

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

EQUAL EMPLOYMENT )  
OPPORTUNITY COMMISSION, )  
 )  
Plaintiff, )  
 )  
and )  
 )  
LORI VAUGHN and BRENDA )  
CONNELL, )  
 )  
Plaintiffs-Intervenors, )  
 )  
vs. )  
 )  
KROGER FOOD STORES, INC., THE )  
KROGER CO., and KROGER LIMITED )  
PARTNERSHIP I, )  
 )  
Defendants. )

**FILED**  
FEB 23 2001  
G. PATRICK MURPHY,  
DISTRICT JUDGE  
SOUTHERN DISTRICT OF ILLINOIS  
EAST ST. LOUIS, ILLINOIS

CIVIL NO. 99-4187-GPM

**ORDER**

**MURPHY, Chief District Judge:**

This matter is before the Court on several motions. The Court received Plaintiffs' motion to quash subpoena yesterday via facsimile. The Court has considered the motion and the supporting memorandum, and, without ruling on whether the testimony of the custodian of records is admissible, the motion is **DENIED**.


Plaintiff EEOC's motion for leave to withdraw appearances (Doc. 191) is **GRANTED**; the Clerk of Court shall note that the appearances of Jean P. Kamp and Noelle Brennan on behalf of the EEOC are **WITHDRAWN**.

In addition, Defendants' motion to submit revised and additional jury instructions (Doc. 190) is **GRANTED**. The Court will consider the proposed instructions when preparing its proposed packet of instructions.

Finally, the Court will hear argument on Defendants' motion to determine sufficiency of answers at **8 a.m. on Tuesday, February 27, 2001**. Plaintiffs shall provide the Court with a courtesy copy of their response to the motion, if any, via facsimile [618/482-9127] before **4 p.m. on Monday, February 26, 2001**.

**IT IS SO ORDERED.**

DATED this 23<sup>d</sup> day of February, 2001.

  
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G. PATRICK MURPHY  
Chief United States District Judge