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# General Docket

## United States Court of Appeals for the 10th Circuit

## Lower court information:

District: 1082-1 : 05-cv-177-WDM-MEH  
 Ordering Judge: Walker D. Miller, District Judge  
 Court Reporter: Charlotte Hoard, Courtroom Supervisor  
 Date Filed: 1/31/05  
 Date order/judgment: 3/29/06  
 Date NOA filed: 4/7/06

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 Fee status: paid  
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## Prior cases:

None

## Current cases:

None

Docket as of May 30, 2007 8:03 pm

Page 1

Proceedings include all events.

06-1143 EEOC, et al v. Joslin Dry Goods Co.

EQUAL EMPLOYMENT OPPORTUNITY  
 COMMISSION

Plaintiff - Appellee

Anne Noel Occhialino  
 [COR NTC gvt]  
 Equal Employment Opportunity  
 Commission  
 1801 L Street, N.W.  
 Seventh Floor  
 Washington, DC 20507  
 202/663-4736  
 FTS 989-4736

Rita Byrnes Kittle  
 [NTC gvt]  
 Nancy A. Weeks  
 [NTC gvt]  
 Anjuli Kelotra  
 FAX 303-866-1375  
 [NTC gvt]  
 EEOC -- Colorado  
 303 East 17th Avenue  
 Suite 510  
 Denver, CO 80203  
 303-866-1378

MELISSA R. WOLFF  
 Plaintiff-Intervenor -  
 Appellee

Elwyn F. Schaefer  
 [NTC ret]  
 Andrea J. Kershner  
 [COR NTC ret]  
 Elwyn F. Schaefer & Assoc.  
 600 17th St., Suite 2005, S.  
 Denver, CO 80202  
 303/825-1961

v.

JOLSIN DRY GOODS COMPANY, THE  
 dba  
 Dillard's  
 Defendant - Appellant

K. Preston Oade, Jr.  
 [COR NTC ret]  
 Holme, Roberts & Owen  
 1700 Lincoln Street  
 Suite 4100  
 Denver, CO 80203  
 303/861-7000

Michael James Hofmann  
 [COR NTC ret]  
 Holme, Roberts & Owen, LLP  
 1700 Lincoln  
 #4100  
 Denver, CO 80203  
 303/861-7000

Docket as of May 30, 2007 8:03 pm

Page 2

Proceedings include all events.  
 06-1143 EEOC, et al v. Joslin Dry Goods Co.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff - Appellee,

and

MELISSA R. WOLFF,

Plaintiff - Intervenor - Appellee,

v.

No. 06-1143

JOSLIN DRY GOODS COMPANY, doing business as Dillard's,

Defendant - Appellant.

Docket as of May 30, 2007 8:03 pm

Page 3

Proceedings include all events.  
 06-1143 EEOC, et al v. Joslin Dry Goods Co.

4/12/06 [1906711] Civil case docketed. Preliminary record filed.  
 DATE RECEIVED: 4/10/06. Fee due 4/24/06 for Joslin Dry  
 Goods Co. Transcript order form due 4/24/06 for Charlotte  
 Hoard pursuant to R.42.1. Docketing statement due 4/24/06  
 for Joslin Dry Goods Co. Notice of appearance due 4/24/06  
 for Joslin Dry Goods Co., Melissa R. Wolff, EEOC. (pdw)

4/12/06 [1907312] Fee paid. Date paid in District Court on 4/10/06.  
 (sts)

4/20/06 [1909606] Docketing statement filed by Joslin Dry Goods Co.  
 Original and 4 copies. c/s: y. (jmm)

4/20/06 [1909611] Notice received from Appellant Joslin Dry Goods  
 Co., that a transcript is not necessary for this appeal.  
 Notice due that record is complete 5/5/06 for Gregory C.  
 Langham. (jmm)

4/20/06 [1909617] Notice of appearance filed by Michael James Hofmann, K. Preston Oade as attorney for Joslin Dry Goods Co.. CERT. OF INTERESTED PARTIES (y/n): y. (jmm)


