

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

SOLOMON WARDELL SMITH, )  
)  
Plaintiff, )  
)  
v. )  
)  
CAROLYN W. COLVIN, *Acting Commissioner* )  
*of Social Security* )  
)  
Defendant. )

**AMENDED  
JUDGMENT**

5:14-CV-192-BO

**Decision by Court.**

**IT IS ORDERED, ADJUDGED AND DECREED** the plaintiff’s motion to alter or amend [DE 35] is GRANTED. The Court’s order of April 6, 2015 [DE 33] is hereby ALTERED to reflect that plaintiff’s original motion [DE 24] is GRANTED for the reasons stated herein. The case is REMANDED to the Commissioner for consideration of whether or not plaintiff’s intellectual deficits meet or equal the requirements of Listing 12.05.

This case is closed.

**This judgment filed and entered on July 24, 2015, and served on:**

Karl E. Osterhout (via CM/ECF Notice of Electronic Filing)  
George C. Piemonte (via CM/ECF Notice of Electronic Filing)  
Cassia W. Parson (via CM/ECF Notice of Electronic Filing)

JULIE RICHARDS JOHNSTON, CLERK

July 24, 2015

/s/ Lindsay Romine  
By: Deputy Clerk