

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-01595-JR**

GRANT, et al v. RILEY
Assigned to: Judge James Robertson
Demand: \$0
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 07/05/2000
Date Terminated: 04/30/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

VALERIE T. GRANT

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Plaintiff

LORRAINE E. WISE

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Plaintiff

CHARLESETTA GRIFFIN

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Plaintiff

RAE LOUISE JONES

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Plaintiff

DOROTHEA PERKINS

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Plaintiff

NELLER JOHNSON
and all others similarly situated

represented by **Avis E. Buchanan**
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V.

Defendant

RICHARD W. RILEY
*Secretary, United States Department of
Education*

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Date Filed	#	Docket Text
07/05/2000	1	COMPLAINT filed by plaintiff VALERIE T. GRANT, plaintiff LORRAINE E. WISE, plaintiff CHARLESETTA GRIFFIN, plaintiff RAE LOUISE JONES, plaintiff DOROTHEA PERKINS, plaintiff NELLER JOHNSON; jury demand (tth) (Entered: 07/06/2000)
07/05/2000		SUMMONS NOT ISSUED. (tth) (Entered: 07/06/2000)
07/05/2000	2	MOTION filed by plaintiffs to preliminarily certify this class as a class action ; Exhibit (1) (tth) (Entered: 07/06/2000)
07/05/2000	3	ANSWER TO COMPLAINT [1-1] by federal defendant RICHARD W. RILEY; jury demand. (tth) (Entered: 07/07/2000)
07/06/2000	5	JOINT MOTION by plaintiff, federal defendant for preliminary approval of the settlement agreement and the notice of class action settlement and joint request for fairness hearing ; exhibits (1) (jf) (Entered: 07/10/2000)
07/07/2000	4	ORDER by Judge James Robertson: granting motion to preliminarily certify this case as a class action [2-1] by plaintiffs; the class consists of Blacks not of Hispanic descent, who the Dept. of Education employed, and whose permanent duty station was at Headquarters, in the competitive service at grades 11-15 at any point from 2/4/91 to the date of entry of this Order; in addition, the Court preliminarily approves the Settlement Agreement as fair and reasonable to the class; the parties are hereby directed to proceed with notice to the class in the manner prescribed in the Settlement Agreement and Attachments 5, 6 and 7 thereto; notice shall be provided to the class in accordance with the following schedule: final date for notice to the class is 8/24/00; final date for receipt of objections to the agreement is 10/10/00; fairness hearing is set for 10:00 a.m., 12/8/00. (N) (mlp) (Entered: 07/07/2000)
07/10/2000	6	NOTICE OF FILING of Notice of Settlement to all current and former employees of the Dept. of Education who worked in the competitive service at headquarters in Grades 11 through 15 at any time between 2/4/91 and 7/7/00. Signed on 7/10/00 by Robertson, J. (N) (mlp) (Entered: 07/11/2000)
07/10/2000	7	NOTICE OF FILING of Notice of Settlement to all black employees, not of Hispanic descent, who were employed by the Dept. of Education in the competitive service at headquarters at any point from 2/4/91 to 7/7/00 in Grades 11 through 15. Signed on 7/10/00 by Robertson, J. (N) (mlp) (Entered: 07/11/2000)
08/01/2000	9	MOTION filed by federal defendant RICHARD W. RILEY to amend Attachment 6 of the Settlement Agreement ; Exhibit (1) (tth) (Entered: 08/03/2000)
08/02/2000	8	ORDER by Judge James Robertson: that the word "discriminatorily" be deleted from attachment 6 to the settlement agreement. (N) (jf) (Entered: 08/03/2000)
10/13/2000	10	LETTER dated August 28, 2000, from Arlie B. Gordorn to the Department of Education Class Action; "Leave to file granted", ROBERTSON, J. (tth) (Entered: 10/17/2000)
10/13/2000	11	LETTER dated August 28, 2000, from Jacqueline C. Jackson; "Let this be filed, ROBERTSON, J. (tth) (Entered: 10/17/2000)
10/23/2000	12	LETTER, (no date indicated), to Clerk, U.S. District Court from Dorothea Perkins, pro se, expressing concerns regarding the extent that the proposed settlement agreement might affect the claims Ms. Perkins has in a suit pending before Judge Kennedy (CA 99-2170). "Let this be filed, 10/23/00" Robertson, J. (fiat) (N) (mlp) (Entered: 10/24/2000)
10/24/2000	13	LETTER dated 10/9/00, to Clerk of the Court, by Delores L. Graddy, 12821 Asbury Drive, Ft. Washington, MD 20744, requesting consideration by the Court for a promotion retroactively from initial submission to the U.S. Dept. of Education. "Let this be filed, 10/24/00." Robertson, J. (fiat) (N) (mlp) (Entered: 11/06/2000)

