CLOSED, JURY, R16MLD

U.S. District Court
Southern District of Alabama (Mobile)
CIVIL DOCKET FOR CASE #: 1:98-cv-01174-RV-C

EEOC v. CEC Entertainment
Assigned to: Senior Judge Richard W. Vollmer, Jr
Referred to: Mag. Judge William E. Cassady
Demand: $0
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 11/20/1998
Date Terminated: 01/24/2000
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

EEOC represented by **Mildred Byrd**
Equal Employment Opportunity Commission
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TERMINATED: 12/18/1998
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Intervenor Plaintiff

Mamie Ruth Watts represented by **Daniel A. Hannan**
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V.

Defendant

CEC Entertainment, Inc.
formerly known as
ShowBiz Pizza, Inc.
also known as
Chuck E. Cheese

represented by **Christopher G. Hume, III**
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Intervenor Defendant

ShowBiz Pizza, Inc.
also known as
Chuck E. Cheese

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Steven A. Siegel
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Robert F. Friedman
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V.

Mediator

Michael Chambers

represented by **K.W. Michael Chambers**
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Date Filed	#	Docket Text
11/20/1998	1	COMPLAINT filed; FILING FEE $ wv (srr) (Entered: 11/23/1998)

12/14/1998	2	MOTION by EEOC for Perry N. Martin to Withdraw as Attorney ; ref to J/Vollmer (srr) (Entered: 12/15/1998)
12/18/1998	3	NOTICE entered, endorsed motion GRANTING [2-1] motion for Perry N. Martin to Withdraw as Attorney (Terminated attorney Perry N. Martin for EEOC (signed by Judge W. Vollmer Jr.) copies to parties (mpp) (Entered: 12/21/1998)
12/21/1998		Added for EEOC attorney Mildred Byrd [per contact with atty. Martin - new counsel will be added 1/99] (mpp) (Entered: 12/21/1998)
02/24/1999	4	ANSWER to Complaint by ShowBiz Pizza (Attorney Christopher G. Hume III), (cmj) (Entered: 02/25/1999)
02/25/1999	5	PRELIMINARY SCHEDULING ORDER entered by Mag. Judge William E. Cassady Report of Parties Planning Meeting due 4/12/99; copies mailed (cmj) (Entered: 02/25/1999)
03/03/1999	6	WAIVER OF SERVICE Returned Executed as to ShowBiz Pizza (srr) (Entered: 03/03/1999)
03/08/1999	7	MOTION by Mamie R. Watts to Intervene ; ref to J/Vollmer (srr) (Entered: 03/09/1999)
03/12/1999	8	MOTION by ShowBiz Pizza for Franklin Eastwood Wright, Jerry Hicks to Appear Pro Hac Vice ; ref to J/Vollmer (srr) (Entered: 03/15/1999)
03/15/1999	9	ORDER granting [7-1] motion to Intervene filed by Mamie R. Watts (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 03/16/1999)
03/16/1999	10	Intervenor's COMPLAINT by Mamie Ruth Watts against ShowBiz Pizza (srr) (Entered: 03/16/1999)
03/19/1999	11	ORDER granting [8-1] motion for Franklin Eastwood Wright, Jerry Hicks to Appear Pro Hac Vice (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 03/22/1999)
04/02/1999	12	ANSWER by ShowBiz Pizza to [10-1] intervenor complaint (srr) (Entered: 04/05/1999)
04/12/1999	13	NOTICE of attorney appearance for Mamie Ruth Watts by Cecily K. Rothrock (srr) (Entered: 04/13/1999)
04/12/1999	14	REPORT of Planning Meeting filed by parties. Ref. to J/Cassady (srr) (Entered: 04/13/1999)
04/15/1999	15	SCHEDULING ORDER setting Discovery cutoff 10/13/99 ; Deadline for filing of all motions 10/27/99 ; Joining of parties,amending of pleadings on 6/30/99 ; Pretrial conference for 10:00 2/1/00 ; Jury Selection set for 8:45 2/29/00 Jury Trial set for 8:45 2/29/00 ; Settlement Position due 10/13/99 ; (signed by Mag. Judge William E. Cassady 4/13/99) copies mailed w/prel pto (srr) (Entered: 04/16/1999)
06/07/1999	16	NOTICE of attorney appearance for EEOC by J. Mark Graham (mjn) (Entered: 06/08/1999)

