

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

DEBBIE L. DOWELL,

Plaintiff,

v.

**ROBERT M. SPEER, Acting Secretary,
Department of the Army,**

Defendant.

Case No. 3:14-cv-01314

Judge Aleta A. Trauger

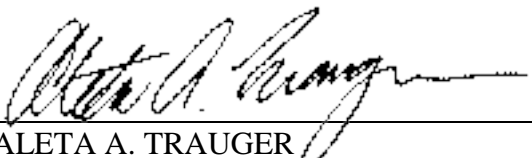
ORDER

For the reasons set forth in the accompanying Memorandum, the plaintiff's Objections (Doc. No. 151) to the magistrate judge's Report and Recommendation (R&R) (Doc. No. 148) are **OVERRULED IN PART AND GRANTED IN PART**, and the R&R is **ACCEPTED IN PART AND REJECTED IN PART**. The plaintiff's Motion for Summary Judgment (Doc. No. 115) is **DENIED**, and the defendant's Motion for Summary Judgment (Doc. No. 125) is **GRANTED IN PART AND DENIED IN PART**.

Specifically, the court finds that the material factual disputes preclude summary judgment in the defendant's favor on the plaintiff's claim that the defendant discriminated against her based upon her race and retaliated against her for filing an EEO charge when it terminated a pending noncompetitive accretion of duties promotion initiated by the plaintiff's supervisor. The plaintiff's other claims, however, are **DISMISSED**.

It is so **ORDERED**.

This 23rd day of March 2017.



ALET A. TRAUGER
United States District Judge