

CLOSED

**U.S. District Court**  
**Alabama Middle District (Montgomery)**  
**CIVIL DOCKET FOR CASE #: 2:01-cv-00276-ID-SRW**

EEOC v. Ballard Realty, et al  
Assigned to: Judge Ira De Ment  
Referred to: Mag. Judge Susan Russ Walker  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 03/07/2001  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Charles Edward Guerrier**  
Equal Employment Opportunity  
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V.

**Defendant**

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Inc.**

represented by **Algert Swanson Agricola, Jr.**  
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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Tabor Robert Novak, Jr.**

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*TERMINATED: 07/13/2001**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****Ballard Realty Company, Inc.**represented by **Algert Swanson Agricola, Jr.**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Allison Alford Ingram**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Benjamin H. Farrow**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

**George Robert Parker**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gregory Dale Crosslin**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jason James Baird**  
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*LEAD ATTORNEY*  
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**Tabor Robert Novak, Jr.**  
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*TERMINATED: 07/13/2001*  
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**Intervenor Plaintiff**

**Pamela Jodie Harris**

represented by **Kathryn M. Dickey**  
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*LEAD ATTORNEY*  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
03/07/2001	1	COMPLAINT (ajr) (Entered: 03/08/2001)
03/07/2001	1	DEMAND for jury trial by EEOC (ajr) (Entered: 03/08/2001)
03/08/2001		File referred to Judge De Ment (ajr) (Entered: 03/08/2001)
03/14/2001	2	REQUEST FOR WAIVER of Service as to Ballard Realty, Ballard Realty 3/13/01 Waiver of Service due by 4/12/01 for Ballard Realty, for Ballard Realty (ajr) (Entered: 03/19/2001)
04/09/2001	3	MOTION to Intervene by Pamela Jodie Harris referred to Judge Ira De Ment (ajr) (Entered: 04/10/2001)
04/12/2001	<a href="#">4</a>	ORDER TO SHOW CAUSE why motion to intervene should not be granted; Response to Order to Show Cause due on 4/26/01 for Ballard Realty Co., for

		Ballard Realty Mgmt ( signed by Judge Ira De Ment ) , copies provided to counsel. (ajr) (Entered: 04/12/2001)
04/23/2001	<a href="#">5</a>	MOTION by Pamela Jodie Harris for McPhillips, Shinbaum to Withdraw as Attorney referred to Judge Ira De Ment (ajr) (Entered: 04/24/2001)
04/25/2001	<a href="#">6</a>	Stamped ORDER granting [5-1] motion for McPhillips, Shinbaum to Withdraw as Attorney; (by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 04/25/2001)
05/03/2001	<a href="#">7</a>	Stamped ORDER granting [3-1] motion to Intervene by Pamela Jodie Harris (by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 05/03/2001)
05/03/2001	<a href="#">9</a>	Intervenor's COMPLAINT by Pamela Jodie Harris against Ballard Realty Mgmt, Ballard Realty Co. (ajr) (Entered: 07/05/2001)
05/10/2001	<a href="#">8</a>	ANSWER to Complaint by Ballard Realty Mgmt, Ballard Realty Co. (Attorney Tabor R. Novak Jr., George R. Parker), referred to Judge Ira De Ment (ajr) (Entered: 05/11/2001)
07/03/2001	<a href="#">10</a>	ANSWER by Ballard Realty Mgmt, Ballard Realty Co. to [9-1] intervenor complaint referred to Judge Ira De Ment (ajr) (Entered: 07/05/2001)
07/10/2001	<a href="#">11</a>	ORDER that the Rule 26 report containing the discovery plan shall be filed no later than two weeks from the date of this order; Planning Meeting report due on 7/24/01 ( signed by Judge Ira De Ment), copies provided to counsel, RL. (ajr) (Entered: 07/10/2001)
07/10/2001	<a href="#">12</a>	MOTION by Ballard Realty Mgmt, Ballard Realty Co. for Tabor R. Novak, Jr. to Withdraw as Attorney , and to Substitute Attorney Allison L. Alford referred to Judge Ira De Ment (ajr) (Entered: 07/11/2001)
07/13/2001	<a href="#">13</a>	Stamped ORDER granting [12-1] motion for Tabor R. Novak, Jr. to Withdraw as Attorney, granting [12-2] motion to Substitute Attorney Allison L. Alford terminated attorney Tabor R. Novak for Ballard Realty Co., attorney Tabor R. Novak for Ballard Realty Mgmt Added Allison L. Alford (by Judge Ira De Ment), copies provided to counsel, RL (ajr) (Entered: 07/13/2001)
07/23/2001	<a href="#">14</a>	REPORT of Planning Meeting; referred to Judge De Ment (ajr) (Entered: 07/24/2001)
07/25/2001	<a href="#">15</a>	SCHEDULING ORDER setting Rule 16 Pretrial Conference for 7/9/02 before Judge Ira De Ment Motion Filing deadline on 4/11/02 Discovery cutoff 6/25/02; jury trial set for 8/12/02 before Judge Ira De Ment; set amended pleading deadline for 10/9/01 Mediation Notice deadline on 5/7/02; form AO 85 attached; (signed by Judge Ira De Ment), copies provided to RL, WAR, YG, HC. (ajr) (Entered: 07/25/2001)
09/04/2001	<a href="#">16</a>	MOTION by Ballard Realty Mgmt, Ballard Realty Co. for George R. Parker and Allison L. Alford to Withdraw as Attorney ; referred to Judge Ira De Ment (mfm) (Entered: 09/05/2001)
09/06/2001	<a href="#">17</a>	Stamped ORDER granting [16-1] motion for George R. Parker and Allison L. Alford to Withdraw as Attorney; (by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 09/06/2001)