09/01/1999	17	MOTION by Mamie Ruth Watts to Compel dft to answer request for prod of docs ; ref to J/Cassady (srr) (Entered: 09/02/1999)
09/02/1999	18	ORDER, Motion Hearing set for 10:30 9/8/99 for [17-1] motion to Compel dft to answer request for prod of docs (signed by Mag. Judge William E. Cassady) copies faxed 9/2/99; mailed 9/3/99 (srr) (Entered: 09/03/1999)
09/08/1999	19	RESPONSE in opposition by ShowBiz Pizza to [17-1] motion to Compel dft to answer request for prod of docs (srr) (Entered: 09/09/1999)
09/16/1999	20	ORDER granting in part, denying in part [17-1] motion to Compel dft to answer request for prod of docs; the production no, 12 & 13 are granted, dft to produce info by 9/24/99; production no. 10 & 11 are denied (signed by Mag. Judge William E. Cassady 9/15/99) copies mailed (srr) (Entered: 09/16/1999)
09/30/1999	21	MOTION by ShowBiz Pizza to Quash deposition of Randy Forsythe ; ref to J/Cassady (srr) (Entered: 09/30/1999)
10/01/1999		Motion hearing held (phone conference) re: [21-1] motion to Quash deposition of Randy Forsythe Tape/Scanner: 1785A (mca) (Entered: 10/07/1999)
10/12/1999	22	MOTION by CEC Entertainment, ShowBiz Pizza for Steven A. Siegel, Robert F. Friedman to Appear Pro Hac Vice ; ref. to Judge Vollmer (awaiting $50.00 fee) (cmj) (Entered: 10/13/1999)
10/13/1999	23	Position regarding Settlement filed by plaintiff EEOC, defendant CEC Entertainment, intervenor-plaintiff Mamie Ruth Watts (srr) (Entered: 10/14/1999)
10/13/1999	25	MOTION by Mamie Ruth Watts to Compel dft to answer prod of docs ; ref to J/Cassady (srr) (Entered: 10/15/1999)
10/14/1999	24	NOTICE entered, endorsed motion denying [21-1] motion to Quash deposition of Randy Forsythe (signed by Mag. Judge William E. Cassady); copies mailed (cmj) (Entered: 10/14/1999)
10/15/1999	26	ORDER engaging parties in MEDIATION as further set out. Selection of Mediator deadline set to 10/25/99 - Mediation status deadline set to 11/29/99 (signed by Mag. Judge William E. Cassady) copies mailed (srr) (Entered: 10/15/1999)
10/22/1999		Motion hearing re: [25-1] motion to Compel dft to answer prod of docs Tape/Scanner: 1786A (Chambers) (eec) (Entered: 10/22/1999)
10/25/1999	27	MOTION by EEOC to Stay order of referral to mediation ; ref to J/Cassady (srr) (Entered: 10/26/1999)
10/25/1999	28	MEMORANDUM by EEOC in support of [27-1] motion to Stay order of referral to mediation (srr) (Entered: 10/26/1999)
10/27/1999	29	MOTION by CEC Entertainment for Summary Judgment ; ref to J/Vollmer (srr) (Entered: 10/28/1999)
10/27/1999	30	MEMORANDUM by CEC Entertainment in support of [29-1] motion for Summary Judgment (srr) (Entered: 10/28/1999)

