

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Jakimas v. Hoffmann-La Roche, Inc.

Jakimas · No. 06-2399 · Decided May 31, 2007

SUMMARY

This document is an order amending a precedential opinion of the United States Court of Appeals for the Third Circuit in an appeal involving former employees of Hoffmann-La Roche, Inc. The amendments correct the appellee's name and a party's first name in the opinion.

CASE DETAILS

COURT	United States Court of Appeals for the Third Circuit
WRITING FOR THE COURT	Smith, Circuit Judge; Fisher, Circuit Judge; David D. Dowd, Jr., District Judge, sitting by designation
JURISDICTION	Federal
DECIDED	May 31, 2007
DOCKET	06-2399
DISPOSITION	other
PROCEDURAL POSTURE	Appeal from the United States District Court for the District of New Jersey; the Third Circuit issued an order amending its previously filed opinion.
PRECEDENTIAL VALUE	precedential
PARTIES	Richard Jakimas, Dianne Flynn, Louis Ristagno, All Other Association Members, John M. Adair, John J. Adzima, Bruce J. Aiello, Thomas Aiello, Jack Bailey, Gerald A. Barrett, Walter Beniuk, Bruce Blanchard, Rene Reis Braga, Tedeusz Bukowski, Edward Cabral, Angelo Capalbo, Richard Carlson, Ralph Caso, James Castelli, Samuel Castronovo, Jr., Peter Chapman, Paul D. Ciuppa, Gary Cocozzo, Laura Carbo, Alan L. Curtis, Paul Day, Charles Delorenzi, Peter Demodica, III, Joseph Digiacomo, Stefan Dziaba, Walter Dziaba, Michael Faron, Ramond J. Feiner, Andrew Feraco, Paul Franek, Lawrence Gelok, Robert L. Glover, Raymond Goetz, Joseph Gomes, Anthony Greco, Daniel Green, Johnny Haddley, William J. Hahn, Richard Hall, David Hanrahan, Deborah Helfrich, Ronald Jones, Alojzy Kalata, James F. Kane, Joseph M. Kaprowski, Bernard Kapuscinski, Jan Kasprowicz, Michael Kennedy, Robert J. Kohler, Edward Kwasnik, Flavio

Labagnara, Rosa Labagnara, Robert J. Lenik, Wojciech Leozenia, Joseph Macdiarmid, James F. Madigan, William R. Malloy, Sr., Albert A. Marchione, Anthony Mariano, Edward B. Mayo, Henry M. McAuliffe, Mike Meechan, Stephen E. Mellinger, Lawrence Memice, Donald A. Meyer, Robert P. Mundt, Nick Nardone, Cheryl Negron, Joseph M. Orolen, Edward Pajak, Roger M. Perri, Frank J. Petrasek, William Pitt, Peter Plafta, Julian Pokrywa, Ronald Pokrywa, Roque N. Rivera, Antonio Rizzi, Barbara Robinson, Samuel Rosamilia, Roger Rotondi, Chuck L. Rutan, Albert Rybacki, Andrew J. Saccoccia, Jan Serafin, Robert Shallcross, Martha X. Skinner, Donald D. Smith, Anthony Spagnuolo, Anthony J. Spano, Sara Spano, Anthony Spera, Natale Turano, Stephen R. Tyburczy, Robert J. Veleber, Jr., William Villino, Michael A. Vocaturo, Marian Wojciechowski, Leonard A. Zummo, Ricki Blohm, Frank Cavaliere, Charlene Johnson, Donald Breen, John Tomaskovic v. Hoffmann-La Roche, Inc., Johnson Controls World Services, Inc.

TOPICS

appellate procedure

employment law

PRACTICE AREAS

employment law

appellate procedure

QUESTIONS PRESENTED

1. Whether the previously filed Third Circuit opinion should be amended to correct specified clerical and factual-reference errors.

FACTUAL BACKGROUND

The document concerns an appellate opinion involving former employees of Hoffmann-La Roche, Inc. The order itself does not address the underlying employment facts; it corrects references in the previously filed opinion, including the employer's name and the identity of Donald Swidrak.

PROCEDURAL HISTORY

The appeal was taken from the United States District Court for the District of New Jersey, D.C. No. 99-cv-05126. The Third Circuit's opinion was filed on May 14, 2007, and this per curiam order dated May 31, 2007, amended counsel's party-name references and corrected the identity of Donald Swidrak in the opinion.

DISPOSITION

other

OPINION

Jakimas v. Hoffmann - La Roche

PER CURIAM.

