

LEAD, STD

**U.S. District Court  
DISTRICT OF ARIZONA (Phoenix Division)  
CIVIL DOCKET FOR CASE #: 2:05-cv-01522-EHC**

EEOC v. Danka Office Imaging  
Assigned to: Judge Earl H Carroll  
Demand: \$0  
Member case: ([View Member Case](#))  
Cause: 29:626 Job Discrimination (Age)

Date Filed: 05/23/2005  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **C Emanuel Smith**  
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*TERMINATED: 03/02/2006*  
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**Plaintiff**

**Patrick Swafford**  
*TERMINATED: 10/03/2006*

represented by **Patricia Ann Kirtley**  
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V.

**Defendant**

**Danka Office Imaging Company, Inc.**

represented by **Kent S Brockelman**  
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**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text

05/23/2005	1	COMPLAINT FILED (JIR) (Entered: 05/24/2005)
06/01/2005	2	RETURN OF SERVICE EXECUTED summons/complaint upon dft Danka Office Imaging c/o CT Corporation in Phoenix, AZ on 5/27/05 (LAD) (Entered: 06/03/2005)
06/15/2005	3	ANSWER to complaint [1-1] by dft Danka Office Imaging (SRB) (Entered: 06/16/2005)
06/23/2005	4	ORDER by Judge Earl H. Carroll ; prel scheduling conf set for 9:30 8/29/05; counsel shall confer before the conference; counsel shall file with the court not less than 10 days before the conference a joint report reflecting results of their discussion; after the conference the court will enter a Scheduling Order; counsel are cautioned that the deadlines set at this conference shall be enforced. (cc: all counsel) (LSP) (Entered: 06/23/2005)
08/16/2005	<a href="#">5</a>	STIPULATION <i>for Consolidation of Cases</i> by Danka Office Imaging Company, Inc.. (Brockelman, Kent) Modified on 8/19/2005 (KCS). DOCKET TEXT EDITED TO INCLUDE THE PROPOSED CONSOLIDATED CASE NUMBERS -- CV-05-1522 PHX EHC AND CV-05-1599 PHX MHM. (Entered: 08/16/2005) (Entered: 08/16/2005)
08/17/2005	<a href="#">6</a>	Joint MOTION to Continue Scheduling Conference by Equal Employment Opportunity Commission. (Shanley, Sally) (Entered: 08/17/2005)
08/26/2005	<a href="#">7</a>	CONSOLIDATION ORDER - LEAD CASE. Signed by Judge Earl H Carroll on 8/24/05. Case Consolidated CV 05-1522 PHX-EHC with member cases CV 05-1599 PHX-MHM, (Attachments: # <a href="#">1</a> Letter)(LSP) (Entered: 08/26/2005)
11/10/2005	<a href="#">8</a>	ORDER granting <a href="#">6</a> Motion to Continue Scheduling Conference; Scheduling Conference reset for 1/9/2006 09:30 AM before Judge Earl H Carroll.. Signed by Judge Earl H Carroll on 11/9/05. (MAP, ) (Entered: 11/10/2005)
12/30/2005	<a href="#">9</a>	REPORT re: Rule 26(f) Planning Meeting by Equal Employment Opportunity Commission, Danka Office Imaging Company, Inc., Patrick Swafford. (Kirtley, Patricia) (Entered: 12/30/2005)
01/06/2006	<a href="#">10</a>	Notice re Notice of Service of Defendant's Initial Disclosures by Danka Office Imaging Company, Inc. (Brockelman, Kent) (Entered: 01/06/2006)
01/06/2006	<a href="#">11</a>	Notice re of Service of Initial Disclosure by Equal Employment Opportunity Commission (Shanley, Sally) (Entered: 01/06/2006)
01/09/2006	12	Minute Entry for proceedings held before Judge Earl H Carroll : Appearances: Sally Shanley for EEOC, Patricia Kirtley for Patrick Swafford, and Kent Brockelman for Danka Office Imaging.Scheduling Conference held on 1/9/2006. Order to issue setting forth case management deadlines and a trial date. (This is a TEXT ONLY ENTRY. There is no.pdf document associated with this entry.) (Court Reporter

