

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

DAVID DEAM,)
)
Plaintiff)
)
vs.)
)
SOUTHEASTERN FREIGHT LINES,)
INC.,)
)
Defendant.)

**AMENDED
JUDGMENT IN A CIVIL CASE
CASE NO. 5:18-CV-124-D**

Decision by Court.


IT IS ORDERED, ADJUDGED AND DECREED in the court’s order dated 10/25/2018 at [DE-29] defendant's motion to dismiss [D.E. 16] is **GRANTED** in part and **DENIED** in part. Count two in plaintiff's amended complaint is **DISMISSED WITH PREJUDICE**. Counts one and three survive. The court **DENIES** plaintiff’s: motion to dismiss [D.E. 23] as meritless.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the court **AFFIRMS** Magistrate Judge Numbers’s decision, **OVERRULES** plaintiff’s objections [D.E. 79], **GRANTS** defendant’s motion for summary judgment [D.E. S7], and **DENIES** plaintiff’s motion for summary judgment [D.E. S4]. Defendant may file a motion for costs in accordance with the Federal Rules of Civil Procedure and this court's local rules.

This Judgment filed and entered on August 20, 2020, and copies to:
Gene A. Riddle (via CM/ECF electronic notification)
John A. Beam (via CM/ECF electronic notification)
William L. Duda (via CM/ECF electronic notification)
John Allen Thomas (via CM/ECF electronic notification)

August 20, 2020

Peter A. Moore, Jr.
Clerk of Court

By: 
Deputy Clerk

