

CLOSED, REPORT &amp; RECOMMEND

**U.S. District Court  
Northern District of Alabama (Northwestern)  
CIVIL DOCKET FOR CASE #: 3:98-cv-00774-JFG**

EEOC v. Estes Oil Co Inc, et al  
Assigned to: Judge J Foy Guin, Jr  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 03/31/1998  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **C Gregory Stewart**  
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V.

**Intervenor Plaintiff**

**Jenny Walthall Forsythe**  
*TERMINATED: 12/28/1999*

represented by **Timothy C Davis**  
HENINGER GARRISON DAVIS LLC  
2224 First Avenue North  
PO Box 11310  
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Email: ldaniel@hgdllawfirm.com  
*TERMINATED: 12/28/1999*  
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**Intervenor Plaintiff**

**Sonya Morris**

represented by **Nathaniel Martin**  
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V.

**Defendant****Estes Oil Company, Inc**

represented by **Matthew C Minner**  
 HARE WYNN NEWELL & NEWTON  
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**R Brett Adair**  
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**Defendant**

**Edward Estes**  
*individually*

represented by **Matthew C Minner**  
 (See above for address)  
*TERMINATED: 11/15/1999*  
*ATTORNEY TO BE NOTICED*

**R Brett Adair**  
 (See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Edward Estes**  
*doing business as*  
 Estes Oil Company

represented by **Matthew C Minner**  
 (See above for address)  
*TERMINATED: 11/15/1999*  
*ATTORNEY TO BE NOTICED*

**R Brett Adair**  
 (See above for address)  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
03/31/1998	1	COMPLAINT filed (Former Employee) (Entered: 03/31/1998)

06/25/1998	2	MOTION by intervenor-plaintiff Jenny Walthall Forsythe to intervene with complaint, adding Jenny Walthall Forsythe as intervenor-pla, att filed cs (Former Employee) Modified on 10/20/1998 (Entered: 06/25/1998)
06/30/1998	<a href="#">3</a>	ORDERthat dft file response to application to intervene before 7/14/98 [2-1] filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) (Entered: 06/30/1998)
08/27/1998	<a href="#">4</a>	2 - ORDER granting motion of Jenny Walthall Forsythe to intervene [2-1] (by Magistrate-Judge Paul W. Greene) entered cm (Former Employee) (Entered: 08/27/1998)
10/19/1998	6	INTERVENOR complaint (First Amendment), with complaint in intervention, original EEOC complaint, and other exhs att filed (Former Employee) (Entered: 10/20/1998)
10/20/1998	5	NOTICE of appearance for plaintiff EEOC by Debra Hawes Crook filed cs (Former Employee) (Entered: 10/20/1998)
10/20/1998		SUMMONS (with request to serve by certified mail thereon) and complaint, intervenor complaint, amended intervenor complaint and exhs issued-mailed certified mail (Former Employee) (Entered: 10/20/1998)
10/22/1998	7	SUMMONS and complaint returned executed: upon defendant Edward Estes thru Cindy Sullivan on 10/21/98 filed (Former Employee) (Entered: 10/22/1998)
10/22/1998	8	SUMMONS and complaint returned executed: upon defendant Estes Oil Co thru Cindy Sullivan on 10/21/98 filed (Former Employee) (Entered: 10/22/1998)
11/23/1998	9	ANSWER by defendant Estes Oil Co Inc to complaint of EEOC w/appear by atty(s) Matthew C Minner filed cs (Former Employee) Modified on 11/24/1998 (Entered: 11/24/1998)
11/23/1998	10	ANSWER by defendants Estes Oil Co Inc and Edward Estes to EEOC and intervenor complaint of Jenny Walthall Forsythe, w/appear by atty Matthew C Minner, filed cs (Former Employee) Modified on 11/24/1998 (Entered: 11/24/1998)
11/24/1998		DOCKET modification (utility event) setting date of 1/23/99 re rpt35 (Former Employee) (Entered: 11/24/1998)
11/27/1998	<a href="#">11</a>	ORDER reminding parties of their obligations under FRCP 26(f) and LR 26.1(d) filed ( by Magistrate-Judge Paul W. Greene ) cm (Former Employee) (Entered: 11/27/1998)
01/14/1999	12	Report (Proposed) of Parties (form 35) of compliance with FRCP 26 filed (Former Employee) (Entered: 01/14/1999)
01/19/1999	<a href="#">13</a>	ORDER (New Rules Scheduling) that discovery cutoff is 8/2/99; dispositive motions to be filed by 9/15/99; pre-trial conf set 9:00 10/15/99; trial to be scheduled on Tues 11/16/99 at 9:00 (by Magistrate-Judge Paul W. Greene) entered cm (Former Employee) (Entered: 01/19/1999)
06/03/1999	14	MOTION (Application) by intervenor-plaintiff Sonya Morris to intervene with exh att filed cs (Former Employee) (Entered: 06/03/1999)

