

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:04-cv-02005-RPM-BNB**

EEOC v. Exel, Inc.
Assigned to: Judge Richard P. Matsch
Referred to: Magistrate Judge Boyd N. Boland
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/29/2004
Date Terminated: 12/20/2005
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Rita Byrnes Kittle**
U.S. Equal Employment Opportunity
Commission-Denver
303 East 17th Avenue
#410
Denver, CO 80203-9634
303-866-1347
Fax: 303-866-1375
Email: rita.kittle@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Clifford Baker

represented by **Dale A. Gaar**
Dale A. Gaar, P.C.
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#1000
Denver, CO 80202
303-446-9300
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LEAD ATTORNEY
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V.

Defendant

Exel, Inc.

represented by **Heather Fox Vickles**
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#3000
Denver, CO 80202-3622
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Date Filed	#	Docket Text
09/29/2004	1	COMPLAINT and jury trial demand (bpm) (Entered: 09/29/2004)
09/30/2004	2	ORDER R16,stat,stmt,pt referred to Magistrate Judge Boyd N. Boland by Judge Richard P. Matsch (cc: to counsel) (lam) (Entered: 10/05/2004)
10/07/2004	3	ORDER FOR RULE 16 CONFERENCE by Magistrate Judge Boyd N. Boland ; Rule 16 conference set for 9:00 12/9/04 (cc: all counsel) (pap) (Entered: 10/08/2004)
11/18/2004	4	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Exel, Inc. waiver sent on 10/15/2004, answer due 12/14/2004. (gms,) (Entered: 11/23/2004)
11/18/2004	5	MINUTE ORDER: Scheduling Conference reset for 1/10/2005 09:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 11/18/04. (gms,) (Entered: 11/23/2004)
12/14/2004	6	ANSWER to Complaint by Exel, Inc..(gms,) (Entered: 12/16/2004)
12/14/2004	7	Corporate Disclosure STATEMENT by Defendant Exel, Inc. (gms,) (Entered: 12/16/2004)
01/10/2005	8	SCHEDULING ORDER: Discovery due by 7/29/2005. Dispositive Motions due by 8/31/2005. Settlement Conference set for 2/28/2005 03:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 1/10/05. (erv,) (Entered: 01/12/2005)
01/10/2005	9	SCHEDULING ORDER:.. Signed by Magistrate Judge Boyd N. Boland on 1/10/05. (erv,) (Entered: 01/12/2005)
01/10/2005	10	MINUTE ORDER setting Settlement Conf for 2/8/05 at 3:30 pm by Magistrate Judge Boyd N. Boland on 1/10/05. (erv,) (Entered: 01/12/2005)
01/18/2005	11	SUPPLEMENT to 8 Scheduling Order re: computation of damages by Plaintiff Equal Employment Opportunity Commission. (lam,) (Entered: 01/24/2005)
02/08/2005	12	Minute Entry for proceedings held before Judge Boyd N. Boland : Settlement Conference held on 2/8/2005. No Record Made. (lam,) (Entered: 02/14/2005)
03/23/2005	13	Unopposed MOTION For Extension of Time to respond to Pla's Second set of Interrogatories and requests for production of documents by Defendant Exel, Inc.. (erv,) (Entered: 03/25/2005)
03/25/2005	14	MEMORANDUM referring to Magistrate Judge Boland : 13 MOTION For Extension of Time filed by Exel, Inc., by Chambers on 3/25/05. (pap,) (Entered: 03/29/2005)
03/28/2005	15	Minute ORDER granting Unopposed 13 Motion for Extension of Time to Respond to pla's 2nd Set of Interrogatories and Requests for Production to 4/6/05, by Magistrate Judge Boyd N. Boland on 3/28/05. (gms,) (Entered: 03/30/2005)
05/25/2005	16	Application (MOTION) to Intervene as a plaintiff by Clifford Baker. Attachment: Tendered Complaint and Jury Demand. (lam,) (Entered: 05/27/2005)
05/26/2005	17	MEMORANDUM referring to Magistrate Judge Boland : 16 MOTION to Intervene filed by Clifford Baker, by Chambers on 5/26/05. (pap,) (Entered: 05/31/2005)
05/27/2005	18	MINUTE ORDER denying denying without prejudice 16 Application for Intervention by Clifford Baker by Magistrate Judge Boyd N. Boland on 5/27/05. (lam,) (Entered: 06/01/2005)
06/16/2005	19	MOTION to Intervene and Certificate of Compliance by Proposed Intervenor Plaintiff Clifford Baker. (lam,) (Entered: 06/17/2005)

