IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EQUAL EMPLOYMENT OPPORTUNITY : CIVIL ACTION NO. 1:CV-02-1194

COMMISSION,

Plaintiff : (Judge Kane)

and :

:

MARION SHAUB, :

Plaintiff-Intervener :

:

FEDERAL EXPRESS CORPORATION,

Defendant

ORDER

AND NOW, on this 2nd day of February, 2004, **IT IS ORDERED THAT** Defendant's motion for summary judgment (Doc. No. 105) is **DENIED**.

S/ Yvette Kane

Yvette Kane

United States District Judge