

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

DIANE COLON	:	CIVIL ACTION
	:	
v.	:	
	:	
ROTO-ROOTER SERVICES, CO.,	:	
et al.	:	NO. 96-5737

MEMORANDUM AND ORDER

Fullam, Sr. J. November , 1997

The jury returned a verdict for the defendants in this gender-discrimination case, and plaintiff has filed post-trial motions. Because plaintiff has neither ordered a transcript of the testimony, nor sought to be relieved of that requirement, the motions are subject to dismissal for lack of prosecution. See Local Rule 7.1(e).

I have nevertheless considered the arguments presented (counsel for defendants has not sought to invoke Local Rule 7.1(e)), but find them lacking in merit. The issues were purely factual, and were submitted to the jury in some twenty-one separate interrogatories, without objection from the plaintiff. There was no objection to the Court's charge, and I am not aware of any significant error in the charge which might have prompted an objection. The jury's verdict was not contrary to the weight of the evidence - to put it mildly. The post-trial motions must therefore be denied.

An Order follows.

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DIANE COLON

v.

ROTO-ROOTER SERVICES, CO.,
et al.

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CIVIL ACTION

NO. 96-5737

ORDER

AND NOW, this day of November, 1997, IT IS ORDERED:

Plaintiff's post-trial motion seeking judgment as a matter of law, a new trial,
or alteration or amendment of the judgment, is DENIED.

John P. Fullam, Sr. J.