

ENTERED ON DOCKET.

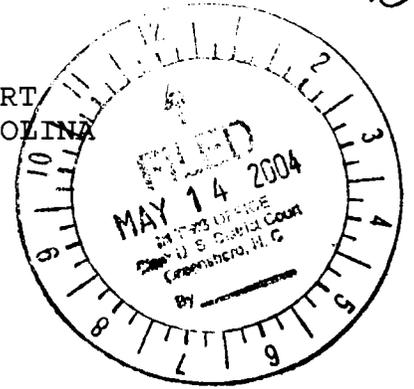
R. 79 (a)

MAY 17 2004

*D/klm*

27. *klm*

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA



CARMELITA SWANN; and APRIL  
FAIL,

Plaintiffs,

v.

ROADWAY EXPRESS, INC.,

Defendant.

CIVIL NO. 1:02CV01053

ORDER and JUDGMENT

BULLOCK, District Judge

For the reasons set forth in the memorandum opinion filed contemporaneously herewith,

IT IS ORDERED AND ADJUDGED that Defendant's motion for summary judgment [Doc. #17] is **GRANTED**, and this action is **DISMISSED with prejudice**.

IT IS FURTHER ORDERED that Plaintiffs' motion to strike [Doc. #19] is **DENIED** as moot.

*Th W Bulluck*  
United States District Judge

May 14<sup>th</sup>, 2004