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

|) Civil Action No. 7:15cv0008 |
|-------------------------------|
|) |
|) <u>FINAL ORDER</u> |
|) |
|) By: Norman K. Moon |
|) United States District Judg |
|) |
| |

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that Rodriguez's motion (Docket No. 10) is **DENIED**, respondent's motion for summary judgment (Docket No. 6) is GRANTED, and this matter is STRICKEN from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the parties.

ENTER: This 11th day of February, 2016.

UNITED STATES DISTRICT JUDGE