

GREGORY O. DAVIS, SR., *et al.*,

Plaintiffs,

v.

JANET LOUISE YELLEN, *in her
official capacity as Secretary of the
Treasury*,

Defendant.¹

No. 08-cv-447 (KBJ)

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

ORDERED that Magistrate Judge G. Michael Harvey's Report and

Recommendation (ECF No. 164) is **ADOPTED** in its entirety. It is

FURTHER ORDERED that Defendant's Motions for Summary Judgment (ECF

Nos. 127, 128) are **GRANTED**.

Ketanji Brown Jackson
KETANJI BROWN JACKSON
United States Circuit Judge
Sitting By Designation

¹ Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Janet Louise Yellen, who currently serves as the Secretary of the Treasury, will be substituted for the prior Secretary, Steven Terner Mnuchin.