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**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:03-cv-01851-FJM**

EEOC v. CP Hotels (US) 1998, et al
Assigned to: Judge Frederick J Martone
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/23/2003
Date Terminated: 06/23/2005
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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V.

Defendant**CP Hotels (U.S.) 1998, Inc**

represented by **Arch Y Stokes**
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Defendant**Fairmont Hotels & Resorts (U.S.), Inc.**

doing business as
 Fairmont Scottsdale Princess

represented by **Arch Y Stokes**
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Date Filed	#	Docket Text
09/23/2003	1	COMPLAINT FILED (MRB) (Entered: 09/24/2003)

09/30/2003	2	RETURN OF SERVICE EXECUTED summons/complaint upon dft Fairmont Hotels & Resorts by service on CT Corporation, statutory agent, served on Molly Chapman on 9/24/03 in Phoenix, AZ (former emp) (Entered: 10/01/2003)
09/30/2003	3	RETURN OF SERVICE EXECUTED summons/complaint upon dft CP Hotels (US) 1998, by service on Statutory Agent, Brent Lunt at Scottsdale Princess Resort on 9/26/03 in Scottsdale, AZ (former emp) (Entered: 10/01/2003)
10/16/2003	4	STIPULATED REQUEST for enlargement of time for dfts to answer complaint [1-1] by pla EEOC, dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [4-1] (former emp) (Entered: 10/20/2003)
10/28/2003	5	ORDER by Judge Frederick J. Martone granting stipulation for enlargement of time, until 11/15/03 for dfts to answer complaint [1-1] by pla EEOC, dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [4-1] (cc: all counsel) (former emp) (Entered: 10/28/2003)
11/17/2003	6	ANSWER to pla's complaint [1-1] by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (former emp) (Entered: 11/17/2003)
11/21/2003	7	ORDER SETTING RULE 16 SCHEDULING CONFERENCE by Judge Frederick J. Martone ; prel scheduling conf set for 3:00 3/16/04 ; All parties are directed to meet at least 21 days before the scheduling conference in accordance with Rule 26(f) Federal Rules of Civil Procedure; parties shall develop and proposed case management plan; counsel shall jointly file their proposed case management plan not less than 5 days before the pretrial conference. The parties and their counsel are all cautioned that the deadlines set in the Rule 16 Scheduling Order shall be strictly enforced; No extensions will be granted due to case processing problems, discovery disputes or settlement negotiations (cc: all counsel) (former emp) (Entered: 11/21/2003)
11/24/2003	8	CORPORATE DISCLOSURE STATEMENT by dfts (LSP) (Entered: 12/02/2003)
03/08/2004	9	MINUTE ORDER: IT IS ORDERED amending the order setting Rule 16 scheduling conference to reflect that the conference is set for Friday, March 19, 2004 at 3:00 p.m. (cc: all counsel) [9-2] (KCB) (Entered: 03/08/2004)
03/12/2004	10	CASE MGT PLAN/REPORT: discovery cutoff 10/29/04; dispositive motion deadline 11/30/04; joint pretrial order deadline 2/25/05 (former emp) (Entered: 03/15/2004)
03/15/2004	11	MOTION for admission pro hac vice as to Paul Wagner, atty for dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [11-1] (former emp) (Entered: 03/17/2004)
03/17/2004		Pro Hac Vice \$25 Fee Paid as to Paul E Wagner (BAS) (Entered: 03/17/2004)
03/19/2004	12	MINUTE ENTRY before Judge Frederick J. Martone. Crt Rptr: Linda Schroeder-Willis. Appearances: Mary O'Neill for plaintiff; Paul Wagner (telephonically) for defendants. Rule 16 scheduling conference is held; the court enters the following deadlines: discovery ddl set for 10/29/04; dispositive motions due 11/30/04; PTO ddl set for 3/25/05; final pretrial conference set for 3:00 p.m. on 4/1/05; jury trial set for 9:00 a.m. on 4/12/05 (4 days). Upon agreement of the parties and random draw, this matter is referred to Magistrate Judge Virginia A. Mathis for settlement conference. Counsel shall call chambers

