

REFER, SEALDC, TERMED

U.S. District Court
Southern District of California (San Diego)
CIVIL DOCKET FOR CASE #: 3:00-cv-00779-B-RBB

EEOC v. Vulcan Materials Co
Assigned to: Judge Rudi M. Brewster
Referred to: Magistrate Judge Ruben B. Brooks
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 04/18/2000
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**
U.S.

represented by **Anna Y Park**
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V.

Defendant

Vulcan Materials Co
doing business as
 Calmat Co

represented by **Shawna M Swanson**
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 Two Palo Alto Square
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Date Filed	#	Docket Text
04/18/2000	<u>1</u>	Complaint Filed; (referred to Magistrate Judge Nita L. Stormes) Receipt No/Amt of Fee: Fee waived (atty maint) (dkt clerk) (Entered: 04/20/2000)
04/18/2000	<u>2</u>	Summons issued (dkt clerk) (Entered: 04/20/2000)
07/03/2000	<u>3</u>	Answer to complaint by defendant Vulcan Materials Co (axr) (Entered: 07/05/2000)
07/03/2000	<u>4</u>	Minutes: Enter Order by Magistrate Judge Nita L. Stormes recusing herself from the case Case referred to Magistrate Judge Ruben B. Brooks Court Reporter: n/a (axr) (Entered: 07/11/2000)
07/19/2000	<u>5</u>	Notice and Order for ENE conf by Magistrate Judge Ruben B. Brooks E.N.E. Conference set for 10:00 8/11/00 (axr) (Entered: 07/19/2000)
08/09/2000	<u>6</u>	Ex parte Application by defendant Vulcan Materials Co for telephonic appearance by Calmat Co. at ENE conf; (rec'd in docketing 8/14/00) (axr)

		Modified on 08/14/2000 (Entered: 08/14/2000)
08/09/2000	7	Declaration of Shawna M. Swanson by defendant Vulcan Materials Co re ex parte application [6-1]; (rec'd in docketing 8/14/00) (axr) (Entered: 08/14/2000)
08/09/2000	8	Minutes: Enter Order by Magistrate Judge Ruben B. Brooks granting application [6-1]; Defendant's ex parte application is granted; Defendant's client representative may appear telephonically at the 8/11/00 ENE conf; copies to counsel of record; Court Reporter: n/a; (rec'd in docketing 8/14/00) (axr) (Entered: 08/14/2000)
08/11/2000	9	Minutes: Enter Order by Magistrate Judge Ruben B. Brooks; ENE conf was held 8/11/00; A case management conf was immediately conducted A Settlement conference is set for 3:00 10/23/00 All parties and counsel shall be present at the conf; Parties other than individuals shall bring a non lawyer representative with complete authority to enter into a binding settlement and claims adjuster, if appropriate; Counsel notified at conf and in case management conf order; Court Reporter: n/a (axr) Modified on 08/14/2000 (Entered: 08/14/2000)
08/15/2000	10	Scheduling Order by Magistrate Judge Ruben B. Brooks; An ENE conf and a case management conf were held 8/11/00; Memo of cont of facts/law fld by 05/28/01 ; Proposed final p/t conf ord by 06/04/01 ; Settlement Conf set for 3:00 10/23/00 ;pretrial conference set for 10:30 6/11/01 ;Court trial set for 9:00 6/26/01 (axr) (Entered: 08/15/2000)
10/23/2000	11	Order by Magistrate Judge Ruben B. Brooks; A settlement conf was held A further Settlement conference set for 2:00 2/6/01 All parties and counsel shall be present at the conf; Parties other than individuals shall bring a non lawyer representative with complete authority to enter into a binding settlement and claims adjuster, if appropriate (axr) (Entered: 10/25/2000)
11/09/2000	12	Notice of Motion and Motion by plaintiff EEOC to compel responses and interrogatories and the production of documents [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 12/18/00 at 10:30am (axr) (Entered: 11/13/2000)
11/09/2000	13	Memorandum of points and authorities by plaintiff EEOC in support of motion to compel responses and interrogatories and the production of documents [12-1] (axr) (Entered: 11/13/2000)
11/09/2000	14	Declaration of Dana C. Johnson by plaintiff EEOC re motion to compel responses and interrogatories and the production of documents [12-1] (axr) (Entered: 11/13/2000)
12/04/2000	15	Opposition by defendant Vulcan Materials Co to pla's motion to compel responses and interrogatories and the production of documents [12-1] (tkl) (Entered: 12/05/2000)
12/04/2000	16	Declaration of Tina Hall by defendant Vulcan Materials Co re motion response [15-1] (tkl) (Entered: 12/05/2000)
12/04/2000	17	Declaration of Carol A. Uyeno by defendant Vulcan Materials Co re motion response [15-1] (tkl) (Entered: 12/05/2000)
12/11/2000	18	Reply by plaintiff EEOC (jah) (Entered: 12/12/2000)