Opinions of the United States Court of Appeals for the Third Circuit 5-31-2007
Jakimas v. Hoffmann - La Roche Precedential or Non-Precedential: Precedential Docket No. 06-2399 Follow this and additional works at:
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PRECEDENTIAL

UNITED STATES COURT OF APPEALS

FOR THE THIRD CIRCUIT

No. 06-2399 RICHARD JAKIMAS; DIANNE FLYNN, Association Member; LOUIS RISTAGNO, Association Member; ALL OTHER ASSOCIATION MEMBERS; JOHN M. ADAIR; JOHN J. ADZIMA; BRUCE J. AIELLO; THOMAS AIELLO; JACK BAILEY; GERALD A. BARRETT; WALTER BENIUK; BRUCE BLANCHARD; RENE REIS BRAGA; TEDEUSZ BUKOWSKI; EDWARD CABRAL; ANGELO CAPALBO; RICHARD CARLSON; RALPH CASO; JAMES CASTELLI; SAMUEL CASTRONOVO, JR.; PETER CHAPMAN; PAUL D. CIUPPA; GARY COCOZZO; LAURA CARBO; ALAN L. CURTIS; PAUL DAY; CHARLES DELORENZI; PETER DEMODICA, III; JOSEPH DIGIACOMO; STEFAN DZIABA; WALTER DZIABA; MICHAEL FARON; RAMOND J. FEINER; ANDREW FERACO; PAUL FRANEK; LAWRENCE GELOK; ROBERT L. GLOVER; RAYMOND GOETZ; JOSEPH GOMES; ANTHONY GRECO; DANIEL GREEN; JOHNNY HADDLEY; WILLIAM J. HAHN; RICHARD HALL; DAVID HANRAHAN; DEBORAH HELFRICH; RONALD JONES; ALOJZY KALATA; JAMES F. KANE; JOSEPH M. KAPROWSKI; BERNARD KAPUSCINSKI; JAN KASPROWICZ; MICHAEL KENNEDY; ROBERT J. KOHLER; EDWARD KWASNIK; FLAVIO LABAGNARA; ROSA LABAGNARA; ROBERT J. LENIK; WOJCIECH LEOZENIA; JOSEPH MACDIARMID; JAMES F. MADIGAN; WILLIAM R. MALLOY, SR.; ALBERT A. MARCHIONE; ANTHONY MARIANO; EDWARD B. MAYO; HENRY M. MCAULIFFE; MIKE MEECHAN; STEPHEN E. MELLINGER; LAWRENCE MEMICE; DONALD A. MEYER; ROBERT P. MUNDT; NICK NARDONE; CHERYL NEGRON; JOSEPH M. OROLEN; EDWARD PAJAK; ROBERT PAVONE; ROGER M. PERRI; FRANK J. PETRASEK; WILLIAM PITT; PETER PLAFTA; JULIAN POKRYWA; RONALD POKRYWA; ROQUE N. RIVERA; ANTONIO RIZZI; BARBARA ROBINSON; SAMUEL

ROSAMILIA; ROGER ROTONDI; CHUCK L. RUTAN; ALBERT RYBACKI; ANDREW J. SACCOCCIA; JAN SERAFIN; ROBERT SHALLCROSS; MARTHA X. SKINNER; DONALD D. SMITH; ANTHONY SPAGNUOLO; ANTHONY J. SPANO; SARA SPANO; ANTHONY SPERA; NATALE TURANO; STEPHEN R. TYBURCZY; ROBERT J. VELEBER, JR.; WILLIAM VILLINO; MICHAEL A. VOCATURO; MARIAN WOJCIECHOWSKI; LEONARD A. ZUMMO; RICKI BLOHM; FRANK CAVALIERE;
CHARLENE JOHNSON; DONALD BREEN; JOHN TOMASKOVIC,

Appellants v.

HOFFMANN-LA ROCHE, INC.;*

JOHNSON CONTROLS WORLD SERVICES, INC. (*Amended per Clerk's order of June 6, 2006) On Appeal from the United States District Court for the District of New Jersey (D.C. No. 99-cv-05126) District Judge: Honorable Jose L. Linares Argued February 15, 2007 Before: SMITH and FISHER, Circuit Judges, and DOWD,* District Judge.

ORDER AMENDING OPINION

IT IS HEREBY ORDERED that the opinion in the above case, filed May 14, 2007, be amended as follows: * The Honorable David D. Dowd, Jr., United States District Judge for the Northern District of Ohio, sitting by designation. 2 Page 4, second appearance of counsel, which read: John A. Ridley (Argued) Drinker, Biddle & Reath 500 Campus Drive Florham Park, NJ 07932 Attorney for Appellee, Hoffman-La Roche, Inc. shall read: John A. Ridley (Argued) Drinker, Biddle & Reath 500 Campus Drive Florham Park, NJ 07932 Attorney for Appellee, Hoffmann-La Roche, Inc. Page 5, first paragraph, first sentence, which read: The Appellants, former employees of Hoffman-La Roche Inc. shall read: The Appellants, former employees of Hoffmann-La Roche, Inc. . . . Page 10, Section I.B., first paragraph, fourth sentence, which read: However, he did not allow David Swidrak . . . shall read: However, he did not allow Donald Swidrak . . . By the Court, /s/ D. Michael Fisher Circuit Judge Dated: May 31, 2007 lwc/cc: Charles J. Sciarra, Esq. Allan P. Clark, Esq. John A. Ridley, Esq. Dabney D. Ware, Esq. 3