

**PRECEDENTIAL**

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

—————  
No. 06-1463  
—————

JAMES H. RUEHL

v.

VIACOM, INC., successor by merger to CBS CORPORATION,  
f/k/a WESTINGHOUSE ELECTRIC CORPORATION,  
Appellant

—————  
On Appeal from the United States District Court  
for the Western District of Pennsylvania  
(D.C. No. 04-cv-0075)  
—————

ORDER AMENDING OPINION

At the direction of the Court, the opinion filed September 7, 2007 shall be amended so as to remove unnecessary references to the record. An amended opinion shall be issued. As the amendments are not substantive in nature, the filing of the revised opinion does not alter the filing date of this Court's judgement.

For the Court,

/s/ Marcia M. Waldron  
Clerk

Date: September 17, 2007

CLW/cc: Amy E. Dias, Esq.

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