

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

Equal Employment Opportunity)	
Commission,)	
)	
Plaintiff,)	CIV 01-1050 PHX-MHM
)	
vs.)	JUDGMENT
)	
Peabody Western Coal Company,)	
)	
Defendant,)	
)	
Navajo Nation,)	
)	
Rule 19 Defendant.)	
_____)	

_____ **Jury Verdict.** This action came before the Court for trial by jury. The issues have been tried and the jury has rendered its verdict.

X **Decision by Court.** This action came for consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS THEREFORE ORDERED AND ADJUDGED that the Court having granted Defendant Navajo Nation's Motion to Dismiss, which has been converted into a Motion for Summary Judgment, [142], Plaintiff take nothing. This Complaint and action are hereby dismissed.

Date: October 2, 2006

RICHARD H. WEARE
Clerk/DCE

S/ Linda S. Patton
(By) Deputy Clerk

cc: all counsel