

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

FILED BY gr D.C.  
99 MAY -4 PM 1:45  
CLERK OF DISTRICT COURT  
U.S. DIST. CT.  
MEMPHIS, TN 38102

EQUAL EMPLOYMENT OPPORTUNITY)  
COMMISSION, )

Plaintiff, )

and )

No. 97-1112

JOE CARLTON, )

Plaintiff/Intervenor, )

VS )

HARBERT-YEARGIN, INC., )

Defendant. )

ORDER ON JURY VERDICT

This action came before the court for trial by jury on April 26, 1999. After a jury was selected, evidence was presented on April 26, 27, 28, 29. On April 30, 1999, arguments were presented. After the court instructed the jury on the law, the jury retired to deliberate on its verdict on April 30, 1999. After deliberation, the jury reported its verdict and announced that it found in favor of plaintiff/intervenor, Joe Carlton, against defendant Harbert-Yeargin, Inc., and awarded him compensatory damages of \$1.00 and punitive damages of \$300,000.00. The jury reported that it found for plaintiff Equal Employment Opportunity Commission against defendant Harbert-Yeargin, Inc., and awarded Cedric Woods compensatory damages

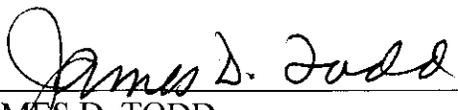
of \$1.00 and punitive damages of \$50,000.00. The jury announced that it found in favor of defendant Harbert-Yeargin, Inc., on the claims filed by plaintiff Equal Employment Opportunity Commission for Terry Dotson and William Doyle.

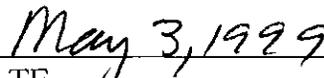
After the court polled the jury and each juror indicated that the announced verdict was the verdict of the jury, the court accepted the verdict.

The parties were instructed to file appropriate post-verdict motions, including a motion for injunctive relief and a request for attorneys' fees by plaintiffs.

The clerk will withhold entry of judgment until post-trial motions have been resolved and the applicable cap on damages provided by Title VII of the Civil Rights Act of 1964 has been applied, if appropriate.

IT IS SO ORDERED.

  
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JAMES D. TODD  
UNITED STATES DISTRICT JUDGE

  
\_\_\_\_\_  
DATE