

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:08-cv-01385-CMA -BNB**

Equal Employment Opportunity Commission v. Oldcastle SW
Group, Inc.
Assigned to: Judge Christine M. Arguello
Referred to: Magistrate Judge Boyd N. Boland
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 06/30/2008
Date Terminated: 02/26/2010
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Nancy A. Weeks**
U.S. Equal Employment Opportunity
Commission-Denver
303 East 17th Avenue
#410
Denver, CO 80203-9634
303-866-1947
Fax: 303-866-1375
Email: nancy.weeks@eeoc.gov
TERMINATED: 06/04/2009
LEAD ATTORNEY

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

William Earl Moench
U.S. Equal Employment Opportunity
Commission-Denver
303 East 17th Avenue
#410
Denver, CO 80203-9634
303-866-1378
Fax: 303-866-1375
Email: william.moench@eeoc.gov
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Tammy Lane

represented by **Brian Thomas Moore**
Jester Gibson & Moore, LLP
1999 Broadway
#3225
Denver, CO 80202
303-377-7888
Fax: 303-377-7075
Email: bmoore@jgllp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lynn D. Feiger

Lohf, Shaiman, Jacobs, Hyman & Feiger,
PC
950 South Cherry Street
#900
Denver, CO 80246-2666
303-753-9000
Fax: 303-753-9997
Email: lfeiger@lohفشaiman.com

Intervenor Plaintiff**Michael Galasso**

represented by **Brian Thomas Moore**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lynn D. Feiger
(See above for address)

Intervenor Plaintiff**Calvin Reed**

represented by **Brian Thomas Moore**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lynn D. Feiger
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Oldcastle SW Group, Inc.
doing business as
United Companies of Mesa County

represented by **Michael Craig Santo**
Bechtel & Santo, L.L.P.
205 North 4th Street
#300
Grand Junction, CO 81501
970-683-5888
Fax: 970-683-5887
Email: santo@bechtelsanto.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/30/2008	<u>1</u>	COMPLAINT and Jury Trial Demand against Oldcastle SW Group, Inc., filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet)(llk,) (Entered: 07/01/2008)
07/01/2008	<u>2</u>	MEMORANDUM from Judge Matsch RETURNING CASE for reassignment to another district judge. (llk,) (Entered: 07/02/2008)
07/02/2008	<u>3</u>	LETTER REASSIGNING CASE pursuant to memorandum of 7/1/2008. Case reassigned to Chief Judge Edward W. Nottingham for all further proceedings. Judge Richard P. Matsch no longer assigned to the case. (llk,) (Entered: 07/02/2008)
07/08/2008	<u>4</u>	ORDER REFERRING CASE to Magistrate Judge Boyd N. Boland. Dispositive Motions due by 2/27/2009. Entered by Chief Judge Edward W. Nottingham on 7/8/08. (ewnsec,) (Entered: 07/08/2008)
07/17/2008	<u>5</u>	ORDER: Scheduling/Planning Conference set for 9/17/2008 09:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Signed by Magistrate Judge Boyd N. Boland on 7/17/2008. (sss,) (Entered: 07/18/2008)

