

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 07-2768

GLENN H. OLAY,

Appellant

v.

MOTION CONTROL INDUSTRIES, Division of Carlisle Corporation;
RETIREMENT PLAN FOR BARGAINING UNIT EMPLOYEES OF MOTION
CONTROL INDUSTRIES, Division of Carlisle Corporation

On Appeal from the United States District Court
for the Western District of Pennsylvania
(D.C. Civil Action No. 04-CV-00266)
District Judge: Honorable Maurice B. Cohill, Jr.

Submitted Pursuant to Third Circuit LAR 34.1(a)
December 20, 2007

Before: SLOVITER, BARRY and WEIS, Circuit Judges

JUDGMENT

This cause came to be considered on the record from the United States District Court for the Western District of Pennsylvania and was submitted pursuant to Third Circuit LAR 34.1(a) on December 20, 2007. On consideration whereof, it is now hereby ORDERED and ADJUDGED by this Court that the judgment of the District Court entered May 21, 2007 be and the same is hereby affirmed. Costs taxed against the

appellant. All of the above in accordance with the opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron
Clerk

Dated: December 21, 2007

Certified as a true copy and issued in lieu
of a formal mandate on 2/13/08

Marcia M. Waldron

Teste:
Clerk, U.S. Court of Appeals for the Third Circuit