

STD, TERMED

**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:99-cv-01760-JWS**

EEOC v. Metromedia Rest Grp, et al
Assigned to: Judge John W Sedwick
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/29/1999
Date Terminated: 07/09/2001
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **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

Michelle G Marshall
EEOC
3300 N Central Ave
Ste 690
Phoenix, AZ 85012-1848
602-640-5020
Fax: 602-640-5009
Email: michelle.marshall@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard R Trujillo
Equal Employment Opportunity
Commission
3300 N Central Ave
Ste 690
Phoenix, AZ 85012-1848
(602)640-5007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Metromedia Restaurant Group*doing business as*

Bennigan's Grill & Tavern

represented by **Holly H Williamson**

Littler Mendelson PC

1301 McKinney

Houston, TX 77010

(713)652-4703

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Jody A Landry**

Littler Mendelson PC

701 B St

13th Floor

San Diego, CA 92101-8102

(619)232-0441

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***John Mark Ogden**

Littler Mendelson PC

2425 E Camelback Rd

Ste 900

Phoenix, AZ 85016-2907

602-474-3601

Fax: 602-957-1801

Email: mogden@littler.com

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Stefanie W Kohen**

Littler Mendelson PC

200 N LaSalle St

Ste 2900

Chicago, IL 60601

(312)372-5520

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Defendant****CTM Restaurant Group***TERMINATED: 06/27/2000**doing business as*

Bennigan's Grill & Tavern

represented by **Jody A Landry**

(See above for address)

*TERMINATED: 04/04/2000**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***John Mark Ogden**

(See above for address)

*TERMINATED: 04/04/2000**LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

Richard Seth Cohen

Ford & Harrison LLP
 2425 E Camelback Rd
 Ste 340
 Phoenix, AZ 85016
 602-627-3500
 Fax: 602-627-3501
 Email: RCohen@fordharrison.com
TERMINATED: 06/27/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie May Cerasano

Lewis & Roca LLP
 40 N Central Ave
 Phoenix, AZ 85004-4429
 602-262-0260
 Fax: 602-734-3792
 Email: scerasano@lrlaw.com
TERMINATED: 06/27/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/29/1999	1	COMPLAINT FILED (SAT) (Entered: 09/30/1999)
10/13/1999	2	FIRST AMENDED COMPLAINT by pla EEOC; jury demand [1-1] (MAP) (Entered: 10/20/1999)
10/18/1999	3	RETURN OF SERVICE EXECUTED (summons/complaint) upon Statutory Agent for dft CTM Restaurant Grp on 10/15/99 (MAP) (Entered: 10/20/1999)
10/18/1999	4	RETURN OF SERVICE EXECUTED (summons/complaint) upon Kathy Cheshire for dft Metromedia Rest Grp on 10/14/99 (MAP) (Entered: 10/20/1999)
11/03/1999	5	ANSWER to Amended Complaint by dfts (all) (MAP) (Entered: 11/04/1999)
12/03/1999	6	ORDER FROM CHAMBERS by Judge John W. Sedwick re Policies and Procedures (cc: all counsel) re: order [6-1] (MAP) (Entered: 12/03/1999)
12/17/1999	7	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by plas (former emp) Modified on 01/12/2000 (Entered: 12/21/1999)
12/17/1999	8	JOINT PRETRIAL SCHEDULE and request for Rule 16 scheduling conference (former emp) (Entered: 12/21/1999)
12/17/1999	8	MOTION for Rule 16 scheduling conference hearing by pla EEOC, dft Metromedia Rest Grp, dft CTM Restaurant Grp [8-1] and joint discovery plan (former emp) (Entered: 12/21/1999)