09/09/2008	<u>6</u>	Unopposed MOTION to Vacate <u>5</u> Order, Set/Reset Hearings <i>Scheduling Conference</i> , Unopposed MOTION to Reset <i>Scheduling Conference</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 09/09/2008)
09/10/2008	<u>7</u>	MEMORANDUM regarding <u>6</u> Unopposed MOTION to Vacate <u>5</u> Order, Set/Reset Hearings Scheduling Conference filed by Equal Employment Opportunity Commission. Motion referred to Magistrate Judge Boyd N. Boland. Entered by Chief Judge Edward W. Nottingham on 9/10/08. (Text Only Entry – No Document Attached)(ewnsec,) (Entered: 09/10/2008)
09/10/2008	<u>8</u>	MINUTE ORDER granting <u>6</u> Unopposed Motion to Vacate and Reschedule Scheduling Conference. Scheduling Conference set for 9/17/2008 is vacated and reset to 11/6/2008 09:00 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 9/10/2008.(sss,) (Entered: 09/10/2008)
10/01/2008	<u>9</u>	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Oldcastle SW Group, Inc. waiver sent on 8/21/2008, answer due 10/20/2008. (Weeks, Nancy) (Entered: 10/01/2008)
10/14/2008	<u>10</u>	MOTION to Intervene <i>as of Right as Parties Plaintiff</i> by Interested Parties Tammy Lane, Michael Galasso, Calvin Reed. (Attachments: # <u>1</u> Complaint in Intervention, # <u>2</u> Proposed Order (PDF Only))(Feiger, Lynn) (Entered: 10/14/2008)
10/15/2008	<u>11</u>	NOTICE of Entry of Appearance by Brian Thomas Moore on behalf of Tammy Lane, Michael Galasso, Calvin Reed (Moore, Brian) (Entered: 10/15/2008)
10/20/2008	<u>12</u>	ANSWER to <u>1</u> Complaint <i>AND JURY TRIAL DEMAND</i> by Oldcastle SW Group, Inc..(Santo, Michael) (Entered: 10/20/2008)
10/20/2008	<u>13</u>	ORDER granting <u>10</u> Motion to Intervene as of Right as Parties Plaintiff. The proposed Complaint in Intervention is deemed filed as of this date. Signed by Chief Judge Edward W. Nottingham on 10/20/2008.(sss,) (Entered: 10/20/2008)
10/20/2008	<u>14</u>	COMPLAINT in Intervention and Jury Demand against Oldcastle SW Group, Inc. filed by Tammy Lane, Michael Galasso, Calvin Reed.(sss,) (Entered: 10/20/2008)
10/22/2008	<u>15</u>	REASSIGNING JUDGE. This action is reassigned to Judge Christine M. Arguello, upon her appointment. All future pleadings should reference Judge Arguello at the end of the civil action number (such as 08-cv-00001-CMA). Unless otherwise ordered, the dates and times for all previously scheduled matters will be maintained and will now be handled by Judge Arguello in Courtroom A-602. Her chambers are located in Room A-638. Her telephone number is 303-335-2174. (Text only entry – no document attached) (gmssl,) (Entered: 10/22/2008)
10/31/2008	<u>16</u>	MINUTE ORDER Scheduling Conference Reset for 11/17/2008 04:00 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 10/31/08. (erv,) (Entered: 10/31/2008)
10/31/2008	<u>17</u>	AMENDED COMPLAINT <i>in Intervention</i> against Oldcastle SW Group, Inc., filed by Tammy Lane, Michael Galasso, Calvin Reed.(Moore, Brian) (Entered: 10/31/2008)
11/10/2008	<u>18</u>	ANSWER to <u>17</u> Amended Complaint <i>in Intervention</i> by Oldcastle SW Group, Inc..(Santo, Michael) (Entered: 11/10/2008)
11/10/2008	<u>19</u>	Proposed Scheduling Order by Plaintiff Equal Employment Opportunity Commission. (Weeks, Nancy) (Entered: 11/10/2008)
11/17/2008	<u>20</u>	ORDER The parties appeared this afternoon for a scheduling conference. The proposed scheduling order was refused for the reasons stated on the record. Consistent with matters discussed this afternoon: IT IS ORDERED that the parties shall prepare a revised scheduling order modified as discussed at the scheduling conference and submit it to the court on or before November 20, 2008. Signed by Magistrate Judge Boyd N. Boland on 11/17/08. (erv,) (Entered: 11/18/2008)
11/17/2008	<u>21</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland. Scheduling Conference held on 11/17/2008. Discovery due by 5/1/2009.