09/10/2001	<a href="#">18</a>	NOTICE of Attorney Appearance for Ballard Realty Mgmt, Ballard Realty Co. by Gregory D. Crosslin, Benjamin H. Farrow (ajr) (Entered: 09/11/2001)
11/30/2001	<a href="#">19</a>	MOTION by EEOC for Jill Lolley Vincent to Withdraw as Attorney referred to Judge Ira De Ment (ajr) (Entered: 12/03/2001)
12/05/2001	<a href="#">20</a>	Stamped ORDER granting [19-1] motion for Jill Lolley Vincent to Withdraw as Attorney; (by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 12/05/2001)
04/10/2002	<a href="#">21</a>	MOTION by Ballard Realty Mgmt, Ballard Realty Co. for Summary Judgment (exhibit A attached); referred to Judge Ira De Ment (ajr) (Entered: 04/11/2002)
04/10/2002	21	MEMORANDUM by Ballard Realty Mgmt, Ballard Realty Co. in support of [21-1] motion for Summary Judgment by Ballard Realty Co., Ballard Realty Mgmt (exhibit A attached); referred to Judge Ira De Ment (ajr) (Entered: 04/11/2002)
04/15/2002	<a href="#">22</a>	ORDER Response to Motion set to 4/29/02 for [21-1] motion for Summary Judgment , setting reply brief deadline for 5/6/02 for Ballard Realty Co., for Ballard Realty Mgmt [21-1] motion for Summary Judgment by Ballard Realty Co., Ballard Realty Mgmt set for submission on 5/6/02 (signed by Judge Ira De Ment), copies provided to counsel, RL. (ajr) (Entered: 04/15/2002)
04/29/2002	<a href="#">23</a>	BRIEF by EEOC in opposition to [21-1] motion for Summary Judgment (attachments); referred to Judge Ira De Ment (ajr) (Entered: 04/30/2002)
04/30/2002	<a href="#">24</a>	MEMORANDUM by EEOC in opposition to [21-1] motion for Summary Judgment by Ballard Realty Co., Ballard Realty Mgmt (attachments); referred to Judge Ira De Ment (ajr) (Entered: 05/01/2002)
05/07/2002	<a href="#">25</a>	Reply MEMORANDUM by Ballard Realty Mgmt, Ballard Realty Co. in support of [21-1] motion for Summary Judgment by Ballard Realty Co., Ballard Realty Mgmt (exhibits A-D attached); referred to Judge Ira De Ment (ajr) (Entered: 05/08/2002)
05/10/2002	<a href="#">26</a>	Notice Concerning Settlement Conference and Mediation filed by EEOC; referred to Judge Ira De Ment (ajr) (Entered: 05/13/2002)
05/16/2002	<a href="#">27</a>	MEMORANDUM OPINION AND ORDER granting [21-1] motion for Summary Judgment (signed by Judge Ira De Ment), copies provided to counsel, RL, WAR, MD, YG (ajr) (Entered: 05/16/2002)
05/16/2002	<a href="#">28</a>	JUDGMENT for Ballard Realty Mgmt, Ballard Realty Co. against EEOC, Pamela Jodie Harris; taxing all costs against plaintiff; (signed by Judge Ira De Ment ), copies provided to counsel, RL, WAR, MD, YG (ajr) (Entered: 05/16/2002)
05/16/2002		Case closed (ajr) (Entered: 05/16/2002)
05/31/2002	<a href="#">29</a>	MOTION by EEOC to Alter Judgment , or to Amend [28-1] judgment order referred to Judge Ira De Ment (ajr) (Entered: 05/31/2002)
05/31/2002	<a href="#">30</a>	MEMORANDUM by EEOC in support of [29-1] motion to Alter Judgment by EEOC, [29-2] motion to Amend [28-1] judgment order by EEOC referred to Judge Ira De Ment (ajr) (Entered: 05/31/2002)

