

CLOSED, CONSOL, JURY, TYPE-D

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:97-cv-00716-RMU

FENNELL v. AETNA LIFE INSURANCE, et al
Assigned to: Judge Ricardo M. Urbina
Demand: \$0
Member case: ([View Member Case](#))
Cause: 28:1391 Personal Injury

Date Filed: 04/11/1997
Date Terminated: 02/26/1999
Jury Demand: Defendant
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff**REBECCA L. FENNELL**

represented by **Gail Diane Allen**
BLUM, YUMKAS, MAILMAN,
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V.

Defendant**AETNA LIFE INSURANCE
COMPANY**

represented by **Ronald Stephen Cooper**
STEPTOE & JOHNSON, LLP
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Washington, DC 20036
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Defendant**ARAMARK COMPANY INC**

represented by **Ronald Stephen Cooper**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

04/11/1997	1	COMPLAINT filed by plaintiff REBECCA L. FENNELL ; exhibits (4) (bjsp) (Entered: 04/14/1997)
04/11/1997		SUMMONS (2) issued for defendant AETNA LIFE INSURANCE, defendant ARAMARK COMPANY INC (bjsp) (Entered: 04/14/1997)
04/14/1997	2	APPLICATION by plaintiff REBECCA L. FENNELL for preliminary injunction attachments (3); exhibits (1) (bjsp) (Entered: 04/14/1997)
04/14/1997	3	MOTION filed by plaintiff REBECCA L. FENNELL to consolidate this case with 97 734 (bjsp) Modified on 04/14/1997 (Entered: 04/14/1997)
04/14/1997		MOTION HEARING before Judge Ricardo M. Urbina granted motion to consolidate this case with 97 734 [3-1] by REBECCA L. FENNELL; motion of defendants to dismiss for lack of proper venue, denied; plaintiffs' motion for a preliminary injunction consolidated with a resolution of this case on the merits, pursuant to Federal Rule of Civil Procedure 65(a)(2); Reporter: William D. McAllister (jwd) (Entered: 04/14/1997)
04/14/1997	4	ORDER by Judge Ricardo M. Urbina : denying defendants' motion to dismiss for lack of proper venue; denying plaintiffs' motion for a TRO; consolidating C.A. 97-0716 with C.A. 97-0734; directing that plaintiffs' motion for preliminary injunction is hereby consolidated with a resolution of this case on the merits, pursuant to Federal Rule of Civil Procedure 65(a)(2); directing that parties shall meet courtesy copy hand-delivered to chambers) by no later than 4:30 p.m. on 4/18/97, a proposed briefing scheduled for dispositive motions; having consolidated the above-captioned action, submissions by plaintiff to the court shall be joint (N) (jwd) Modified on 04/15/1997 (Entered: 04/14/1997)
04/14/1997		REMARK ALL PLEADINGS FILED IN THIS CASE WILL DOCKETED IN THE LEAD CASE 97-CV-716. (tw) (Entered: 04/15/1997)
04/14/1997	5	RESPONSE by defendant ARAMARK COMPANY INC in 1:97-cv-00734, defendant AETNA LIFE INSURANCE in 1:97-cv-00734 in opposition to motion for temporary restraining order [2-1] by EEOC in 1:97-cv-00734. (tw) (Entered: 04/15/1997)
04/14/1997		MOTION filed by defendant ARAMARK COMPANY INC in 1:97-cv-00734, defendant AETNA LIFE INSURANCE in 1:97-cv-00734 to dismiss complaint [1-1] , or in the alternative to transfer to the District of Maryland. ; affidavit (1) (tw) (Entered: 04/16/1997)
04/23/1997	6	SCHEDULING ORDER by Judge Ricardo M. Urbina: Between now and 5/2/97, plaintiff EEOC will attempt to complete certain investigation and administrative processing of the charge of discrimination filed by Rebecca Fennell, and will consider whether, at this time (i.e. between now and 5/2/97), it will bring a lawsuit on the merits of the issues raised in its complaint for preliminary relief; if it does not file a complaint on the merits in this action by that time, the EEOC will withdraw its complaint for preliminary relief; in event that, on or before 5/2/97, the EEOC brings

		<p>a complaint in this action addressin the merits of the issues raised in it complaint for prelininary relief, the briefing schedule set forth in paragraphs 3 through 5 of this order shall apply to EEOC; plaintiff Fennell shall have leave to file an amended pleading on or before 4/25/97 for the limited purpose of adding a claim for lost disability benefit; dispositive motions due 5/16/97 in 1:97-cv-00716, in 1:97-cv-00734 ; response dispositive motions due 6/6/97 in 1:97-cv-00716, in 1:97-cv-00734 ; reply to dispositive motions due 6/20/97 in 1:97-cv-00716, in 1:97-cv-00734; the court shall advise the parties of its desires to hear argument on this motion; following a decision on the motion, the Court will, if necessary, order a scheduling conference to allow defendants o answer the complaint, to provide a period for discovery, andfor any further proceedings necessary or apporprate to the case (N) (jwd) (Entered: 04/23/1997)</p>
04/24/1997	7	<p>MOTION filed by plaintiff REBECCA L. FENNELL in 1:97-cv-00716 to amend complaint [1-1] by REBECCA L. FENNELL EXHIBIT (Amended complaint) (bjsp) (Entered: 04/25/1997)</p>
04/24/1997	8	<p>TRANSCRIPT filed for date(s) of 4/14/97. Reporter: William McAllister (bjsp) (Entered: 04/25/1997)</p>
05/02/1997	9	<p>MOTION filed by plaintiff EEOC in 1:97-cv-00734 to amend scheduling [6-1] in order [6-2] in 1:97-cv-00716, order , in 1:97-cv-00734; se [6-1], order [6-2]. (tw) (Entered: 05/05/1997)</p>
05/05/1997	10	<p>AMENDED COMPLAINT by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734 and amending complaint [1-1] in 1:97-cv-00716, [1-1] in 1:97-cv-00734.; jury demand (bjsp) (Entered: 05/06/1997)</p>
05/06/1997	11	<p>ORDER by Judge Ricardo M. Urbina : granting motion to amend scheduling [6-1] in order [6-2] in 1:97-cv-00716, order , in 1:97-cv-00734; se [6-1], order [6-2]. [9-1] by EEOC in 1:97-cv-00716, granting motion to amend scheduling [6-1] in order [6-2] in 1:97-cv-00716, order , in 1:97-cv-00734; se [6-1], order [6-2]. [7-1] by EEOC in 1:97-cv-00734; defendant shall file on or before 5/19/97 a motion to dismiss or for sumary judgement before 5/19/97; in all other respects the dates set forth in this Court's Scheduling Order entered on 4/22/97 remain unchanged (N) (jwd) Modified on 05/06/1997 (Entered: 05/06/1997)</p>
05/07/1997	12	<p>ORDER by Judge Ricardo M. Urbina : granting motion to amend complaint [1-1] by REBECCA L. FENNELL [7-1] by REBECCA L. FENNELL in 1:97-cv-00716 (N) (jwd) (Entered: 05/08/1997)</p>
05/07/1997	13	<p>AMENDED SCHEDULING ORDER by Judge Ricardo M. Urbina : EEOC shall withdraw its complaint for preliminary relief if it does not file a complaint on the merits in this action on or before 5/5/97;dispositive motions due 5/19/97 in 1:97-cv-00716, in 1:97-cv-00734; in all other respects the date set forth in this Court's Scheduling Order entered on 4/22/97 remain unchanged. (N) (jwd) (Entered: 05/08/1997)</p>

05/07/1997	14	AMENDED COMPLAINT by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734 adding , and amending complaint [1-1] in 1:97-cv-00716, [1-1] in 1:97-cv-00734. (fiat) URBINA, J. (bjsp) Modified on 05/09/1997 (Entered: 05/09/1997)
05/19/1997	15	MOTION filed by defendant AETNA LIFE INSURANCE in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00734, defendant AETNA LIFE INSURANCE in 1:97-cv-00734 for summary judgment ; exhibits (5) (bjsp) (Entered: 05/20/1997)
05/23/1997	16	ERRATA by defendant AETNA LIFE INSURANCE in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00716 notice of filing of original affidavit of John Murphy. (tw) (Entered: 05/27/1997)
06/05/1997	17	JOINT MOTION by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, defendant AETNA LIFE INSURANCE in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734, defendant ARAMARK COMPANY INC in 1:97-cv-00734, defendant AETNA LIFE INSURANCE in 1:97-cv-00734 for modification of the Court's 5/7/97 order (bjsp) (Entered: 06/06/1997)
06/06/1997	18	ORDER by Judge Ricardo M. Urbina : granting joint motion for modification of the Court's 5/7/97 order [17-1] by defendants, plaintiff, defendant, plaintiff in 1:97-cv-00716, 1:97-cv-00734; plaintiff Fennell may file her Substitute Amended Complaintdated 4/29/97, in lieu of the Complaint authorized to be filed in this Court's 5/7/97 order (N) (jwd) (Entered: 06/06/1997)
06/06/1997	19	MEMORANDUM by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734 in opposition to motion for summary judgment [15-1] by defendantsss in 1:97-cv-00716, motion for summary judgment [13-1] by defendants in 1:97-cv-00734 ; exhibits (3) (bjsp) (Entered: 06/09/1997)
06/10/1997	20	ERRATA by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734 to the Court of their corrected memorandum of points and authorities in opposition to defendants' motion for summary judgment ; exhibits (7) (bjsp) (Entered: 06/11/1997)
06/20/1997	21	REPLY by defendant AETNA LIFE INSURANCE in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00716 to plaintiffs' opposition to defendants' motion for summary judgment [15-1]; attachments (3) (tw) (Entered: 06/23/1997)
07/03/1997	22	MOTION filed by plaintiff REBECCA L. FENNELL in 1:97-cv-00716, plaintiff EEOC in 1:97-cv-00734 for leave to file sur reply memorandum EXHIBIT (sur reply memo) (bjsp) (Entered: 07/07/1997)
07/08/1997	23	RESPONSE by defendant AETNA LIFE INSURANCE in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00716, defendant ARAMARK COMPANY INC in 1:97-cv-00734, defendant AETNA LIFE INSURANCE in 1:97-cv-00734 in opposition to motion

