

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

FILED
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MAY - 8 2001

U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

LESLIE MORGAN, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 4:94-CV-1184 (CEJ)
)	
UNITED PARCEL SERVICE OF)	
AMERICA, INC., and UNITED)	
PARCEL SERVICE, INC.,)	
)	
Defendants.)	

ORDER

This matter is before the Court on plaintiff Vernon Taylor's motion for reconsideration of the portion of the Court's order of June 26, 2000, dismissing his individual claims of denial of promotion and unequal pay. Defendants have responded, and the issues are fully briefed.

Upon review of the record, it appears that defendant did not move for summary judgment on Taylor's claims of denial of promotion and unequal pay. Defendants filed a motion for partial summary judgment on Taylor's individual claim of discriminatory discharge under Title VII and his individual claims under 42 U.S.C. § 1981, as well as a motion for summary judgment on all of the class claims. The Court held that the § 1981 claims of the individual plaintiffs survived summary judgment, but granted summary judgment to defendants on Taylor's claim of discriminatory discharge. The Court found that, as to Taylor's individual claims of denial of promotion and unequal pay, he presented no evidence of


discrimination with respect to those issues specific to him. Upon reconsideration, the Court finds that Taylor was not required to present such evidence, as defendants did not place the issue before the Court.

Accordingly,

IT IS HEREBY ORDERED that plaintiff Vernon Taylor's motion for reconsideration of that portion of the Court's order of June 26, 2000, dismissing his individual claims other than the discriminatory discharge claim [#498] is **granted**.

IT IS FURTHER ORDERED that the Court's order of June 26, 2000 is **vacated** to the extent that it dismisses Taylor's individual claims of denial of promotion and unequal pay.

IT IS FURTHER ORDERED that the case is set for trial, on plaintiff Vernon Taylor's individual claims of denial of promotion and unequal pay only, on **July 16, 2001 at 9:00 a.m.**


CAROL E. JACKSON
UNITED STATES DISTRICT JUDGE

Dated this 8th day of May, 2001.

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED, FAXED AND/OR MAILED TO THE FOLLOWING INDIVIDUALS ON 05/09/01 by pdalziel
4:94cv1184 Morgan vs UPS of America, Inc

42:2000e Job Discrimination (Employment)

William Brown -	Fax: 215-751-2205
John Carey - 2782	Fax: 314-721-0905
Jack Cavanagh - 2803	Fax: 314-721-0177
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SCANNED & FAXED BY:

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MJM