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Whittle v Local 641

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UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 94-5334

MICHAEL J. WHITTLE; JAMES CALANDRILLO,

Appellants

V.

LOCAL 641, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA, AFL-CIO; YELLOW FREIGHT SYSTEM, INC.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY (D.C. Civil No. 91-04235)

Argued January 12, 1995

Before: COWEN, NYGAARD and ALITO, Circuit Judges

ORDER VACATING PRIOR OPINION

It is ordered that the opinion and judgment, having been mistakenly refiled on May 19, 1995 be vacated and amended as reflected in the attached opinion.

BY THE COURT

\s\ Richard L. Nygaard

Circuit Judge

Dated: May 24, 1995