

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 98-0202-CIV-MIDDLEBROOKS

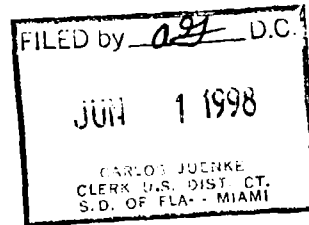
EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

vs.

AEROMAR AIRLINES,

Defendants.



ORDER

This Cause comes before the Court upon Defendant's Motion to Join Indispensable Party and For Leave to Amend Answer to Allege a Counterclaim (DE # 8). The Court has reviewed the pertinent portions of the record and is otherwise fully advised in the premises.

Upon review, it appears as though joinder of Ms Mendez as a party is not proper under Rule 19(a) of the Federal Rules of Civil Procedure, and that the proposed counterclaim is unwarranted pursuant to Rule 13(a) of the Federal Rules of Civil Procedure. Accordingly, it is hereby **ORDERED AND ADJUDGED** as follows;

1. Defendant's Motion to Join Indispensable Party (DE # 8-1) is hereby **DENIED**.
2. Defendant's Motion For Leave to Amend Answer to Allege a Counterclaim (DE # 8-2) is hereby **DENIED**.

DONE AND ORDERED in Chambers at Miami, Florida, this 1st day of June, 1998.

DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE