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**U.S. District Court  
DISTRICT OF ARIZONA (Prescott Division)  
CIVIL DOCKET FOR CASE #: 3:03-cv-01889-MHM**

EEOC v. Mohawk Entertainment, et al  
Assigned to: Judge Mary H Murguia  
Demand: \$0  
Cause: 42:1983 Civil Rights Act

Date Filed: 09/26/2003  
Date Terminated: 10/08/2004  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **C Emanuel Smith**  
EEOC  
3300 N Central Ave  
Ste 690  
Phoenix, AZ 85012-1848  
602-640-5033  
Fax: 602-640-5009  
Email: emanuel.smith@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Joleen O'Neill**  
EEOC  
3300 N Central Ave  
Ste 690  
Phoenix, Az 85012-1848  
602-640-5044  
Fax: 602-640-5009  
Email: mary.oneill@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**P David Lopez**  
EEOC  
3300 N Central Ave  
Ste 600  
Phoenix, AZ 85012-1848  
602-640-5016  
Fax: 602-640-5009  
Email: patrick.lopez@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****Mohawk Entertainment LLC**

represented by **Andrea G Lisenbee**  
Ryley Carlock & Applewhite  
1 N Central Ave  
Ste 1200  
Phoenix, AZ 85004-4417  
602-440-4871  
Fax: 602-257-9582  
Email: alisenbee@rcalaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Carolann Elizabeth Cervetti**  
Ryley Carlock & Applewhite PA  
1 N Central Ave  
Ste 1200  
Phoenix, AZ 85004-4417  
602-440-4828  
Fax: 602-257-6928  
Email: ccervetti@rcalaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael D Moberly**  
Ryley Carlock & Applewhite PA  
1 N Central Ave  
Ste 1200  
Phoenix, AZ 85004-4417  
602-440-4821  
Fax: 602-257-6921  
Email: mmoberly@rcalaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Mohave Entertainment Inc**  
*doing business as*  
Blockbuster Videos Inc

represented by **Andrea G Lisenbee**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Carolann Elizabeth Cervetti**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael D Moberly**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
09/26/2003	1	COMPLAINT FILED (MRB) (Entered: 09/29/2003)
10/03/2003	2	RETURN OF SERVICE EXECUTED by serving the summons/complaint upon Statutory Agent, David L. Case, c/o Ryley, Carlock for dft Mohawk Entertainment on 10/2/03 (KMG) (Entered: 10/06/2003)
10/03/2003	3	RETURN OF SERVICE EXECUTED by serving summons/complaint upon statutory Agent, David L. Case, c/o Ryley, Carlock for dft Mohave Entertainment on 10/2/03 (KMG) (Entered: 10/06/2003)
10/20/2003	4	CORPORATE DISCLOSURE STATEMENT by dfts (LAD) (Entered: 10/22/2003)
10/20/2003	5	ANSWER to Complaint [1-1] by dfts Mohawk Entertainment, and Mohave Entertainment (KMG) (Entered: 10/22/2003)
10/24/2003	6	ORDER SETTING SCHEDULING CONFERENCE by Judge Mary H. Murguia prel scheduling conf set for 4:30 1/13/04 (cc: all counsel) (Entered: 10/24/2003)
01/05/2004	11	CASE MGT PLAN/REPORT: discovery cutoff 11/19/04; dispositive motions filing ddl is 1/7/05 (filed with incorrect case number; redocketed in correct case on 2/25/04) (LAD) (Entered: 02/25/2004)
01/12/2004	7	MINUTE ORDER prel scheduling conf set for 1/12/04 is vacated and reset to 4:30 p.m., 1/27/04 (cc: all counsel) [7] (former emp) (Entered: 01/12/2004)
01/27/2004	8	MINUTE ENTRY before Judge Mary H. Murguia . Crtr Rptr: Marilyn Sanchez. Present: David Lopez for pla; Darla Smith and Charles Chester for dft. Prel scheduling conf held; court approves case mgmt plan; pla counsel to submit order. ORDERED setting status hearing re settlement status for 4:30 p.m., 9/20/04 [cc: all cns] [8] (former emp) (Entered: 01/28/2004)
01/30/2004	10	NOTICE of compliance of initial disclosure statement pursuant to FRCP 26(a) by dft Mohawk Entertainment, dft Mohave Entertainment (KMG) (Entered: 02/04/2004)
02/04/2004	9	RULE 16 SCHEDULING ORDER by Judge Mary H. Murguia ; Discovery due 11/19/04; Dispositive motions due 1/7/05. (cc: all counsel) re: order (scheduling) [9-1] (KMG) (Entered: 02/04/2004)
03/08/2004	12	NOTICE of service of discovery by pla EEOC serving; First Request for Admission, First Set of Non-Uniform Interrogatories, and First Request for Production of Documents. (KMG) (Entered: 03/09/2004)
03/12/2004	13	NOTICE OF ERRATA by pla EEOC having incorrectly filed a Notice of Service of Discovery for its Initial Rule 26(a)(1) Disclosure Statement in CV 03-1903-PHX-MHM (copy attached) (KMG) (Entered: 03/15/2004)