		Dispositive Motions due by 5/29/2009. Settlement Conference set for 2/19/2009 01:30 PM in Conference Room before Magistrate Judge Boyd N. Boland. Proposed Pretrial Order due by 7/20/2009. Final Pretrial Conference set for 7/27/2009 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. ORDERED:Revised Scheduling Order to be filed by November 20, 2008. (Court Reporter FTR-G.Mattei.) (bnbcd,) (Entered: 11/18/2008)
11/20/2008	<u>22</u>	Proposed Scheduling Order <i>Revised</i> by Plaintiff Equal Employment Opportunity Commission. (Weeks, Nancy) (Entered: 11/20/2008)
11/21/2008	<u>23</u>	MINUTE ORDER Settlement Conference set for 2/19/2008 01:30 PM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 11/21/08. (erv,) (Entered: 11/21/2008)
11/21/2008	<u>24</u>	SCHEDULING ORDER: Signed by Magistrate Judge Boyd N. Boland on 11/21/08. (erv,) (Entered: 11/21/2008)
01/06/2009	<u>25</u>	MOTION For Extension of Time of <i>Deadline to Join Parties and Amend Pleadings</i> by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Moore, Brian) (Entered: 01/06/2009)
01/07/2009	26	MEMORANDUM regarding <u>25</u> MOTION For Extension of Time of Deadline to Join Parties and Amend Pleadings filed by Calvin Reed, Michael Galasso, Tammy Lane. Motions referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 1/7/09. (Text Only Entry – No Document Attached)(erv,) (Entered: 01/07/2009)
01/07/2009	<u>27</u>	Joint MOTION for Protective Order by <i>All Parties</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only) Final Proposed Protective Order)(Weeks, Nancy) (Entered: 01/07/2009)
01/08/2009	28	MEMORANDUM regarding <u>27</u> Joint MOTION for Protective Order by All Parties filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland, by Judge Christine M. Arguello on 1/8/09. (Text Only Entry – No Document Attached)(erv,) (Entered: 01/08/2009)
01/08/2009	<u>29</u>	MINUTE ORDER granting <u>25</u> UNopposed Motion of Intervenor Plaintiffs' for Extension of Deadline to Join Parties and Amend Pleadings, the deadline for the parties to amend their pleadings or join additional parties is extended to and including January 23, 2009. by Magistrate Judge Boyd N. Boland on 1/8/09.(erv,) (Entered: 01/08/2009)
01/08/2009	<u>30</u>	MINUTE ORDER granting <u>27</u> Motion for Protective Order, by Magistrate Judge Boyd N. Boland on 1/8/09.(erv,) (Entered: 01/08/2009)
01/08/2009	<u>31</u>	PROTECTIVE ORDER. Signed by Magistrate Judge Boyd N. Boland on 1/8/09. (erv,) (Entered: 01/08/2009)
02/02/2009	<u>32</u>	Unopposed MOTION to Amend/Correct/Modify <u>24</u> Scheduling Order by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 02/02/2009)
02/02/2009	33	MEMORANDUM regarding <u>32</u> Unopposed MOTION to Amend/Correct/Modify <u>24</u> Scheduling Order filed by Equal Employment Opportunity Commission. Motions referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 02/02/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(jjh,) (Entered: 02/02/2009)
02/03/2009	<u>34</u>	Minute ORDER granting <u>32</u> Unopposed Motion to Amend Scheduling Order. Discovery due by 7/15/2009. Dispositive Motions due by 8/14/2009. Proposed Pretrial Order due by 10/7/2009. Final Pretrial Conference reset for 10/14/2009 09:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Settlement Conference reset for 6/15/2009 01:30 PM before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 2/3/09.(gmssl,) Modified on 2/5/2009 to correct spelling error (gms,). (Entered: 02/03/2009)
03/17/2009	<u>35</u>	NOTICE of Entry of Appearance by William Earl Moench on behalf of Equal Employment Opportunity Commission (Moench, William) (Entered: 03/17/2009)

