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ORIGINAL
U.S. DISTRICT COURT
DISTRICT OF NEVADA
BY: MZ DEPUTY

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9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA

11 U. S. EQUAL EMPLOYMENT
12 OPPORTUNITY COMMISSION,

CASE NO.: CV S-00-1172 JCM (RJJ)

13 Plaintiff,

**[PROPOSED] ORDER REGARDING
DEFENDANT'S MOTION TO STAY
SHERRIE SULLIVAN'S TITLE VII
CLAIM AND COMPEL
ARBITRATION AND ORDER
REGARDING DEFENDANT'S
MOTIONS FOR SUMMARY
JUDGMENT**

14 SHERRIE SULLIVAN,

15 Plaintiff Intervener,

v.

16 TITANIUM METALS CORP., INC.,
17 d/b/a TIMET,

18 Defendant.

19 This Court having reviewed Defendant's Motion to Stay Sherrie Sullivan's Title VII
20 Claim and Compel Arbitration, and Defendant's Motions for Summary Judgment regarding
21 Sherrie Sullivan, Carol Allen, Julie Chaney, Sharon Owens, Peggy Mowinski and Marla Lujan,
22 and Plaintiff's and Plaintiff-in-Intervention's response thereto, and having heard oral argument
23 regarding Defendant's Motions on December 9, 2002, hereby issues the following order:

- 24 (1) Defendant's Motion to Stay Sherrie Sullivan's Title VII Claim and Compel
25 Arbitration is denied;

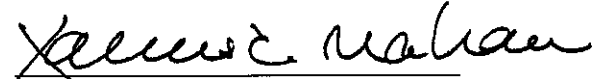
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(2.) Defendant's Motions for Summary Judgment regarding Carol Allen, Julie Chaney, Sharon Owens, Peggy Mowinski and Marla Lujan are denied insofar as there are genuine issues of material fact with regard to Plaintiff's claims on their behalf;

(3.) Defendant's Motion for Summary Judgment regarding Sherrie Sullivan is denied regarding her Title VII claims insofar as there are genuine issues of material fact with regard to her Title VII claims and granted as to her state law claims.


The Honorable James C. Mahan

DATE: Dec. 13, 2002

DECLARATION OF MAILING

I am, and was at the time the herein mentioned mailing took place, a citizen of the United States, over the age of eighteen (18) years and not a party to the above-entitled cause. I am employed in the Litigation Unit of the Los Angeles District Office of the United States Equal Employment Opportunity Commission.

My business address is Equal Employment Opportunity Commission, Los Angeles District Office, 255 East Temple Street, Fourth Floor, Los Angeles, CA 90012.

On the date that this declaration was executed, as shown below, I served the foregoing **[PROPOSED] ORDER REGARDING DEFENDANT'S MOTION TO STAY SHERRIE SULLIVAN'S TITLE VII CLAIM AND COMPEL ARBITRATION AND ORDER REGARDING DEFENDANT'S MOTIONS FOR SUMMARY JUDGMENT** in sealed envelopes with postage therein fully prepaid, in regular mail at Los Angeles, County of Los Angeles, State of California, each of which envelope(s) was addressed respectively as follows:

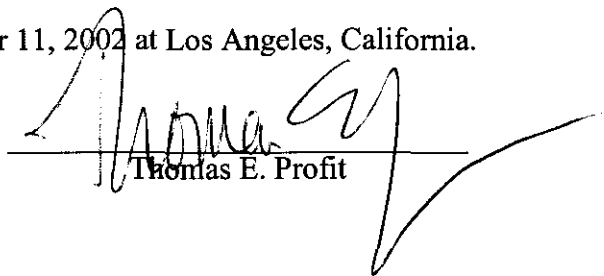
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I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 11, 2002 at Los Angeles, California.



Thomas E. Profit