

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 06-5025

September Term, 2007

FILED ON: OCTOBER 29, 2007 [1076108]

DENNIS MAYE,

APPELLANT

v.

PETER KEISLER, ACTING ATTORNEY GENERAL, U.S. DEPARTMENT OF JUSTICE,

APPELLEE

Appeal from the United States District Court
for the District of Columbia
(No. 00cv00271)

Before: GRIFFITH, *Circuit Judge*, and EDWARDS and WILLIAMS, *Senior Circuit Judges*.

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the briefs by the parties and oral arguments of counsel. It is

ORDERED AND ADJUDGED that the judgment of the District Court be affirmed.

Dennis Maye appeals the District Court's ruling on summary judgment denying his Title VII claims. The District Court held, in part, that Maye presented insufficient evidence that the legitimate, non-discriminatory justifications proffered by the Defendant were pretextual. Finding no error in this holding, we affirm the judgment as to Maye's claims of disparate treatment and retaliation. We need not reach Maye's hostile work environment theories, as they were raised for the first time on appeal.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

FOR THE COURT:
Mark J. Langer, Clerk

BY:

Deputy Clerk