

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

ELIJAH BENTON, JR.,)	
)	
Plaintiff,)	
)	
v.)	
)	No. 3:08-0886
YRC WORLDWIDE, INC. d/b/a)	JUDGE ECHOLS
YELLOW TRANSPORTATION, INC.,)	
and YELLOW TRANSPORTATION,)	
INC.,)	
)	
Defendants.)	

ORDER

For the reasons explained in the Memorandum entered contemporaneously herewith, Defendants’ Motion For Summary Judgment (Docket Entry No. 20) is hereby GRANTED.

This case is hereby DISMISSED WITH PREJUDICE.

Entry of this Order on the docket shall constitute entry of final judgment in accordance with Federal Rules of Civil Procedure 58 and 79(a).

IT IS SO ORDERED.



 ROBERT L. ECHOLS
 UNITED STATES DISTRICT JUDGE

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ELIJAH BENTON, JR.,)	
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Plaintiff,)	
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v.)	
)	No. 3:08-0886
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YELLOW TRANSPORTATION, INC.,)	
and YELLOW TRANSPORTATION,)	
INC.,)	
)	
Defendants.)	

MEMORANDUM

Defendants YRC Worldwide, Inc. and Yellow Transportation, Inc. (collectively "Yellow") filed a motion for summary judgment (Docket Entry No. 20) No. 20) which Plaintiff Elijah Benton, Jr., ("Benton") filed a response (Docket Entry No. 27), and Yellow filed a reply (Docket Entry No. 29) of this Order on the docket shall constitute entry of final judgment in accordance with Federal Rules of Civil Procedure 58 and 79(a) in Montgomery County, Tennessee. Yellow is located in ~~IS A SCORDBED~~ Tennessee. Between August and October 2007, Yellow employed Benton as a part-time or "casual" forklift driver on its loading dock. Benton claims Yellow disciplined him and ultimately terminated him ~~ROBERT E. ECHOLS~~ race discrimination and that Yellow subjected him to a racially hostile work environment. Benton brings his claims under Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e *et seq.*; 42 U.S.C. § 1981; and the Tennessee Human Rights Act, Tenn. Code Ann. § 4-21-101 *et seq.* (hereinafter "THRA"). Benton seeks compensatory and punitive damages, front pay, back pay, injunctive relief, attorney's fees, costs, and prejudgment interest.