

***United States District Court***  
***Eastern District of North Carolina***

PAMELA M. BROWN,  
Plaintiff,

v.

**Judgment in a Civil Case**  
Case Number: 5:03-CV-658-FL(3)

NORTEL NETWORKS, INC.,  
THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA,  
Defendants.

**X Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED, ADJUDGED AND DECREED that Defendant's Motion for Summary Judgment is DENIED. Plaintiff's Motion for Summary Judgment is GRANTED IN PART insofar as this court determines that the decision of the defendant benefit plan administrator was improper as a matter of law. This matter is remanded back to the defendant plan administrator for independent medical review of claimant's file as requested by the defendant's Employee Benefits Committee. Plaintiff's motion is DENIED in part as to plaintiff's claims for attorney's fees, cost and pre-judgment interest. The clerk is directed to close this case file.

JUDGMENT FILED AND ENTERED NOVEMBER 29, 2004, AND COPIES MAILED TO:

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MICHAEL D. BROOKS,  
ACTING CLERK

  
\_\_\_\_\_  
(by) Deputy Clerk