

STD, TERMED

**U.S. District Court  
DISTRICT OF ARIZONA (Phoenix Division)  
CIVIL DOCKET FOR CASE #: 2:98-cv-01719-ROS**

EEOC v. Sunset Ford Inc  
Assigned to: Judge Roslyn O Silver  
Demand: \$0  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/24/1998  
Date Terminated: 11/28/2000  
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*

**Ralph E Chamness**  
Equal Employment Opportunity  
Commission  
3300 N Central Ave  
Ste 690  
Phoenix, AZ 85012-1848  
(602)640-5007  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sandra J Padegimas**  
EEOC  
3300 N Central Ave  
Ste 690  
Phoenix, AZ 85012-1848  
602-640-5061  
Fax: 602-640-5009  
Email: sandra.padegimas@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Sunset Ford Inc**

represented by **Kandace Bradner Majoros**  
 Perkins Coie Brown & Bain PA  
 PO Box 400  
 Phoenix, AZ 85001-0400  
 602-351-8000  
 Fax: 602-648-7189  
 Email: [KMajoros@perkinscoie.com](mailto:KMajoros@perkinscoie.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/24/1998	1	COMPLAINT FILED (MAP) (Entered: 09/29/1998)
10/23/1998	2	AMENDED COMPLAINT by pla EEOC; jury demand [1-1] ; (KMG) (Entered: 10/26/1998)
11/02/1998	3	AMENDED COMPLAINT by pla EEOC; jury demand [2-1] ; (KMG) (Entered: 11/03/1998)
11/12/1998	4	RETURN OF SERVICE EXECUTED by personal service of summons, Amended Complaint upon Statutory Agent for dft Sunset Ford Inc on 11/9/98 (KMG) (Entered: 11/17/1998)
11/30/1998	5	ANSWER to Complaint by dft Sunset Ford Inc (KMG) (Entered: 12/03/1998)
12/09/1998	6	ORDER by Judge Roslyn O. Silver ; Scheduling Conference set for 3:00 2/8/99 This action is designated a standard track case. (cc: all counsel) (KMG) (Entered: 12/09/1998)
01/25/1999	7	STIPULATION to postpone dates by attys for plt and dft (KMG) (Entered: 01/25/1999)
02/03/1999	8	ORDER by Judge Roslyn O. Silver granting stipulation that the 2/8/99 Scheduling Conference be vacated and reset for 3/8/99 at 3:00 pm and that the 1/25/99 date for parties Case Management Meeting and submittal of their Case Management Plan be vacated and reset to 2/22/99. scheduling conf set for 3:00 3/8/99 (cc: all counsel) (KMG) (Entered: 02/03/1999)
02/22/1999	9	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by pla EEOC (KMG) (Entered: 02/23/1999)
02/23/1999	10	PROPOSED CASE MANAGEMENT PLAN: Discovery cutoff 9/30/99; Motion filing ddl is 10/29/99 (KMG) (Entered: 02/24/1999)
02/26/1999	11	NOTICE of compliance of initial disclosure statement pursuant to FRCivP 26(a) by dft Sunset Ford Inc (KMG) (Entered: 02/26/1999)
03/10/1999	12	MINUTE ENTRY Judge Inits: ROS Crt Rptr: Gary Moll. Appearances: Sandra Padegimas for Plas. Kandace Bradner for Dft. Prel scheduling conf held. Rule 16 hearing agenda reviewed. Counsel to submit to the Court jointly and in writing if they wish to consent before the magistrate judge by 3/26/99. Parties are to submit