11/22/2000	15	MOTION filed by federal defendant RICHARD W. RILEY for final approval of the proposed settlement ; exhibits (17) (cas) (Entered: 11/29/2000)
11/28/2000	14	MEMORANDUM by plaintiff in support of final approval of the proposed class action settlement; Declarations (3) (ag) (Entered: 11/29/2000)
11/30/2000	16	RESPONSE by plaintiff VALERIE T. GRANT, plaintiff LORRAINE E. WISE, plaintiff CHARLESETTA GRIFFIN, plaintiff RAE LOUISE JONES, plaintiff DOROTHEA PERKINS, plaintiff NELLER JOHNSON to letter [13-1 regarding the proposed class action settlement agreement] (cas) (Entered: 12/04/2000)
12/08/2000		FAIRNESS HEARING before Judge James Robertson : granted motion for final approval of the proposed settlement [15-1] by RICHARD W. RILEY, granted motion to amend Attachment 6 of the Settlement Agreement [9-1] by RICHARD W. RILEY. Order signed in open court. Reporter: Gordon Slodysko (mlp) (Entered: 12/08/2000)
12/08/2000	<u>17</u>	ORDER by Judge James Robertson: approving the settlement agreement in this case as fair, adequate and reasonable and not the product of collusion between the parties. (N) (mlp) (Entered: 12/08/2000)
12/08/2000	19	SETTLEMENT AGREEMENT filed by plaintiffs and federal defendant and approved by Judge James Robertson; attachments (7). (N) (mlp) (Entered: 03/20/2001)
02/01/2001	<u>18</u>	ORDER by Judge James Robertson: denying parties' joint motion to place certain materials filed by deft. under seal; directing the Clerk to physically remove Tabs B and C of Exhibit 4 (declaration of Charles R. Mann, Ph.D.) from the public docket copy of the record of this case and return them to counsel for deft., who is directed to keep them safe until there is no longer any possibility of any appeal in this case. (N) (mlp) (Entered: 02/02/2001)
02/02/2001		DOCUMENTS behind Tabs B and C of Exhibit 4 returned to deft. (mlp) (Entered: 02/02/2001)
05/14/2001	20	MOTION (UNOPPOSED) filed by plaintiff VALERIE T. GRANT, plaintiff LORRAINE E. WISE, plaintiff CHARLESETTA GRIFFIN, plaintiff RAE LOUISE JONES, plaintiff DOROTHEA PERKINS, plaintiff NELLER JOHNSON for partial distribution of class settlement fund (cas) (Entered: 05/15/2001)
05/15/2001	<u>21</u>	ORDER by Judge James Robertson: granting motion for partial distribution of class settlement fund [20-1] by plaintiffs; class counsel is authorized to distribute to each of the 13 Steering Committee members identified in the settlement agreement a payment of \$20,000.00 each from the class settlement fund, less any taxes required to be withheld under applicable law. (N) (mlp) (Entered: 05/15/2001)
06/29/2001	22	MOTION (UNOPPOSED) filed by plaintiff VALERIE T. GRANT, plaintiff LORRAINE E. WISE, plaintiff CHARLESETTA GRIFFIN, plaintiff RAE LOUISE JONES, plaintiff DOROTHEA PERKINS, plaintiff NELLER JOHNSON to extend deadlines governing distribution of the monetary award & determinations relevant to prospective promotions ; exhibit's (1) (cas) (Entered: 07/05/2001)
07/10/2001	<u>23</u>	ORDER by Judge James Robertson : granting motion to extend deadlines governing distribution of the monetary award & determinations relevant to prospective promotions [22-1] by plaintiffs (N) (lin) (Entered: 07/10/2001)
10/23/2001	24	MOTION filed by plaintiff to approve proposed distribution of the monetary award and to proceed with final distribution ; Exhibit (1) (ag) (Entered: 10/24/2001)
10/23/2001	25	MOTION filed by plaintiffs to seal Exhibit B to Plaintiff's Motion to Approve Proposed Distribution of the Monetary Award and to Proceed with Final Distribution ; EXHIBITS (Exhibit 1); Exhibits (1) (ag) (Entered: 10/24/2001)
10/25/2001	<u>26</u>	ORDER by Judge James Robertson : granting motion to seal Exhibit B to Plaintiff's Motion to Approve Proposed Distribution of the Monetary Award and to Proceed with Final Distribution [25-1] by plaintiffs. (N) (mlp) (Entered: 10/26/2001)

