## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

ROBERT ERBY,	
Plaintiff,	
v.	
UNITED STATES OF AMERICA, <u>et al</u> .,	
Defendants.	

Civil Action No. 03-1159 (PLF)

## ORDER AND JUDGMENT

For the reasons set forth in the Opinion issued this same day, it is hereby

ORDERED that [12] Defendant's Motion to Dismiss is GRANTED; it is

FURTHER ORDERED that this case is DISMISSED from the docket of this

Court; and it is

FURTHER ORDERED that this Order and Judgment shall constitute a FINAL

JUDGMENT in this case. This is a final appealable order. See FED. R. APP. P. 4(a).

SO ORDERED.

/s/\_\_\_\_\_ PAUL L. FRIEDMAN United States District Judge

DATE: March 31, 2006