

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

_____	:	
JEAN KERCHER,	:	CIVIL ACTION
	:	
Plaintiff,	:	NO. 15-6674
	:	
v.	:	
	:	
THE READING MUHLENBERG	:	
CAREER & TECHNOLOGY CENTER,	:	
Defendant.	:	
_____	:	

**ORDER**

AND NOW, this 6th day of September, 2017, upon consideration of the Defendant’s Motion for Summary Judgment (Dkt. No. 26) filed on June 23, 2017; Plaintiff’s Response in Opposition to Defendant’s Motion (Dkt. No. 29) filed on July 27, 2017; Defendant’s Reply Brief (Dkt. No. 31) filed on August 10, 2017; Plaintiff’s Sur-Reply Brief (Dkt. No. 38) filed on August 30, 2017; and for the reasons expressed in the foregoing Memorandum,

**IT IS ORDERED** that Defendant’s Motion for Summary Judgment is **GRANTED** as to Counts IV (Violation of Family and Medical Leave Act) and V (Violation of Due Process Rights) of Plaintiff’s Complaint which are **DISMISSED**.

**IT IS FURTHER ORDERED** that Defendant’s Motion for Summary Judgment is **DENIED** as to Count III (Retaliatory Discharge) of Plaintiff’s Complaint.

BY THE COURT:

/s/ Henry S. Perkin  
 HENRY S. PERKIN,  
 United States Magistrate Judge