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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 DAVID R. WEIL,

11 Plaintiff,

12 v.

13 CITIZENS TELECOM SERVICES  
14 COMPANY, LLC, et al.,

15 Defendants.

CASE NO. C15-0835JLR

ORDER ON REMAND

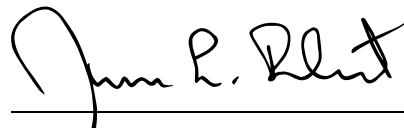
16 Before the court is the opinion and mandate of the Ninth Circuit Court of Appeals  
17 affirming in part and reversing in part the court's order on summary judgment and  
18 remanding this matter for further proceedings. (9th Cir. Op. (Dkt. # 60); 9th Cir.  
19 Mandate (Dkt. # 63); *see also* Am. SJ Order (Dkt. # 51).)

20 The Ninth Circuit affirmed the court's summary judgment in favor of Defendants  
21 Citizens Telecom Services Company, LLC and Frontier Communications Corporation  
22 (collectively, "Defendants") on Plaintiff David R. Weil's wrongful termination claim.

1 (See 9th Cir. Op. at 17-19.) The Ninth Circuit also ruled that the court erred in excluding  
2 on hearsay grounds a certain statement proffered by Mr. Weil and reversed the court's  
3 summary judgment in favor of Defendants on Mr. Weil's failure-to-promote claim. (*Id.*  
4 at 8-14, 16-17.)

5 Accordingly, the court VACATES its summary judgment order and judgment with  
6 respect to Mr. Weil's failure-to-promote claim. (See Am. SJ Order at 11-14, 16-19; Jmt.  
7 (Dkt. # 52) at 1.) The court ORDERS the parties to file, within 14 days of the filing  
8 date of this order, a joint status report proposing how the court should proceed on  
9 remand. The parties should attempt to agree in good faith on a unified approach. If they  
10 cannot so agree, they may outline their disparate suggestions in the joint status report.

11 Dated this 24th day of June, 2019.

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14 The Honorable James L. Robart  
15 U.S. District Court Judge  
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