12/11/2000	19	Declaration of Dana C. Johnson by plaintiff EEOC in support of reply [18-1] (jah) (Entered: 12/12/2000)
12/15/2000	20	Notice of Motion and Motion by plaintiff EEOC to compel responses to interrogatories , and the production of documents (2nd set) [motion(s) referred to Magistrate Judge Ruben B. Brooks] motion hrg set for 1/29/01 10:30 (tkl) (Entered: 12/15/2000)
12/15/2000	21	Memorandum of points and authorities by plaintiff EEOC in support of motion to compel responses to interrogatories [20-1], in support of motion the production of documents (2nd set) [20-2] (tkl) (Entered: 12/15/2000)
12/15/2000	22	Declaration of Pegi Lubic by plaintiff EEOC re motion to compel responses to interrogatories [20-1], re motion the production of documents (2nd set) [20-2] (tkl) (Entered: 12/15/2000)
12/15/2000	23	Declaration of Dana Johnson by plaintiff EEOC re motion to compel responses to interrogatories [20-1], re motion the production of documents (2nd set) [20-2]; t/w exhibits (tkl) (Entered: 12/15/2000)
12/18/2000	24	Order by Magistrate Judge Ruben B. Brooks: a hrg was held on pla's motion to compel and dft's ex parte application to quash subpoena [12-1] (tkl) (Entered: 12/21/2000)
12/22/2000	25	Ex Parte Motion and Motion by defendant Vulcan Materials Co for stay , for protective order to squash or limit the subpoena of Benny White Jr [motions referred to Magistrate Judge Ruben B. Brooks], (tkl) (Entered: 12/26/2000)
12/22/2000	26	Memorandum of points and authorities by defendant Vulcan Materials Co in support of motion for stay [25-1], in support of motion for protective order to squash or limit the subpoena of Benny White Jr [25-2] (tkl) (Entered: 12/26/2000)
12/22/2000	27	Order by Magistrate Judge Ruben B. Brooks granting in part/denying in part dft's ex parte appl to squash subpoena [25-1] [25-2]; Benny White Jr.'s deposition shall take place at a time and date agreed on by the parties by 1/12/01; deposition shall not exceed 4 hrs (tkl) (Entered: 12/26/2000)
12/22/2000	28	Order by Magistrate Judge Ruben B. Brooks granting in part/denying in part pla's motion to compel further answers to interrogatories and the production of documents [12-1] (tkl) (Entered: 12/26/2000)
01/19/2001	29	Stipulation and Order thereon re scheduling of the EEOC's motion to compel and deposition of Ben White, Jr. by Magistrate Judge Ruben B. Brooks: CALMAT shall have until 1/29/01 to file its opposition; EEOC shall have until 2/5/01 to file its reply; hrg currently set 1/29/01 is continued to 2/12/01 (tkl) (Entered: 01/22/2001)
01/29/2001	30	Mem of p/a in Opposition by defendant Vulcan Materials Co to EEOC's motion to compel responses to interrogatories [20-1], motion the production of documents (2nd set) [20-2] (tkl) (Entered: 01/30/2001)
01/29/2001	31	Declaration of Christopher T. Scanlan by plaintiff EEOC in support of dft's opposition to EEOC's motion [30-1] (tkl) (Entered: 01/30/2001)