06/03/2002	<a href="#">31</a>	ORDER denying [29-1] motion to Alter Judgment, denying [29-2] motion to Amend [28-1] judgment order ( signed by Judge Ira De Ment ) , copies provided; furnished to RL. (ydw) (Entered: 06/03/2002)
06/05/2002	<a href="#">32</a>	Bill of costs received in the amount of \$301.50 entered by Ballard Realty Mgmt, Ballard Realty Co. (attachment) (ajr) (Entered: 06/17/2002)
06/17/2002		Costs of \$301.50 taxed for Ballard Realty Mgmt, Ballard Realty Co. (ajr) (Entered: 06/17/2002)
06/20/2002	<a href="#">33</a>	Bill of costs received in the amount of \$ 305.60 entered by Ballard Realty Mgmt, Ballard Realty Co. (ajr) (Entered: 06/21/2002)
06/21/2002		Costs of \$305.60 taxed for Ballard Realty Mgmt, Ballard Realty Co. (ajr) (Entered: 06/21/2002)
06/27/2002	<a href="#">34</a>	MOTION by EEOC for judicial review of defendant's bill of costs referred to Judge De Ment (ajr) Modified on 07/05/2002 (Entered: 06/28/2002)
06/27/2002	<a href="#">35</a>	MEMORANDUM by EEOC in support of [34-1] motion for judicial review of defendant's bill of costs by EEOC referred to Judge Ira De Ment (ajr) (Entered: 06/28/2002)
07/02/2002	<a href="#">36</a>	ORDER TO SHOW CAUSE why the motion for judicial review of defendants' bill of costs filed 6/27/02 should not be granted; Response to Order to Show Cause due on 7/9/02 for Ballard Realty Co., for Ballard Realty Mgmt; allowing plaintiff to file a reply thereto no later than 7/16/02 ( signed by Judge Ira De Ment ) , copies provided to counsel. (dgy) (Entered: 07/02/2002)
07/03/2002	<a href="#">37</a>	MOTION by EEOC for judicial review of defendant's supplemental bill of costs referred to Judge De Ment (ajr) Modified on 07/05/2002 (Entered: 07/05/2002)
07/03/2002	<a href="#">38</a>	MEMORANDUM by EEOC in support of [37-1] motion for judicial review of defendant's supplemental bill of costs by EEOC referred to Judge Ira De Ment (ajr) (Entered: 07/05/2002)
07/05/2002		Motion(s) referred to Judge Ira De Ment : [37-1] motion for judicial review of defendant's supplemental bill of costs, [34-1] motion for judicial review of defendant's bill of costs (ajr) (Entered: 07/05/2002)
07/09/2002	<a href="#">39</a>	ORDER TO SHOW CAUSE why motion for judicial review of supplemental bill of costs should not be granted; Response to Order to Show Cause due on 7/23/02 for Ballard Realty Co., for Ballard Realty Mgmt (signed by Judge Ira De Ment ) , copies provided to counsel. (ajr) (Entered: 07/09/2002)
07/09/2002	<a href="#">40</a>	RESPONSE by Ballard Realty Mgmt, Ballard Realty Co. to [37-1] motion for judicial review of defendant's supplemental bill of costs by EEOC, [34-1] motion for judicial review of defendant's bill of costs by EEOC referred to Judge Ira De Ment (ajr) (Entered: 07/10/2002)
07/09/2002	<a href="#">41</a>	NOTICE OF APPEAL to the United States Court of Appeals, Eleventh Circuit by Pamela Jodie Harris from the final judgment entered in this action on May 16, 2002, and from the order denying a motion under Rule 59 entered on June 3, 2002. FILING FEE \$ 105.00 RECEIPT # 92914 Copies Provided (kcg) (Entered: 07/16/2002)

