

**U.S. District Court
Eastern District of California – Live System (Sacramento)
CIVIL DOCKET FOR CASE #: 2:05-cv-01983-MCE-DAD**

Equal Employment Opportunity Commission v. Paragary's
Management Group, et al.
Assigned to: Chief Judge Morrison C. England, Jr
Referred to: Magistrate Judge Dale A. Drozd
Cause: 28:451 Employment Discrimination

Date Filed: 09/29/2005
Date Terminated: 04/29/2009
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Cindy S. O'Hara**
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TERMINATED: 09/21/2007

V.

Defendant

Paragary's Management Group, et al.*Doing business as*

Paragary's Bar and Oven

Doing business as

Blue Clue

Doing business as

Cafe Bernardo

Doing business as

Centro Cocina

Doing business as

Esquire Grill

Doing business as

KBar

Doing business as

Monkey Bar

Doing business as

Spataro

Defendant**Paramoor, Inc***Paragary's Bar and Oven**Doing business as*

Paragary's Management Group

Doing business as

Blue Clue

Doing business as

Cafe Bernardo

Doing business as

Centro Cocina

Doing business as

Esquire Grill

Doing business as

KBar

Doing business as

Monkey Bar

Doing business as

Spataro

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Email: christim@jacksonlewis.com**TERMINATED: 05/03/2006****Defendant****PDK Partnership****Defendant****PK Partnership**

Date Filed	#	Docket Text
09/29/2005	<u>1</u>	COMPLAINT against Paragary's Management Group, et al., filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet)(Offen-Brown, David) No filing fee required - Govt pltf. Modified on 9/30/2005 (Sherman, T). (Entered: 09/29/2005)
09/29/2005	<u>2</u>	SUMMONS ISSUED as to *Paragary's Management Group, et al.* with answer to complaint due within *20* days. Attorney *David Forgan Offen-Brown* *US Equal Employment Opportunity Commission* *350 The Embarcadero, Suite 500* *San Francisco, CA 94105-1260*. (Sherman, T) (Entered: 09/30/2005)
09/29/2005	<u>3</u>	CIVIL NEW CASE DOCUMENTS ISSUED; Initial Scheduling Conference set for 12/5/2005 at 3:30 PM in Courtroom 4 (LKK) before Senior Judge Lawrence K. Karlton. (Attachments: # <u>1</u> Consent Forms # <u>2</u> VDRP Forms) (Sherman, T) (Entered: 09/30/2005)

