IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

MAR 05 2014

JULIAC. DUDLEY, CLERK BY: DEPUTY CLERK

HAZEL K. FARIS, EXECUTOR OF THE ESTATE OF GEAT REX FARIS))
Plaintiff,) Civil Action No. 7:13cv168
v.)
UNITED STATES OF AMERICA) <u>ORDER</u>)
) By: Samuel G. Wilson
) United States District Judge
Defendant.	

In accordance with the memorandum opinion entered on this day, it is hereby

ORDERED and ADJUDGED that Defendants' motion to dismiss pursuant to Fed. R. Civ. P.

12(b)(1) is **GRANTED IN PART** and **DENIED IN PART**.

ENTER: March 5, 2014.

UNITED STATES DISTRICT JUDGE