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# General Docket

## US Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 06-16523

Filed: 8/21/06

Nsuit: 1442 Jobs (USpl)

EEOC v. Winslow Memorial

Appeal from: District of Arizona (Phoenix)

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Case type information:

- 1) civil
- 2) US
- 3)

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Lower court information:

District: 0970-2 : CV-04-02060-DGC  
 presiding judge: David G. Campbell, District Judge  
 court reporter: David Lee, Court Reporter  
 Date Filed: 9/30/04  
 Date order/judgment: 6/14/06  
 Date NOA filed: 8/11/06

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Fee status: USA: no fee required-----  
Prior cases:

None

## Current cases:

None

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06-16523 EEOC v. Winslow MemorialEQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION

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v.

WINSLOW MEMORIAL HOSPITAL,  
 INC., an Arizona corporation  
 Defendant - Appellee

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EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Plaintiff - Appellant

v.

WINSLOW MEMORIAL HOSPITAL, INC., an Arizona corporation

Defendant - Appellee

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8/21/06 DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. CADS  
 SENT (Y/N): y. setting schedule as follows: CADS is past  
 due; CADS must be filed no later than 8/28/06; appellant's  
 designation of RT is due 8/21/06; appellee's designation of  
 RT is due 8/31/06; appellant shall order transcript by  
 9/11/06; court reporter shall file transcript in DC by  
 10/11/06; certificate of record shall be filed by 10/18/06 ;

appellant's opening brief is due 11/27/06; appellees' brief is due 12/27/06; appellants' reply brief is due 1/10/07; [06-16523] (gar)

- 8/23/06 Filed Aplt's Civil Appeals Docketing Statement served on 8/15/06 (to CONFATT) [06-16523] [06-16523] (gva)
- 8/31/06 Filed certificate of record on appeal N/RT filed in DC dated 8/28/06 [06-16523] (gva)
- 9/5/06 Received notice of appearance of Anne Noel Occhialino as csl for EEOC (Casefile) [06-16523] (gva)
- 10/18/06 Filed order CONFATT (bls) This case is under consideration for inclusion in the Mediation Program. See. Fed. R. App. P. 33 and Ninth Cir. R. 33-1. A settlement assessment conference will be held by telephone on 10/27/06, at 11:30 a.m. Pacific time (2:30 p.m. Eastern time). If the appeal settles or a motion to dismiss pursuant to Fed. R. App. P. 42(b) is filed prior to the conference, please inform the Mediation Assistant via fax immediately. The briefing schedule previously set by the court remains in effect. [06-16523] (mj)
- 11/1/06 Filed order CONFATT (MAC) On 10/27/06, a telephone conference was held with Circuit Mediator Margaret A. Corrigan. Anne Noel Occhialino, Esq. participated on behalf of appellant; Lawrence J. Rosenfeld, Esq. and Daniel Benjamin Pasternak, Esq. participated on behalf of appellee. On or before 11/3/06, appellant shall serve a written settlement demand by fax on appellee, with a copy to the Circuit Mediator. The court will initiate a further conference by telephone on 11/16/06, at 1:00 p.m. Pacific time (2:00 p.m. Arizona time; 4:00 p.m. Eastern time). The briefing schedule previously set by the court is amended as follows: appellant shall file an opening brief on or before 1/10/07; appellee shall file an answering brief on or before 2/9/07; appellant may file an optional reply brief on or before 2/23/07. Counsel are requested to contact the Circuit Mediator should circumstances develop that warrant further discussions prior the next scheduled conference. [06-16523] (mj)

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- 11/22/06 Filed order CONFATT (MAC) On or before 12/1/06, appellee shall respond to appellant's outstanding settlement proposal, dated 11/15/06. The court will initiate a further conference by telephone on 12/8/06, at 10:00am Pacific Time (11:00am Arizona Time; 1:00pm Eastern Time). Counsel are requested to contact the Circuit Mediator should circumstances develop that warrant further discussions prior to the next scheduled conference. [06-16523] (lee)
- 12/19/06 Filed order CONFATT (mac) On 12/8/06, a telephone conference was held. On or before 12/15/06, counsel for appellant shall serve a written response to the matters discussed during the 12/8/06 conference call on counsel for appellee, with a copy to the Circuit Mediator. The court will initiate a further conference by telephone on December 21, 2006 at 11:30 a.m. Pacific Time (12:30 p.m. Arizona Time; 2:30 p.m. Eastern Time). The briefing schedule previously set by the court is amended as follows: appellant shall file an opening brief on or before January

31, 2007; appellee shall file an answering brief on or before March 2, 2007; appellant may file an optional reply brief on or before March 16, 2007. Counsel are requested to contact the Circuit Mediator should circumstances develop that warrant further discussions prior to the next scheduled conference. [06-16523] (hc)

- 1/5/07 Filed order CONFATT (MAC) On 12/21/06, a telephone conference was held with Circuit Mediator Margaret Corrigan. ... The ct has been informed that the parties have tentatively settled their dispute. On or before 1/31/07, appt shall serve on the Circuit Mediator for her filing with the ct a mtn to dismiss the appeal pursuant to FRAP 42(b), or shall contact the Circuit Mediator ... [06-16523] (gva)
- 2/6/07 Filed motion & clerk order CONFATT: (Deputy Clerk: MAC) Appt's mtn to dismiss this appeal is granted. FRAP 42(b). A certified copy of this order shall serve as the mandate of this ct. (Motion recvd 1/31/07) (Procedurally Terminated Without Judicial Action; F.R.A.P. 42) [06-16523] (gva)

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