04/15/2009	<u>36</u>	NOTICE <i>Amended Notice of Deposition</i> by Plaintiff Equal Employment Opportunity Commission (Santo, Michael) (Entered: 04/15/2009)
04/16/2009	<u>37</u>	MOTION For Extension of Time <i>to disclose experts</i> by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Moore, Brian) (Entered: 04/16/2009)
04/16/2009	38	MEMORANDUM regarding <u>37</u> MOTION For Extension of Time to disclose experts filed by Calvin Reed, Michael Galasso, Tammy Lane. Motions referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 4/16/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(erv,) (Entered: 04/16/2009)
04/20/2009	<u>39</u>	MINUTE ORDER granting <u>37</u> Unopposed Motion for Extension of Time to Extend Expert Disclosure Deadlines by Magistrate Judge Boyd N. Boland on 4/20/09.(erv,) (Entered: 04/20/2009)
06/02/2009	<u>40</u>	MOTION For Extension of Time <i>FOR DISCLOSURE OF CONCRETE TESTING EXPERT WITNESSES</i> by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Moore, Brian) (Entered: 06/02/2009)
06/03/2009	41	MEMORANDUM regarding <u>40</u> MOTION For Extension of Time FOR DISCLOSURE OF CONCRETE TESTING EXPERT WITNESSES filed by Calvin Reed, Michael Galasso, Tammy Lane. Motions referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 6/3/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(erv,) (Entered: 06/03/2009)
06/03/2009	<u>42</u>	MINUTE ORDER granting <u>40</u> Intervenor's Unopposed Motion for Extension of Time for Disclosure of Concrete Testing Expert Witnesses to and including June 1, 2009. by Magistrate Judge Boyd N. Boland on 6/3/09.(erv,) (Entered: 06/03/2009)
06/04/2009	<u>43</u>	MOTION to Withdraw as Attorney by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Weeks, Nancy) (Entered: 06/04/2009)
06/04/2009	<u>44</u>	ORDER granting <u>43</u> Motion to Withdraw as Attorney for Plaintiff EEOC. Attorney Nancy A. Weeks terminated by Judge Christine M. Arguello on 6/4/09.(erv,) (Entered: 06/05/2009)
06/11/2009	<u>45</u>	MINUTE ORDER Due to a conflict in the courts calendar, IT IS ORDERED that the settlement conference set for June 15, 2009, at 1:30 p.m., is VACATED. The parties are directed to contact Estee Freitag at 303-844-6408 to reschedule the conference. by Magistrate Judge Boyd N. Boland on 6/11/09. (erv,) (Modified on 6/17/2009 changed telephone number and sealed PDF pursuant to chambers)(ervsl,). (Entered: 06/12/2009)
06/16/2009	<u>46</u>	Unopposed MOTION for Extension of Time to <i>Extend Discovery Deadline</i> by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 06/16/2009)
06/17/2009	47	MEMORANDUM regarding <u>46</u> Unopposed MOTION for Extension of Time to Extend Discovery Deadline filed by Oldcastle SW Group, Inc.. Motions referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 6/17/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(erv,) (Entered: 06/17/2009)
06/17/2009	<u>48</u>	MINUTE ORDER granting <u>46</u> Motion for Extension of Time Discovery Deadline. Discovery due by 7/29/2009. by Magistrate Judge Boyd N. Boland on 6/17/09.(erv,) (Entered: 06/17/2009)
07/02/2009	<u>49</u>	Unopposed MOTION to Amend/Correct/Modify <u>45</u> Minute Order, by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Moore, Brian) (Entered: 07/02/2009)
07/06/2009	50	MEMORANDUM regarding <u>49</u> Unopposed MOTION to Amend/Correct/Modify <u>45</u> Minute Order, filed by Calvin Reed, Michael Galasso, Tammy Lane. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 7/06/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(cmasec) (Entered: 07/06/2009)

