## UNITED STATES COURT OF APPEALS

FOR THE EIGHTH CIRCUIT

No. 03-3553

| Equal Employment Opportunity | * |                               |
|------------------------------|---|-------------------------------|
| Commission,                  | * |                               |
|                              | * |                               |
| Appellant,                   | * | Appeal from the United States |
|                              | * | District Court for the        |
| vs.                          | * | Eastern District of Missouri  |
|                              | * |                               |
| Dillard's, Inc.,             | * |                               |
|                              | * |                               |
| Appellee.                    | * |                               |

## JUDGMENT

Appellant's motion to dismiss the appeal is granted. The appeal is hereby dismissed in accordance with the Federal Rules of Appellate Procedure 42(b).

The Court's mandate shall issue forthwith.

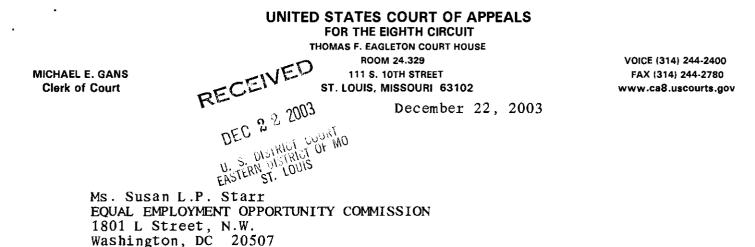
(5359-010199)

December 22, 2003

Order Entered Under Rule 27B(a): Michael F. Jown

Clerk, U.S. Court of Appeals, Eighth Circuit

| A TRUE COPY OF THE ORIGINAL    |
|--------------------------------|
|                                |
| UNITED STATES COURT OF APPEALS |
| By Michiel & Gam               |
|                                |



Re: 03-3553 EEOC vs. Dillard's, Inc.

Dear Counsel:

Enclosed is a copy of an order entered today in the above case. Mandate is being issued and sent today to the Clerk of the United States District Court.

(5009 - 010199)

Sincerely,

19. Jour Michael E.

Clerk of Court

paw

cc: Honorable Rodney W. Sippel, U.S. District Judge Barbara A. Seely Robert G. Johnson Gwendolyn Young Reams James L. Lee Daniel M. O'Keefe Michael P. Burke James G. Woodward, Clerk

District Court/Agency Case Number(s): 4:02-CV-0298 RWS