

CLOSED, STD

**U.S. District Court  
DISTRICT OF ARIZONA (Phoenix Division)  
CIVIL DOCKET FOR CASE #: 2:04-cv-01821-JAT**

EEOC v. Harvest Medical Clin  
Assigned to: Judge James A Teilborg  
Demand: \$0  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 08/31/2004  
Date Terminated: 09/14/2005  
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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V.

**Defendant**

**Harvest Medical Clinic, Inc.**

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 TERMINATED: 10/28/2004  
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| Date Filed | # | Docket Text  |
|------------|---|--|
| 08/31/2004 | 1 | COMPLAINT FILED (MRB) (Entered: 08/31/2004)  |
| 09/03/2004 | 2 | STANDARD CIVIL TRACK INITIAL ORDER by Judge James A. Teilborg Plaintiff(s) shall effect service of the Complaint and Summons upon Defendants no later tha 120 days after the filing of the Complaint. IT IS FURTHER ORDERED once service is accomplished upon the Defendant(s) counsel for the Plaintiff(s) (or pro se Plaintiff) shall notify the Court in writing when the parties are prepared for a Preliminary Scheduling Conference. IT IS FURTHER ORDERED full compliance with Rule 26(f) is expected prior to the date of the Rule 16 Scheduling Conference. (cc: all counsel) re: order filed [2-1] (LSP) (Entered: 09/03/2004) |
| 09/17/2004 | 3 | RETURN OF SERVICE EXECUTED summons/complaint upon Scott Gragg, Office Manager for dft Harvest Medical Clinic on 9/16/04 (LSP) (Entered: 09/21/2004)  |
| 09/22/2004 | 4 | STIPULATION to extend time to answer complaint [1-1] by pla EEOC, dft Harvest Medical Clinic [4-1] (LSP) (Entered: 09/23/2004)   |
| 09/27/2004 | 5 | NOTICE by pla EEOC of service of Standard Civil Track Initial Order (LSP) (Entered: 09/29/2004)  |
| 09/29/2004 | 6 | ORDER by Judge James A. Teilborg granting stipulation to extend time up through and including 11/5/04 to answer complaint [1-1] by pla EEOC, dft Harvest Medical Clinic [4-1]. (cc: all counsel) (LSP) (Entered: 09/29/2004)   |
| 10/25/2004 | 7 | MOTION (Application) for Substitution of Defense Counsel with Consent to substitute attorney Jay A Zweig and Laura A Smith of Gallagher & Kennedy PA and replace Sid A Horwitz of Carmichael & Powell by dft Harvest Medical Clin [7-1] (SAT) (Entered: 10/28/2004)  |
| 10/28/2004 | 8 | ORDER by Judge James A. Teilborg upon Application for Substitution of Defense Counsel with Consent [7-1], IT IS ORDERED that Jay A Zweig and Laura A Smith of Gallagher & Kennedy PA shall be substituted as counsel of record for Defendant Harvest Medical Clinic Inc in the above-captioned matter in place and stead of Sid A Horwitz and the law firm of Carmichael & Powell; terminating attorney Sid Horwitz for Harvest Medical Clin and substituting attorney Jay A Zweig, Laura Ann Smith (cc: all counsel) (SAT) (Entered: 10/28/2004)  |
| 11/02/2004 | 9 | ANSWER to complaint [1-1] by dft Harvest Medical Clin (KCS) (Entered: 11/03/2004)  |

