

UNITED STATES DISTRICT COURT

for the Northern District of West Virginia

U.S. DISTRICT COURT FILED AT WHEELING, WV

DEC 19 2013

NORTHERN DISTRICT OF WV OFFICE OF THE CLERK

TAMMY J. FOLEY Plaintiff v. COMMISSIONER OF SOCIAL SECURITY Defendant

Civil Action No. 5:12-CV-179

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 postjudgment interest at the rate of % , along with costs.

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

other: purasant to F.R.C.P. 58, clerk is directed to enter judgment on this matter.

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.

decided by Judge Frederick P. Stamp, Jr.

IT IS ORDERED AND ADJUDGED that the Magistrate Judge's Report and Recommendation is Affirmed and Adopted in its entirety; Defendant's Motion for Summary Judgment is Granted; Plaintiff's Motion For Summary Judgment is Denied; and this civil action is DISMISSED and STRICKEN from the active docket of this Court.

Date: 12/19/2013

CHERYL DEAN RILEY CLERK OF COURT

/s/ S. O. Abraham Signature of Clerk or Deputy Clerk