

**09-400 STAUB V. PROCTOR HOSPITAL**

DECISION BELOW: 560 F. 3d 647

LOWER COURT CASE NUMBER: 08-1316, 08-2255, 08-2402

QUESTION PRESENTED:

In what circumstances may an employer be held liable based on the unlawful intent of officials who caused or influenced but did not make the ultimate employment decision?

JUSTICE KAGAN TOOK NO PART

CERT. GRANTED 4/19/2010