07/13/2009	<u>51</u>	MINUTE ORDER granting <u>49</u> Motion to Amend/Correct/Modify the <u>45</u> Minute Order by Magistrate Judge Boyd N. Boland on 7/13/09. The parties are to promptly contact chambers to set a settlement conference once a ruling has been made on dispositive motions. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (bnbsec,) (Modified on 7/15/2009 added link to <u>45</u> Minute Order)(erv2,). (Entered: 07/13/2009)
07/20/2009	<u>52</u>	Joint MOTION for Extension of Time to <i>Extend Discovery Cut–Off and Dispositive Motion Deadline</i> by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 07/20/2009)
07/21/2009	<u>53</u>	MEMORANDUM regarding <u>52</u> Joint MOTION for Extension of Time to <i>Extend Discovery Cut–Off and Dispositive Motion Deadline</i> filed by Oldcastle SW Group, Inc. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 7/21/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED(cmasec) (Entered: 07/21/2009)
07/23/2009	<u>54</u>	MINUTE ORDER: Granting <u>52</u> Joint Motion to Extend Discovery Cut–off and Dispositive Motion Deadline. Date for rebuttal expert report (Janet Owens–White)September 15, 2009; Discovery cut–off for limited purpose by 9/21/2009. Dispositive Motions due by 9/18/2009. Proposed Pretrial Order due by 11/9/2009. Final Pretrial Conference set for 11/16/2009 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 7/23/09.(bnbcd,) (Entered: 07/23/2009)
07/31/2009	<u>55</u>	MOTION for Leave to <i>File Separate Motions for Summary Judgment or, in the Alternative, to Extend the Recommended Page Limitation for Filing Motions for Summary Judgment</i> by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 07/31/2009)
08/05/2009	<u>56</u>	ORDER – GRANTING <u>55</u> Motion for Leave to File Separate Motions for Summary Judgment. Defendants may file separatemotions for summary judgment, which individually shall not exceed 20 pages, inclusive of theundisputed statements of facts. By Judge Christine M. Arguello on 8/5/09.TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmacd) (Entered: 08/05/2009)
08/21/2009	<u>57</u>	MOTION for Protective Order by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Moench, William) (Entered: 08/21/2009)
08/24/2009	<u>58</u>	MEMORANDUM regarding <u>57</u> MOTION for Protective Order filed by Equal Employment Opportunity Commission. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 8/24/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 08/24/2009)
08/24/2009	<u>59</u>	JOINDER in <u>57</u> MOTION for Protective Order by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Moore, Brian) (Modified on 8/24/2009 the Motion has been termed as this is a JOINDER to a Motion)(erv,). (Entered: 08/24/2009)
08/24/2009	<u>60</u>	MEMORANDUM regarding <u>59</u> MOTION for Joinder re <u>57</u> MOTION for Protective Order filed by Calvin Reed, Michael Galasso, Tammy Lane. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 8/24/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 08/24/2009)
08/24/2009	<u>61</u>	Docket Annotation re: <u>59</u> MOTION for Joinder re <u>57</u> MOTION for Protective Order. This has been changed to a JOINDER and the motion has been termed. Text only entry – no document attached (erv,) (Entered: 08/24/2009)
08/24/2009	<u>62</u>	MINUTE ORDER Setting Hearing on Motion <u>57</u> MOTION for Protective Order : Motion Hearing set for 9/1/2009 10:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland. Defendant shall respond to the Motion on or before August 28, 2009. No reply will be accepted without leave of court, by Magistrate Judge Boyd N. Boland on 8/24/09. (bnbcd,) (Entered: 08/24/2009)
08/26/2009	<u>63</u>	MINUTE ORDER Re–Setting Hearing on <u>57</u> MOTION for Protective Order : Motion Hearing Reset for 9/2/2009 10:00 AM in Courtroom A 401 before

