

In the Supreme Court of the United States

MARIE CONFORTO,

Petitioner,

—v—

RICHARD V. SPENCER,
Secretary, Department of the Navy;
DEPARTMENT OF THE NAVY,

Respondents.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Ninth Circuit

PETITIONER SUPPLEMENTAL APPENDIX

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**SUPPLEMENTAL APPENDIX
TABLE OF CONTENTS**

Judgement of the District Court for the Southern District of California (March 31, 2017)	1a
Order Granting Joint Motion and Stipulation to Dismiss Plaintiff's Remaining Age Discrimination Claim Under the ADEA (April 4, 2016)	3a

**JUDGEMENT OF THE DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF CALIFORNIA
(MARCH 31, 2017)**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MARIE CONFORTO,

Plaintiff,

v.

RAYMOND E. MABUS, Secretary Department
of the Navy; DEPARTMENT OF THE NAVY,

Defendant.

Civil Action No. 12cv1316-JAH-BLM
Judgment in a Civil Case

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED: that the Court hereby grants the Joint Motion and orders Plaintiff's age discrimination claim under the ADEA dismissed with prejudice. The parties, by and through their respective attorneys, have agreed to dismiss Plaintiff's remaining cause of action under the ADEA, with prejudice, and have agreed that each party is to bear their own costs and/or fees with respect to Plaintiff's age discrimination claim under the ADEA.

Supp.App.2a

John Morrill
Clerk of Court

By: /s/ J. Ortiz
Deputy

Date: 3/31/17

**ORDER GRANTING JOINT MOTION AND
STIPULATION TO DISMISS PLAINTIFF'S
REMAINING AGE DISCRIMINATION
CLAIM UNDER THE ADEA
(APRIL 4, 2016)**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MARIE CONFORTO,

Plaintiff,

v.

RAYMOND E. MABUS,
Secretary Department of the Navy,

Defendant.

Case No.: 12cv1316-JAH (BLM)

Before: John A. HOUSTON,
United States District Judge

This case was tried before a jury in November 2015 with respect to Plaintiff's gender discrimination and retaliation claims under Title VII, 42 U.S.C. § 2000e, *et. seq.* The jury rendered a verdict in favor of Defendant on both of those claims, and Defendant is considered the prevailing party for all purposes with respect to Plaintiff's Title VII claims. Plaintiff's remaining cause of action for age discrimination under the Age Discrimination in Employment Act of 1967

(“ADEA”), 29 U.S.C. §§ 621-634, is set for a bench trial on April 19, 2016.

The parties, by and through their respective attorneys, have agreed to dismiss Plaintiff’s remaining cause of action under the ADEA, with prejudice, and have agreed that each party is to bear their own costs and/or fees with respect to Plaintiff’s age discrimination claim under the ADEA.

Having considered the parties’ Joint Motion and Stipulation, and finding it meritorious, the Court hereby GRANTS the Joint Motion and orders Plaintiff’s age discrimination claim under the ADEA dismissed with prejudice. Accordingly the bench trial date set for April 19, 2016 is VACATED. The Court will enter Judgment on this case as to the remaining claims.

IT IS SO ORDERED.

Signed this 4th day of April, 2016.

/s/ John A. Houston

United States District Judge