02/05/2001	32	Reply by plaintiff EEOC to opposition to motion to compel responses to interrogatories [20-1], motion the production of documents (2nd set) [20-2] (tkl) (Entered: 02/06/2001)
02/05/2001	33	Declaration of Anthony Ruggieri by plaintiff EEOC in support of pla EEOC's reply [32-1] (tkl) (Entered: 02/06/2001)
02/05/2001	34	Declaration of Dana C. Johnson by plaintiff EEOC re motion in support of pla EEOC's reply [32-1] (tkl) (Entered: 02/06/2001)
02/08/2001	35	Stipulation and Order thereon by Judge Rudi M. Brewster granting dft leave to file amd answer (tkl) (Entered: 02/08/2001)
02/12/2001	36	Order by Magistrate Judge Ruben B. Brooks Settlement Conference set for 1:30 on 5/14/01 ; Hearing was held on Pla's motion to compel [20-1] [20-2] (tkl) (Entered: 02/14/2001)
02/13/2001	37	DISCREPANCY ORDER by Magistrate Judge Ruben B. Brooks accepting document: erratas from plaintiff EEOC , non-compliance with, document is to be filed nunc pro tunc to the date received (tkl) (Entered: 02/14/2001)
02/13/2001	38	Notice of errata by plaintiff EEOC; NUNC PRO TUNC (tkl) (Entered: 02/14/2001)
02/15/2001	39	Order by Magistrate Judge Ruben B. Brooks granting in part/denying in part pla's motion to compel responses to interrogatories [20-1], and production of documents (2nd set) [20-2] (tkl) (Entered: 02/15/2001)
03/12/2001	40	Dft expert witness Declaration regarding Amy Aukstikalnis (dkt clerk) (Entered: 03/13/2001)
03/20/2001	41	Order by Magistrate Judge Ruben B. Brooks: telephonic discovery conf was held re: pla's deposition in Birmingham, Alabama (tkl) (Entered: 03/21/2001)
03/21/2001	42	Ex Parte Application by plaintiff EEOC for an order shortening time for hrg of mot to compel (tkl) (Entered: 03/22/2001)
03/21/2001	43	Notice by plaintiff EEOC of ex parte application for an order shortening time for hrg of mot to compel (tkl) (Entered: 03/22/2001)
03/21/2001	44	Declaration of Dana C Johnson by plaintiff EEOC re application [42-1] (tkl) (Entered: 03/22/2001)
04/03/2001	45	Pro Hac Vice approved on behalf of plaintiff EEOC for J Mark Graham (joeh) (Entered: 04/04/2001)
04/03/2001	46	Opposition by defendant Vulcan Materials Co to EEOC's 3/21/01 ex parte mot to compel and req for sanctions against US Equal Employment and/or its cnsl of record (tkl) (Entered: 04/05/2001)
04/03/2001	47	Declaration of Christina G. Hall by defendant Vulcan Materials Co re motion response [46-1] (tkl) (Entered: 04/05/2001)
04/03/2001	48	Declaration of Christopher T. Scanlan by defendant Vulcan Materials Co re motion response [46-1] (tkl) (Entered: 04/05/2001)

