

ORIGINAL

FILED IN CHAMBERS  
FEB 13 2003  
JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

Plaintiff,

SHARON APPLEBY, SYLVETTE  
HARVEY, and ELEESHA JONES,

Intervenors,

v.

GREATER MOUNT CARMEL  
BAPTIST CHURCH, INC., d/b/a  
MOUNT CARMEL BAPTIST  
CHURCH; GOD'S STRENGTH  
RECORDS; and T. FLEMMING  
MINISTRIES,

Defendants.

CIVIL ACTION FILE NO.  
1:02-CV-1477-JEC

ORDER FOR SERVICE OF  
REPORT AND RECOMMENDATION

Attached is the Report and Recommendation of the United States Magistrate  
Judge made in accordance with 28 U.S.C. § 636(b)(1), FED. R. CIV. P. 72(a), and this  
Court's Local Rule 72.1(B). Let the same be filed and a copy, with a copy of this order,  
be served upon counsel for the parties.

Pursuant to 28 U.S.C. § 636(b)(1), each party may file written objections, if any,

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to the Report and Recommendation within ten (10) days of receipt of this Order. Should objections be filed, they shall specify with particularity the alleged error(s) made (including reference by page number to any transcripts if applicable) and shall be served upon the opposing party. The party filing objections will be responsible for obtaining and filing the transcript of any evidentiary hearing for review by the District Court. If no objections are filed, the Report and Recommendation may be adopted as the opinion and order of the District Court and any appellate review of factual findings will be limited to a plain error review. *United States v. Slay*, 714 F.2d 1093 (11<sup>th</sup> Cir. 1983), *cert. denied*, 464 U.S. 1050 (1984).

The Clerk is directed to submit the Report and Recommendation with objections, if any, to the District Court after expiration of the above time period.

IT IS SO ORDERED, this the 13<sup>th</sup> day of February, 2003.

  
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ALAN J. BAVERMAN  
UNITED STATES MAGISTRATE JUDGE

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U.S. DISTRICT COURT  
MAGISTRATE JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

EQUAL EMPLOYMENT :  
OPPORTUNITY COMMISSION, :

Plaintiff, :

SHARON APPLEBY, SYLVETTE :  
HARVEY, and ELEESHA JONES, :

Intervenors, :

CIVIL ACTION FILE NO.  
1:02-CV-1477-JEC

v. :

GREATER MOUNT CARMEL :  
BAPTIST CHURCH, INC., d/b/a :  
MOUNT CARMEL BAPTIST :  
CHURCH; GOD'S STRENGTH :  
RECORDS; and T. FLEMMING :  
MINISTRIES, :

Defendants. :

ORDER AND REPORT AND RECOMMENDATION  
IN A CASE THAT HAS ANNOUNCED A SETTLEMENT

The Court having been advised by counsel for the parties that the above entitled action has been settled, but it appearing that documentation of settlement has not been concluded, the undersigned Magistrate Judge hereby **ORDERS** the parties to file with the Clerk and submit to the undersigned appropriate filings reflecting the dismissal of this matter on or before **March 14, 2003**.

The undersigned also **RECOMMENDS** to the District Court that the action be **DISMISSED WITHOUT PREJUDICE**; it is not necessary that the case remain on the calendar of the Court at this time. It is further **RECOMMENDED** that the Court retain jurisdiction to vacate the Order of dismissal and to reopen the action if necessary; and that, if the Court receives no motion to vacate or no motion to extend the time to file the motion to vacate within sixty (60) days of the date of the Order of dismissal, the action be dismissed with prejudice.

**IT IS SO ORDERED AND RECOMMENDED**, this the 13<sup>th</sup> day of February, 2003.

A handwritten signature in black ink, appearing to read 'AJB', written over a horizontal line.

**ALAN J. BAVERMAN**  
**UNITED STATES MAGISTRATE JUDGE**