

UNITED STATES DISTRICT COURT

for the Eastern District of Washington

FILED IN THE U.S. DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

Mar 13, 2018

SEAN F. MCAVOY, CLERK

JAMES MICHAEL GARDNER,

Plaintiff

v.

COMMISSIONER OF SOCIAL SECURITY,

Civil Action No. 2:16-CV-424-FVS

Defendant

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

[ ] the plaintiff (name) ... recover from the defendant (name) ... the amount of ... dollars (\$ ...), which includes prejudgment interest at the rate of ... %, plus post judgment interest at the rate of ... % per annum, along with costs.

[ ] the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) ... recover costs from the plaintiff (name) ...

[x] other: The Report and Recommendation (ECF No. 16) is ADOPTED in it's entirety. Plaintiff's Motion for Summary Judgment (ECF No. 13) is DENIED. Defendant's Motion for Summary Judgment (ECF No. 14) is GRANTED. Judgment is entered in favor of Defendant.

This action was (check one):

[ ] tried by a jury with Judge ... presiding, and the jury has rendered a verdict.

[ ] tried by Judge ... without a jury and the above decision was reached.

[x] decided by Judge Fred Van Sickle ... on a Report and Recommendation (ECF No. 16) and Motions for Summary Judgment (ECF Nos. 13 and 14).

Date: March 13, 2018

CLERK OF COURT

SEAN F. MCAVOY

s/ Penny Lamb

(By) Deputy Clerk

Penny Lamb