

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

VALENCIA M. MCCLATHCHEY,)	
)	
Plaintiff,)	
)	CIVIL ACTION NO. 3:2005-145
v.)	
)	JUDGE GIBSON
THE ASSOCIATED PRESS,)	
)	
Defendant.)	

ORDER

AND NOW, this 21st day of February, 2007, upon *sua sponte* review of the pleadings in this matter, the Court finds that there is no basis for recusal because of personal bias or prejudice pursuant to 28 U.S.C. § 455(b), but finds that there is a basis for recusal because the Court's "impartiality might reasonably be questioned." 28 U.S.C. § 455(a).

Therefore, IT IS HEREBY ORDERED THAT the Clerk of Court is directed to re-assign this matter to another Judge.

BY THE COURT:



**KIM R. GIBSON,
UNITED STATES DISTRICT JUDGE**

MCCLATHCHEY v. ASSOCIATED PRESS

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