		at (602) 322-7610 to schedule the conference. [cc: FJM, VAM, all counsel] [12-2] (KCB) (Entered: 03/23/2004)
03/24/2004	13	RULE 16 SCHEDULING ORDER by Judge Frederick J. Martone ; discovery due 10/29/04 ; dispositive motions due 11/30/04 ; pretrial order due 3/25/05 ; Pretrial conference set for 3:00 4/1/05 ; jury trial set for 9:00 4/12/05 (cc: all counsel) (former emp) (Entered: 03/24/2004)
03/24/2004	14	ORDER by Judge Frederick J. Martone granting motion for admission pro hac vice as to Paul Wagner, atty for dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [11-1] (cc: all counsel) (former emp) (Entered: 03/24/2004)
03/31/2004	15	NOTICE OF SETTLEMENT CONFERENCE AND SETTLEMENT CONFERENCE STATEMENT ORDER by Mag Judge Virginia A. Mathis ; settlement conference set for 9:30 5/5/04 , before Mag Judge Virginia A. Mathis ; at least 5 days before the settlement conference, the parties shall lodge with the Magistrate Judge a settlement conference statement; the settlement conference statement should not be filed with the Clerk of the Court. (cc: all counsel) (former emp) (Entered: 03/31/2004)
04/06/2004	16	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (former emp) (Entered: 04/07/2004)
04/12/2004	17	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (former emp) (Entered: 04/13/2004)
05/05/2004	18	MINUTE ENTRY before Mag Judge Virginia A. Mathis . . ; settlement conference held ; no settlement reached [cc: cnsl-by AS-JA] [18-2] (former emp) (Entered: 05/11/2004)
05/10/2004	19	NOTICE of service of discovery by pla EEOC . (former emp) (Entered: 05/13/2004)
10/05/2004	20	ORDER by Judge Frederick J. Martone the court has before it the defendants' unopposed motion for extension of discovery deadlines (Motion is not on Court Docket) because of settlement negotiations. Settlement negotiations do not constitute good cause to upset a Rule 16 scheduling order. Accordingly, the defendants' unopposed motion for extension of discovery deadlines is denied. (cc: all counsel) re: order filed [20-1] (LSP) (Entered: 10/05/2004)
10/05/2004	21	NOTICE of service of discovery by pla EEOC . (LSP) (Entered: 10/05/2004)
10/08/2004	22	MOTION (Unopposed) to extend Discovery Deadlines by dfts [22-1] (LSP) (Entered: 10/12/2004)
10/12/2004	23	NOTICE of service of discovery by dft CP Hotels (US) 1998, dft Fairmont Hotels & Resorts. (LSP) (Entered: 10/13/2004)
10/21/2004	24	NOTICE by pla EEOC OF TAKING DEPO OF Aaron Walton on the following date(s): 10/27/04 (LSP) (Entered: 10/22/2004)
10/21/2004	25	NOTICE by pla EEOC OF TAKING DEPO OF Jennifer Ward on the following date(s): 10/27/04 (LSP) (Entered: 10/22/2004)

10/21/2004	26	NOTICE by pla EEOC OF TAKING DEPO OF Rosemary Taylor on the following date(s): 10/27/04 (LSP) (Entered: 10/22/2004)
10/27/2004	27	NOTICE of Lodging Consent Decree by pla (SAT) (Entered: 11/01/2004)
11/02/2004	28	ORDER by Judge Frederick J. Martone re: proposed consent decree [27-1] - the court declines to sign the consent decree as proposed. Parties are invited to agree to a proposed decree along the lines suggested in this order and lodge it with the court (cc: all counsel) (CMM) (Entered: 11/02/2004)
12/29/2004	29	MOTION for reconsideration of Court's 11/2/04 order by pla EEOC [29-1] (SRB) (Entered: 12/30/2004)
01/13/2005	30	ORDER by Judge Frederick J. Martone denying motion for reconsideration of Court's 11/2/04 order by pla EEOC [29-1] (cc: all counsel) (SRB) (Entered: 01/13/2005)
03/04/2005	31	NOTICE of Interlocutory Appeal by EEOC from District Court order [30-1], and order [28-1] (cc: 9CCA/all counsel/judge) (REW) (Entered: 03/08/2005)
03/08/2005		Civil Appeals Docketing Statement forwarded to 9th Circuit re NOTICE of Interlocutory Appeal [31-1] (REW) (Entered: 03/08/2005)
03/08/2005		APPEAL PACKET forwarded to all parties and 9th Circuit re: NOTICE of Interlocutory Appeal [31-1] (REW) (Entered: 03/08/2005)
03/09/2005	32	Transcript Designation and Ordering Form by pla EEOC re NOTICE of Interlocutory Appeal [31-1]; no transcripts to be ordered (REW) (Entered: 03/10/2005)
03/10/2005		Certificate of Record Transmitted to 9th Circuit NOTICE of Interlocutory Appeal [31-1] (REW) (Entered: 03/10/2005)
03/18/2005	33	MOTION to vacate pretrial deadlines and trial date by pla EEOC [33-1] (REW) (Entered: 03/24/2005)
03/21/2005		Notification by 9th Circuit of Appellate Docket Number 05-15416 re NOTICE of Interlocutory Appeal [31-1] (REW) (Entered: 03/21/2005)
03/21/2005	34	MOTION for admission pro hac vice as to Arch Stokes, atty for dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [34-1] (REW) (Entered: 03/24/2005)
03/21/2005	35	MOTION to stay proceedings pending appeal by pla EEOC [35-1] (REW) (Entered: 03/24/2005)
03/23/2005	37	SUPPLEMENTAL MEMORANDUM IN SUPPORT by pla EEOC of motion to vacate pretrial deadlines and trial date by pla EEOC [33-1] (REW) (Entered: 03/28/2005)
03/24/2005	36	ORDER by Judge Frederick J. Martone; counsel for pla shall file with the court by 3/25/05 a supplemental memorandum in support of its motion to vacate pretrial deadlines and trial date by pla EEOC, re: motion [33-1] (cc: all counsel) (REW) (Entered: 03/24/2005)
03/25/2005		Pro Hac Vice \$100 Fee Paid as to Arch Y Stokes (BAS) Modified on 04/01/2005 (Entered: 03/25/2005)

