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

)
)
) Civil Action No. 7:16-cv-264
)) By: Elizabeth K. Dillon) United States District Judge))

ORDER

For the reasons set forth in the accompanying memorandum opinion entered this day, it is hereby ORDERED that:

- 1. The July 31, 2017 report and recommendation (Dkt. No. 20) is ADOPTED;
- 2. The plaintiff's motion for summary judgment (Dkt. No. 13) is DENIED;
- 3. The commissioner's motion for summary judgment (Dkt. No. 15) is GRANTED;
- 4. The commissioner's decision is AFFIRMED; and
- 5. This matter is STRUCK from the active docket of the court.

The clerk is directed to send a copy of the memorandum opinion and this order to all counsel of record.

Entered: September 27, 2017.

Elizabeth K. Dillon

United States District Judge

/s/Elizabeth K. Dillon