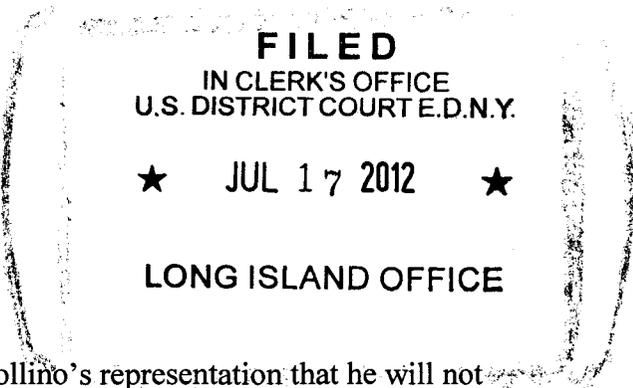


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
:
DONALD ZARDA,
:
Plaintiff,
:
- against -
:
ALTITUDE EXPRESS, INC., et al.
:
Defendants.
:
-----X

ORDER
10-CV-4334 (JFB)(ARL)



JOSEPH F. BIANCO, District Judge:

In light of Ms. Megneco's affidavit and Mr. Antollino's representation that he will not contact Ms. Megneco, IT IS HEREBY ORDERED that the issuance of a protective order is unwarranted.

As to the second issue raised in defendant's letter dated June 20, 2012, the Court concludes that the extent to which plaintiff was "on call" is in dispute in this litigation and therefore for the purposes of discovery, IT IS HEREBY ORDERED that plaintiff is entitled to documentation regarding the days in which he worked but did not jump.

SO ORDERED.

~~JOSEPH F. BIANCO~~
UNITED STATES DISTRICT JUDGE

Dated: July 17, 2012
Central Islip, NY