

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

EQUAL EMPLOYMENT OPPORTUNITY)
COMMISSION,)
)
Plaintiff,)
)
v.) Case No. 06-2069-JAR-GLR
)
BURLINGTON NORTHERN SANTA FE)
RAILWAY CO. and)
TRANSPORTATION COMMUNICATIONS)
INTERNATIONAL UNION,)
)
Defendants.)
_____)

STIPULATED ORDER OF DISMISSAL

This Court entered a Partial Consent Decree (Docket Entry No. 27) settling the allegations in Paragraph 9 of the First Amended Complaint on August 28, 2005. The sole allegations against the involved labor organization, Transportation•Communications International Union (TCU), are contained in the above-referenced paragraph of the Amended Complaint. Defendants have fully complied with the terms of the Partial Consent Decree.

Accordingly, it is ordered, consistent with paragraph 6 of the Partial Consent Decree, that TCU is hereby dismissed as a Defendant in this action. The parties shall bear their own costs and attorney fees.

FOR DEFENDANT BNSF:

/s/ Donald J. Munro
DONALD J. MUNRO
Attorney for Burlington Northern
Santa Fe Railway Co.

FOR DEFENDANT TCIU:

/s/ Mitchell M. Kraus
MITCHELL M. KRAUS
General Counsel
Transportation Communications
International Union

Date: February 27, 2007

FOR PLAINTIFF:

RONALD S. COOPER
General Counsel

JAMES L. LEE
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/s/ Barbara A. Seely
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S/ Julie A. Robinson
UNITED STATES DISTRICT JUDGE