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3-3-1999

## Govt of V.I. v. United Ind Workers

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Filed March 3, 1999

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

No. 98-7148

GOVERNMENT OF THE VIRGIN ISLANDS;  
DEPARTMENT OF JUSTICE

Appellants

v.

UNITED INDUSTRIAL WORKERS, N.A.,  
SEAFARERS INTERNATIONAL UNION OF NORTH  
AMERICA, AFL-CIO; LAWRENCE ACKER

On Appeal from the District Court  
of the Virgin Islands, Appellate Division  
(St. Croix)  
(D.C. No. 92-cv-0022)  
District Judge: Honorable Thomas K. Moore

Argued Thursday, December 10, 1998

BEFORE: ROTH, LEWIS and GARTH, Circuit Judges

(Opinion filed February 17, 1999)

ORDER AMENDING OPINION

This slip opinion in the above case filed on February 17,  
1999 is hereby amended as follows:

1. The last sentence in III.A is hereby deleted and the following sentence is substituted in its stead:

We are satisfied that while Acker was not employed directly in the channels of commerce, the interstate nexus required for application of the FAA has been met.

By the Court:

/s/ Leonard I. Garth  
Leonard I. Garth  
Circuit Judge

Dated: March 3, 1999

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Teste:

Clerk of the United States Court of Appeals  
for the Third Circuit