		C.Potter.) (BAH) (Entered: 01/09/2006)
01/11/2006	<a href="#">13</a>	ORDER pursuant to a scheduling conference held on 01/09/06 the following dates are set: Discovery due by 10/13/2006. Dispositive motions due by 11/10/2006. Motions due by 3/13/2006. Jury Trial set for 2/13/2007 09:00 AM before Judge Earl H Carroll. Pretrial Conference set for 2/5/2007 09:00 AM before Judge Earl H Carroll. Parties shall keepo the Court apprised of the possiblility of settlement. Signed by Judge Earl H Carroll on 01/10/06. (DNH, ) (Entered: 01/11/2006)
01/24/2006	<a href="#">14</a>	Notice re Service of First Supplemental Rule 26(a)(1) Disclosure Statement by Equal Employment Opportunity Commission (Shanley, Sally) (Entered: 01/24/2006)
02/27/2006	<a href="#">15</a>	MOTION to Withdraw as Attorney <i>for Plaintiff EEOC</i> by Equal Employment Opportunity Commission. (Smith, C) (Entered: 02/27/2006)
03/02/2006	<a href="#">16</a>	ORDER granting <a href="#">15</a> Motion to Withdraw as Attorney; C Emanuel Smith terminated. . Signed by Judge Earl H Carroll on 3/1/06. (MAP, ) (Entered: 03/02/2006)
03/15/2006	<a href="#">17</a>	Notice re Notice of Service of Discovery Documents to Plaintiff EEOC by Danka Office Imaging Company, Inc. (Brockelman, Kent) (Entered: 03/15/2006)
03/15/2006	<a href="#">18</a>	Notice re Notice of Service of Discovery Documents to Plaintiff Swafford by Danka Office Imaging Company, Inc. (Brockelman, Kent) (Entered: 03/15/2006)
05/08/2006	<a href="#">19</a>	NOTICE of Appearance by Valerie Leigh Meyer on behalf of Equal Employment Opportunity Commission (Meyer, Valerie) (Entered: 05/08/2006)
06/05/2006	<a href="#">20</a>	Notice re Notice of Service of Responses to Plaintiff Patrick Swafford's Discovery Requests by Danka Office Imaging Company, Inc. (Brockelman, Kent) (Entered: 06/05/2006)
06/06/2006	<a href="#">21</a>	Notice re Service of Discovery Responses to Defendant by Equal Employment Opportunity Commission (Meyer, Valerie) (Entered: 06/06/2006)
06/09/2006	<a href="#">22</a>	Notice re Filing Discovery Responses by Patrick Swafford (Kirtley, Patricia) (Entered: 06/09/2006)
07/31/2006	<a href="#">23</a>	TRANSCRIPT DESIGNATION AND ORDER FORM by Danka Office Imaging Company, Inc. for proceedings held on 01/09/2006 before Judge Earl H. Carroll. (Brockelman, Kent) (Entered: 07/31/2006)
08/01/2006	<a href="#">24</a>	TRANSCRIPT of Scheduling Conference Proceedings held on 1/9/06 before Judge Earl H Carroll. Court Reporter: Candy L Potter. (BAS, ) (Entered: 08/02/2006)
08/02/2006	<a href="#">25</a>	TRANSCRIPT DESIGNATION AND ORDER FORM by Equal Employment Opportunity Commission for proceedings held on

		01/09/2006 before Judge Earl H. Carroll. (Shanley, Sally) (Entered: 08/02/2006)
08/08/2006	<a href="#">26</a>	NOTICE of Deposition of Patrick Swafford, filed by Danka Office Imaging Company, Inc.. (Brockelman, Kent) (Entered: 08/08/2006)
08/08/2006	<a href="#">27</a>	Notice re Notice of Service of Defendant's First Supplemental Disclosures by Danka Office Imaging Company, Inc. (Brockelman, Kent) (Entered: 08/08/2006)
08/24/2006	<a href="#">28</a>	STIPULATION <i>Stipulated Request For 60-Day Extension of Deadlines</i> by Danka Office Imaging Company, Inc.. (Attachments: # <a href="#">1</a> ) (Brockelman, Kent) (Entered: 08/24/2006)
08/28/2006	<a href="#">29</a>	SCHEDULING ORDER: granting stipulation <a href="#">28</a> ; Discovery reset to 12/13/2006. Dispositive motions reset to 1/10/2007. Proposed Pretrial Order reset to 3/19/2007. Final Pretrial Conference reset for 4/9/2007 09:00 AM before Judge Earl H Carroll. Jury Trial reset for 4/17/2007 09:00 AM before Judge Earl H Carroll; all other aspects of the Court's 1/10/06 scheduling order shall remain in full force and effect. Signed by Judge Earl H Carroll on 8/25/2006. (LAD) (Entered: 08/28/2006)
09/27/2006	<a href="#">30</a>	STIPULATION of Dismissal <i>Stipulation For Dismissal With Prejudice</i> by Danka Office Imaging Company, Inc.. (Attachments: # <a href="#">1</a> ) (Brockelman, Kent) (Entered: 09/27/2006)
09/27/2006	<a href="#">31</a>	STIPULATION <i>Stipulation For Entry Of Final Judgment</i> by Danka Office Imaging Company, Inc.. (Attachments: # <a href="#">1</a> )(Brockelman, Kent) (Entered: 09/27/2006)
10/02/2006	<a href="#">32</a>	ORDER re <a href="#">30</a> Granting STIPULATION of Dismissal Stipulation For Dismissal With Prejudice. IT IS ORDERED dismissing, with prejudice, all claims made by the EEOC against Danka in this action and Danka to bear their own attorneys' fees and costs repectively. Signed by Judge Earl H Carroll on 10/2/06. (LCF) (Entered: 10/02/2006)
10/03/2006	<a href="#">33</a>	FINAL JUDGMENT IS ENTERED re [doc. 31] Stipulation of parties. Judgment in favor of Danka and against Plaintiff Swafford on all claims made by Plaintiff Swafford in this action. Judgment is also entered in favor of Danka and against Plaintiff Swafford for Danka's attorneys' fees in the amount of \$25,000, with interest to run on all unpaid amounts at the statutory rate until paid in full . Signed by Judge Earl H Carroll on 10/2/06. (LCF) (Entered: 10/03/2006)
11/10/2006	<a href="#">34</a>	SATISFACTION OF JUDGMENT re <a href="#">33</a> Judgment, by Danka Office Imaging Company, Inc.. (Brockelman, Kent) (Entered: 11/10/2006)

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