

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

FILED OCT. 31 2002
Eg. D.C.
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CLERK OF DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
MEMPHIS, TENNESSEE

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

Case No. 00-2916-MI

and

KEVIN ARMSTRONG,

Intervening Plaintiff,

vs.

NORTHWEST AIRLINES, INC.

Defendant.

ORDER ON JURY VERDICT

This cause came on for jury trial on October 21, 2002; the EEOC was represented by counsel, Deidre Smith and Faye Williams and the intervening plaintiff, Kevin Armstrong, was represented by Joe Lee Wyatt. The defendant was represented by counsel, Herbert Gerson and Timothy Bland.

Jurors were selected and sworn and opening statements were presented by counsel. After listening to all the evidence, closing arguments, and the charge of the Court, the Jury began deliberations on October 25, 2002. After due deliberations, the Jury returned into open court and announced a verdict in favor of the intervening plaintiff, Kevin Armstrong. As to Element One (1), the jury found that Northwest Airlines regarded Mr. Armstrong as having a disability. As to Element Two (2), the jury found that Mr. Armstrong

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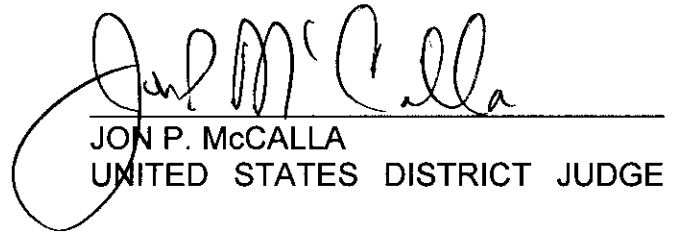
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was a qualified individual able to perform the job requirements of the ESE position and that Mr. Armstrong did not pose a direct threat to himself or others. As to Element Three (3), the jury found that Mr. Armstrong suffered an adverse employment decision because of the perceived disability (that is, was not hired by Northwest Airlines in violation of Mr. Armstrong's federally protected rights under the American with Disabilities Act).

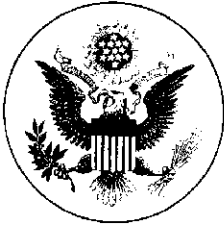
The jury also found that the Mr. Armstrong is entitled to back pay in the amount of Twenty Thousand Nine Hundred Sixty Seven Dollars and Fifteen Cents (\$20,967.15). Furthermore, the jury found that Mr. Armstrong suffered emotional pain and mental anguish as a result of the unlawful conduct of Northwest Airlines and awarded compensatory damages in the amount of Nineteen Thousand Two Hundred Fifty Dollars (\$19,250.00).

The jurors were polled individually and excused.

ENTERED, this the 31 day of October, 2002.



JON P. McCALLA
UNITED STATES DISTRICT JUDGE



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Honorable Jon McCalla
US DISTRICT COURT