06/04/1999	15	MOTION by defendant Estes Oil Co Inc to enforce settlement agreement filed cs (BST) Modified on 08/06/1999 (Entered: 06/04/1999)
06/07/1999	16	OPPOSITION by defendant Estes Oil Co Inc to application to intervene of Sonya Morris [14-1] with exhs 1-7 att filed cs (Former Employee) (Entered: 06/07/1999)
06/14/1999	<a href="#">17</a>	ORDER that attorney for Sonya Morris, Nathan Martin, is to respond to dfts opposition to motion for intervention before Mon 6/21/99; thereafter matter will be under submission filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) (Entered: 06/14/1999)
06/21/1999	18	RESPONSE (Reply Brief) by intervenor-plaintiff Sonya Morris to dfts motion in opposition to intervene and motion to enforce settlement agreement [15-1] [14-1] [2-1] filed cs (Former Employee) (Entered: 06/21/1999)
06/24/1999	<a href="#">19</a>	ORDER that hearing on motion to intervene [14-1] and motion to enforce settlement [15-1] is set for hearing on Tues 7/13/99 at 9:00 in CR 2C, Bham filed (by Magistrate- Judge Paul W. Greene) cm (Former Employee) (Entered: 06/24/1999)
07/13/1999		COURTROOM NOTES: motions hearing held 7/13/99 before Magistrate Paul W. Greene ; oral arguments, court will enter order regarding motions; hrg adj; Tommy Dempsey, courtreporter, Tape 2C47,2C48 (CJV) (Entered: 07/13/1999)
07/30/1999	20	MOTION (Joint) by plaintiff, intervenor-plaintiff and defendant to extend deadlines and for continuance of trial setting filed cs (Former Employee) Modified on 07/30/1999 (Entered: 07/30/1999)
08/06/1999	<a href="#">21</a>	ORDER that Sonya Morris motion to intervene is GRANTED [14-1]; this does not preclude enforcement of settlement agreement previously reached prior to her motion to intervene; hearing on motion to enforce settlement agreement will be conducted within 60 days of this order as set out [15-1] filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) Modified on 08/06/1999 (Entered: 08/06/1999)
08/06/1999	<a href="#">22</a>	ORDER granting motion to extend deadlines [20-1] and for continuance of trial setting [20-2] for reasons set out filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) (Entered: 08/06/1999)
08/06/1999	23	INTERVENOR complaint of Sonya Morris, with jury demand filed cs (Former Employee) (Entered: 08/06/1999)
08/13/1999	24	TRANSCRIPT of hearing on application of Sonya Morris to intervene and motion by Estes Oil to enforce settlement agreement had before Magistrate-Judge Paul W. Greene on 7/13/99, filed - Court Reporter Thomas E Dempsey (Former Employee) (Entered: 08/13/1999)
09/09/1999	<a href="#">25</a>	ORDER that hearing to be held on Wed 10/6/99 at 9:00 in CR 2A, Bham; counsel are referred to 8/6/99 order which sets out issues to be considered filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) Modified on 10/06/1999 (Entered: 09/09/1999)
10/04/1999	26	MOTION (Joint) by parties to extend discovery deadline and the related trial settings filed cs (Former Employee) (Entered: 10/05/1999)