01/18/2000	9	NOTICE of Service of Initial Disclosure Statement by dfts (all) (MAP) (Entered: 01/20/2000)
01/27/2000	10	NOTICE of service of first set of requests for admissions by dft Metromedia Restaurant Services, Inc. pla EEOC . (former emp) Modified on 01/28/2000 (Entered: 01/28/2000)
01/27/2000	11	NOTICE of service of non-uniform interrogatories to dft Metromedia Restaurant Services, Inc by pla EEOC . (former emp) Modified on 01/28/2000 (Entered: 01/28/2000)
01/27/2000	12	NOTICE of service of non-uniform interrogatories to dfts CTM Restaurants, L.L.C. by pla EEOC . (former emp) (Entered: 01/28/2000)
01/27/2000	13	NOTICE of Plas first request for production to dfts CTM Restaurants, L.L.C. by pla EEOC . (former emp) (Entered: 01/28/2000)
01/27/2000	15	NOTICE of service of first request for production to dft Metromedia Restaurant Services Inc. by pla EEOC . (former emp) (Entered: 01/28/2000)
01/28/2000	14	NOTICE of service of plas first set of requests for admissions by dft CTM Restaurants, L.L.C. by pla EEOC . (former emp) (Entered: 01/28/2000)
02/07/2000	16	NOTICE of service of discovery by dft (all) (MAP) (Entered: 02/10/2000)
02/07/2000	17	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/10/2000)
02/07/2000	18	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/10/2000)
02/07/2000	19	NOTICE of service of discovery by dft (all) (MAP) (Entered: 02/10/2000)
02/07/2000	20	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/10/2000)
02/07/2000	21	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/10/2000)
02/07/2000	22	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/10/2000)
02/07/2000	23	NOTICE of service of discovery by dfts (all). (MAP) (Entered: 02/10/2000)
02/07/2000	24	NOTICE of service of discovery by dft (all) (MAP) (Entered: 02/10/2000)
02/07/2000	25	NOTICE of service of discovery by dft (all) (MAP) (Entered: 02/10/2000)
02/10/2000	26	MINUTE ORDER denying motion for Rule 16 scheduling conference hearing by pla EEOC, dft Metromedia Rest Grp, dft CTM Restaurant Grp [8-1] and joint discovery plan (cc: all counsel) [26-1] (MAP) (Entered: 02/10/2000)
02/10/2000	27	SCHEDULING AND PLANNING ORDER by Judge John W. Sedwick that all discovery due 9/1/00 (cc: all counsel) (MAP) (Entered: 02/10/2000)
02/11/2000	28	MOTION for pro hac vice (atty Jody A Landry) by dfts (all) [28-1] (MAP) (Entered: 02/14/2000)
02/25/2000	29	MOTION to substitute attorney (Richard Cohen and Stephanie Cerasano of Lewis & Roca 40 N Central Ave Phx, AZ 85004 (602)262-5747) in place of Mark Ogden by dft CTM Restaurant Grp [29-1] (MAP) (Entered: 02/28/2000)

02/28/2000	30	STIPULATION to extend Discovery ddls by pla, dfts (all) (MAP) (Entered: 02/29/2000)
02/28/2000	31	NOTICE of service of discovery by dfts (all) (MAP) (Entered: 02/29/2000)
02/29/2000	32	ORDER by Judge John W. Sedwick granting motion for pro hac vice (atty Jody A Landry) by dfts (all) [28-1] (cc: all counsel) (MAP) (Entered: 02/29/2000)
03/02/2000	33	NOTICE of service of discovery by dft Metromedia Rest Grp (MAP) (Entered: 03/04/2000)
03/07/2000	34	STIPULATION to extend time to respond to Dfts' 1st set of written discovery by pla, dfts (All) (MAP) (Entered: 03/08/2000)
03/08/2000	35	ORDER by Judge John W. Sedwick granting stipulation that Dft CTM Restaurants will have thru 3/24/00 to respond to Pla's 1st set of requests for admissions, 1st req for production of and 1st set of non-uniform interrogatories (cc: all counsel) (MAP) (Entered: 03/08/2000)
03/16/2000	36	ORDER by Judge John W. Sedwick granting stipulation that Pla shall have thru 4/5/00 to respond to Dfts' Discovery Requests (cc: all counsel) (MAP) (Entered: 03/16/2000)
03/24/2000	37	STIPULATION to Extend ddl for Discovery Responses by pla, dfts (all) (MAP) (Entered: 03/27/2000)
04/04/2000	38	MINUTE ORDER granting motion to substitute attorney (Richard Cohen and Stephanie Cerasano of Lewis & Roca 40 N Central Ave Phx, AZ 85004 (602)262-5747) in place of Mark Ogden, Jody Landry by dft CTM Restaurant Grp [29-1] (cc: all counsel) [38-1] (MAP) (Entered: 04/04/2000)
04/04/2000	39	ORDER by Judge John W. Sedwick granting stipulation that Dft CTM Restaurants shall have thru 4.28.00 to respond to Pla's 2nd set of requests for admissions, first request for production and 1st set of non-uniform interrogatories (cc: all counsel) (MAP) (Entered: 04/04/2000)
04/07/2000	40	NOTICE of service of discovery by pla EEOC (MAP) (Entered: 04/10/2000)
04/20/2000	41	MOTION for pro hac vice (Stefanie Kohen) by dft Metromedia Rest Grp [41-1] (MAP) (Entered: 04/24/2000)
04/26/2000	42	ORDER by Judge John W. Sedwick granting motion for pro hac vice (Stefanie Kohen) by dft Metromedia Rest Grp [41-1] (cc: all counsel) (MAP) (Entered: 04/26/2000)
05/02/2000	43	STIPULATION to Extend ddl for Discovery Responses by pla, dfts (all) (MAP) (Entered: 05/04/2000)
05/18/2000	44	ORDER by Judge John W. Sedwick granting stipulation that Dft CTM Restaurants will have thru 5/26/00 to respond to Pla's 1st Set of Requests for Admissions, 1st Request for Production and First Set of Non-Uniform Interrogatories (cc: all counsel) (MAP) (Entered: 05/18/2000)
05/23/2000	45	NOTICE of Service of First Supplemental Disclosure Statement by pla EEOC (MAP) (Entered: 05/30/2000)

