filing)

October 30, 2014

JULIE A. RICHARDS, CLERK

/s/ Christa N. Baker

(By) Christa N. Baker, Deputy Clerk