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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

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UNITED STATES EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

Plaintiff,

and

Case No. 2:00-cv-410-FTM-29DNF

CHRIS WEATHERSPOON,

Intervening Plaintiff,

vs.

VAL WARD CADILLAC, INC.,

Defendant.

**ORDER**

This matter comes before the Court on Plaintiff's Motion for Reconsideration of Court's Order Dismissing Case With Prejudice, received in Chambers November 21, 2001.<sup>1</sup> Plaintiff's counsel and the mediator notified the Court telephonically of the error in the Mediator's Report (Doc. #33), whereupon plaintiff filed the instant motion seeking reconsideration.

On November 9, 2001, the Court entered an Order (Doc. #34) dismissing the case with prejudice based on the Mediator's Report (Doc. #33). Judgment (Doc. #35) was entered the same day. Having reviewed the motion and finding good cause, the Court will grant the motion. The Court also notes that the Consent Decree desired has been agreed upon by all parties.

<sup>1</sup>Plaintiff has informed the Court that an original copy will be provided to the Court for the record. The Clerk shall substitute the original for the faxed copy.

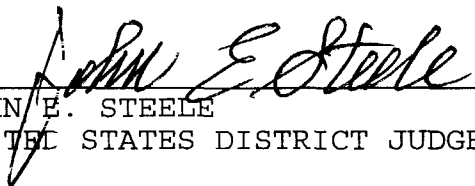
Accordingly, it is hereby

**ORDERED:**


1. The Order (Doc. #34) and Judgment (Doc. #35) are hereby **vacated.**

2. The parties shall file the desired Consent Decree within **THIRTY (30) DAYS** of this Order. If no Consent Decree is filed, the Court will thereafter dismiss the case with prejudice, without further notice.

**DONE AND ORDERED** at Fort Myers, Florida, this 27<sup>th</sup> day of November, 2001.


  
\_\_\_\_\_  
JOHN E. STEELE  
UNITED STATES DISTRICT JUDGE

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