

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

TRACY SMITH,)	
)	
Plaintiff,)	
)	
vs.)	CIVIL ACTION NO. 13-0348-CG-N
)	
EXXONMOBIL COMPANY,)	
)	
Defendant.)	

ORDER

This matter is before the court on Defendant Exxon Mobil Corporation's Motion to Dismiss Count I of the Plaintiff's Complaint (Doc. 7), and the Plaintiff's Notice of Non-Objection to Partial Motion to Dismiss (Doc. 15).

Upon due consideration, the defendant's motion is **GRANTED**; therefore, plaintiff's Title VII claim for discrimination as set forth in Count I of the Complaint hereby is **DISMISSED** with prejudice.

DONE and ORDERED this 20th day of September, 2013.

/s/ Callie V. S. Granade
 UNITED STATES DISTRICT JUDGE