4/21/06 [1910180] Filed notice record is complete 4/21/06. Appellant's brief and appendix are due 5/31/06 for Joslin Dry Goods Co. (jmm)


4/24/06 [1910367] Notice of appearance filed by Anne Noel Occhialino as attorney for EEOC. CERT. OF INTERESTED PARTIES (y/n): y. (pdw)

4/25/06 [1910992] Case referred for mediation conferencing. (afw)

4/27/06 [1911968] Notice of appearance filed by Andrea J. Kershner and Elwyn F. Schaefer as attorneys for Melissa R. Wolff. CERT. OF INTERESTED PARTIES (y/n): n. (sts)

5/23/06 [1921151] On the court's own motion and pursuant to 10th Cir. R. 33.1. order filed by Clerk to extend time to file appellant's brief and appendix for 12 days [06-1143] to 6/12/06 for Joslin Dry Goods Co. Parties served by mail. (sts)

6/12/06  [1926672] E-Brief - Opening - received from Appellant Joslin Dry Goods Co. Submission Type: E-Mail. (sts)

6/12/06  [1926675] E-attachment to opening brief received from Joslin Dry Goods Co. Submission type: E-Mail. (sts)

6/12/06 [1927202] Appellant's brief filed by Joslin Dry Goods Co. Original and 7 copies. c/s: y. Served on 6/12/06. Oral argument? y. Appendix filed. Original and 1 appendix copy. Appendix Pages: 171. Appellees' brief due 7/17/06 for Melissa R. Wolff and EEOC. (afw)


Docket as of May 30, 2007 8:03 pm

Page 4

Proceedings include all events.


06-1143 EEOC, et al v. Joslin Dry Goods Co.

6/21/06 [1929631] Notice of appearance filed by Andrea J. Kershner and Elwyn F. Schaefer as attorney for Melissa R. Wolff. CERT. OF INTERESTED PARTIES (y/n): n. (klp)

7/7/06  [1934336] E-Brief received from Appellee EEOC. Submission Type: Email. (klp)

7/10/06 [1934928] Appellee's brief filed by EEOC. Original and 7 copies. c/s: y. Served on 7/7/06. Oral Argument? y. (jmm)

7/12/06 [1936531] On the court's own motion and pursuant to 10th Cir. R. 33.1. order filed by Clerk to extend time to file appellee's brief until 7/24/06. Appellee's brief due 7/24/06 for Melissa R. Wolff. Parties served by mail. (afw)


7/24/06  [1939514] E-Brief - Reply - received from Appellant Joslin Dry Goods Co. Submission Type: E-Mail. (sts)


7/24/06  [1939749] E-Brief - Response - received from Appellee Melissa R. Wolff. Submission Type: E-Mail. (sts)

7/24/06 [1939777] Appellee's brief filed by Melissa R. Wolff. Original and 7 copies. c/s: y. Served on 7/24/06. Oral Argument? n. Appellant's optional reply brief due 8/10/06 for Joslin Dry Goods Co.. (klp)

7/25/06 [1940010] Case mediation conferencing terminated. (kjs)

7/25/06 [1940123] Appellant's reply brief filed by Joslin Dry Goods Co.. Original and 7 copies. c/s: y. (jmm)

7/26/06  [1940078] E-attachment to response brief received from Melissa R. Wolff. Submission type: E-Mail. (sts)

8/7/06  [1944001] E-Brief - Reply to Brief of Melissa Wolff received from Appellant Joslin Dry Goods Co. Submission Type: E-Mail. (sts)

8/7/06 [1944843] Reply brief to brief of Melissa Wolff received from Joslin Dry Goods Co., but not filed. Original and 7 copies. c/s: y. (klp)


8/10/06 [1944846] Order filed by Clerk advising appellant that if it wishes to file more than one reply brief or if it wishes to exceed the page or type volume limitation it must file a motion seeking leave to do so. At this time appellant's second reply brief will not be filed. Parties served by mail. (klp)


8/16/06 [1947008] Appellant's unopposed motion filed by Appellant Joslin Dry Goods Co. to permit filing of individual briefs in reply to the separate appellee brief of the EEOC and Melissa R. Wolff. Original and 3 copies. c/s: y. (klp)

Docket as of May 30, 2007 8:03 pm

Page 5

Proceedings include all events.  
06-1143 EEOC, et al v. Joslin Dry Goods Co.