		the Rule 16 Order by 3/26/99. [cc: JS [12-2] (LCF) (Entered: 03/10/1999)
03/22/1999	13	NOTICE of service of discovery by dft Sunset Ford Inc; First set of interrogatories to plt. (KMG) (Entered: 03/24/1999)
03/22/1999	14	NOTICE of service of discovery by dft Sunset Ford Inc; First set of requests for production of documents. (KMG) (Entered: 03/24/1999)
03/26/1999	15	RULE 16 SCHEDULING ORDER by Judge Roslyn O. Silver discovery due 9/30/99 ; dispositive motions due 10/29/99 ; pretrial order due 11/30/99 (cc: all counsel) (MAP) (Entered: 03/26/1999)
03/31/1999	16	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Regina Garcia on the following date(s): 5/13/99 at 9:30 AM (former emp) (Entered: 04/02/1999)
03/31/1999	17	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Maria Krutel on the following date(s): 5/11/99 at 9:30 AM (former emp) (Entered: 04/02/1999)
03/31/1999	18	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Linda Beck on the following date(s): 5/10/99 at 9:30 AM (former emp) (Entered: 04/02/1999)
04/02/1999	19	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Staphanie Levandar on the following date(s): 5/6/99 (MAP) (Entered: 04/06/1999)
04/09/1999	20	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Mindy Voras on the following date(s): 5/12/99 (KMG) (Entered: 04/12/1999)
04/09/1999	21	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Debra Wirt on the following date(s): 5/4/99 (KMG) (Entered: 04/12/1999)
04/09/1999	22	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Peter Giorgiopoulos on the following date(s): 5/5/99 (KMG) (Entered: 04/12/1999)
07/01/1999	23	NOTICE of service of discovery by pla EEOC; First set of non-uniform interrogatories and First request for production of documents. (KMG) (Entered: 07/02/1999)
07/29/1999	24	NOTICE of compliance of expert witness disclosure statement pursuant to FR CivP 26(a) by dft Sunset Ford Inc (KMG) (Entered: 08/02/1999)
08/06/1999	25	NOTICE of service of discovery by dft Sunset Ford Inc; Dfts response to pla EEOC's First Request for production of docs and Answers to pla EEOC's First Set of Non-Uniform Interrogatories. (KMG) (Entered: 08/10/1999)
08/13/1999	26	STIPULATION for extension of time in which to complete discovery by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 08/16/1999)
08/16/1999	27	ORDER by Judge Roslyn O. Silver granting stipulation ; discovery ddl reset for 1/31/00 ; dispositive motions now due 2/25/00 ; Joint Proposed Pretrial Order ddl now set for 3/31/00 (cc: all counsel) (KMG) (Entered: 08/16/1999)
09/22/1999	28	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Debra Wirt Balderrama on the following date(s): 10/13/99 (KMG) (Entered: 09/24/1999)
09/30/1999	29	ORDER by Judge Roslyn O. Silver that the parties furnish the Court with another Notice of Status of Discovery or Settlement in four months from the date of this Order. (cc: all counsel) re: order [29-1] (KMG) (Entered: 09/30/1999)