10/25/2001	27	EXHIBITS (Exhibit B) of plaintiffs to Motion to Approve Proposed Distribution of the Monetary Award & to Proceed with Final Distribution. FILED UNDER SEAL IN ROOM 1800 (ag) Modified on 11/01/2001 (Entered: 11/01/2001)
11/07/2001	28	MOTION filed by plaintiffs to substitute for Exhibit "B" filed in support of plaintiffs' motion to approve proposed distribution and to proceed with final distribution ; Exhibits (1) (ag) (Entered: 11/15/2001)
11/07/2001	29	MOTION (SECOND) filed by plaintiff to seal the simultaneously filed Exhibits A and B to Plaintiffs' Motion to Substitute for Exhibit "B" Filed in Support of Plaintiffs' Motion to Approve Proposed Distribution and to Proceed With Final Distribution ; EXHIBIT (EXHIBITS A AND B) (ag) (Entered: 11/15/2001)
11/16/2001	<u>30</u>	ORDER by Judge James Robertson : granting motion to approve proposed distribution of the monetary award and to proceed with final distribution [24-1] by plaintiffs; Class List and net point calculations are fair and reasonable; Class Counsel shall distribute monetary award; 180 days from date of this order, Class Counsel shall file motion advising the Court of the remaining funds (N) (tb) (Entered: 11/19/2001)
11/16/2001	<u>31</u>	ORDER by Judge James Robertson : granting motion to substitute for Exhibit "B" filed in support of plaintiffs' motion to approve proposed distribution and to proceed with final distribution [28-1] by plaintiffs (N) (tb) (Entered: 11/19/2001)
11/16/2001	<u>32</u>	ORDER by Judge James Robertson : granting motion to seal the simultaneously filed Exhibits A and B to Plaintiffs' Motion to Substitute for Exhibit "B" Filed in Support of Plaintiffs' Motion to Approve Proposed Distribution and to Proceed With Final Distribution [29-1] by plaintiffs; exhibits to remain under seal (N) (tb) (Entered: 11/19/2001)
11/16/2001	33	EXHIBITS of plaintiffs to their Motion to Substitute for Exhibit "B" Filed in Support of Plaintiffs' Motion to Approve Proposed Distribution and to Proceed with Final Distribution; Exhibits (2). FILED UNDER SEAL IN ROOM 1800. (ag) (Entered: 11/30/2001)
12/11/2001	34	MOTION filed by plaintiff to approve thirty-four class members to receive a prospective promotion ; Exhibits (1) (ag) (Entered: 12/14/2001)
12/11/2001	35	MOTION filed by plaintiff to seal the simultaneously filed Exhibit B to Plaintiff's Motion to Approve Thirty-Four Class Members to Receive a Prospective Promotion ; EXHIBIT (EXHIBIT B) (ag) (Entered: 12/14/2001)
12/18/2001	<u>36</u>	ORDER by Judge James Robertson: granting motion to seal the simultaneously filed Exhibit B to Plaintiff's Motion to Approve Thirty-Four Class Members to Receive a Prospective Promotion [35-1] by plaintiffs. (N) (mlp) (Entered: 12/18/2001)
12/18/2001	38	EXHIBITS of plaintiffs to their motion to approve 34 class members to receive a prospective promotion; exhibit (1) (FILED UNDER SEAL) (cjp) (Entered: 01/14/2002)
12/21/2001	<u>37</u>	ORDER by Judge James Robertson: granting motion to approve 34 class members to receive a prospective promotion [34-1] by plaintiffs; the list of class members selected for promotion is fair and reasonable and in accordance with the terms of the Court-approved settlement agreement; the Dept. of Education shall implement the 34 promotions listed in Exhibit B to pltf's.' motion to approve 34 class members to receive a prospective promotion in accordance with the procedures and time frame prescribed by the Court-approved settlement agreement. (N) (mlp) Modified on 12/31/2001 (Entered: 12/22/2001)
05/15/2002	39	STATUS REPORT by plaintiffs regarding unclaimed amounts remaining in the Monetary fund (bcs) (Entered: 05/16/2002)
05/20/2002	<u>40</u>	ORDER by Judge James Robertson : status hearing set for 2:00 6/24/02 ; (N) (lin) (Entered: 05/21/2002)
06/28/2002	<u>41</u>	ORDER by Judge James Robertson: that on 7/15/02, or soon thereafter as is reasonably practicable, class counsel shall complete distribution to all class members who are entitled to a share of the settlement fund and from whom Class

		<p>Counsel has received completed tax forms by 7/1/01; class members from whom Class Counsel has not received completed tax forms by 7/1/02 shall not be entitled to any share of the settlement fund; on 7/15/02 or soon thereafter Class Counsel shall distribute a pro rata share of the unclaimed funds, if any, remaining in the interest bearing account to Monica Woods, Desandre V. Cobb, David G. Chege, James S. Guitard and Daun Wilson-Freeman, with such shares to be calculated pursuant to the same formula by which all other class members' shares were calculated; if unclaimed funds remain in the account after the final distribution on 7/15/02 the steering committee shall determine whether the unclaimed funds should be (a) distributed in equal shares to the entire class of individuals who were eligible to receive funds under the settlement agreement; (b) distributed to the entire class member's share to be determined pursuant to the formula set forth in the settlement agreement; or (c) contributed to one or more charities selected by the members of the steering committee. Class Counsel shall forward to the Court the Steering Committee's recommendation with a proposed order that would effectuate such recommendation. (N) (dam) (Entered: 06/30/2002)</p>
07/01/2002	42	<p>TRANSCRIPT filed for date(s) of 6/24/02. Reporter: Elizabeth S. Bingham, Miller Reporting Co., Inc. (bcs) (Entered: 07/02/2002)</p>