04/04/2001	49	Opposition to application to shorten time by defendant Vulcan Materials Co to Notice by plaintiff EEOC of ex parte application for an order shortening time for hrg of mot to compel (per court docket as Opposition to application to shorten time) (ksr) (Entered: 04/10/2001)
04/04/2001	50	Order by Magistrate Judge Ruben B. Brooks granting plaintiff's ex parte application to shorten time [49-1] denying plaintiff's exparte motion to compel [42-1]; pla may file a noticed motion to compel by 4/20/01; dft may file its opposition by 4/27/01. The parties may notice the hearing for 5/14/01 at 10:00 am. (ksr) Modified on 04/13/2001 (Entered: 04/10/2001)
04/09/2001	51	Notice of Motion and Motion by plaintiff EEOC for partial summary judgment on dft's affirmative defenses [motion(s) referred to Judge Rudi M. Brewster]; motion hrg set for 5/7/01 at 10:30 am (dkt clerk) (Entered: 04/10/2001)
04/09/2001	52	Memorandum of points and authorities by plaintiff EEOC in support of motion for partial summary judgment on dft's affirmative defenses [51-1] (dkt clerk) (Entered: 04/10/2001)
04/09/2001	53	Certification by plaintiff EEOC of meet and confer in connection with pla EEOC's mot for partial summary jgm on dft's affirmative defenses. (dkt clerk) (Entered: 04/10/2001)
04/09/2001	54	Declaration of Steven Aronberg by plaintiff EEOC re motion for partial summary judgment on dft's affirmative defenses [51-1] (dkt clerk) (Entered: 04/10/2001)
04/09/2001	55	Declaration of Penny Adamo by plaintiff EEOC re motion for partial summary judgment on dft's affirmative defenses [51-1] (dkt clerk) (Entered: 04/10/2001)
04/09/2001	56	Declaration of Dana C. Johnson by plaintiff EEOC re motion for partial summary judgment on dft's affirmative defenses [51-1] (dkt clerk) (Entered: 04/10/2001)
04/09/2001	57	Amd Declaration of Dana C. Johnson by plaintiff EEOC ex parte appl fo an order compelling attendance of 30(B)(6) designate for continuation of deposition and for lv to take supernumerary deposition [56-1] (tkl) (Entered: 04/10/2001)
04/16/2001	58	Notice of Motion and Motion by defendant Vulcan Materials Co for summary judgment , or in the alternative for summary adjudication of issues [motion(s) referred to Judge Rudi M. Brewster], [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 5/14/01 10:30 (tkl) (Entered: 04/17/2001)
04/16/2001	59	Declaration of Christina G. Hall by defendant Vulcan Materials Co re motion for summary judgment [58-1] (tkl) (Entered: 04/17/2001)
04/16/2001	60	Memorandum of points and authorities by defendant Vulcan Materials Co in support of motion for summary judgment [58-1], in support of motion for summary adjudication of issues [58-2] (tkl) (Entered: 04/17/2001)
04/16/2001	61	Declaration of Shawna M. Swanson by defendant Vulcan Materials Co re motion for summary judgment [58-1], re motion for summary adjudication of issues [58-2] (tkl) (Entered: 04/17/2001)
04/17/2001	62	Proof of service by defendant Vulcan Materials Co (tkl) (Entered: 04/18/2001)
04/18/2001	63	Stipulation re extended time for expert discovery and Order thereone by Magistrate Judge Ruben B. Brooks: depositions be completed by 5/21/01 (tkl)

