

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

**VICTORINA MATA,**

Plaintiff,

v.

**OREGON HEALTH AUTHORITY, an  
agency of the State of Oregon,  
CATHLEEN KAUFMANN, and  
PATRICIA WENTZ,**

Defendants.

**Civ. No. 6:13-cv-485-MC**

**ORDER**

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MCSHANE, Judge:


Defendants filed a Second Motion for Partial Summary Judgment (ECF No. 111) on 5/6/2016, and the matter is now before this court. For the following reasons, Defendants' motion is **GRANTED** and plaintiff's claim based on ORS 659A.199 is **DISMISSED**.

1 -ORDER

In light of recent decisions in this District on this issue, specifically in *Lindsey v. Clatskanie People's Utility District*, 2015 WL 6443290 (D. Or. Oct. 23, 2015), and *Minger v. Hood Community College District*, 2016 WL 475382 (D. Or. Feb. 4, 2016), the Courts have determined that ORS 659A.199 is limited to *private* sector employment. This case involves *public* sector employment. Therefore, Plaintiff's claim based on ORS 659A.199 is DISMISSED.

IT IS SO ORDERED.

DATED this 16th day of June, 2016.

  
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**Michael J. McShane**  
**United States District Judge**