IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:08CV456

ALICE FAYE CALDWELL

Plaintiff,

Vs.

MICHAEL J. ASTRUE, Commissioner of Social Security Administration,

Defendant.

JUDGMENT

For the reasons set forth in the Memorandum and Order filed

herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that

the Plaintiff's motion for summary judgment is **DENIED**; the Defendant's

motion for summary judgment is **ALLOWED**; the decision of the

Commissioner denying social security benefits to the Plaintiff is

AFFIRMED; and this matter is hereby **DISMISSED WITH PREJUDICE** in its entirety.

Signed: August 21, 2009

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Lacy H. Thornburg United States District Judge