10/27/1999		PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW by CEC Entertainment in re sum jgm (srr) (Entered: 10/28/1999)
10/28/1999	31	ORDER on [29-1] motion for Summary Judgment setting response time as follows: response due 11/12/99 ; reply to response to motion due 11/23/99 ; motion to be TUS 11/24/99 ; (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 10/28/1999)
10/29/1999	32	ORDER in re [25-1] motion to Compel dft to answer prod of docs, telephone conf was held 10/22/99 to discuss this motion; motion was granted as set out in order (signed by Mag. Judge William E. Cassady 10/26/99) copies mailed (srr) (Entered: 11/01/1999)
11/01/1999	33	NOTICE entered, endorsed motion granting in part, denying in part [27-1] motion to Stay order of referral to mediation; ptys are not required to disclose their mediator until 11/19/99; the motion is otherwise DENIED (signed by Mag. Judge William E. Cassady) copies mailed (srr) (Entered: 11/01/1999)
11/02/1999	34	Designation of Mediator filed by parties. Michael Chambers named as Mediator. (srr) (Entered: 11/03/1999)
11/03/1999	35	ORDER granting [22-1] motion for Steven A. Siegel, Robert F. Friedman to Appear Pro Hac Vice (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 11/03/1999)
11/10/1999	36	MOTION by EEOC to Extend Time to respond to sum jgm ; ref to J/Vollmer (srr) (Entered: 11/10/1999)
11/16/1999	37	ORDER granting [36-1] motion to Extend Time to respond to sum jgm, Response to Motion set to 11/29/99 for [29-1] motion for Summary Judgment (signed by Judge Richard W. Vollmer Jr. 11/15/99) copies mailed (srr) (Entered: 11/16/1999)
11/29/1999	38	RESPONSE in opposition by EEOC to [29-1] motion for Summary Judgment (srr) (Entered: 11/29/1999)
11/29/1999	39	RESPONSE by EEOC to [0-0] findings of fact in support of sum jgm (srr) (Entered: 11/29/1999)
11/29/1999	40	NOTICE by EEOC of filing exhibits in support of sum jgm (Located in Red File Folder) (srr) (Entered: 11/29/1999)
11/29/1999	41	RESPONSE by Mamie Ruth Watts to [29-1] motion for Summary Judgment (srr) (Entered: 11/30/1999)
11/29/1999	42	MOTION by Mamie Ruth Watts to Strike afdt of Ray Amner , and for Sanctions ; ref to J/Vollmer (srr) (Entered: 11/30/1999)
11/30/1999	43	NOTICE by Mamie Ruth Watts of filing exhibits in response to sum jgm (located in red file folder) (srr) (Entered: 11/30/1999)
12/03/1999	44	ORDER, Response to Motion set to 12/14/99 for [42-1] motion to Strike afdt of Ray Amner, set to 12/14/99 for [42-2] motion for Sanctions (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 12/06/1999)

12/09/1999	45	MOTION by CEC Entertainment to Strike expert designation of Dr. Harry Studdard ; ref to J/Vollmer (srr) (Entered: 12/09/1999)
12/10/1999	46	REPLY by CEC Entertainment to response to [29-1] motion for Summary Judgment (srr) (Entered: 12/13/1999)
12/10/1999	47	RESPONSE in opposition by CEC Entertainment to [42-1] motion to Strike afdt of Ray Amner, [42-2] motion for Sanctions (srr) (Entered: 12/13/1999)
12/10/1999	48	MOTION by CEC Entertainment to Strike [41-1] response to sum jgm ; ref to J/Vollmer (srr) (Entered: 12/13/1999)
12/10/1999	49	MOTION by CEC Entertainment to Compel Watts to produce documents ; ref to J/Cassady (srr) (Entered: 12/13/1999)
12/15/1999	50	ORDER, Response to Motion set to 12/29/99 for [49-1] motion to Compel Watts to produce documents , [49-1] motion to Compel Watts to produce documents set to be TUS on 12/29/99 , Motion Hearing set for 9:00 1/5/00 for [49-1] motion to Compel Watts to produce documents (signed by Mag. Judge William E. Cassady) copies mailed (srr) (Entered: 12/16/1999)
12/21/1999	51	ORDER setting a Response to Motion deadline to 12/31/99 for [48-1] motion to Strike & [41-1] response to sum jgm, [45-1] motion to Strike expert designation of Dr. Harry Studdard (signed by Judge Richard W. Vollmer Jr.) copies to parties (mpp) (Entered: 12/21/1999)
12/22/1999	52	ORDER, ent. that oral argument on motion to compel set 1/5/2000 at 9:00 a.m.is CANCELLED pending further notice; terminated deadlines (signed by Mag. Judge William E. Cassady) (mjn) (Entered: 12/28/1999)
01/24/2000	53	ORDER entered that this case is DISMISSED WITH PREJUDICE subject to the right of either party to file sum jgm within 30 days should the settlement not be consummated. (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 01/24/2000)
01/24/2000		Case closed (srr) (Entered: 01/24/2000)
01/24/2000	54	JOINT MOTION for Consent Decree ; ref to J/Vollmer (srr) (Entered: 01/25/2000)
01/26/2000	55	ORDER granting [54-1] joint motion for Consent Decree ; vacating [53-1] dismissal order dated 1/24/00; the consent decree attached to this order is adopted w/the following amendment: because the court declines to retain jurisdiction over this case, paragraph II.A. is stricken; all other sections of the consent decree remain unchanged; tis case is dismissed; each pty to bear its own costs (signed by Judge Richard W. Vollmer Jr.) copies mailed (srr) (Entered: 01/26/2000)

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