03/25/2005	40	Proposed Jury Instructions by pla EEOC (REW) (Entered: 03/31/2005)
03/25/2005	41	Proposed Voir dire submitted by pla EEOC (REW) (Entered: 03/31/2005)
03/25/2005	42	TRIAL BRIEF filed by pla EEOC (REW) (Entered: 03/31/2005)
03/25/2005	43	OBJECTIONS by pla EEOC to dft's proposed verdict form and its proposed verdict form (REW) (Entered: 03/31/2005)
03/28/2005	38	ORDER by Judge Frederick J. Martone granting motion for admission pro hac vice as to Arch Stokes, atty for dft CP Hotels (US) 1998, dft Fairmont Hotels & Re [34-1] (cc: all counsel) (REW) (Entered: 03/28/2005)
03/28/2005	44	Proposed Jury Instructions by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (REW) (Entered: 03/31/2005)
03/28/2005	45	Proposed Voir dire submitted by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (REW) (Entered: 03/31/2005)
03/28/2005	46	Proposed Verdict form by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (REW) (Entered: 03/31/2005)
03/28/2005	47	Proposed Statement of the case to be read to the Jury by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (REW) (Entered: 03/31/2005)
03/28/2005	48	TRIAL BRIEF filed by dft CP Hotels (US) 1998, dft Fairmont Hotels & Re (REW) (Entered: 03/31/2005)
03/28/2005		JOINT PROPOSED PRE-TRIAL ORDER submitted by all parties (original forwarded to chambers) (REW) (Entered: 03/31/2005)
03/29/2005	39	ORDER by Judge Frederick J. Martone granting motion to vacate pretrial deadlines and trial date by pla EEOC [33-1]; hearing set on the terms of the proposed consent decree on 5/20/05 at 2:00 pm; denying motion to stay proceedings pending appeal by pla EEOC [35-1] ; pretrial conference vacated ; jury trial vacated; hearing set for 2:00 5/20/05 (cc: all counsel/9CCA) (REW) (Entered: 03/29/2005)
05/20/2005	49	MINUTE ENTRY before Judge Frederick J. Martone . Crt Rptr: Linda Schroeder-Willis. this is the time set for status hearing re terms of proposed consent decree ; counsel are directed to submit their signed consent decree no later than 6/1/05; if the Court is not in receipt of said decree by that date, the Court will either decide that the original proposal is binding and sign it, or if the Court determines that the dfts have the right to withdraw from the agreement, the Court will issue a new Rule 16 Scheduling Order that settts the case for trial (cc: RW) [49-2] (LAD) (Entered: 05/23/2005)
05/20/2005	50	STATUS REPORT by pla EEOC (SRB) (Entered: 05/23/2005)
05/31/2005	51	CERTIFIED COPY of 9th Circuit Mandate; appellant's unopposed motion to dismiss this appeal granted; appeal dismissed; parties shall bear their own costs and attorneys' fees on appeal, re: 05-15416 [31-1] (cc: all counsel/judge) (REW) (Entered: 05/31/2005)
06/03/2005	52	ORDER by Judge Frederick J. Martone pursuant to the parties stipulation, ORDERED extending the deadline for submission of new consent decree from

		6/1/05 to 6/9/05 (stipulation not received in docketing) (cc: all counsel) re: order filed [52-1] (CMM) (Entered: 06/03/2005)
06/10/2005	53	ORDER by Judge Frederick J. Martone granting Stipulation extending the ddl to submit a new consent decrees from 6/9/05 to 6/15/05 (no Stip on the docket) (cc: all counsel) re: order filed [53-1] (MAP) (Entered: 06/10/2005)
06/15/2005	54	Transcript Designation and Ordering Form by dfts re Status Hearing on 5/20/05 (MAP) (Entered: 06/16/2005)
06/15/2005	55	TRANSCRIPT of Status Hearing by Court Reporter: Linda Schroeder-Willis for the following date(s): 5/20/05 (MAP) (Entered: 06/16/2005)
06/21/2005	56	MOTION for Order for Entry of Consent Decree by pla EEOC, and dfts CP Hotels (US) 1998, Fairmont Hotels & Re [56-1] (KMG) (Entered: 06/22/2005)
06/23/2005	57	CONSENT JUDGMENT by Judge Frederick J. Martone : granting motion for Order for Entry of Consent Decree by pla EEOC, and dfts CP Hotels (US) 1998, Fairmont Hotels & Re [56-1]; terminating case . Judgment is entered in favor of the Commission and against Dfts in the amount of \$13,750. Dfts have already paid Ms. Ferrin \$10,000 in backpay. See Document [57] for details of the settlement. (cc: all counsel) (LSP) (Entered: 06/23/2005)
02/07/2007	58	TRANSCRIPT DESIGNATION AND ORDER FORM <i>for Status Hearing</i> by Equal Employment Opportunity Commission for proceedings held on 05/20/2005 before Judge Frederick J. Martone. (Lopez, P) (Entered: 02/07/2007)

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