

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

Case No. 5:10-CV-00265-H

MICHAEL BATEMAN, VIRGIL GREEN,)
FORREST MINGES, JR., GRNC/FFE, INC.,)
and SECOND AMENDMENT)
FOUNDATION, INC.,)

Plaintiffs,)

v.)

BEVERLY PERDUE, REUBEN F. YOUNG,)
STOKES COUNTY, and CITY OF KING,)

Defendants.)

MOTION FOR SUMMARY
JUDGMENT

Fed. R. Civ. Proc. 56

NOW COMES Defendant Stokes County, by and through its attorneys of record listed below, and hereby moves for summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure, on the grounds that, as set out in more detail in the accompanying memorandum of law, there are no genuine issues of material fact and that Defendant Stokes County is entitled to judgment as a matter of law.

WHEREFORE, for the reasons set forth herein and in Defendant's Memorandum of Law that is being filed contemporaneously herewith, Defendant moves that its Motion for Summary Judgment be granted and that Plaintiffs' Complaint be dismissed with prejudice.

This the 16th day of December, 2010.

JORDAN PRICE WALL GRAY JONES & CARLTON, PLLC

_____/s/ Lori P. Jones_____
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CERTIFICATE OF SERVICE

This is to certify that I have this day electronically filed the foregoing Motion for Summary Judgment with the Clerk of Court using the CM/ECF system which will serve notification of such filing on the following:

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This the 16th day of December, 2010.

JORDAN PRICE WALL GRAY JONES & CARLTON, PLLC

/s/ Lori P. Jones
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Attorneys for Stokes County