05/30/2000	46	NOTICE of service of discovery by dft CTM Restaurant Grp (MAP) (Entered: 06/05/2000)
06/22/2000	47	STIPULATION for Dismissal w/prejudice by pla, dfts (all) (MAP) (Entered: 06/26/2000)
06/26/2000	48	NOTICE by dft Metromedia Rest Grp OF TAKING DEPOS OF: Lauren Smith, Ruth Cartwright and Shannon Thomas on the following date(s): 8/2-4/00 (MAP) (Entered: 06/27/2000)
06/27/2000	49	ORDER by Judge John W. Sedwick granting stipulation that all claims against CTM Restaurants in this action are dsimissed w/prejudice, each party to bear own costs and fees (cc: all counsel) (MAP) (Entered: 06/27/2000)
06/28/2000	50	JOINT MOTION to dismiss Dft's 7th, 8th, 11th, 13th and 14th Affirmative Defenses by pla, dfts (all) [50-1] (MAP) (Entered: 07/06/2000)
06/29/2000	51	STIPULATION for Dismissal with Prejudice by pla, dfts (all) (MAP) (Entered: 07/06/2000)
07/07/2000	52	ORDER by Judge John W. Sedwick granting w/out prejudice motion to dismiss Dft's 7th, 8th, 11th, 13th and 14th Affirmative Defenses by pla, dfts (all) [50-1] (cc: all counsel) (MAP) (Entered: 07/07/2000)
07/12/2000	53	STIPULATION to Extend Discovery ddls by dft, pla (MAP) (Entered: 07/18/2000)
07/18/2000	54	ORDER by Judge John W. Sedwick granting stipulation extending Discovery ddls.. discovery ddl re-set for 12/15/00 (cc: all counsel) (MAP) (Entered: 07/18/2000)
08/03/2000	55	NOTICE of service of discovery by pla EEOC (MAP) (Entered: 08/04/2000)
08/10/2000	56	NOTICE by dft Metromedia Rest Grp OF TAKING DEPO OF Cheryl Justo on the following date(s): 9/7/00 at 9:30 AM; Jennifer Hale on 9/13/00 at 9:30 AM (former emp) (Entered: 08/14/2000)
08/15/2000	57	AMENDED NOTICE by dft Metromedia Rest Grp OF TAKING DEPO OF Lauren Smith, Ruth Cartwright and Shannon Thomas on the following date(s): 8/30/00, 8/31/00 and 9/1/00 (MAP) (Entered: 08/16/2000)
08/21/2000	58	RETURN OF SERVICE of Notice of Depo upon EEOC by dft Metromedia Rest Grp (MAP) (Entered: 08/22/2000)
08/24/2000	59	NOTICE by pla EEOC OF TAKING DEPO OF Todd Griegenburg on the following date(s): 9/8/00 (MAP) (Entered: 08/28/2000)
08/31/2000	60	MOTION for pro hac vice (Holly Williamson) by dft Metromedia Rest Grp [60-1] (MAP) (Entered: 09/05/2000)
09/05/2000	61	NOTICE of service of discovery by pla EEOC . (former emp) (Entered: 09/07/2000)
09/06/2000	62	NOTICE by pla EEOC of return of process of subpoena served on Todd J. Griepenburg (former emp) (Entered: 09/07/2000)