10/03/2005	<u>4</u>	SUMMONS ISSUED as to *Paramoor, Inc, PDK Partnership* with answer to complaint due within *20* days. Attorney *William R. Tamayo* *US Equal Employment Opportunity Commission* *350 The Embarcadero, Suite 500* *San Francisco, CA 94105-1260*. (Sherman, T) (Entered: 10/03/2005)
11/17/2005	<u>5</u>	<i>First</i> AMENDED COMPLAINT against PK Partnership, Paramoor, Inc, PDK Partnership, Paragary's Management Group, et al., filed by Equal Employment Opportunity Commission.(Esparza-Cervantes, Elizabeth) (Entered: 11/17/2005)
11/17/2005	<u>6</u>	CIVIL COVER SHEET by Equal Employment Opportunity Commission (Esparza-Cervantes, Elizabeth) (Entered: 11/17/2005)
11/17/2005	<u>7</u>	DECLINE to PROCEED BEFORE US MAGISTRATE JUDGE by Equal Employment Opportunity Commission. (Esparza-Cervantes, Elizabeth) (Entered: 11/17/2005)
11/21/2005	<u>8</u>	STIPULATION and PROPOSED ORDER : STATUS (PRETRIAL SCHEDULING) CONFERENCE REPORT by Equal Employment Opportunity Commission. (Esparza-Cervantes, Elizabeth) (Entered: 11/21/2005)
11/22/2005	<u>9</u>	SUMMONS ISSUED as to *PK Partnership* with answer to complaint due within *20* days. Attorney *Elizabeth Esparza-Cervantes* *US Equal Employment Opportunity Commission* *350 The Embarcadero, Ste 500* *San Francisco, CA 94105-1260*. (Duong, D) (Entered: 11/22/2005)
11/28/2005	<u>10</u>	SUMMONS RETURNED EXECUTED by Equal Employment Opportunity Commission. Paramoor, Inc served on 11/2/2005, answer due 11/22/2005. (Esparza-Cervantes, Elizabeth) (Entered: 11/28/2005)
11/28/2005	<u>11</u>	SUMMONS RETURNED EXECUTED by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> New Case Opening Documents)(Esparza-Cervantes, Elizabeth) Modified on 11/30/2005 (Duong, D). (Entered: 11/28/2005)
11/28/2005	<u>12</u>	CERTIFICATE of SERVICE by Equal Employment Opportunity Commission re <u>3</u> Civil New Case Documents for LKK, <u>4</u> Summons,, <u>1</u> Complaint , <i>Notice and Acknowledgment of Receipt</i> (Esparza-Cervantes, Elizabeth) Modified on 11/30/2005 (Duong, D). (Entered: 11/28/2005)
11/28/2005	<u>13</u>	CERTIFICATE of SERVICE by Equal Employment Opportunity Commission re <u>2</u> Summons,, <u>3</u> Civil New Case Documents for LKK, <u>1</u> Complaint , <i>and Notice and Acknowledgment of Receipt</i> (Attachments: # <u>1</u> Notice and Acknowledgment of Receipt (California Service Waiver), used Per Fed. R. Civ. P. 4 (h) (1))(Esparza-Cervantes, Elizabeth) (Entered: 11/28/2005)
12/02/2005	<u>14</u>	ORDER of RECUSAL: Judge Lawrence K. Karlton recused himself and the case is now reassigned to Judge Frank C. Damrell, Jr for all further proceedings. Signed by Judge Lawrence K. Karlton on 12/2/05. (Duong, D) (Entered: 12/02/2005)
12/02/2005	<u>15</u>	CIVIL NEW CASE DOCUMENTS ISSUED; (Attachments: # <u>1</u> VDRP Forms) (Duong, D) (Entered: 12/02/2005)
12/12/2005	<u>16</u>	ANSWER to COMPLAINT by Paramoor, Inc.(Parker, Alden) (Entered: 12/12/2005)
12/15/2005	<u>17</u>	ORDER of RECUSAL. Judge Frank C. Damrell, Jr recuses as the judge to whom this case is assigned. Case reassigned to Judge Morrison C. England, Jr for all further proceedings signed by Judge David F. Levi on 12/13/2005. (Reader, L) (Entered: 12/15/2005)
12/15/2005	<u>18</u>	CIVIL SCHEDULING ORDR DOCUMENTS ISSUED for MCE; (Reader, L) (Entered: 12/15/2005)
04/26/2006	<u>19</u>	STIPULATION <i>Substitution of Attorney</i> by Paramoor, Inc. (Christian, Michael) (Entered: 04/26/2006)
04/28/2006	<u>20</u>	PROPOSED ORDER Substitution of Attorney re <u>19</u> Stipulation by Paramoor, Inc. (Christian, Michael) (Entered: 04/28/2006)
05/03/2006	<u>21</u>	ORDER signed by Judge Morrison C. England Jr. on 5/3/06 GRANTING Substitution of Attorney. Basham Parker LLP added and Jackson Lewis LLP terminated as attorney of record for Defendant Paramoor Inc. (Donati, J) (Entered: 05/03/2006)

