

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

BARBARA A. McINTYRE,)	
)	
PLAINTIFF)	
)	
v.)	CIVIL No. 1:14-cv-83-DBH
)	
AFFILIATED LABORATORY, INC.,)	
ET AL.,)	
)	
DEFENDANTS)	

ORDER ON DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

The defendants' motion for summary judgment is **DENIED**. Upon review of the summary judgment record, I conclude that there is a genuine issue of material fact on whether the plaintiff was, had a record of, or was regarded as, disabled (Count I); and whether there was a causal relationship between her use of FMLA leave and her employment termination (Count II).

SO ORDERED.

DATED THIS 1ST DAY OF OCTOBER, 2015

/s/D. BROCK HORNBY

D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (BANGOR)
CIVIL DOCKET NO. 1:14-CV-83-DBH**

Barbara A. McIntyre,

Plaintiff

Represented By **Erik M.P. Black**

Julie D. Farr

Gilbert & Greif, P.A.

P.O. Box 2339

Bangor, ME 04402-2339

(207) 947-2223

email: empb@yourlawpartner.com

jdf@yourlawpartner.com

v.

Affiliated Laboratory, Inc.

and

Affiliated Healthcare Systems,

Defendants

Represented By **Frank T. McGuire**

Matthew M. Cobb

Rudman & Winchell

P.O. Box 1401

Bangor, ME 04401

(207) 947-4501

email:

fmcguire@rudmanwinchell.com

mcobb@rudmanwinchell.com