		(Entered: 04/19/2001)
04/20/2001	64	Stipulation and Order on changing hearing date by Judge Rudi M. Brewster: re motion for partial summary judgment on dft's affirmative defenses [51-1] motion hearing set for 10:30 5/14/01 (ksr) (Entered: 04/20/2001)
04/24/2001	65	Stipulation on changing hrg date for pla EEOC's motion for partial summary judgment on dft's affirmative defenses [51-1] at 10:30 5/14/01 and order thereon by Judge Rudi M. Brewster (tkl) (Entered: 04/25/2001)
04/30/2001	66	Opposition by defendant Vulcan Materials Co to pla's motion for partial summary judgment on dft's affirmative defenses [51-1] and req for addl discovery and/or a rule 56(f) continuance relating to the EEOC's deliberative processes (tkl) (Entered: 05/01/2001)
04/30/2001	66	Opposition to pla's mot for partial sum jgm and Request by for addl discovery and/or a rule 56(f) continuance relating to the EEOC's deliberative processes (tkl) (Entered: 05/01/2001)
04/30/2001	67	Responses and objections by defendant Vulcan Materials Co to pla's proposed stmt of uncontroverted facts (tkl) (Entered: 05/01/2001)
04/30/2001	68	Declaration of Laura Perez by defendant Vulcan Materials Co in opposition to pla's mot for partial sum jgm [66-1] (tkl) (Entered: 05/01/2001)
04/30/2001	69	Declaration of Paul D. Hesse by defendant Vulcan Materials Co in support of dft's opposition to pla's mot for partial sum jgm [66-1] (tkl) (Entered: 05/01/2001)
04/30/2001	70	Declaration of Christopher T. Scanlan by defendant Vulcan Materials Co in support of dft's opposition to pla's mot for partial sum jgm [66-1] and dft's req for addl discovery (tkl) (Entered: 05/01/2001)
04/30/2001	71	Declaration of Shawn M. Swanson by defendant Vulcan Materials Co in support of dft's opposition to pla's mot for partial sum jgm [66-1] (tkl) (Entered: 05/01/2001)
04/30/2001	72	Declaration of Amy M. Aukstikalnis by defendant Vulcan Materials Co in support of dft's opposition to pla's mot for partial sum jgm [66-1] (tkl) (Entered: 05/01/2001)
04/30/2001	73	Declaration of William A. Bossen by defendant Vulcan Materials Co in support of dft's opposition to pla's mot for partial sum jgm [66-1] (tkl) (Entered: 05/01/2001)
05/02/2001	74	Document Sealed (pursuant to Court Order) (tkl) (Entered: 05/03/2001)
05/02/2001	75	Document Sealed (pursuant to Court Order) - pla's opposition to dft's sum jgm (tkl) (Entered: 05/03/2001)
05/02/2001	76	Document Sealed (pursuant to Court Order) - Decl of Penny Adamo (tkl) (Entered: 05/03/2001)
05/02/2001	77	Document Sealed (pursuant to Court Order) - Decl of Robert Germann (tkl) (Entered: 05/03/2001)

05/02/2001	78	Document Sealed (pursuant to Court Order) - Decl of Brian Bryson (tkl) (Entered: 05/03/2001)
05/02/2001	79	Document Sealed (pursuant to Court Order) Decl of Pegi Lubic (tkl) (Entered: 05/03/2001)
05/02/2001	80	Document Sealed (pursuant to Court Order) - Decl of Dan C Johnson (tkl) (Entered: 05/03/2001)
05/02/2001	81	Document Sealed (pursuant to Court Order) - Pla's separate stmt of uncontroverted facts (tkl) (Entered: 05/03/2001)
05/04/2001	82	DISCREPANCY ORDER by Judge Rudi M. Brewster rejecting document: counter-mot to strike from defendant Vulcan Materials Co , non-compliance with local rule 7.1.e or 47.1.b.1 (tkl) (Entered: 05/07/2001)
05/07/2001	83	Reply by plaintiff EEOC to opposition to motion for partial summary judgment on dft's affirmative defenses [51-1] and opposition to dft' s req for addl discovery and/or Rule 56(f) continuance relating to EEOC's deliberative process (tkl) (Entered: 05/08/2001)
05/07/2001	84	Declaration of Dana C. Johnson by plaintiff EEOC in support of reply [83-1] w/ its mot for partial sum jgm on dft's affirmative defenses (tkl) (Entered: 05/08/2001)
05/07/2001	85	Opposition by plaintiff EEOC to dft's objection to pla's proposed stmt of uncontroverted facts (tkl) (Entered: 05/08/2001)
05/07/2001	86	Objections by defendant Vulcan Materials Co to evidence in support of its mot for partial sum jgm (tkl) (Entered: 05/08/2001)
05/07/2001	87	Objections by defendant Vulcan Materials Co to evidence in opposition to dft's mot for sum jgm (tkl) (Entered: 05/08/2001)
05/07/2001	88	Cross-Motion by defendant Vulcan Materials Co to strike in reply to pla's opposition to dft's mot for sum jgm [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 5/14/01 10:30 (tkl) (Entered: 05/08/2001)
05/07/2001	89	Declaration of Charles E. Belyeu by defendant Vulcan Materials Co re motion to strike [88-1] (tkl) (Entered: 05/08/2001)
05/07/2001	90	Reply Memorandum of points and authorities by defendant Vulcan Materials Co in support of dft's mot for sum jgm [88-1] (tkl) (Entered: 05/08/2001)
05/07/2001	91	Declaration of Christina G Hall by defendant Vulcan Materials Co in support of dft's mot for sum jgm [88-1] (tkl) (Entered: 05/08/2001)
05/07/2001	92	Reply Declaration of Shawna M. Swanson by defendant Vulcan Materials Co in support of dft's mot for sum jgm [88-1] (tkl) (Entered: 05/08/2001)
05/07/2001	93	Reply Declaration of Amy M. Aukstikalnis by defendant Vulcan Materials Co in support of dft's motion for sum jgm [88-1] (tkl) (Entered: 05/08/2001)
05/07/2001	94	Counter-Motion by plaintiff EEOC to strike in support of mot for partial sum jgm on dft's affirmative defenses [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 5/14/01 10:30 (tkl) (Entered: 05/08/2001)

