

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION

FILED

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U.S. DISTRICT COURT
N.D. OF ALABAMA

EQUAL EMPLOYMENT OPPORTUNITY)
COMMISSION,)

Plaintiff,)

vs.)

THE HEIL COMPANY,)

Defendant.)

Civil Action No. CV97-S-235-M

ENTERED *cn*

FEB 24 1998

ORDER

In accordance with the memorandum opinion entered contemporaneously herewith, it is ORDERED that plaintiff's motion for summary judgment is GRANTED on the following issues: (1) satisfaction of the prerequisites to suit; and, (2) proof that Tracey Padgett was "regarded as" substantially limited in the major life activity of working. Plaintiff's motion for summary judgment is DENIED on the issue of whether Padgett was a "qualified individual" with a disability. Defendant's motion for summary judgment is DENIED.

DONE this the 23rd day of February, 1998.

[Signature]
United States District Judge