

MANDATE

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00-cv-1801
Dorsey
2005 APR -7 P 1:18
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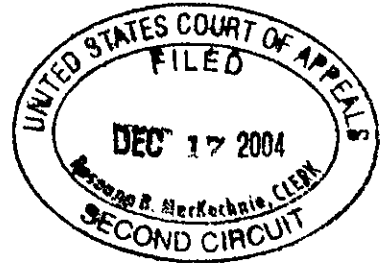
UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

SUMMARY ORDER

THIS SUMMARY ORDER WILL NOT BE PUBLISHED IN THE FEDERAL REPORTER AND MAY NOT BE CITED AS PRECEDENTIAL AUTHORITY TO THIS OR ANY OTHER COURT, BUT MAY BE CALLED TO THE ATTENTION OF THIS OR ANY OTHER COURT IN A SUBSEQUENT STAGE OF THIS CASE, IN A RELATED CASE, OR IN ANY CASE FOR PURPOSES OF COLLATERAL ESTOPPEL OR RES JUDICATA.

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, Foley Square, in the City of New York, on the 17 day of Dec., two thousand four.

PRESENT: HON. RICHARD J. CARDAMONE,
HON. DENNIS JACOBS,
HON. JOSÉ A. CABRANES,
Circuit Judges.



-----X
George E. Kincade,

Plaintiff-Appellant,

-v.-

04-0090

John W. Snow, Secretary of the
Treasury of the United States,

Defendant-Appellee.

APPEARING FOR APPELLANT: Norman A. Pattis, New Haven,
CT

APPEARING FOR APPELLEE: Lauren M. Nash, Assistant
United States Attorney,
District of Connecticut (Kevin

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-ISSUED AS MANDATE: 3-21-05 -

J. O'Connor, United States
Attorney for the District of
Connecticut, Jeffrey A. Meyer,
Assistant United States
Attorney, District of
Connecticut, of Counsel)

Appeal from the United States District Court for the
District of Connecticut (Dorsey, J.).

UPON DUE CONSIDERATION, IT IS HEREBY ORDERED,
ADJUDGED AND DECREED that the judgment of the district
court be AFFIRMED.

George E. Kincade appeals from a November 19, 2003
order of the United States District Court for the
District of Connecticut (Dorsey, J.), dismissing
Kincade's racial discrimination, retaliation, and hostile
work environment claims on summary judgment. We assume
that the parties are familiar with the facts, the
procedural history, and the scope of the issues presented
on appeal.

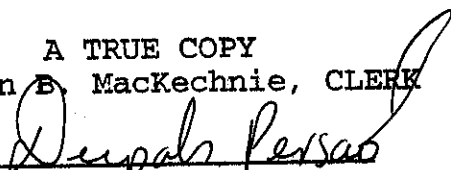
On this appeal, Kincade argues that the district
court erred in dismissing his discrimination,
retaliation, and hostile work environment claims, and in
ruling that the "continuing violation" doctrine did not
preserve Kincade's related, but time-barred claims. We
affirm for substantially the same reasons stated by the
district court.

For the reasons set forth above, the judgment of the
district court is hereby AFFIRMED.

FOR THE COURT:
ROSEANN B. MACKECHNIE, CLERK
By:


Lucille Carr, Deputy Clerk

A TRUE COPY
Roseann B. MacKechnie, CLERK

by 
DEPUTY CLERK