

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GABRIEL ASHANGA JOTA, et al.,

Plaintiffs,

v.

TEXACO, INC.,

Defendant.

94 Civ. 9266 (JSR)

ORDER

JED S. RADKOFF, U.S.D.J.

This court dismissed the related matter of Aguinda v. Texaco, No. 93 Civ. 7527 (JSR) in an Opinion and Order of November 12, 1996, and directed the parties to submit memoranda of law on whether this case should be controlled by the opinion in Aguinda or whether the dismissal of this case should be separately briefed. Following full review of the parties' written submissions, the Court finds that despite certain differences between the cases, the asserted reasoning in its Opinion and Order of November 12, 1996 in the Aguinda matter controls the instant case as well. Accordingly, this case is dismissed for the reasons already stated in that opinion. See also the Memorandum Order of August 12, 1997 denying the plaintiffs' motion for reconsideration in the Aguinda case.

Clerk to enter judgement.

SO ORDERED.

JED S. RAKOFF, U.S.D.J.

DATED: New York, New York
August 12, 1997