		Magistrate Judge Boyd N. Boland. by Magistrate Judge Boyd N. Boland on 8/26/09. (erv,) (Entered: 08/27/2009)
08/28/2009	<u>64</u>	RESPONSE to <u>57</u> MOTION for Protective Order filed by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 08/28/2009)
09/02/2009	<u>65</u>	Minute Entry for proceedings held before Magistrate Judge Boyd N. Boland: Motion Hearing held on 9/2/2009. Granting <u>57</u> EEOC'S Motion for Protective Order. (Court Reporter FTR-G.Mattei.) (bnbcd,) (Entered: 09/02/2009)
09/02/2009	<u>66</u>	ORDER: re: Granting <u>57</u> MOTION for Protective Order filed by Equal Employment Opportunity Commission, by Magistrate Judge Boyd N. Boland on 9/2/09. (bnbcd,) (Entered: 09/02/2009)
09/14/2009	<u>67</u>	Unopposed MOTION for Extension of Time to <i>File Defendant's Summary Judgment Motions</i> by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 09/14/2009)
09/14/2009	68	MEMORANDUM regarding <u>67</u> Unopposed MOTION for Extension of Time to <i>File Defendant's Summary Judgment Motions</i> filed by Oldcastle SW Group, Inc. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 9/14/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 09/14/2009)
09/15/2009	69	MINUTE ORDER granting <u>67</u> Motion for Extension of Time. The dispositive motions deadline is extended to and including 9/23/2009. by Magistrate Judge Boyd N. Boland on 9/15/09.TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (bnbsec,) (Entered: 09/15/2009)
09/23/2009	<u>70</u>	MOTION for Summary Judgment Against EEOC/Tammy Lane by Defendant Oldcastle SW Group, Inc. (Attachments: # <u>1</u> Brief in Support , # <u>2</u> Exhibit 1 , # <u>3</u> Exhibit 2 , # <u>4</u> Exhibit 3 , # <u>5</u> Exhibit 4 , # <u>6</u> Deposition Excerpts Exhibit 5 , # <u>7</u> Exhibit 6 , # <u>8</u> Exhibit 7 , # <u>9</u> Exhibit 8 , # <u>10</u> Exhibit 9 , # <u>11</u> Exhibit 10 , # <u>12</u> Exhibit 11 , # <u>13</u> Exhibit 12 , # <u>14</u> Exhibit 13 , # <u>15</u> Exhibit 14 , # <u>16</u> Exhibit 15)(Santo, Michael) (Modified on 9/24/2009 added text as to Defendant Tammy Lane and edited duplicate text)(erv,). (Entered: 09/23/2009)
09/23/2009	<u>71</u>	MOTION for Summary Judgment against EEOC/Calvin Reed by Defendant Oldcastle SW Group, Inc.. (Attachments: # <u>1</u> Brief in Support, # <u>2</u> Exhibit 1 , # <u>3</u> Exhibit 2 , # <u>4</u> Exhibit 3 , # <u>5</u> Exhibit 4 , # <u>6</u> Exhibit 5 , # <u>7</u> Exhibit 6 , # <u>8</u> Exhibit 7 , # <u>9</u> Exhibit 8 , # <u>10</u> Exhibit 9 , # <u>11</u> Exhibit 10 , # <u>12</u> Exhibit 11)(Santo, Michael) (Modified on 9/24/2009 added defendant Calvin Reed to the Title of the text and edited duplicated text)(erv,). (Entered: 09/23/2009)
09/23/2009	<u>72</u>	MOTION for Summary Judgment against EEOC/Michael Galasso by Defendant Oldcastle SW Group, Inc.. (Attachments: # <u>1</u> Brief in Support, # <u>2</u> Exhibit 1 , # <u>3</u> Exhibit 2 , # <u>4</u> Exhibit 3 , # <u>5</u> Exhibit 4 , # <u>6</u> Exhibit 5 , # <u>7</u> Exhibit 6 , # <u>8</u> Exhibit 7 , # <u>9</u> Exhibit 8 , # <u>10</u> Exhibit 9 , # <u>11</u> Exhibit 10 , # <u>12</u> Exhibit 11 , # <u>13</u> Exhibit 12 , # <u>14</u> Exhibit 13)(Santo, Michael) (Modified on 9/24/2009 added Defendant Michael Galasso to the title of the Text and Edited duplicated text)(erv,). (Entered: 09/23/2009)
09/23/2009	<u>73</u>	MOTION for Summary Judgment <i>on Affirmative Defenses</i> by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Moore, Brian) (Entered: 09/23/2009)
09/23/2009	<u>74</u>	MOTION for Summary Judgment <i>on Affirmative Defense</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Affidavit Todd Chavez, # <u>2</u> Exhibit 1 – Determinations, # <u>3</u> Exhibit 2 – Invitations to Conciliate, # <u>4</u> Exhibit 3 – Acceptance of Invitations, # <u>5</u> Exhibit 4 – Conciliation Failures)(Moench, William) (Entered: 09/23/2009)
09/24/2009	75	Docket Annotation re: <u>70</u> MOTION for Summary Judgment against Tammy Lane was added to the text and duplicate text was edited out. Text only entry – no document attached (erv,) (Entered: 09/24/2009)

