

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:07cv135

JAMES DAVID MOSS; MARTHA
GEAN MOSS; and JAMES LLOYD
MOSS,

Plaintiffs,

Vs.

JUDGMENT

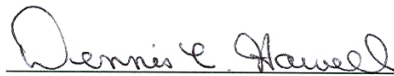
JEFFREY N. MACKEY, Individually
and as an Officer of the Maggie Valley
Police Department, SCOTT SUTTON,
Individually and as Chief of the Maggie
Valley Police Department, MAGGIE
VALLEY POLICE DEPARTMENT,
TOWN OF MAGGIE VALLEY,
BRIAN E. SIZEMORE, Individually
and as a Deputy of the Haywood
County Sheriff's Department, R. TOM
ALEXANDER, as Sheriff of the
Haywood County Sheriff's
Department; and HAYWOOD COUNTY
SHERIFF'S DEPARTMENT,
HAYWOOD COUNTY,

Defendants.

THIS MATTER having come before the court on the defendants' Motion for
Summary Judgment, the supporting and opposing memoranda of law, the defendants'
Reply, and exhibits, and the court having determined that no genuine issue of material
fact remains for trial and that defendants are entitled to judgment on all claims as a
matter of law,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that defendants' Motion for Summary Judgment is **GRANTED**, plaintiffs' Complaint is **DISMISSED** with prejudice in its entirety, and **JUDGMENT** is entered providing that plaintiffs have and take nothing of these defendants.

Signed: October 1, 2008



Dennis L. Howell
United States Magistrate Judge

