UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

KIMBERLY EVERSON,
Personal Representative for the
Estate of Jamesel Robinson,

     Plaintiff,

     v.

MEDLANTIC HEALTHCARE GROUP,

     Defendant.

Civil Action No. 00-226 (JMF)

ORDER

This case is before me, upon consent of the parties, for all purposes including trial.

Currently pending for resolution is Defendant's Motion for Summary Judgment [#40]. I have

reviewed defendant's motion, plaintiff's opposition, and defendant's reply, but am not prepared

to issue ruling without receiving argument on the following issue: whether plaintiff has alleged

that Jamesel Robinson suffered from an adverse employment action. See e.g., Forkkio v. Powell,

306 F.3d 1127 (D.C. Cir. 2002); Russell v. Principi, 257 F.3d 815 (D.C. Cir. 2001); Brown v.

Brody, 199 F.3d 446 (D.C. Cir. 1999); Childers v. Slater, 44 F.Supp.2d 8 (D.D.C. 1999).

Accordingly, the parties are, hereby, **ORDERED** to appear on Thursday, February 9,

2006 at 9:30 a.m., in a courtroom to be determined, to present oral argument on why or why not

the following allegations, as asserted in plaintiff's Amended Complaint, constitute adverse

employment actions:

> Robinson's January 15, 1998 reprimand and resulting
> discipline

Susan Manselle's accusation that Robinson was rude to a doctor's secretary and than lied about it
Kurt Thorne's June 12, 1998 comment about Robinson's age
Robinson's June 22, 1998 reprimand and resulting discipline
Thorne's refusal to allow Robinson to attend educational training and computer courses
The attendance of two employees at Robinson's annual performance evaluation
Robinson's November 24, 1998 reprimand and resulting discipline
Jeff Joyner's refusal to let Robinson sell pizza coupons
Manselle's raising her voice at Robinson about holding up patients and wearing proper insignia
The Hospital's delay in repairing the air conditioning unit in Robinson's office in the Summer of 1999.

SO ORDERED.

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JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE

Dated: