

**U.S. District Court
District of Alaska (Anchorage)
CIVIL DOCKET FOR CASE #: 3:06-cv-00146-RRB**

Equal Employment Opportunity Commission v. Providence
Health System—Washington d/b/a Providence Alaska Medical
Center

Assigned to: Ralph R. Beistline
Cause: 29:621 Job Discrimination (Age)

Date Filed: 06/14/2006
Date Terminated: 06/10/2009
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **John Freeman Stanley**
Equal Employment Opportunity
Commission
909 First Avenue, Suite 400
Seattle, WA 98104-1061
206-220-6896
Fax: 206-220-6911
Email: john.stanley@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marcia L. Mitchell
Equal Employment Opportunity
Commission (SanFrancisco)
350 The Embarcadero, Suite 500
San Francisco, CA 94105-1260
415-625-5651
Fax: 415-625-5657
Email: marcia.mitchell@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Wesley Katahira
Equal Employment Opportunity
Commission
909 First Avenue, Suite 400
Seattle, WA 98104-1061
206-220-6917
Fax: 206-220-6911
Email: wesley.katahira@eeoc.gov
TERMINATED: 12/11/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William R. Tamayo
Equal Employment Opportunity
Commission (SanFrancisco)
350 The Embarcadero, Suite 500
San Francisco, CA 94105-1260
415-625-5645
Fax: 415-625-5657
Email: william.tamayo@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth Esparza—Cervantes
Equal Employment Opportunity
Commission (SanFrancisco)
350 The Embarcadero, Suite 500
San Francisco, CA 94105-1260
415-652-5658

V.

Defendant

**Providence Health
System–Washington d/b/a Providence
Alaska Medical Center**

represented by **Robert K. Stewart , Jr.**
Davis Wright Tremaine LLP (Anch)
701 W. 8th Avenue, Suite 800
Anchorage, AK 99501
907-257-5300
Fax: 907-257-5399
Email: bobstewart@dwt.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/14/2006	<u>1</u>	COMPLAINT against Providence Health System–Washington d/b/a Providence Alaska Medical Center , filed by Equal Employment Opportunity Commission.(SMF) (Entered: 06/15/2006)
06/15/2006		Summons Issued as to Providence Health System–Washington d/b/a Providence Alaska Medical Center. (SMF) (Entered: 06/15/2006)
06/16/2006	3	TEXT ORDER: Judge Sedwick hereby RECUSES from this case. The Clerk will please assign a new judge.(GMM,) (Entered: 06/16/2006)
06/16/2006	<u>4</u>	ORDER REASSIGNING CASE. Case reassigned to Judge Ralph R. Beistline for all further proceedings; use case # 3:06-cv-00146 RRB for all further proceedings. Judge John W. Sedwick no longer assigned to case. (LSC,) (Entered: 06/16/2006)
06/19/2006	<u>5</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Providence Health System–Washington d/b/a Providence Alaska Medical Center waiver sent on 6/15/2006, answer due 8/14/2006. (Katahira, Wesley) (Entered: 06/19/2006)
06/19/2006	<u>6</u>	CERTIFICATE OF SERVICE by Equal Employment Opportunity Commission re <u>5</u> Waiver of Service Executed (Katahira, Wesley) (Entered: 06/19/2006)
06/29/2006	<u>7</u>	NOTICE of Appearance by Wesley Katahira on behalf of Equal Employment Opportunity Commission (Katahira, Wesley) (Entered: 06/29/2006)
08/10/2006	<u>8</u>	<i>Providence Health System–Washington's</i> ANSWER to Complaint , <i>Affirmative and Other Defenses</i> by Providence Health System–Washington d/b/a Providence Alaska Medical Center.(Stewart Jr., Robert) (Entered: 08/10/2006)
08/21/2006	9	ORDER Rule 26 Meeting Report due by 9/18/2006. (CPB, COURT STAFF) (Entered: 08/21/2006)
09/11/2006	<u>10</u>	REPORT of Rule 26(f) Planning Meeting. (Stewart Jr., Robert) (Entered: 09/11/2006)
09/11/2006	<u>11</u>	SCHEDULING AND PLANNING ORDER. (JPS, COURT STAFF) (Entered: 09/11/2006)
09/15/2006	<u>12</u>	Witness List by Providence Health System–Washington d/b/a Providence Alaska Medical Center. (Stewart Jr., Robert) (Entered: 09/15/2006)
12/07/2006	<u>13</u>	MOTION to Substitute Attorney by Equal Employment Opportunity Commission.(Katahira, Wesley) (Entered: 12/07/2006)
12/11/2006	<u>14</u>	ORDER granting <u>13</u> Motion to Substitute Attorney. Added attorney Elizabeth Esparza–Cervantes for Equal Employment Opportunity Commission. Attorney Wesley Katahira terminated. (JPS, COURT STAFF) (Entered: 12/11/2006)

12/12/2006	<u>15</u>	NOTICE of Unavailability of Counsel for Plaintiff EEOC by Elizabeth Esparza-Cervantes on behalf of Equal Employment Opportunity Commission (Esparza-Cervantes, Elizabeth) (Entered: 12/12/2006)
04/30/2007	<u>16</u>	Witness List by Providence Health System-Washington d/b/a Providence Alaska Medical Center. (Stewart Jr., Robert) (Entered: 04/30/2007)
05/30/2007	<u>17</u>	Witness List by Equal Employment Opportunity Commission. (Esparza-Cervantes, Elizabeth) (Entered: 05/30/2007)
05/31/2007	<u>18</u>	STIPULATION REQUESTING DISCOVERY CONFERENCE AND CONTINUANCE; [PROPOSED] ORDER RE: STIPULATION TO CONTINUE SCHEDULING ORDER [UNOPPOSED] by Equal Employment Opportunity Commission.(Esparza-Cervantes, Elizabeth) (Entered: 05/31/2007)
05/31/2007	<u>19</u>	ORDER granting <u>18</u> Stipulation for Extension of Deadlines. (JPS, COURT STAFF) (Entered: 05/31/2007)
08/09/2007	<u>20</u>	NOTICE of Appearance by Marcia L. Mitchell on behalf of Equal Employment Opportunity Commission (Mitchell, Marcia) (Entered: 08/09/2007)
10/18/2007	<u>21</u>	Joint STIPULATION to Continue Rebuttal Expert Deadline by Equal Employment Opportunity Commission.(Mitchell, Marcia) (Entered: 10/18/2007)
10/18/2007	<u>22</u>	MINUTE ORDER: The Stipulation Requesting Continuance of Deadline for Rebuttal Expert Reports at Docket <u>21</u> is hereby GRANTED. Rebuttal Expert Witness Disclosures are due by the close of business on December 14, 2007. (JPS, COURT STAFF) (Entered: 10/18/2007)
12/14/2007	<u>23</u>	Witness List by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 12/14/2007)
12/14/2007	<u>24</u>	Witness List by Providence Health System-Washington d/b/a Providence Alaska Medical Center. (Stewart Jr., Robert) (Entered: 12/14/2007)
01/30/2008	<u>25</u>	Joint STIPULATION For Continuance of Pretrial Deadlines by Providence Health System-Washington d/b/a Providence Alaska Medical Center. (Attachments: # <u>1</u> Proposed Order)(Stewart Jr., Robert) (Entered: 01/30/2008)
02/01/2008	<u>26</u>	ORDER granting <u>25</u> Stipulation to Extend Deadlines. Signed by Judge Ralph R. Beistline on 1/31/08. (JPS, COURT STAFF) (Entered: 02/01/2008)
06/11/2008	<u>27</u>	STATUS REPORT Joint by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 06/11/2008)
06/17/2008	<u>28</u>	STATUS REPORT ORDER: The parties are to submit a Status Report by 7/14/2008. (JPS, COURT STAFF) (Entered: 06/17/2008)
06/17/2008	<u>29</u>	NOTICE of Unavailability of Counsel by Equal Employment Opportunity Commission (Mitchell, Marcia) (Entered: 06/17/2008)
07/14/2008	<u>30</u>	STATUS REPORT (JOINT) by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 07/14/2008)
07/15/2008	<u>31</u>	STATUS REPORT ORDER: The parties are to file closing paperwork or a Status Report by 9/22/2008. (JPS, COURT STAFF) (Entered: 07/15/2008)
09/25/2008	<u>32</u>	STATUS REPORT (JOINT) by Providence Health System-Washington d/b/a Providence Alaska Medical Center. (Stewart, Robert) (Entered: 09/25/2008)
09/26/2008	<u>33</u>	MINUTE ORDER: Pursuant to the Joint Status Report at Docket <u>32</u> , a further status report shall be filed by 12/1/2008. (JPS, COURT STAFF) (Entered: 09/26/2008)
12/18/2008	<u>34</u>	MOTION Joint Status Conference by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order)(Mitchell, Marcia) (Entered: 12/18/2008)
12/18/2008	<u>35</u>	AFFIDAVIT of Marcia L Mitchell in Support re <u>34</u> MOTION Joint Status Conference by Equal Employment Opportunity Commission. (Mitchell, Marcia)

		(Entered: 12/18/2008)
12/18/2008	36	ORDER SCHEDULING HEARING: A scheduling conference will be held in this matter on THURSDAY, JANUARY 15, 2009, at 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. Attorney Mitchell may attend telephonically by calling 907-677-6226 at the time of the hearing. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 12/18/2008)
01/15/2009	37	TEXT ORDER: Parties/counsel needing to attend the hearing at 10:00 AM (Alaska Time) today, January 15, 2009, shall call Meet Me Bridge "B" at 907-677-6247. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 01/15/2009)
01/15/2009	38	NOTICE OF HEARING: A Status Conference is scheduled in this matter for THURSDAY, FEBRUARY 19, 2009, at 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 01/15/2009)
01/15/2009	<u>39</u>	Minute Entry for proceedings held before Judge Ralph R. Beistline: Scheduling Conference held on 1/15/2009. Court ordered Ms. Mitchell to file Notice of Settlement and Vacate of Status Conference set for 02/19/2009 at 10:00 a.m. on or before 05/15/2009. Status Conference set for 2/19/2009 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. (Court Recorder SAL.)Plaintiff Counsel-Marcia Mithcell - Telephonic; Defense Counsel-Robert K. Stewart - Telephonic; (SAL, COURT STAFF) (Entered: 01/15/2009)
02/17/2009	<u>40</u>	MOTION for Leave to Appear Telephonic by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order)(Mitchell, Marcia) (Entered: 02/17/2009)
02/17/2009	<u>41</u>	MEMORANDUM <i>in Support of</i> by Equal Employment Opportunity Commission <u>40</u> MOTION for Leave to Appear Telephonic filed by Equal Employment Opportunity Commission, 38 Order, Set Deadlines/Hearings. (Mitchell, Marcia) (Entered: 02/17/2009)
02/17/2009	42	TEXT ORDER: The Motion to Appear Telephonically at Docket <u>40</u> is GRANTED. Parties/counsel needing to attend telephonically are to call 907-677-6246 at the time of the hearing. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 02/17/2009)
02/17/2009	43	NOTICE OF TELEPHONE NUMBER CHANGE: Parties/counsel needing to attend the Status Conference on 2/19/09 at 10:00 AM telephonically are to call 907-677-6247. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 02/17/2009)
02/19/2009	<u>44</u>	Minute Entry for proceedings held before Judge Ralph R. Beistline: Scheduling Conference held on 2/19/2009. Status Conference set for 3/26/2009 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. (Court Recorder CME.)Plaintiff Counsel-Marcia L. Mitchell, Telephonic; Defense Counsel-Robert K. Steward, Jr., Telephonic. (CME, COURT STAFF) (Entered: 02/19/2009)
02/19/2009	45	ORDER SCHEDULING HEARING: A Status Conference will be held in this matter on THURSDAY, MARCH 26, 2009, at 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 02/19/2009)
03/26/2009	<u>46</u>	MOTION for Leave to Appear telephonic <i>on shortened time</i> by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order)(Mitchell, Marcia) (Entered: 03/26/2009)
03/26/2009	<u>47</u>	MEMORANDUM by Equal Employment Opportunity Commission <u>46</u> MOTION for Leave to Appear telephonic <i>on shortened time</i> filed by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 03/26/2009)
03/26/2009	48	TEXT ORDER: The Motion to Appear Telephonically at Docket <u>46</u> is GRANTED. Parties/counsel needing to attend the hearing on 3/26/09 at 10:00 AM telephonically are to call 907-677-6246 at the time of the hearing. (CC: Calendaring, ECRO) (JPS, COURT STAFF) (Entered: 03/26/2009)