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| 11/02/2004 | 10 | CORPORATE DISCLOSURE STATEMENT by dft Harvest Medical Clin (KCS) (Entered: 11/03/2004)  |
| 11/05/2004 | 11 | ORDER SETTING RULE 16 SCHEDULING CONFERENCE by Judge James A. Teilborg prel scheduling conf set for 10:30 1/24/05 (cc: all counsel) (KMG) (Entered: 11/05/2004)   |
| 01/07/2005 | 12 | ATTORNEY APPEARANCE for pla EEOC by Sandra J Padegimas, Michelle G Marshall (SRB) (Entered: 01/10/2005)   |
| 01/07/2005 | 13 | STIPULATION re exchange of disclosure statements by dft Harvest Medical Clin (SRB) (Entered: 01/10/2005)  |
| 01/10/2005 | 14 | ORDER by Judge James A. Teilborg granting stipulation re exchange of disclosure statements by dft Harvest Medical Clin; the parties will exchange Initial Rule 26(a) Disclosure Statements on 1/21/05 (cc: all counsel) (SRB) (Entered: 01/10/2005)   |
| 01/13/2005 | 15 | JOINT PROPOSED CASE MGT PLAN/REPORT: ; ; (SRB) (Entered: 01/14/2005)  |
| 01/24/2005 | 16 | MINUTE ENTRY before Judge James A. Teilborg . Crt Rptr: David German. Appearances: Michelle G. Marshall for pla. Jay A. Zweig for dft. Rule 16 prel scheduling conf held. discovery ddl: 11/18/05; dispositive mtn ddl: 1/6/06. Rule 16 Scheduling Order to follow. IT IS ORDERED allowing 15 depositions for each side. [cc: JAT] [16-2] (TLB) (Entered: 01/24/2005) |
| 01/24/2005 | 17 | RULE 16 SCHEDULING ORDER by Judge James A. Teilborg ; discovery due 11/18/05 ; dispositive motions due 1/6/06 (cc: all counsel) re: order (scheduling) [17-1] (SRB) (Entered: 01/24/2005)   |
| 01/24/2005 | 18 | NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by dft Harvest Medical Clin (SRB) (Entered: 01/25/2005)   |
| 01/25/2005 | 19 | NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (SRB) (Entered: 01/26/2005)   |
| 02/03/2005 | 20 | NOTICE of service of discovery by dft Harvest Medical Clin . (SRB) (Entered: 02/04/2005)  |
| 02/25/2005 | 21 | JOINT MOTION AND STIPULATION to extend time to respond to discovery requests to and including 3/29/05 by pla EEOC, dft Harvest Medical Clin (SRB) (Entered: 03/01/2005)   |
| 03/01/2005 | 22 | ORDER by Judge James A. Teilborg granting stipulation to extend time to respond to discovery requests to and including 3/29/05 by pla EEOC, dft Harvest Medical Clin (cc: all counsel) (SRB) (Entered: 03/01/2005)  |
| 03/29/2005 | 23 | NOTICE of service of discovery by pla EEOC . (SRB) (Entered: 03/31/2005)  |
| 03/29/2005 | 24 | NOTICE of service of discovery by pla EEOC . (SRB) (Entered: 03/31/2005)  |
| 04/01/2005 | 25 | NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (SRB) (Entered: 04/05/2005)   |
| 04/01/2005 | 26 | NOTICE of service of discovery by pla EEOC . (SRB) (Entered: 04/05/2005)  |

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| 04/15/2005 | 27                 | NOTICE of service of discovery by pla EEOC . (SRB) (Entered: 04/18/2005)  |
| 05/06/2005 | 28                 | NOTICE of service of discovery by pla EEOC . (MAP) (Entered: 05/09/2005)  |
| 06/03/2005 | 29                 | NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (MAP) (Entered: 06/06/2005)   |
| 08/09/2005 | <a href="#">30</a> | Joint MOTION for Extension of Time For Discovery Deadlines by Equal Employment Opportunity Commission. (Marshall, Michelle) (Entered: 08/09/2005)   |
| 08/10/2005 | <a href="#">31</a> | ORDER granting <a href="#">30</a> Motion for Extension of certain Discovery Deadlines; Discovery due by 1/27/2006. Dispositive motions due by 2/3/2006. Signed by Judge James A. Teilborg on 8/10/05. (LSP) (Entered: 08/10/2005)   |
| 09/12/2005 | <a href="#">32</a> | Joint MOTION to Approve Consent Judgment ( <i>Consent Decree</i> ) by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Consent Decree)(Marshall, Michelle) Modified on 9/14/2005 (TLJ, ). (DOCUMENT FILED WITH INCORRECT CASE NUMBER) (Entered: 09/12/2005) |
| 09/14/2005 | <a href="#">33</a> | CONSENT JUDGMENT . Signed by Judge James A Teilborg on 9/14/05. (MAP, ) (Entered: 09/14/2005)   |
| 09/14/2005 | <a href="#">34</a> | NOTICE TO FILER OF DEFICIENCY re <a href="#">32</a> Joint MOTION to Approve Consent Judgment ( <i>Consent Decree</i> ) filed by Equal Employment Opportunity Commission,. Description of deficiency: wrong case number. (TLJ, ) (Entered: 09/14/2005)                                 |
| 09/28/2005 | <a href="#">35</a> | ERRATA re <a href="#">33</a> Decree by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Amended Consent Decree)(Marshall, Michelle) (Entered: 09/28/2005)   |
| 10/06/2005 | <a href="#">36</a> | AMENDED CONSENT JUDGMENT Signed by Judge James A Teilborg on 10/4/05. (LSP) (Entered: 10/06/2005)   |

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