

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED
AUSTIN DIVISION
1999 APR 1 PM 2:40
U.S. CLERK'S OFFICE
DEPUTY

EQUAL EMPLOYMENT OPPORTUNITY §
COMMISSION and JOSE TOSCANO §
§
VS. §
§
WASTE MANAGEMENT OF TEXAS, INC., §
WASTE MANAGEMENT, INC., ET AL. §

CIVIL NO. A-98-CA-515 JN

ORDER

Before the Court is: Joint Motion to Enter Consent Decree (Clerk's Doc. No. 41) filed March 31, 1999 and Agreed Motion to Dismiss with Prejudice the above-entitled cause of action (Clerk's Doc. No. 42) filed March 31, 1999. Federal Rule of Civil Procedure 41(a)(1) provides for voluntary dismissal of a case by filing of a stipulation of dismissal signed by all parties who have appeared in the cause of action. Upon review of the Motion, the applicable legal authorities, and the entire case file, the Court enters the following Order.


IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Joint Motion to Enter Consent Decree (Clerk's Doc. No. 41) is hereby GRANTED and that all issues raised by Plaintiff EEOC in the Complaint and Amended Complaint have been resolved.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Agreed Motion to Dismiss with Prejudice the above-entitled cause of action (Clerk's Doc. No. 42) is hereby GRANTED and that all claims alleged by Intervenor-Plaintiff in this cause of action are hereby DISMISSED WITH PREJUDICE.

IT IS FURTHER ORDERED that the parties bear their own costs.

LASTLY, IT IS ORDERED that this cause of action is CLOSED and that all pending motions are hereby DENIED AS MOOT.

SIGNED AND ENTERED this 18th day of April, 1999.



JAMES R. NOWLIN
UNITED STATES DISTRICT JUDGE