05/07/2001	95	Opposition by plaintiff EEOC to dft's counter motion to strike [88-1] in support of dft's opposition to pla's mot for partial sum jgm (tkl) (Entered: 05/08/2001)
05/07/2001	96	Declaration of Steven Aronberg by plaintiff EEOC's reply in connection w/ its mot for partial sum jgm on dft's affirmative defenses [95-1] (tkl) (Entered: 05/08/2001)
05/14/2001	97	Order by Magistrate Judge Ruben B. Brooks; A settlement conf was held A telephonic Settlement conference set for 8:30 5/18/01 before Magistrate Judge Ruben B. Brooks (axr) (Entered: 05/15/2001)
05/15/2001	98	Minutes: Enter Order by Judge Rudi M. Brewster that the motion for partial summary judgment on dft's affirmative defenses [51-1] is under submission; Court will issue order within 10 days (trial 6/26/01); Court Reporter: S. Dinsmore (axr) (Entered: 05/16/2001)
05/15/2001	99	Stipulation regarding authenticity and business records status and Order thereon by Judge Rudi M. Brewster; It is stipulated between the parties that the documents produced to the EEOC by Vulcan are true and correct copies of documents; It is further stipulated that the following documents produced to Vulcan by the EEOC are true and correct copies of documents; It is further stipulated that, for the purposes of this stipulation, a faxed signature will have the same force and effect as a signature penned in ink; Pursuant to the stipulation of the parties regarding authenticity and business records status, it is so ordered (axr) Modified on 05/16/2001 (Entered: 05/16/2001)
05/15/2001	100	Stipulation and Order by Judge Rudi M. Brewster: re motion for summary judgment [58-1] or, in the alternative, summary adjudication [58-2] It is stipulated between the parties that the hearing on dft's motion shall be continued to 6/4/01 at 10:30am; EEOC shall file a supplemental opposition to dft's motion on or before 5/18/01; Dft shall file a supplemental reply on or before 5/25/01; It is further stipulated that, for purposes of this stipulation, a faxed signature will have the same force and effect as a signature penned in ink (axr) Modified on 05/16/2001 (Entered: 05/16/2001)
05/16/2001	101	Order by Judge Rudi M. Brewster denying motion for partial summary judgment on dft's affirmative defenses [51-1] (bar) (Entered: 05/17/2001)
05/18/2001	102	Order by Magistrate Judge Ruben B. Brooks A telephonic Settlement conference was held before Magistrate Judge Ruben B. Brooks (axr) (Entered: 05/21/2001)
05/22/2001	104	Stipulation and Order regarding dft's assumption of liability and pla's withdrawal of related discovery by Judge Rudi M. Brewster: It is stipulated between the parties that dft Vulcan Materials Co assumed all of CalMat's potential liability in this action but not limited to liability for punitive damages; It is further stipulated that the EEOC shall withdraw the pendings discovery requests; It is further stipulated that for purposes of this stipulation, a faxed signature will have the same force and effect as a signature penned in ink (axr) (Entered: 05/25/2001)
05/23/2001	103	Pro Hac Vice approved on behalf of plaintiff EEOC for Ralph E Chamness (joeh) (Entered: 05/24/2001)
05/23/2001	117	***** RECEIVED IN DOCKETING 5/31/01***** Notice of Substitution of counsel: signed by Judge Rudi M. Brewster; Designated counsel of record for the