01/13/2000	30	ENTRY OF ATTORNEY APPEARANCE for pla EEOC by Ralph E Chamness (KMG) (Entered: 01/13/2000)
01/13/2000	31	STIPULATION for Extension of Time within which to complete discovery by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 01/14/2000)
01/25/2000	32	ORDER by Judge Roslyn O. Silver that the parties furnish the Court with another Notice of the Status of Discovery of or Settlement in four months from the date of this Order. FURTHER ORDERED the parties shall contact the Court when discovery is complete and before dispositive motions are filed unless such motions have previously been filed. The Court will then set a status hearing to explore options to enhance settlement. (cc: all counsel) re: order [32-1] (KMG) (Entered: 01/25/2000)
01/25/2000	33	ORDER by Judge Roslyn O. Silver granting stipulation that the following extensions have been given: discovery ddl set for 5/31/00 ; dispositive motions due 7/14/00 ; Joint Proposed Pretrial Order ddl set for 8/15/00 (cc: all counsel) (KMG) (Entered: 01/25/2000)
02/28/2000	34	REVISED NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Debra Wirt Balderrama on the following date(s): 3.17.00 (LCF) (Entered: 02/29/2000)
02/29/2000	35	NOTICE of service of discovery by pla EEOC; Second set of non-uniform interrogatories and Second request for production of documents. (KMG) (Entered: 03/01/2000)
04/12/2000	36	STIPULATION for entry of Protective Order regarding Confidential documents and information by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 04/13/2000)
04/13/2000	37	ORDER by Judge Roslyn O. Silver granting stipulation for protective order (cc: all counsel) (KMG) (Entered: 04/13/2000)
04/14/2000	38	NOTICE of service of discovery by dft Sunset Ford Inc serving; Dft's Answers to Pla's Second set of Non-Uniform Interrogatories and Dft's Response to Pla's Second Request for Production of documents. (KMG) (Entered: 04/17/2000)
04/20/2000	39	NOTICE by pla EEOC OF TAKING DEPO OF Michael Giarusso, Carol Popke, and Bernie Wahl on the following date(s): 5/9/00, 5/11/00 (KMG) (Entered: 04/21/2000)
05/02/2000	40	NOTICE by pla EEOC OF TAKING DEPO OF L. Dans Callans on the following date(s): 5/15/00 (KMG) (Entered: 05/03/2000)
05/04/2000	41	NOTICE by pla EEOC OF TAKING DEPO OF David Horton on the following date(s): 5/24/00 (KMG) (Entered: 05/05/2000)
05/22/2000	42	THIRD STIPULATION for Extension of Time for completion of discovery and other pretrial deadlines by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 05/23/2000)
05/25/2000	43	ORDER by Judge Roslyn O. Silver that the parties furnish the Court with another Notice of the Status of Discovery or Settlement in four months from the date of this Order. (cc: all counsel) re: order [43-1] (KMG) (Entered: 05/25/2000)

05/25/2000	44	ORDER by Judge Roslyn O. Silver granting stipulation ; discovery ddl set for 7/31/00 ; dispositive motions due 8/31/00 ; Joint Proposed Pretrial Order ddl set for 9/29/00 (cc: all counsel) (KMG) (Entered: 05/25/2000)
07/14/2000	45	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Nancy Levander on the following date(s): 7/25/00 (MAP) (Entered: 07/17/2000)
07/14/2000	46	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Rick Gilmore on the following date(s): 7/25/00 (MAP) (Entered: 07/17/2000)
07/18/2000	47	NOTICE by pla EEOC OF TAKING DEPO OF Mike Giarusso on the following date(s): 7/20/00 (former emp) (Entered: 07/19/2000)
07/18/2000	48	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Regina Garcia on the following date(s): 7/28/00 (KMG) (Entered: 07/20/2000)
07/18/2000	49	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Mindy Voras on the following date(s): 7/28/00 (KMG) (Entered: 07/20/2000)
07/18/2000	50	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Diana Robinson on the following date(s): 7/28/00 (KMG) (Entered: 07/20/2000)
07/21/2000	51	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Stephanie Levander on the following date(s): 7/27/00 (KMG) (Entered: 07/24/2000)
07/21/2000	52	AMENDED NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Mindy Voras on the following date(s): 7/28/00 (KMG) (Entered: 07/24/2000)
07/25/2000	53	STIPULATION for extension of time for completion of discovery by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 07/26/2000)
07/26/2000	54	NOTICE by pla EEOC OF TAKING DEPO OF Bernie Wahl on the following date(s): 7/31/00 (KMG) (Entered: 07/27/2000)
07/27/2000	55	ORDER by Judge Roslyn O. Silver granting stipulation ; discovery ddl reset for 8/31/00 ; dispositive motions now due 9/29/00 ; Joint Proposed pretrial order ddl now set for 10/31/00 (cc: all counsel) (KMG) (Entered: 07/27/2000)
07/27/2000	56	NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Regina M. Kistler on the following date(s): 8/8/00 (KMG) (Entered: 07/27/2000)
07/27/2000	57	AMENDED NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Nancy Levander on the following date(s): 8/30/00 (KMG) (Entered: 07/28/2000)
07/28/2000	58	AMENDED NOTICE by dft Sunset Ford Inc OF TAKING DEPO OF Rick Gilmore on the following date(s): 8/10/00 (KMG) (Entered: 07/31/2000)
07/28/2000	59	NOTICE of compliance of first supplemental disclosure statement pursuant to FRCivP 26(a) by dft Sunset Ford Inc (KMG) (Entered: 07/31/2000)
07/31/2000	60	AMENDED NOTICE by pla EEOC OF TAKING DEPO OF Darlene Phoenix on the following date(s): 8/1/00 (KMG) (Entered: 07/31/2000)
08/21/2000	61	NOTICE by pla EEOC OF TAKING DEPO OF Paul Enger on the following date(s): 8/24/00 (KMG) (Entered: 08/22/2000)