		for leave to file sur reply memorandum [22-1] by EEOC, REBECCA L. FENNELL in 1:97-cv-00716, motion for leave to file sur reply memorandum [18-1] by EEOC, REBECCA L. FENNELL in 1:97-cv-00734. (bjsp) (Entered: 07/09/1997)
09/29/1998	24	ORDER by Judge Ricardo M. Urbina : denying motion for leave to file sur reply memorandum [22-1] by EEOC, REBECCA L. FENNELL in 1:97-cv-00716, 1:97-cv-00734 (N) (lpp) (Entered: 09/29/1998)
12/15/1998		SCHEDULING NOTICE: status hearing set for 9:30 3/2/99 in 1:97-cv-00716, in 1:97-cv-00734 ; before Judge Ricardo M. Urbina Courtroom #12, Fourth Floor. (jwd) (Entered: 12/15/1998)
02/26/1999	25	MEMORANDUM OPINION by Judge Ricardo M. Urbina (N) (jwd) (Entered: 02/26/1999)
02/26/1999	26	ORDER by Judge Ricardo M. Urbina : granting motions for summary judgment [15-1] by defendants in 1:97-cv-00716, 1:97-cv-00734; defendants' motion for summary judgment of EEOC's Title I claim, granted; defendants' motion for summary judgment of Fennell's Title III claim granted (N) (jwd) (Entered: 02/26/1999)
03/15/1999	27	NOTICE OF APPEAL by plaintiff REBECCA L. FENNELL in 1:97-cv-00716 from order [26-1] , entered on: 2/26/99; No Fees Paid; Copies mailed to Gail Diane Allen and Ronald Stephen Cooper. (tw) Modified on 03/17/1999 (Entered: 03/17/1999)
03/17/1999		TRANSMITTED PRELIMINARY RECORD on appeal [27-1] by REBECCA L. FENNELL to U.S. Court of Appeals (tw) (Entered: 03/17/1999)
03/25/1999		TRANSMITTED supplemental record on appeal [27-1] by REBECCA L. FENNELL in 1:97-cv-00716 reflecting that \$105.00 was paid for appeal on 3/23/99 USCA No.: . (bjsp) (Entered: 03/25/1999)
03/30/1999		USCA # 99-7042 assigned for appeal [27-1] by REBECCA L. FENNELL (tw) (Entered: 04/01/1999)
03/30/1999		USDC appeal fee of \$5.00 and USCA docketing fee of \$100.00 received, for appeal [27-1] by REBECCA L. FENNELL , by plaintiff REBECCA L. FENNELL in 1:97-cv-00716 . USCA notified. (tw) (Entered: 04/01/1999)
04/26/1999		NOTICE OF APPEAL by plaintiff EEOC in 1:97-cv-00734 from order [22-1] , entered on: 2/26/99. (GVT). Copies were sent out to Gail Allen and Ronald Cooper.(COPY) (bjsp) Modified on 04/30/1999 (Entered: 04/30/1999)
04/30/1999		TRANSMITTED PRELIMINARY RECORD on appeal [23-1] by EEOC in 1:97-cv-00734 to U.S. Court of Appeals (bjsp) (Entered: 04/30/1999)
06/06/2000	28	CERTIFIED COPY of judgment filed in USCA dated 6/5/00, on appeal [27-1] , affirming the judgment of USDC . OPINION USCA # 99-5125 (cjp) (Entered: 06/13/2000)

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