

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

October 25, 2006

ACO-13

No. 06-8053

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

v.

NOVARTIS PHARMACEUTICALS CORPORATION,

Petitioner

(W.D. of PA - DC No. 05-cv-00404)

PRESENT: SLOVITER, CHAGARES and NYGAARD, Circuit Judges

1. Petition for Leave to Appeal Pursuant to 28 U.S.C. Section 1292(b) by Novartis Pharmaceuticals Corporation.
2. Response by U. S. Equal Employment Opportunity Commission.

Carolyn Hicks, Case Manager
267-299-4926

ORDER

The foregoing petition for leave to appeal pursuant to 28 U.S.C. section 1292(b) by Novartis Pharmaceuticals Corporation is denied.

By the Court,

/s/ Dolores K. Sloviter
Circuit Judge

Dated: November 3, 2006

CH/cc: M. Jean Clickner, Esq.
Abigail D. Flynn-Kozara, Esq.
Jacqueline H. McNair, Esq.
Martha H. Munsch, Esq.
Judith A. O'Boyle, Esq.
Kim M. Watterson, Esq.
James M. Tucker, Esq.



Marcia M. Waldron

Marcia M. Waldron, Clerk