09/06/2000	63	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF Todd J. Griepenburg on the following date(s): 9/8/00 (former emp) (Entered: 09/07/2000)
09/07/2000	64	AMENDED NOTICE of service of discovery by pla EEOC (MAP) (Entered: 09/08/2000)
09/08/2000	65	ORDER by Judge John W. Sedwick granting motion for pro hac vice (Holly Williamson) by dft Metromedia Rest Grp [60-1] (cc: all counsel) (MAP) (Entered: 09/08/2000)
09/18/2000	66	NOTICE of service of discovery by pla EEOC (MAP) (Entered: 09/19/2000)
10/17/2000	67	NOTICE by pla EEOC OF TAKING DEPO OF Daniel E. Cimino on the following date(s): 11/8/00 (former emp) (Entered: 10/19/2000)
10/17/2000	68	NOTICE by pla EEOC OF 30(b)(6) TAKING DEPO OF Whitney Smith Co. on the following date(s): 11/1/00 (former emp) Modified on 10/19/2000 (Entered: 10/19/2000)
10/17/2000	69	NOTICE by pla EEOC OF TAKING DEPO OF Rick Taffee on the following date(s): 11/8/00 (former emp) (Entered: 10/19/2000)
10/17/2000	70	NOTICE by pla EEOC OF TAKING DEPO OF Randall Davis on the following date(s): 11/7/00 (former emp) (Entered: 10/19/2000)
10/17/2000	71	NOTICE by pla EEOC OF TAKING DEPO OF Anne Ruth on the following date(s): 11/2/00 (former emp) (Entered: 10/19/2000)
10/17/2000	72	NOTICE by pla EEOC OF TAKING DEPO OF Dan Parker on the following date(s): 11/9/00 (former emp) (Entered: 10/19/2000)
10/17/2000	73	NOTICE by pla EEOC OF 30(b)(6) TAKING DEPO OF Metromedia Restaurant Services on the following date(s): 10/31/00 (former emp) (Entered: 10/19/2000)
10/19/2000	74	MOTION for partial summary judgment w/respect to 7 of Metromedia's remaining 12 "Affirmative Defenses" by pla [74-1] (former emp) (Entered: 10/23/2000)
10/19/2000	75	STATEMENT OF FACTS by pla re motion for partial summary judgment w/respect to 7 of Metromedia's remaining 12 "Affirmative Defenses" by pla [74-1] (former emp) (Entered: 10/23/2000)
10/20/2000	76	ERRATA by pla to [75-1] (former emp) (Entered: 10/23/2000)
10/25/2000	77	NOTICE by pla OF TAKING DEPO OF Anne Ruth on the following date(s): 11/2/00. (former emp) (Entered: 10/26/2000)
10/26/2000	78	OBJECTIONS by dft to the subpoena served on the Whitney Smith Co., INC. (former emp) (Entered: 10/30/2000)
10/26/2000	79	AMENDED NOTICE by pla OF TAKING DEPO OF Anne Ruth on the following date(s): 11/17/00. (former emp) (Entered: 10/30/2000)
10/26/2000	80	AMENDED NOTICE by pla OF TAKING DEPO OF defendant on the following date(s): 11/16/00 (former emp) (Entered: 10/30/2000)
10/31/2000	81	MOTION to compel discovery by pla [81-1] (former emp) (Entered: 11/01/2000)