		pla is amended to include the appearances of attys Anna Y. Park, Lynne A. Green and Ralph Chamness in the place and stead of Mary Jo O'Neill, Dana Cephas, David Ingram, and Kathleen Mulligan (atty maint) (axr) Modified on 05/31/2001 (Entered: 05/31/2001)
05/25/2001	105	Order to Show Cause re punitive damages by Judge Rudi M. Brewster Order to show cause set for 10:30 6/25/01 before Judge Rudi M. Brewster in Courtroom Two Pla's opening brief shall be filed by 6/8/01; Dft's opposition brief shall be filed by 6/15/01; Pla's reply brief shall be filed by 6/22/01 (axr) (Entered: 05/29/2001)
05/25/2001	106	Order by Judge Rudi M. Brewster; Summary adjudication is granted on pla's plant/pit truck driver claim and denied on pla's mixer driver claim; Therefore, dft's motion for summary judgment is denied, and summary adjudication is granted on pla's plant/pit truck driver claim (axr) (Entered: 05/29/2001)
05/25/2001	107	Memorandum of Contentions of Fact and Law; Exhibit List and Witness List by plaintiff EEOC (axr) Modified on 05/29/2001 (Entered: 05/29/2001)
05/25/2001	108	Memorandum of Contentions of Fact and Law by defendant Vulcan Materials Co (axr) (Entered: 05/29/2001)
05/29/2001	109	Notice of Motion and Motion in limine by plaintiff EEOC to exclude evidence concerning Penny Adamo's receipt of unemployment benefits and tax return information [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 06/26/01 at 9:00am (axr) (Entered: 05/31/2001)
05/29/2001	110	Memorandum of points and authorities by plaintiff EEOC in support of motion to exclude evidence concerning Penny Adamo's receipt of unemployment benefits and tax return information [109-1] (axr) (Entered: 05/31/2001)
05/29/2001	111	Notice of Motion and Motion in limine by plaintiff EEOC to exclude evidence concerning and testimony by any female truck driver hired by Benny White,Sr. after 1996 [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 06/26/01 at 9:00am (axr) (Entered: 05/31/2001)
05/29/2001	112	Memorandum of points and authorities by plaintiff EEOC in support of motion to exclude evidence concerning and testimony by any female truck driver hired by Benny White,Sr. after 1996 [111-1] (axr) (Entered: 05/31/2001)
05/29/2001	113	Notice of Motion and Motion in limine by plaintiff EEOC to exclude evidence of the EEOC's investigation and determination of Pegi Lubic's charge against defendant [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 06/26/01 at 9:00am (axr) (Entered: 05/31/2001)
05/29/2001	114	Memorandum of points and authorities by plaintiff EEOC in support of motion to exclude evidence of the EEOC's investigation and determination of Pegi Lubic's charge against defendant [113-1] (axr) (Entered: 05/31/2001)
05/29/2001	115	Notice of Motion and Motion in limine by plaintiff EEOC to exclude testimony regarding any rumor of a sexual relationship between Penny Adamo and Pegi Lubic [motion(s) referred to Judge Rudi M. Brewster] motion hrg set for 06/26/01 at 9:00am (axr) (Entered: 05/31/2001)

