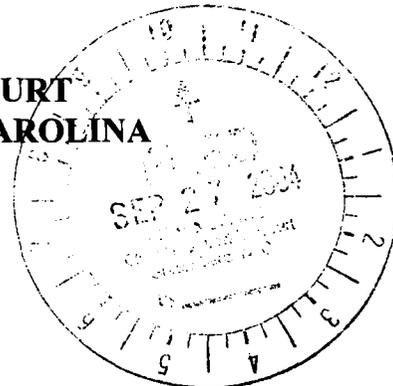


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57. SEP 23 2004

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



MICHAEL ARNES SMITH,)
)
Plaintiff,)
)
v.)
)
DEE SIMS,)
)
Defendant.)

1:02CV00835

J-U-D-G-M-E-N-T

For the reasons set forth in the Order filed contemporaneously with this Judgment,
IT IS HEREBY ORDERED AND ADJUDGED that Defendant's motion for
summary judgment [Pleading No. 39] be **GRANTED** and that this action be, and the same
hereby is, dismissed with prejudice.

[Handwritten Signature]
United States District Judge

September 27, 2004