

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 98-2411

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Marie Grace Gordon,

Appellant,

v.

Proctor & Gamble,

Appellee.

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Appeal from the United States  
District Court for the  
Eastern District of Missouri.  
[UNPUBLISHED]

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Submitted: October 7, 1998

Filed: November 2, 1998

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Before WOLLMAN, HANSEN, and MURPHY, Circuit Judges.

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PER CURIAM.

Marie Grace Gordon alleged that she fell at a PharMor pharmacy store after liquid from a Dawn dishwashing detergent bottle, which had been placed upside down in a grocery bag by a cashier, leaked onto the floor. Gordon brought a products liability suit against Proctor & Gamble Distributing Company, the manufacturers of Dawn dishwashing liquid. Gordon then sought to disqualify Proctor & Gamble's attorney because she practiced at the same firm as an attorney whom Gordon had initially contacted about her suit, who had said at the outset that he could not take the

case. The district court<sup>1</sup> granted Proctor & Gamble's motion to dismiss under Federal Rule Civil Procedure 12(b)(6) and denied as moot Gordon's motion to disqualify Proctor & Gamble's attorney. Gordon appeals.

Upon a review of the record and the parties' briefs, we conclude that the dismissal of Gordon's complaint was warranted. We also affirm the denial of Gordon's motion to disqualify Proctor & Gamble's attorney.

The judgment is affirmed. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

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<sup>1</sup>The Honorable E. Richard Webber, United States District Judge for the Eastern District of Missouri.