11/01/2000	82	WITNESS LIST by dft (former emp) (Entered: 11/02/2000)
11/01/2000	83	MOTION for protective order by dft [83-1] , alternatively to stay discovery pending mediation by dft [83-2] (former emp) (Entered: 11/02/2000)
11/01/2000	84	MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT by dft of motion for protective order by dft [83-1], motion to stay discovery pending mediation by dft [83-2] (former emp) (Entered: 11/02/2000)
11/01/2000	85	DECLARATION by dft re motion for protective order by dft [83-1] [83-1], re motion to stay discovery pending mediation by dft [83-2] [83-2] (former emp) (Entered: 11/02/2000)
11/02/2000	86	FINAL REVISED WITNESS LIST by pla (former emp) (Entered: 11/08/2000)
11/02/2000	87	NOTICE by dft OF TAKING DEPO OF Lauren Smith, Melissa Passerotti, Jennifer Reid, Rhiannon Truog and Amanda Harting on the following date(s): various (former emp) (Entered: 11/08/2000)
11/06/2000	88	AMENDED NOTICE by pla OF TAKING DEPO OF Rick Taaffe on the following date(s): 11/15/00 (former emp) (Entered: 11/08/2000)
11/13/2000	89	ORDER by Judge John W. Sedwick ; status hearing set for (8:00 am AK standard time) 10:00 11/7/00 ; Cnsl for dft Metromedia will schedule the conference call. The phone number for Judge Sedwick's courtroom is 907/677-6228. (cc: all counsel) (former emp) (Entered: 11/13/2000)
11/13/2000	90	ORDER by Judge John W. Sedwick: This m/o memorializes decisions made at the status conference on 11/7/00. 1) Depositions scheduled by EEOC for the week of 11/6/00 shall proceed as scheduled; 2) all other deposition notices are deemed w/drawn pending the court's ruling on the mtn by Metromedia for a protective order, or in the alternative, for a stay; 3) EEOC will file its opposition (response) to Metro's mtn forthwith; 4) Metro's opposition (response) to EEOC's mtn to compel shall be due on 12/8/00; 5) the discovery ddl is continued to 1/26/01; 6) the ddl for dispositive mtns and mtns in limine is continued to 2/26/01; 7) if the ptys find they need more time for discovery because the court is unable to rule promptly on the mtn for protective order, the holidays interfere, or some other good reason arises; the ptys should stipulate to a reasonable extension for completing discovery and mtn practice. Alternatively, on pty may file an appropriate mtn for an extension. discovery ddl set for 1/26/01 ; dispositive motions due 2/26/01 (cc: all cnsl) (former emp) (Entered: 11/13/2000)
11/21/2000	91	MOTION to withdraw dft's mtn, stay discovery and extend the time for dft to respond to EEOC's mtns pending settlement negotiations by dft [91-1] (former emp) (Entered: 11/21/2000)
11/30/2000	92	ORDER by Judge John W. Sedwick granting motion to withdraw dft's mtn, stay discovery and extend the time for dft to respond to EEOC's mtns pending settlement negotiations by dft [91-1], withdrawn motion for protective order by dft [83-1], withdrawn motion to stay discovery pending mediation by dft [83-2]. The deadlines for dft to respond to pla's motion to compel discovery by pla [81-1] and motion for partial summary judgment w/respect to 7 of Metromedia's remaining 12 "Affirmative Defenses" by pla [74-1] are extended through 12/22/00. (cc: all counsel) (former emp) (Entered: 11/30/2000)