03/30/2004	14	STIPULATION to Extend Time to Respond to pla's First Request for Admissions, First Request for Production of Documents and First Set of Non-Uniform Interrogatories by pla, and dfts (KMG) (Entered: 04/02/2004)
04/02/2004	15	ORDER by Judge Mary H. Murguia granting stipulation to Extend Time until 5/3/04 for dfts' to Respond to pla's First Request for Admissions, First Request for Production of Documents and First Set of Non-Uniform Interrogatories (cc: all counsel) (KMG) (Entered: 04/02/2004)
04/22/2004	16	NOTICE of service of discovery by dft Mohawk Entertainment serving; Response to first request for admissions (KMG) (Entered: 04/26/2004)
05/04/2004	17	NOTICE of service of discovery by dfts Mohawk Entertainment, and Mohave Entertainment serving; Responses to pla's First Set of Non-Uniform Interrogatories and First Request for Production of Documents. (KMG) (Entered: 05/10/2004)
07/14/2004	18	NOTICE of compliance of first supplemental disclosure statement pursuant to FRCivP 26(a) by pla EEOC (KMG) (Entered: 07/15/2004)
07/15/2004	19	NOTICE OF ATTORNEY SUBSTITUTION: terminating attorney Darla J. Smith and substituting attorney Andrea G Lisenbee (Note: only Carolann E. Cervetti and Michael Moberly currently show as counsel) (KMG) (Entered: 07/19/2004)
08/02/2004	20	NOTICE by pla EEOC OF TAKING DEPO OF Harvey Dorsett on the following date(s): 8/10/04 (KMG) (Entered: 08/06/2004)
08/02/2004	21	NOTICE by pla EEOC OF TAKING DEPO OF Monica Marquez on the following date(s): 8/10/04 (KMG) (Entered: 08/06/2004)
08/05/2004	22	MOTION of Attorney Carolann E. Cervetti to Withdraw as counsel for dfts Mohawk Entertainment, and Mohave Entertainment [22-1]. (NOTE: Last known address: Arvin Bernstein, c/o Blockbuster Video, P.O. Box 10553, Phoenix, AZ 85064, telephone: (480) 502-5874.) (KMG) (Entered: 08/09/2004)
08/05/2004	23	CERTIFICATION of Counsel by dfts Mohawk Entertainment, and Mohave Entertainment as to Motion to Withdraw as counsel (KMG) (Entered: 08/09/2004)
09/01/2004	24	MINUTE ORDER Motion to withdraw counsel for defendant having been filed, IT IS ORDERED that all counsel shall be present including defendant's present counsel and defendant at the previously scheduled status hearing set for 9/20/04 at 4:30 p.m. (cc: all counsel) [24] re: order (minute) [24-1] (former emp) Modified on 09/02/2004 (Entered: 09/01/2004)
09/20/2004	25	MINUTE ENTRY before Judge Mary H. Murguia. Crt Rptr: David Lee. Appearances: P. David Lopez for the plaintiff. Defendant is present with counsel, Carolann Cervetti. Status Hearing held. Counsel advise the court that a settlement has been reached. The Court DIRECTS counsel to file the notice by close of business on September 21, 2004. [cc: MHM] [25-2]

		(KSB) (Entered: 09/20/2004)
09/21/2004	26	NOTICE by pla EEOC of Lodging of Consent Decree (LSP) (Entered: 09/23/2004)
10/08/2004	27	<p>CONSENT JUDGMENT by Judge Mary H. Murguia: This Decree resolves all claims of the Commission and all class members identified in Attachment A to this Decree against Blockbuster including back pay, compensatory and punitive damages, interest, injunctive relief, attorney's fees and costs arising out of the issues in this lawsuit. Blockbuster, and its officers, agents, employees...both at the time this Decree becomes effective and for the duration of this Decree, are permanently enjoined for the duration of the Decree from: a) sexually harassing any employee or applicant; b) retaliating against any employee or applicant because he or she: i) opposes or opposed discriminatory practices made unlawful by Title VII; ii) files or filed a charge of discrimination or is assisting or has assisted or participated or is participating in the filing of a charge of discrimination; or iii) assists, assisted, participates or participated in an investigation or proceeding brought under the federal or State laws prohibiting discrimination or retaliation. Dfts shall pay the gross sum of thirty thousand dollars (\$30,000.00) to be distributed to the aggrieved persons listed in Attachment A. The parties shall each bear their own costs, and the Commission and Blockbuster shall each bear their own attoreny's' fees incurred as a result of this action through the filing of this Decree. The duration of this Decree shall be two years from its entry. This Court shall retain jurisdiction over this action for the duration of the Decree, during which the Commission may petition this Court for compliance with this Decree. The parties agree to entry of this Decree and judgment subject to final approval by the Court. to dismiss case (cc: all counsel) (KMG) (Entered: 10/08/2004)</p>

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