

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

MARSHA NICHOLAS,

Plaintiff,

v.

No. 2:17-cv-00361-KRS-GJF

WINDSTREAM COMMUNICATIONS, LLC,

Defendant.

**STIPULATED ORDER GRANTING DEFENDANT'S MOTION FOR  
PARTIAL SUMMARY JUDGMENT ON PLAINTIFF'S CLAIM OF RETALIATION**

This matter comes before the Court on Defendant's Motion for Partial Summary Judgment on Plaintiff's Claim of Retaliation, filed January 11, 2018 [Doc. No. 32]. The parties have informed the Court that, after considering the motion, Plaintiff has decided not to oppose it and stipulates to the entry of this order.

Accordingly, the Court, having considered the motion and the parties' stipulation, finds that the motion should be GRANTED.

It is therefore ordered that Defendant's Motion for Partial Summary Judgment on Plaintiff's Claim of Retaliation is GRANTED, and Plaintiff's claim of retaliation (Count III) is hereby DISMISSED with prejudice.



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MAGISTRATE JUDGE KEVIN R. SWEAZEA

SUBMITTED AND APPROVED:

RODEY, DICKASON, SLOAN, AKIN & ROBB, P.A.

By /s/ Jeffrey L. Lowry

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By Electronically Approved on February 8, 2018

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