08/21/2000	62	NOTICE by pla EEOC OF CONTINUATION OF TAKING DEPO OF Bernie Wahl on the following date(s): 8/30/00 (KMG) (Entered: 08/22/2000)
08/24/2000	63	NOTICE by pla EEOC OF TAKING DEPO OF Regina Ashcroft on the following date(s): 8/25/00 (KMG) (Entered: 08/25/2000)
08/29/2000	64	NOTICE of compliance of second supplemental disclosure statement pursuant to FRCivP 26(a) by dft Sunset Ford Inc (KMG) (Entered: 08/30/2000)
09/01/2000	65	NOTICE of compliance of third supplemental disclosure statement pursuant to FRCivP 26(a) by dft Sunset Ford Inc (KMG) (Entered: 09/05/2000)
09/29/2000	66	STIPULATION for Extension of Time for certain pre-trial deadlines by pla EEOC, dft Sunset Ford Inc (KMG) (Entered: 10/02/2000)
10/04/2000	67	ORDER by Judge Roslyn O. Silver granting stipulation extending the following deadlines: ; dispositive motions now due 12/8/00 ; Joint Proposed Pretrial Order ddl now set for 2/16/01 (cc: all counsel) (KMG) (Entered: 10/04/2000)
10/04/2000	68	NOTICE of compliance of supplemental disclosure statement pursuant to FRCivP 26(a) by pla EEOC (KMG) (Entered: 10/04/2000)
11/28/2000	69	CONSENT JUDGMENT: by Judge Roslyn O. Silver This Decree resolves all claims of the Commission against Sunset Ford, including monetary damages, interest, injunctive relief, and attorney's fees and costs arising out of the issues in this lawsuit. Injunction: Sunset Ford, and it officers, agensts, employees, successors, assigns and all persons in active concert or participation with it, are permanently enjoined for the duration of the Decree from a) sexually harassing any employee and b) retaliating against any employee in regards to sexual harassment. Monetary Relief: Judgment is entered in favor of the Commission and against Sunset Ford in the amount of One Hundred, Thirty-Two Thousand Five Hundred Dollars (\$132,500). Sunset Ford shall pay the gross sum of Fifty-Four Thousand Three Hundred Seventy-Five Dollars (\$54,375) to Ms. Balderrama and Eleven Thousand Eight Hundred Seventy-Five Dollars (\$11,875) to Ms. Swinbourne for a total of Sixty-Six Thousand Two Hundred Fifty Dollars (\$66,250) on or before 12/1/00. Sunset Ford shall also pay the gross sum of Fifty-Four Thousand Three Hundred Seventy-Five Dollars (\$54,375) to Ms. Balderrama and Eleven Thousand Eight Hundred Seventy-Five Dollars (\$11,875) to Ms. Swinbourne for a total of Sixty-Six Thousand Two Hundred Fifty Dollars (\$66,250) on or before 1/16/01. to dismiss case (cc: all counsel) (KMG) (Entered: 11/28/2000)

## PACER Service Center

### Transaction Receipt

08/01/2007 12:37:56

<b>PACER Login:</b>	hs0328	<b>Client Code:</b>	eeoc
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:98-cv-01719-ROS
<b>Billable Pages:</b>	4	<b>Cost:</b>	0.32