06/16/2005		TENDERED Complaint and Jury Demand to 19 MOTION to Intervene by Proposed Intervenor Plaintiff Clifford Baker. (lam,) (Entered: 06/17/2005)
06/20/2005	20	MEMORANDUM referring to Magistrate Judge Boland : 19 MOTION to Intervene filed by Proposed Intervenor Clifford Baker by Chambers on 6/20/05. (Text Only Entry – No Document Attached)(lam,) (Entered: 06/20/2005)
06/28/2005	<u>21</u>	ORDER granting Unopposed 19 Application to Intervene by Clifford Baker and Certificate of Compliance with Local Rule 7.1A. Signed by Magistrate Judge Boyd N. Boland on 6/28/05. (lam2,) (Entered: 06/28/2005)
06/28/2005	<u>25</u>	INTERVENOR COMPLAINT against Excel, Inc. filed by Clifford Baker.(lam,) (Entered: 08/19/2005)
07/15/2005	<u>22</u>	ANSWER to Complaint with Jury Demand by Exel, Inc..(Vickles, Heather) (Entered: 07/15/2005)
07/28/2005	<u>23</u>	Joint MOTION to Amend/Correct/Modify 8 Scheduling Order, Set Scheduling Order Deadlines, 9 Scheduling Order by Plaintiff Equal Employment Opportunity Commission. (Kittle, Rita) (Entered: 07/28/2005)
07/29/2005	<u>24</u>	ORDER pursuant to Unopposed Joint <u>23</u> Motion to Amend Scheduling Order, that the discovery cutoffdate is extended to October 17, 2005, the deadlinefor designation of experts is extended to September 1, 2005, the deadline for rebuttal expertdesignations is extended to October 3, 2005, and the deadline for dispositive motions is extended to November 18, 2005. Signed by Judge Richard P. Matsch on 7/29/05. (lam2,) (Entered: 07/29/2005)
09/01/2005	<u>26</u>	Second MOTION For Extension of Time to <i>Disclose Experts</i> by Intervenor Plaintiff Clifford Baker. (Gaar, Dale) (Entered: 09/01/2005)
09/02/2005	27	MEMORANDUM referring to Magistrate Judge Boland : <u>26</u> Second MOTION For Extension of Time to Disclose Experts filed by Intervenor Plaintiff Clifford Baker, by Judge Richard P. Matsch on 9/2/05. (Text Only Entry – No Document Attached)(lam,) (Entered: 09/02/2005)
09/06/2005	<u>28</u>	MINUTE ORDER denying without prejudice <u>26</u> Plaintiff Bakers's Motion for Extension of Time to Designate Expert, by Magistrate Judge Boyd N. Boland on 9/6/05. (lam2,) (Entered: 09/06/2005)
09/13/2005	<u>29</u>	Second MOTION to Amend/Correct/Modify <u>24</u> Order on Motion to Amend/Correct/Modify, <i>Scheduling Order by All Parties</i> by Intervenor Plaintiff Clifford Baker. (Gaar, Dale) (Entered: 09/13/2005)
09/14/2005	30	MEMORANDUM referring to Magistrate Judge Boland : <u>29</u> Second MOTION to Amend/Correct/Modify <u>24</u> Order on Motion to Amend/Correct/Modify Scheduling Order by All Parties filed by Intervenor Plaintiff Clifford Baker, by Chambers on 9/14/05. (Text Only Entry – No Document Attached) (lam,) (Entered: 09/14/2005)
09/15/2005	<u>31</u>	MINUTE ORDER granting <u>29</u> Unopposed Second Joint Motion to Amend Scheduling Order and Certificate of Compliance as set forth in this Minute Order. Discovery Cut–Off deadline 12/1/05 and Dispositive Motion Deadline 1/6/06, by Magistrate Judge Boyd N. Boland on 9/15/05. (lam2,) (Entered: 09/15/2005)
12/19/2005	<u>32</u>	Joint MOTION to <i>Enter Consent Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only) Consent Decree)(Kittle, Rita) (Entered: 12/19/2005)
12/20/2005	<u>33</u>	CONSENT DECREE Defendant agrees to pay the gross amount of \$145,000 to Clifford Baker as payment for back pay, compensatory damages, interest, attorneys fees, and costs. Defendant, its officers, agents, successor, etc. are enjoined from engaging in any employment practice which discriminates on the basis of race or color or from engaging in reprisal or retaliation of any kind against any person because of such person's opposition to any practice made unlawful under Title VII of the Civil Rights Act of 1964, the Americans with Disabilities Act, the Age Discrimination in Employment Act, or the Equal Pay Act. Each party shall be responsible for and shall pay its own costs and attorney's fees. Signed by Judge Richard P. Matsch on 12/20/05. (gms,) (Entered: 12/20/2005)

04/17/2009	<u>34</u>	STIPULATION of Dismissal of Case <i>Joint Stipulation for Dismissal With Prejudice</i> by Defendant Exel, Inc.. (Vickles, Heather) (Entered: 04/17/2009)
04/20/2009	<u>35</u>	ORDER Granting <u>34</u> Stipulation of Dismissal of Case With Prejudice. Each party to bear its own costs and attorneys' fees by Judge Richard P. Matsch on 04/20/09. (jjh,) (Entered: 04/20/2009)