

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

ROBERT MURPHY,

Plaintiff,

v.

DISTRICT OF COLUMBIA,

Defendant.

Civil Action No. 18-1478 (JDB)

ORDER

Upon consideration of [44] defendant's Motion for Summary Judgment, and for the reasons stated in the accompanying Memorandum Opinion, it is hereby

ORDERED that defendant's motion is **GRANTED IN PART AND DENIED IN PART**; it is further

ORDERED that defendant's motion is granted as to plaintiff's FMLA and DCHRA retaliation claims; it is further

ORDERED that defendant's motion is denied without prejudice as to plaintiff's FMLA and DCFMLA interference claims and plaintiff's Title VII retaliation claim; it is further

ORDERED that the parties shall submit additional briefing discussing whether defendant is entitled to summary judgment on plaintiff's ADA failure-to-accommodate claim; it is further

ORDERED that the additional briefing shall be submitted in accordance with the following schedule:

1. Plaintiff shall file by not later than March 22, 2022, a memorandum that shall not exceed 10 pages, as well as any relevant supporting documents, explaining why the Court should not grant

defendant summary judgment on plaintiff's ADA failure-to-accommodate claim for the reason that plaintiff never requested a reasonable accommodation under the ADA;

2. Defendant shall file any memorandum, not to exceed 10 pages, and supporting documents in response by not later than April 5, 2022.

SO ORDERED.

/s/
JOHN D. BATES
United States District Judge

Dated: March 2, 2022