

**MINUTES OF THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

*EQUAL EMPLOYMENT OPPORTUNITY* v. *PEABODY WESTERN COAL*  
*COMMISSION* *COMPANY, et al.*

THE HONORABLE JOHN W. SEDWICK CASE NO. 2:01-cv-01050 (JWS)

PROCEEDINGS: **ORDER FROM CHAMBERS**

Date: February 25, 2011

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This case has been stayed pursuant to the parties' request to allow for the completion of proceedings in the United States Supreme Court. Meanwhile, a motion to dismiss was filed at docket 183. The motion to dismiss at docket 183 is hereby **DENIED without prejudice** to a renewed motion in the event that such a motion is eventually determined to be necessary. If a renewed motion is filed, it may be supported either by new papers, or through incorporation by reference of the papers supporting the motion at docket 183.

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