

FILED

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

December 8, 1997

Cecil W. Crowson
Appellate Court Clerk

NOT FOR PUBLICATION

KENNETH McDANIEL,)
)
Plaintiff/Appellee,)
)
Vs.)
)
CSX TRANSPORTATION, INC.,)
)
Defendant/Appellant.)

Filed: December 8, 1997

Davidson Circuit

No. 01S01-9605-CV-00095

ORDER ON PETITION FOR REHEARING

The defendant has filed a petition for rehearing of this appeal pursuant to Tenn. R. App. P. 39. We have considered all of the arguments raised in the petition and have found them to be without merit.

Accordingly, it is ORDERED that the petition for rehearing is denied.

PER CURIAM