**UNITED STATES DISTRICT COURT**
**MIDDLE DISTRICT OF TENNESSEE**
**NASHVILLE DIVISION**

| | | |
|---|---|---|
| **JERRY DUNCAN, ET AL.,** | ) | |
| | ) | |
| **Plaintiffs,** | ) | |
| | ) | |
| **v.** | ) | **No. 3:10-cv-217** |
| | ) | **Judge Trauger** |
| **TENNESSEE VALLEY AUTHORITY** | ) | **Magistrate Judge Brown** |
| **RETIREMENT SYSTEM and** | ) | |
| **TENNESSEE VALLEY AUTHORITY,** | ) | |
| | ) | |
| **Defendants.** | ) | |

**ORDER**

For the reasons set forth in the accompanying Memorandum, defendant Tennessee Valley Authority's Motion for Summary Judgment (Docket No. 121) is hereby **GRANTED** and plaintiffs' claims against both defendants are **DISMISSED WITH PREJUDICE**. The plaintiffs' Partial Motion for Summary Judgment (Docket No. 211) is denied as moot.

Entry of this Order shall constitute judgment in the case.

It is so **ORDERED**.

Enter this 19th day of August 2015.

ALETA A. TRAUGER
United States District Judge