

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
CENTRAL DIVISION  
FRANKFORT**

<b>BENNIE L. HART,</b>	)	
	)	
<b>PLAINTIFF,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:16-cv-00092-GFVT</b>
	)	
	)	
<b>GREG THOMAS, in his official capacity as</b>	)	
<b>Secretary of the Kentucky Transportation</b>	)	
<b>Cabinet,</b>	)	
	)	
<b>DEFENDANT.</b>	)	

**DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Comes the Defendant, Greg Thomas, in his official capacity as Secretary of the Kentucky Transportation Cabinet, by and through counsel, and pursuant to Fed. R. Civ P. 56(a) hereby requests the Court enter summary judgment in favor of the Defendant on all claims asserted against him in this action by the Plaintiff. This motion for summary judgment is being filed in accordance with LR 7.1. In support, the Defendant files the attached Memorandum of Law.

Respectfully submitted,

/s/ Paul Kevin Moore

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/s/ William Fogle

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 15th day of April, 2019, I electronically filed the foregoing document through the CM/ECF system with the Clerk, which will send notice of electronic filing to the following:

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