03/26/2009	<u>49</u>	Minute Entry for proceedings held before Judge Ralph R. Beistline: Status Conference held on 3/26/2009. Defendant to file Notice of Settlement as soon as possible. Status Conference set for 4/28/2009 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. (Court Recorder SAL.)Plaintiff Counsel–Marcia L. Mitchell – Telephonic; Defense Counsel–Robert K. Stewart, Jr. – Telephonic; (SAL, COURT STAFF) (Entered: 03/26/2009)
03/26/2009	50	NOTICE OF HEARING: A Status Conference will be held in this matter on TUESDAY, APRIL 28, 2009, at 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. Parties/counsel needing to attend telephonically are to call 907–677–6246 at the time of the hearing. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 03/26/2009)
04/24/2009	<u>51</u>	MOTION to Continue <i>Status Conference (Unopposed)</i> by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order)(Mitchell, Marcia) (Entered: 04/24/2009)
04/24/2009	<u>52</u>	MEMORANDUM by Equal Employment Opportunity Commission 50 Order., Set Hearings,, Terminate Deadlines and Hearings, <u>51</u> MOTION to Continue <i>Status Conference (Unopposed)</i> filed by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 04/24/2009)
04/24/2009	53	TEXT ORDER: The Motion to Continue at Docket <u>51</u> is granted. (JPS, COURT STAFF) (Entered: 04/24/2009)
04/24/2009	54	ORDER RESCHEDULING HEARING: The Status Conference in this matter is RESCHEDULED and will be held on THURSDAY, MAY 14, 2009, at 10:00 AM in Anchorage Courtroom 2 before Ralph R. Beistline. Parties/counsel needing to attend telephonically shall call 907–677–6246 at the time of the hearing. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 04/24/2009)
05/08/2009	<u>55</u>	NOTICE of Settlement by Equal Employment Opportunity Commission (Mitchell, Marcia) (Entered: 05/08/2009)
05/08/2009	56	TEXT ORDER: Pursuant to the Notice of Settlement filed at Docket <u>55</u> , the Status Conference scheduled for May 14, 2009, is VACATED. The parties are requested to file settlement paperwork or a status report on or before JUNE 1, 2009. (CC: Calendaring) (JPS, COURT STAFF) (Entered: 05/08/2009)
06/02/2009	<u>57</u>	SETTLEMENT AGREEMENT (<i>Consent Decree</i>) by Equal Employment Opportunity Commission. (Mitchell, Marcia) (Entered: 06/02/2009)
06/03/2009	<u>58</u>	CONSENT DECREE. (JPS, COURT STAFF) (Entered: 06/03/2009)