8/16/06  [1947013] E-Motion to permit filing of individual briefs received from Joslin Dry Goods Co. Submission type: Email. (klp)

8/16/06  [1947016] E-attachment to motion received from Joslin Dry Goods Co. Submission type: Email. (klp)

8/17/06 [1947075] Order filed by Clerk granting Appellant's unopposed motion to permit filing of individual briefs in reply to the separate appellee briefs of the EEOC and Melissa R. Wolff [1947008-1]. Parties served by mail. (klp)


8/17/06 [1947076] Appellant's reply brief filed by Joslin Dry Goods Co. Original and 7 copies. c/s: y. (klp)

10/19/06 [1966688] Hearing set for the January, 2007 Session, in Denver, Colorado. (as)

1/10/07 [1991218] Appellant's supplemental authority filed by Joslin Dry Goods Co. Original and 7 copies. c/s: y. (klp)

1/11/07 [1991219] Appellant's supplemental authority submitted to court. (klp)

1/17/07 [1992904] Appellant's motion to permit the use of visual aids filed by appellant Joslin Dry Goods and submitted to argument panel. (ss)

1/17/07  [1992914] E-Motion received from Joslin Dry Goods Co.. Submission type: email; Motion to permit use of visual aids. (ss)

1/18/07 [1993152] Order filed by the court granting the request to use visual aids in the courtroom. (ss)

1/18/07 [1993154] Case argued by Michael James Hoffman for appellant and by Andrea J. Kershner and Anne Noel Occhialino for appellees; Submitted to Judges Murphy, Holloway, Tymkovich. (ss)

1/23/07 [1994391] Order filed by Judges Murphy, Holloway and Tymkovich ordering that this appeal should be referred to the Circuit Mediation Office for whatever proceedings it deems appropriate in order to informally resolve this matter. The parties' attention is directed to the provisions of 10th Cir. R. 33.1. Parties served by mail. (afw)


3/13/07 [2009770] Supplemental authority filed by Appellant Joslin Dry Goods Co.. Original and 2 copies. c/s: y (jmm)


Docket as of May 30, 2007 8:03 pm

Page 6


Proceedings include all events.


06-1143 EEOC, et al v. Joslin Dry Goods Co.

4/26/07  [2024573] Other E-document received from Joslin Dry Goods Co. Pleading type: Statement of settlement w/Wolf (but not w/EEOC) & statement of why appeal is not rendered moot. Submission type: E-Mail. (sts)

4/26/07  [2024574] E-attachments received from Joslin Dry Goods Co. to statement of settlement. Submission type: E-Mail. (sts)

4/27/07 [2024867] Statement of settlement w/Appellee Wolff (but not w/Appellee EEOC) & statement of why appeal is not rendered moot filed by Appellant Joslin Dry Goods Co. Original and 7 copies. c/s: y. (sts)

5/7/07  [2027230] Other E-document received from EEOC. Pleading type: Response to Dillard's Statement as to Mootness. Submission type: E-Mail. (sts)

5/7/07  [2027232] E-attachments to response received from EEOC. Submission type: E-Mail. (sts)

5/8/07 [2027754] Appellee's response to appellant's statement as to mootness filed by EEOC Original and 7 copies. c/s: y. (jmm)

5/30/07 [2033779] Terminated on the Merits after Oral Hearing; Dismissed; Written, Signed, Unpublished. Murphy, authoring judge; Holloway; Tymkovich. [06-1143] Parties served by mail on 5/30/07. (sts)

Docket as of May 30, 2007 8:03 pm

Page 7

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<b>Billable Pages:</b>	7	<b>Cost:</b>	0.56