12/12/2006	<u>22</u>	NOTICE of Unavailability of Counsel for Plaintiff EEOC. (Esparza–Cervantes, Elizabeth) Modified on 12/13/2006 (Krueger, M). (Entered: 12/12/2006)
07/03/2007	<u>23</u>	NOTICE of CHANGE of ADDRESS by Alden John Parker. (Parker, Alden) (Entered: 07/03/2007)
09/21/2007	<u>24</u>	NOTICE of APPEARANCE by Evangelina Patricia Hernandez on behalf of Equal Employment Opportunity Commission. Attorney Hernandez, Evangelina Patricia added. (Hernandez, Evangelina) (Entered: 09/21/2007)
09/30/2008	25	MINUTE ORDER (Text Only): A review of the docket shows that there has been no activity in this case since 9/21/2007. A Status Conference is SET for 12/19/2008 at 9:00 AM in Courtroom 7. A Joint Status Report shall be filed on or before 12/5/2008 with all parties participating. Plaintiff shall serve a copy of this minute order on any defendant(s) who has not yet appeared. The parties are reminded that failure to file a Joint Status Report timely may result in the imposition of sanctions, an order to show cause, and/or dismissal of the action. Signed by Judge Morrison C. England, Jr on 09/24/08.(Schultz, C) (Entered: 09/30/2008)
12/05/2008	<u>26</u>	JOINT STATUS (PRETRIAL SCHEDULING) CONFERENCE REPORT by Equal Employment Opportunity Commission. Attorney O'Hara, Cindy S added. (O'Hara, Cindy) Modified on 12/8/2008 (Marciel, M). (Entered: 12/05/2008)
12/10/2008	<u>27</u>	ORDER signed by Judge Morrison C. England, Jr on 12/9/08 ORDERING the Scheduling Conference reset for 2/6/2009 at 09:00 a.m. in Courtroom 7 (MCE) before Judge Morrison C. England Jr. (Becknal, R) (Entered: 12/10/2008)
02/02/2009	<u>28</u>	STIPULATION and PROPOSED ORDER for continue status conference by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Entered: 02/02/2009)
02/04/2009	<u>29</u>	STIPULATION and ORDER signed by Judge Morrison C. England, Jr on 2/4/09: Status Conference RESET for 3/5/2009 at 02:00 PM in Courtroom 7 (MCE) before Judge Morrison C. England Jr.. (Kaminski, H) (Entered: 02/04/2009)
03/02/2009	<u>30</u>	PLAINTIFF(S) STATUS REPORT by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Entered: 03/02/2009)
03/04/2009	31	MINUTE ORDER (Text Only): On the Court's own motion and pursuant to Local Rule 78–230(h), the Status Conference, scheduled for hearing on 3/5/2009, is submitted without oral argument. The hearing date of 3/5/2009 is vacated. If the Court determines that oral argument is needed, it will be scheduled at a later date.Signed by Judge Morrison C. England, Jr. on 3/4/2009. (Deutsch, S) (Entered: 03/04/2009)
03/04/2009	<u>32</u>	DEFENDANT(S) STATUS REPORT by Paramoor, Inc. (Parker, Alden) (Entered: 03/04/2009)
03/09/2009	33	MINUTE ORDER (Text Only): The 3/5/2009 Status Conference is reset for hearing on 3/26/2009 at 2:00 p.m. in Courtroom 7. Signed by Judge Morrison C. England, Jr. on 3/9/2009. (Deutsch, S) (Entered: 03/09/2009)
03/25/2009	34	MINUTE ORDER (Text Only): The status conference, scheduled for hearing on 3/26/2009, is VACATED. If the Court determines that a status conference is needed, it will be scheduled at a later date. (Schultz, C) (Entered: 03/25/2009)
03/27/2009	<u>35</u>	ORDER RE: SETTLEMENT AND DISPOSITION signed by Judge Morrison C. England, Jr on 3/27/09 ORDERING that pursuant to the representations of the attorney forDefendants, the Court has determined that this case is settled; In accordance with the provisions of Local Rule 16–160, dispositional documents are to be filed on or before 4/15/09; Failure to comply with this Order may be grounds for the imposition of sanctions on any and all counsel as well as any party or parties who cause non–compliance with this Order. (Becknal, R) (Entered: 03/27/2009)
04/15/2009	<u>36</u>	STIPULATION and PROPOSED ORDER for Consent Decree by Equal Employment Opportunity Commission. (O'Hara, Cindy) (Entered: 04/15/2009)
04/29/2009	<u>37</u>	CONSENT DECREE signed by Judge Morrison C. England, Jr on 4/28/09. It is hereby ORDERED, ADJUDGED and DECREED that this Court has jurisdiction over the subject matter and the parties to this action. This Court retains jurisdiction over this Consent Decree during its term. This Consent Decree constitutes a full and final

		resolution of the Commission's claims against all named dfts in this action. The Commission and Paramoor will each bear its own costs and atty's fees in this action.(Kastilahn, A) (Entered: 04/29/2009)
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