

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *lg* D.C.  
05 JUL -7 PM 4: 51

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

EQUAL EMPLOYMENT OPPORTUNITY	)	
COMMISSION,	)	
	)	
and	)	
	)	
CONSTANCE AMOS,	)	
	)	
Plaintiffs,	)	
v.	)	CIVIL ACTION NO.
	)	2:00-cv-2923 May/A
AUTOZONE, INC.	)	
	)	
Defendant.	)	

**ORDER DISMISSING PLAINTIFF EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION'S PATTERN OR PRACTICE CLAIM CONCERNING FAILURE TO  
PROMOTE AFRICAN AMERICANS INTO OFFICIAL /MANAGER POSITIONS**


This matter is before the Court upon Plaintiff Equal Employment Opportunity Commission's motion to dismiss the claim in this lawsuit that Defendant engaged in a pattern or practice of failing to promote African Americans into official/manager positions because of race. The Defendant does not oppose the motion. After review of the motion and for good cause shown, the Commission's motion is hereby granted.

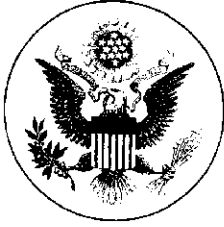
Accordingly, Plaintiff's claim that Defendant engaged in a pattern or practice of failing to promote African Americans into official/manager positions because of race is hereby dismissed with prejudice, The Commission intends to continue to pursue disparate treatment claims of promotion discrimination on behalf of individual class members.

Each party shall bear its own costs concerning the dismissal of the claim that Defendant engaged in a pattern or practice of failure to promote African Americans into

official/manager positions, based on race.

IT IS SO ORDERED this 6<sup>th</sup> day of July, 2005.

  
\_\_\_\_\_  
SAMUEL H. MAYS, JR.



# Notice of Distribution

This notice confirms a copy of the document docketed as number 244 in case 2:00-CV-02923 was distributed by fax, mail, or direct printing on July 12, 2005 to the parties listed.

---

Madeline D. West  
FRILOT PARTRIDGE KOHNKE & CLEMENTS  
1100 Poydras Street  
New Orleans, LA 70163

C. Gregory Stewart  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1801 L. Street, N.W.  
Room 7054  
Washington, DC 20507

Deidre Smith  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Gwendolyn Young Reams  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Celia S. Liner  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Lisa A. Krupicka  
BURCH PORTER & JOHNSON  
130 N. Court Avenue  
Memphis, TN 38103

Reva M. Kriegel  
LAW OFFICE OF REVA M. KRIEGEL  
266 S. Front St.  
Ste. 206  
Memphis, TN 38103

Ellen Shirer Kovach  
FRILOT PARTRIDGE KOHNKE & CLEMENTS  
1100 Poydras Street  
New Orleans, LA 70163

Katharine W. Kores  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Tracy K. Hidalgo  
FRILOT PARTRIDGE KOHNKE & CLEMENTS  
1100 Poydras Street  
New Orleans, LA 70163

Jef Feibelman  
BURCH PORTER & JOHNSON  
130 N. Court Avenue  
Memphis, TN 38103

Leslie W. Ehret  
FRILOT PARTRIDGE KOHNKE & CLEMENTS  
1100 Poydras Street  
New Orleans, LA 70163

Walter W. Christy  
FRILOT PARTRIDGE KOHNKE & CLEMENTS  
1100 Poydras Street  
New Orleans, LA 70163

Thomas J. Borek  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Terry L. Beck  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste. 621  
Memphis, TN 38104

Jeffrey Bannon  
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  
1407 Union Avenue  
Ste 621  
Memphis, TN 38104

Honorable Samuel Mays  
US DISTRICT COURT