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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

FILED

2000 SEP 26 P 12: 20

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

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Plaintiff,

VS.

BY\_\_

COURT W

Civil Action No. EP-99-CA-0319-H

TEXAS HEALTH ENTERPRISES, INC., D/B/A QUANAH PARKER NURSING CENTER,

Defendant.

## ORDER GRANTING JOINT MOTION TO DISMISS WITH PREJUDICE

On this day came on to be considered the Joint Motion to Dismiss with Prejudice (the "Motion") filed by the Equal Employment Opportunity Commission (the "EEOC), Plaintiff, and Texas Health Enterprises, Inc. ("Texas Health"), Defendant, and the Court, after reviewing the pleadings and evidence properly before it, finds that it has subject matter jurisdiction over the dispute made the basis of this action and personal jurisdiction over the parties to this action, that the parties have settled the dispute made the basis of this action. The Court has reviewed and approved the terms of the Settlement Agreement attached to the Motion as Exhibit "A". The Court finds that the Motion is well taken and should be granted. It is therefore

ORDERED that the Joint Motion to Dismiss with Prejudice be and the same is hereby granted. It is further

ORDERED that all causes of action which the EEOC has alleged herein against Texas

Health are dismissed with prejudice to the refiling of same or any part thereof. It is further

ORDERED that the terms, conditions and covenants of the Settlement Agreement are hereby incorporated and entered as part of this record. It is further

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ORDERED that this Court retains jurisdiction to enforce the terms, conditions and covenants contained in the Settlement Agreement, for a period not to exceed four years from the date this order is entered. It is further

ORDERED that all costs of court are taxed against the party incurring same. It is further ORDERED that all relief requested by any party in this action and not specifically granted in this order is denied.

SIGNED this

, 2000.

HONORABLE HARRY LEE HUTSPETH

UNITED STATES DISTRICT JUIC