

AO450 (Rev. 5/85) Judgment in a Civil Case

UNITED STATES DISTRICT COURT

NORTHERN

DISTRICT OF

WEST VIRGINIA

ABDELMALEK BOUZHAR

JUDGMENT IN A CIVIL CASE

V.

CNA GROUP LIFE ASSURANCE COMPANY, ET AL

Case Number: 3:04CV52

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

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 AND ADJUDGED

- 1) Defendant's Motion in Limine (document No. 26) is DENIED AS MOOT;
2) Defendant's Motion for Summary Judgment (Document No. 15) is DENIED;
3) Plaintiff's Cross Motion for Summary Judgment (Document No. 18) is GRANTED;
4) JUDGMENT is ENTERED for the Plaintiff;
5) The Defendant's shall reinstate the Plaintiff's disability benefits and pay all benefits owed under the terms of the Plan retroactive to April 30, 2003, together with interest;
6) The parties shall submit briefs on the issue of attorneys' fees and costs, including the amount thereof, in accordance with the following schedule:
a. Petition by the Plaintiff, within 10 days of the date of this Order;
b. Response by the Defendants, within 20 days of the date of this Order; and
c. Reply by the Plaintiff, within 25 days of the date of this Order;
7) The parties shall determine the actual dollar amount of disability benefits owed, including prejudgment interest, and communicate the result to the Court no later than 25 days from the date of this Order.

Date 3/30/06

DR. WALLY EDGELL
Clerk
[Signature]
(By) Deputy Clerk