09/24/2009	76	Docket Annotation re: <u>71</u> MOTION for Summary Judgment against Calvin Reed added to the text, Brief in Support and duplicate text was edited out) Text only entry – no document attached (erv,) (Entered: 09/24/2009)
09/24/2009	77	Docket Annotation re: <u>72</u> MOTION for Summary Judgment against Michael Galasson, Brief in Support added as text, and Duplicate text edited out. Text only entry – no document attached (erv,) (Entered: 09/24/2009)
10/06/2009	<u>78</u>	Joint MOTION for Extension of Time to <i>Facilitate Settlement Conference</i> by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed, Defendant Oldcastle SW Group, Inc.. (Moore, Brian) (Entered: 10/06/2009)
10/06/2009	79	MEMORANDUM regarding <u>78</u> Joint MOTION for Extension of Time to <i>Facilitate Settlement Conference</i> filed by Calvin Reed, Michael Galasso, Equal Employment Opportunity Commission, Tammy Lane, Oldcastle SW Group, Inc. Motion referred to Magistrate Judge Boyd N. Boland by Judge Christine M. Arguello on 10/06/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 10/06/2009)
10/07/2009	<u>80</u>	MINUTE ORDER: granting <u>78</u> Joint Motion to Extend Deadlines to Facilitate Settlement Conference. All summary judgment responses briefs are to be due on or before December 11, 2009. The deadline for all summary judgment reply briefs are to be due on or before February 1, 2010. Proposed Pretrial Order due by 2/10/2010. Final Pretrial Conference set for 2/17/2010 08:30 AM in Courtroom A 401 before Magistrate Judge Boyd N. Boland, by Magistrate Judge Boyd N. Boland on 10/7/09.(bnbcd,) (Entered: 10/07/2009)
12/08/2009	<u>81</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>71</u> MOTION for Summary Judgment, <u>74</u> MOTION for Summary Judgment <i>on Affirmative Defense</i> , <u>73</u> MOTION for Summary Judgment <i>on Affirmative Defenses</i> , <u>72</u> MOTION for Summary Judgment, <u>70</u> MOTION for Summary Judgment by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Proposed Order (PDF Only) Granting Extension of Time)(Moench, William) (Entered: 12/08/2009)
12/11/2009	82	MINUTE ORDER granting <u>81</u> Motion for Extension of Time to File Response/Reply. The parties shall have to and including 12/14/09 within which to file their responses to all pending motions for summary judgment. By Judge Christine M. Arguello on 12/11/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 12/11/2009)
12/14/2009	<u>83</u>	BRIEF in Opposition to <u>74</u> MOTION for Summary Judgment <i>on Affirmative Defense Defendant's Brief in Support of Its Opposition to Plaintiff EEOC's Motion for Partial Summary Judgment</i> filed by Defendant Oldcastle SW Group, Inc.. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(Santo, Michael) (Entered: 12/14/2009)
12/14/2009	<u>84</u>	RESPONSE to <u>73</u> MOTION for Summary Judgment <i>on Affirmative Defenses Defendant's Brief in Response to Intervenor Plaintiffs' Motion for Summary Judgment on Affirmative Defenses</i> filed by Defendant Oldcastle SW Group, Inc.. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit 6a, # <u>7</u> Exhibit 6b, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit)(Santo, Michael) (Entered: 12/14/2009)
12/14/2009	<u>85</u>	BRIEF in Opposition to <u>70</u> MOTION for Summary Judgment, <u>71</u> MOTION for Summary Judgment, <u>72</u> MOTION for Summary Judgment filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Attachments: # <u>1</u> Affidavit Curtis, # <u>2</u> Affidavit DeBrucque, # <u>3</u> Affidavit Delancey, # <u>4</u> Affidavit Edmands, # <u>5</u> Affidavit Edwards, # <u>6</u> Affidavit Lane, # <u>7</u> Affidavit Northrup, # <u>8</u> Affidavit Purdum, D., # <u>9</u> Affidavit Purdum, T., # <u>10</u> Affidavit Reed, # <u>11</u> Affidavit Scott, # <u>12</u> Affidavit Galasso, # <u>13</u> Affidavit Lane Declaration, # <u>14</u> Exhibit 1, # <u>15</u> Exhibit 2, # <u>16</u> Exhibit 3, # <u>17</u> Exhibit 4, # <u>18</u> Exhibit 5, # <u>19</u> Exhibit 6, # <u>20</u> Exhibit 7, # <u>21</u> Exhibit 8, # <u>22</u> Exhibit 9, # <u>23</u> Exhibit 10, # <u>24</u> Exhibit 11, # <u>25</u> Exhibit 12, # <u>26</u> Exhibit 13, # <u>27</u> Exhibit 14, # <u>28</u> Exhibit 15, # <u>29</u> Exhibit 16, # <u>30</u> Exhibit 17, # <u>31</u>

