

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

JOHN LASCHKEWITSCH, )  
)  
Plaintiff, )  
)  
v. )  
)  
AMERICAN NATIONAL LIFE )  
INSURANCE COMPANY, )  
)  
Defendant. )

**JUDGMENT IN A CIVIL CASE  
CASE NO. 5:15-CV-21-D**

**Decision by Court.**

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court GRANTS defendant's motion for summary judgment based on collateral estoppel [D.E. 25], GRANTS defendant's motion to seal [D.E. 27], GRANTS plaintiff's motion to seal [D.E. 32], DENIES plaintiff's motion for summary judgment [D.E. 34] and DENIES plaintiff's motion in limine [D.E. 38]. The court DISMISSES with prejudice plaintiff's claims and GRANTS summary judgment to defendant on its four claims.

IT IS FURTHERED ORDERED that after applying the paralegal rate to clerical/secretarial work and deducting the amount of fees reasonably attributable to ANICO's counterclaim for breach of contract, the court AWARDS ANICO \$115,861.41 in attorneys' fees. The court AWARDS ANICO \$3,345.72 in damages, treble the amount of ANICO's compensatory damages of \$1,115.24. ANICO may apply for costs consistent with the Federal Rules of Civil Procedure and this court's local rules.

**This Judgment Filed and Entered on July 27, 2017, and Copies To:**

John Laschkewitsch (Sent to 1933 Ashridge Dr. Fayetteville, NC 28304 via U.S. Mail)  
Gilbert C. Laite, III (via CM/ECF electronic notification)  
Kelly C. Hanley (via CM/ECF electronic notification)

DATE: PETER A. MOORE, JR., CLERK  
July 27, 2017 (By) /s/ Nicole Briggeman  
Deputy Clerk