

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

GWENDOLYN L. BOHANNON

PLAINTIFF

VS.

CASE NO. 5:07CV00123 JMM

**JOHNSON FOOD EQUIPMENT, INC.,
D/B/A BAADER-JOHNSON, ET AL.**

DEFENDANT

TYSON POULTRY, INC., AND TYNET CORP.

INTERVENORS

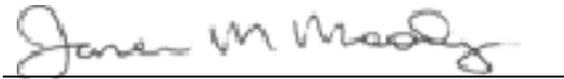
ORDER

Pending before the Court is defendant's Motion for Reconsideration of Order Granting Plaintiff's Second Motion *In Limine* and for Adverse Inference Instruction.

The motion is denied (# 240) as the probative value of the evidence is outweighed by the unfair prejudice to plaintiff. *See* Fed. R. Evid. 403.

The request of an adverse inference instruction is also denied (#240) as such an instruction is not warranted on the facts of this case.

IT IS SO ORDERED THIS 23 day of February, 2010.



James M. Moody
United States District Judge