		Exhibit 18, # 32 Exhibit 19, # 33 Exhibit 20, # 34 Exhibit 21, # 35 Exhibit 22, # 36 Exhibit 23, # 37 Exhibit 24, # 38 Exhibit 25, # 39 Exhibit 26, # 40 Exhibit 27, # 41 Exhibit 28, # 42 Exhibit 29, # 43 Exhibit 30, # 44 Exhibit 31, # 45 Exhibit 32, # 46 Exhibit 33, # 47 Exhibit 34, # 48 Deposition Excerpts 30b6 Ducray, # 49 Deposition Excerpts 30b6 Lamberty, # 50 Deposition Excerpts Alpha, # 51 Deposition Excerpts Arellano, # 52 Deposition Excerpts Cross, # 53 Deposition Excerpts Delancey, # 54 Deposition Excerpts Ducray, # 55 Deposition Excerpts Edmands, # 56 Deposition Excerpts Galasso, # 57 Deposition Excerpts Lane Vol I, # 58 Deposition Excerpts Lane Vol II, # 59 Deposition Excerpts McGehee, # 60 Deposition Excerpts Northrup, # 61 Deposition Excerpts Owens-White, # 62 Deposition Excerpts Reed, # 63 Deposition Excerpts Scott, # 64 Deposition Excerpts Sullivan, # 65 Deposition Excerpts Uhlenberg, # 66 Appendix Anderson v. Wintco, # 67 Appendix EEOC v. DNA, # 68 Appendix Neiderlander v. American Video)(Moench, William) (Entered: 12/15/2009)
12/18/2009	86	MOTION for Leave to Supplement Plaintiffs' 85 Joint Response to Defendant's Motions for Summary Judgment by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Attachments: # 1 Proposed Document Intervenor Plaintiffs' Supplement to Plaintiffs' Joint Response to Defendant's Motions for Summary Judgment, # 2 Deposition Excerpts Edmands)(Moore, Brian) (Modified on 12/21/2009 added link to Response)(erv2,). (Entered: 12/18/2009)
12/22/2009	87	MINUTE ORDER granting 86 Motion for Leave to supplement Plaintiffs Joint Response to Defendants Motions for Summary Judgment. The proposed supplemental document, attached at 86-1, is deemed filed as of this date. SO ORDERED by Judge Christine M. Arguello on 12/22/09. TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmasec) (Entered: 12/22/2009)
12/22/2009	89	SUPPLEMENT to 85 Joint Brief in Opposition to Motion, for Summary Judgment by Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed. (Attachments: # 1 Deposition Excerpts Kevin Edmands)(erv,) (Entered: 12/28/2009)
12/24/2009	88	MOTION for Extension of Time to File Response/Reply as to 71 MOTION for Summary Judgment, 72 MOTION for Summary Judgment, 70 MOTION for Summary Judgment by Defendant Oldcastle SW Group, Inc.. (Santo, Michael) (Entered: 12/24/2009)
12/29/2009	90	MINUTE ORDER granting 88 Motion for Extension of Time to File Response/Reply. Reply briefs due on or before February 19, 2010. By Judge Christine M. Arguello on 12/29/09.TEXT ONLY ENTRY – NO DOCUMENT ATTACHED (cmacd) (Entered: 12/29/2009)
02/09/2010	91	MINUTE ORDER: This matter has been resolved. The parties shall file a stipulation or motion to dismiss with prejudice, pursuant to Fed.R.Civ.P. 41(a) on or before February 23, 2010, or a status report addressing why dismissal has not been accomplished. All future hearings set before Magistrate Judge Boland are vacated, by Magistrate Judge Boyd N. Boland on 2/9/10. (bnbcd,) (Entered: 02/09/2010)
02/16/2010	92	MOTION for Order to <i>Enter Consent Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 Proposed Consent Decree)(Moench, William) (Entered: 02/16/2010)
02/23/2010	93	STIPULATION of Dismissal of Party <i>Intervenor Plaintiffs</i> by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Tammy Lane, Michael Galasso, Calvin Reed, Defendant Oldcastle SW Group, Inc.. (Moore, Brian) (Entered: 02/23/2010)
02/26/2010	94	CONSENT DECREE by Judge Christine M. Arguello on 2/26/2010. (erv,) (Entered: 03/01/2010)