07/16/2002		Notice of Appeal and certified copy of docket to USCA: [41-1] appeal by Pamela Jodie Harris (kcg) (Entered: 07/16/2002)
07/16/2002	<a href="#">42</a>	MEMORANDUM by EEOC in support of [37-1] motion for judicial review of defendant's supplemental bill of costs by EEOC referred to Judge Ira De Ment (ajr) (Entered: 07/17/2002)
07/18/2002		Received transcript order information sheet from Attorney Kathryn Dickey with the following notation "No hearing". (kcg) (Entered: 07/24/2002)
07/22/2002	<a href="#">43</a>	Response by Ballard Realty Mgmt, Ballard Realty Co. to [39-1] Order to Show Cause. Referred to Judge Ira De Ment (djy) (Entered: 07/23/2002)
07/22/2002		USCA Case Number Re: [41-1] appeal by Pamela Jodie Harris USCA NUMBER: 02-13900-JJ (kcg) (Entered: 07/24/2002)
07/25/2002	<a href="#">44</a>	ORDER granting [37-1] motion for judicial review of defendant's supplemental bill of costs, granting [34-1] motion for judicial review of defendant's bill of costs ( signed by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 07/25/2002)
07/25/2002		CERTIFICATE OF READINESS of record on appeal mailed to USCA, 11th Circuit and counsel: [41-1] appeal by Pamela Jodie Harris (ydw) (Entered: 07/25/2002)
08/01/2002	<a href="#">45</a>	NOTICE OF APPEAL to the United States Court of Appeals, Eleventh Circuit by EEOC from the final judgment entered in this action on May 16, 2002, and from the order denying the Pltfs motion under Rule 59 entered on June 3, 2002. Copies Provided (kcg) (Entered: 08/02/2002)
08/02/2002		Notice of Appeal and certified copy of docket to USCA: [45-1] appeal by EEOC (kcg) (Entered: 08/02/2002)
08/08/2002		USCA Case Number Re: [45-1] appeal by EEOC USCA NUMBER: 02-13900-JJ (kcg) (Entered: 08/15/2002)
08/13/2002	<a href="#">46</a>	MOTION by Ballard Realty Mgmt, Ballard Realty Co. for Reconsideration of [44-1] order ; (w/Exhibit A attached) referred to Judge Ira De Ment (vmc) (Entered: 08/14/2002)
08/16/2002	<a href="#">47</a>	ORDER denying [46-1] motion for Reconsideration of [44-1] order (signed by Judge Ira De Ment), copies provided to counsel. (ajr) (Entered: 08/16/2002)
08/16/2002		Received transcript order information sheet from Attorney for EEOC with the following notation "No transcript is required for appeal purposes". (kcg) (Entered: 08/21/2002)
08/26/2002		SUPPLEMENTAL CERTIFICATE OF READINESS of record on appeal mailed to USCA, 11th Circuit and counsel: [45-1] appeal by EEOC (kcg) (Entered: 08/26/2002)
12/09/2002	<a href="#">48</a>	ORDER is issued as the mandate of the United States Court of Appeals, Eleventh Circuit, that the Appellant's motions to dismiss their appeal with prejudice, due to settlement, with the parties bearing their own costs and attorneys' fees, are GRANTED. Before: DUBINA and MARCUS, Circuit Judges (kcg) (Entered: 12/11/2002)



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