01/09/2001	93	JOINT MOTION to extend time to oppose mtns, complete discovery by pla [93-1] (former emp) (Entered: 01/10/2001)
01/17/2001	94	ORDER by Judge John W. Sedwick granting motion to extend time to oppose mtns, complete discovery by pla [93-1]. Dft's opposiiton to mtn for partial sum jgm is due on 1/31/01; dft's opposition to mtn to compel is due 1/31/01; last date to sere and file the final witness list is 2/15/01; pla's supplemental witness list, including experts is due 3/3/01; dft's supplemental witness list, including experts is due on 4/3/01. discovery ddl set for 4/3/01 (cc: all counsel) (former emp) (Entered: 01/17/2001)
01/23/2001	95	FIRST AMENDED NOTICE by pla OF TAKING DEPO OF Daniel E. Cimino on the following date(s): 2/20/01. (former emp) (Entered: 01/24/2001)
01/23/2001	96	FIRST AMENDED NOTICE by pla OF TAKING DEPO OF Randall Davis on the following date(s): 2/21/01. (former emp) (Entered: 01/24/2001)
01/23/2001	97	SECOND AMENDED NOTICE by pla OF TAKING DEPO OF Anne Ruth on the following date(s): 2/15/01 (former emp) (Entered: 01/24/2001)
01/23/2001	98	SECOND AMENDED NOTICE by pla OF TAKING DEPO OF Metromedia Restaurant Svc d/b/a Bennigan's Grill & Tavern on the following date(s): 2/16/01. (former emp) (Entered: 01/24/2001)
01/31/2001	99	MOTION to extend time to file its briefs in opposition to EEOC's mtn for partial sum jgm and mtn to compel by dft Metromedia Rest Grp [99-1] (former emp) (Entered: 02/01/2001)
01/31/2001	100	DECLARATION by dft re motion to extend time to file its briefs in opposition to EEOC's mtn for partial sum jgm and mtn to compel by dft Metromedia Rest Grp [99-1] [99-1] (former emp) (Entered: 02/01/2001)
02/05/2001	101	ORDER by Judge John W. Sedwick granting motion to extend time to file its briefs in opposition to EEOC's mtn for partial sum jgm and mtn to compel by dft Metromedia Rest Grp [99-1] and motion to compel discovery by pla [81-1] [81-1], re: motion for partial summary judgment w/respect to 7 of Metromedia's remaining 12 "Affirmative Defenses" by pla [74-1]. Responses due 2/14/01. (cc: all counsel) (former emp) (Entered: 02/05/2001)
02/05/2001	102	RESPONSE/OPPOSITION by pla to motion to extend time to file its briefs in opposition to EEOC's mtn for partial sum jgm and mtn to compel by dft Metromedia Rest Grp [99-1] [99-1] (former emp) (Entered: 02/07/2001)
02/12/2001	103	ORDER by Judge John W. Sedwick: The time for dft to respond to pla's mtn for partial sum jgm and pla's mtn to compel is enlarged through 2/14/01, and the ptys are ordered to comply therewith. (cc: all counsel) (former emp) (Entered: 02/12/2001)
02/16/2001	104	STIPULATION by dft to postpone deadlines. (former emp) (Entered: 02/20/2001)
02/23/2001	105	ORDER by Judge John W. Sedwick granting stipulation that the deadlines for the ptys to submit final witness lists and for dft to respond to pla's mtn for partial sum jgm and mtn to compel are postponed until 3/2/01. Cnsl to file an updated status report on 3/2/01. (cc: all counsel) (former emp) (Entered: 02/23/2001)

03/02/2001	107	STATUS REPORT by pla EEOC, dft Metromedia Rest Grp (former emp) (Entered: 03/06/2001)
03/05/2001	106	ORDER by Judge John W. Sedwick: The deadlines for the ptys to submit final witness lists and for dft to respond to pla's mtn for partial sum jgm and mtn to compel are postponed until 3/2/01. (cc: all counsel) re: order [106-1] (former emp) Modified on 03/05/2001 (Entered: 03/05/2001)
03/12/2001	108	MINUTE ORDER: The Crt has reviewed the status report filed on 3/2/01. It is APPROVED. Unless closing papers, including a proposed consent decree, are sooner filed and lodged, cnsl for pla shall file an updated status report no later than 4/20/01. status report due 4/20/01 (cc: all counsel) [108-2] (former emp) (Entered: 03/12/2001)
04/20/2001	109	SECOND JOINT STATUS REPORT by dft (former emp) (Entered: 04/23/2001)
05/02/2001	110	MINUTE ORDER The crt has reviewed the second joint status report. Unless closing papers are sooner filed, cnsl for pla shall file an updated report respecting the progress of the settlement paperwork on 6/15/01. (status report due 6/15/01) (cc: all counsel) [110-3] (former emp) (Entered: 05/02/2001)
06/15/2001	111	THIRD STATUS REPORT by pla (former emp) (Entered: 06/18/2001)
06/27/2001	112	MINUTE ORDER: The req for status conference in the third status report is GRANTED as follows: The crt will conduct a phone status conference at 10:00 a.m. Alaska Daylight Time (11:00 a.m. AZ Standard Time) on Friday, 6/29/01. Pla shall arrange and pay for the phone connection. To obtain info on how to arrange the conference, cnsl should contact the court's secretary, Ms. Gail Morgan, at (907) 677-6251 at least two business days in advance. In view of the relatively short ntc afforded by this order, the crt's secretary will call cnsl to advise of this order. status hearing set for 10:00 6/29/01 (cc: all counsel) [112-3] (former emp) (Entered: 06/27/2001)
07/09/2001	113	CONSENT JUDGMENT by Judge John W. Sedwick see document for full dtls terminating case (cc: all counsel) (MAP) (Entered: 07/09/2001)

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