10/06/1999		COURTROOM NOTES: motion to enforce settlement agreement hearing held 10/6/99 before Magistrate Greene ; oral arguments, witnesses testify; court orally waives atty-client priv regarding Ms. Crook and Ms. Morris for purpose of hrg; parties are to submit a short ltr/brief w/in 10 days; court orally grants motion to extend deadlines all deadlines extended for 90 days from 10/6/99; Teresa Roberson, courtreporter, Tape 2C72 (CJV) (Entered: 10/06/1999)
10/06/1999	<a href="#">27</a>	26 - ORDER granting joint motion to extend deadlines; all deadlines extended for 90 days from 10/6/99 [26-1] (by Magistrate-Judge Paul W. Greene) entered cm (Former Employee) (Entered: 10/06/1999)
10/14/1999	<a href="#">28</a>	ORDER that jury trial which had been tentatively set for Tues 11/16/99 is CONTINUED GENERALLY to be reset at later date filed (by Magistrate-Judge Paul W. Greene) cm (Former Employee) (Entered: 10/14/1999)
10/14/1999	29	TRANSCRIPT of hearing had before Magistrate-Judge Paul W. Greene on 10/6/99 at 9:00, filed - Court Reporter Teresa Roberson (Former Employee) (Entered: 10/14/1999)
11/10/1999	30	MOTION by defendant Estes Oil Co Inc for substitution as attorney filed cs (Former Employee) (Entered: 11/10/1999)
11/15/1999	<a href="#">31</a>	30 - ORDER granting motion for substitution as attorney [30-1] for Estes Oil Co Inc ( by Magistrate-Judge Paul W. Greene ) entered cm (KAM) (Entered: 11/16/1999)
12/10/1999	32	MOTION (Joint) by parties to extend discovery deadline filed cs (Former Employee) (Entered: 12/10/1999)
12/10/1999	33	STIPULATION of pla Jenny Walthall Forsythe and dfts Estes Oil Co and Edward Estes for dismissal with prejudice filed cs (Former Employee) (Entered: 12/10/1999)
12/28/1999	<a href="#">34</a>	ORDER upon stipulation for dismissal, that all claims of plff-intv Forsythe against dfts are DISMISSED with prejudice and each of thos parties shall bear own costs; remaining in this action are the claims of plff EEOC on behalf of a class of other females similarly stiuated to Jeny Walthall Forsythe and Sonya Morris, and the claims of plaintiff-intervenor Sonja Morris; this action referred to Magistrate Judge Greene as more fully set out in the order filed (by Judge C L Smith Jr) cm (LCW) (Entered: 12/28/1999)
12/28/1999		DOCKET modification (utility event) terminating plff-intv Jenny Walthall Forsythe (LCW) (Entered: 12/28/1999)
01/03/2000	<a href="#">35</a>	32 - ORDER granting joint motion to extend discovery deadline [32-1]; to extend discovery til 90 days after ruling on dfts motion to enforce settlement agreement (by Magistrate-Judge Paul W. Greene) entered cm (Former Employee) (Entered: 01/03/2000)
01/05/2000	<a href="#">36</a>	FINDINGS and Recommendation that it is RECOMMENDED that the motion to enforce settlement agreement reached between Estes Oil Com and Sonya Morris on 4/6/99 be ENFORCED as more fully set out in the order: further that the parties are directed to R72(b) filed ( by Magistrate-Judge Paul W. Greene ) motion to enforce settlement agreement cm (LCW) (Entered: 01/05/2000)

01/26/2000	<a href="#">37</a>	ORDER adopting and accepting FINDINGS and Recommendation [36-1]; motion to enforce settlement agreement is granted; settlement agreement to be enforced and Ms Morris' claims resolved per agreement; Ms Morris' claims are dismissed with prejudice; EEOC and Estes Oil Co have reached settlement; case is dismissed without prejudice to their right to reopen this action within 60 days or submit stipulated form of final judgment, Case reassigned to Judge J F. Guin Jr , terminating case filed (by Judge J F. Guin Jr) cm (Former Employee) (Entered: 01/26/2000)
02/22/2000	38	STIPULATION of Sonya Morris and dfts for dismissal with prejudice filed cs (Former Employee) (Entered: 02/23/2000)

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