05/29/2001	116	Memorandum of points and authorities by plaintiff EEOC in support of motion to exclude testimony regarding any rumor of a sexual relationship between Penny Adamo and Pegi Lubic [115-1] (axr) Modified on 05/31/2001 (Entered: 05/31/2001)
05/30/2001	119	Amended certificates of service by plaintiff EEOC of: Pla EEOC's Notices of motion and motions in limine [109-1] and p/a [110-1] (ksr) Modified on 06/05/2001 (Entered: 06/05/2001)
06/01/2001	118	Memorandum of Contention of Facts and Law by defendant Vulcan Materials Co (axr) (Entered: 06/04/2001)
06/04/2001	120	Joint final pretrial order by defendant Vulcan Materials Co (tkl) (Entered: 06/06/2001)
06/06/2001	121	Order directing parties to comply with Local Rule 83.9 by Judge Rudi M. Brewster; Counsel for both parties, are directed not to send letters to the court; So that the record will be complete, the court orders that the attached letter sent to the court be filed as an exhibit to this order (letter attached) (axr) Modified on 06/07/2001 (Entered: 06/07/2001)
06/08/2001	122	Brief showing cause why summary adjudication should not be granted against its claim for punitive damages by plaintiff EEOC (axr) (Entered: 06/12/2001)
06/08/2001	123	Declaration of Lynne A. Green by plaintiff EEOC re brief [122-1] (axr) (Entered: 06/12/2001)
06/11/2001	126	Minutes: Enter Order by Judge Rudi M. Brewster; Pre trial hearing held; Pre trial order filed 6/4/01; Motions [88-1] and [94-1] are moot from the courts ruling on the summary judgment motion Motion hearing set for 10:30 6/18/01 before Judge Rudi M. Brewster Dfts to file by 6/13/01; pla's respond by 6/15/01; Court Reporter: S. Dinsmore (axr) (Entered: 06/15/2001)
06/13/2001	124	Notice of lodgment by defendant Vulcan Materials Co of previously filed evidence in support of its bench trial brief on the issues of laches, waiver, and estoppel (axr) (Entered: 06/13/2001)
06/13/2001	125	Bench trial Brief on the issues of Laches, Waiver and Estoppel by defendant Vulcan Materials Co (axr) (Entered: 06/14/2001)
06/14/2001	127	Order by Magistrate Judge Ruben B. Brooks Settlement Disposition Conf set for 8:00 6/28/01 before Magistrate Judge Ruben B. Brooks (axr) (Entered: 06/19/2001)
06/19/2001	128	Stipulation concerning tentative settlement and request to continue all scheduled dates for a period of at least 30 days and Order by Judge Rudi M. Brewster: The parties have reached a tentative settlement of this action; All scheduled dates in this action shall be continued for a period of at least 30 days (axr) Modified on 06/22/2001 (Entered: 06/20/2001)
06/19/2001	129	Order by Magistrate Judge Ruben B. Brooks; The settlement disposition conf on 6/28/01 is vacated; The parties have submitted a consent decree (axr) (Entered: 06/22/2001)

07/31/2001	130	Stipulation and Order by Judge Rudi M. Brewster : to enter Consent Decree (ksr) (Entered: 07/31/2001)
07/31/2001	131	Consent Judgment by Judge Rudi M. Brewster vacating hearing re motion to exclude testimony regarding any rumor of a sexual relationship between Penny Adamo and Pegi Lubic [115-1], vacating hearing re motion to exclude evidence of the EEOC's investigation and determination of Pegi Lubic's charge against defendant [113-1], vacating hearing re motion to exclude evidence concerning and testimony by any female truck driver hired by Benny White,Sr. after 1996 [111-1], vacating hearing re motion to exclude evidence concerning Penny Adamo's receipt of unemployment benefits and tax return information [109-1] terminating case (ksr) (Entered: 07/31/2001)

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