

37.

D/LS

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

JOYCE L. BIUS,)
)
Plaintiff,)
)
v.)
)
THE HONORABLE TOMMY G. THOMPSON,)
Secretary of the Department of)
Health and Human Services,)
)
Defendant.)

1:02CV01120



ORDER AND JUDGMENT

OSTEEN, District Judge

For the reasons stated in the memorandum opinion filed this same day,

IT IS ORDERED that Defendant's Motion to Strike [27] affidavits submitted by Plaintiff and Defendant's Motion to Strike Jury Demand [29] are DENIED as moot.

IT IS ORDERED AND ADJUDGED that Defendant's Motion for Summary Judgment [16] is GRANTED.

This the 14th day of June 2004.


United States District Judge