

CLOSED, SPC

**U.S. District Court
Middle District of Florida (Ft. Myers)
CIVIL DOCKET FOR CASE #: 2:04-cv-00364-UA-SPC**

EEOC v. Acculab Laboratories
Assigned to: Judge Unassigned Judge
Referred to: Magistrate Judge Sheri Polster Chappell
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 07/06/2004
Date Terminated: 06/13/2006
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff**Equal Employment Opportunity
Commission**

represented by **Jennifer N. Brown**
Equal Employment Opportunity
Commission
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Intervenor Plaintiff

Michelle Maus

represented by **Jason L. Gunter**
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V.

Defendant

Acculab Laboratories, Inc.
doing business as
Acculab

represented by **Mark Paxton Brewer**
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ATTORNEY TO BE NOTICED

Intervenor Defendant

Acculab Laboratories, Inc.
doing business as
Acculab

represented by **Mark Paxton Brewer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Roy William Howard
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/06/2004	<u>1</u>	COMPLAINT filed; jury demand. (drn) (Entered: 07/06/2004)
07/06/2004		MAGISTRATE JUDGE CASE ASSIGNMENT Magistrate assigned: Sheri Polster Chappell (drn) (Entered: 07/06/2004)
07/06/2004		SUMMONS(ES) issued for Acculab Laboratories. (drn) (Entered: 07/06/2004)
07/08/2004	<u>2</u>	NOTICE of designation under Local Rule 3.05 - TRACK 2. (ctc) (kma) (Entered: 07/08/2004)
07/08/2004	<u>3</u>	INTERESTED PERSONS ORDER Certificate of interested persons and corporate disclosure statement due by 7/19/2004. Signed by Judge John Steele on 7/8/04. (slu,) (Entered: 07/12/2004)
07/19/2004	<u>4</u>	NOTICE of pendency of other actions re order of compliance to Local Rule by Equal Employment Opportunity Commission (Brown, Jennifer) (Entered: 07/19/2004)
07/19/2004	<u>5</u>	CERTIFICATE of interested persons and corporate disclosure statement by Equal Employment Opportunity Commission. (Brown, Jennifer) (Entered: 07/19/2004)
09/21/2004	6	Case reassigned to Judge Virginia M. Hernandez Covington. Judge John E. Steele no longer assigned to the case. New case number: 2:04-cv-364-FTM-33SPC (LAG,) (Entered: 09/21/2004)
09/27/2004	<u>7</u>	AFFIDAVIT OF LOST SUMMONS/RETURN of service executed on 9/21/04 by Equal Employment Opportunity Commission as to Acculab Laboratories, Inc.. (slu,) (Entered: 09/28/2004)
10/08/2004	<u>8</u>	ANSWER to complaint and Affirmative defenses by Acculab Laboratories, Inc. (apv) (Entered: 10/13/2004)
10/08/2004	<u>9</u>	CERTIFICATE of interested persons and corporate disclosure statement by Acculab Laboratories, Inc. (apv) (Entered: 10/13/2004)
10/08/2004	<u>10</u>	NOTICE of pendency of other actions re order of compliance to Local Rule by Acculab Laboratories, Inc. Related case(s): none (apv) (Entered: 10/13/2004)
11/12/2004	<u>11</u>	UNOPPOSED MOTION and incorporated memorandum of law to intervene by Michelle Maus. (slu,) (Entered: 11/15/2004)
11/29/2004	<u>12</u>	ORDER granting <u>11</u> the Intervenor Michelle Maus' Unopposed Motion to Intervene. The Clerk is directed to file the Complaint of the Intervenor Plaintiff Michelle Maus attached to the Motion as Exhibit A with the Court. Signed by Judge Sheri Polster Chappell on 11/29/2004. (lmh,) (Entered: 11/29/2004)

11/29/2004	13	INTERVENOR'S COMPLAINT , filed by Michelle Maus. Jury Trial Demanded and Injunctive Relief Sought.(slu,) (Entered: 12/01/2004)
11/29/2004	14	DEMAND for trial by Jury by Michelle Maus. (slu,) (Entered: 12/01/2004)
12/07/2004	15	CASE MANAGEMENT REPORT. (Brown, Jennifer) (Entered: 12/07/2004)
12/16/2004	16	NOTICE of pendency of other actions re order of compliance to Local Rule by Michelle Maus Related case(s): no (Gunter, Jason) (Entered: 12/16/2004)
12/22/2004	17	ANSWER to intervenor complaint by Acculab Laboratories, Inc.(bls) (Entered: 12/23/2004)
01/07/2005	18	CASE MANAGEMENT AND SCHEDULING ORDER. Signed by Judge Sheri Polster Chappell on 1/7/2005. (LAG,) (Entered: 01/07/2005)
01/10/2005	19	NOTICE by Michelle Maus <i>Rule 26 Initial Disclosures</i> (Gunter, Jason) Modified on 1/11/2005 (slu). COUNSEL NOTIFIED OF LOCAL RULE 3.03 AND FILING OF DISCOVERY MATERIAL (Entered: 01/10/2005)
04/27/2005	20	NOTICE of unavailability of counsel byAcculab Laboratories, Inc., Acculab Laboratories, Inc. from December 17, 2005 to December 27, 2005. (Howard, Roy) (Entered: 04/27/2005)
09/14/2005	21	NOTICE of Appearance by Michael G. Brown on behalf of Acculab Laboratories, Inc. (Brown, Michael) (Entered: 09/14/2005)
09/22/2005	22	NOTICE by Acculab Laboratories, Inc. <i>of Taking Deposition of Michelle Maus</i> (Brown, Michael) (Entered: 09/22/2005)
10/26/2005	23	NOTICE of unavailability of counsel byEqual Employment Opportunity Commission. (Von Greiff, Carla) (Entered: 10/26/2005)
12/02/2005	24	NOTICE of unavailability of counsel byAcculab Laboratories, Inc. from December 16, 2005 to December 23, 2005. (Brown, Michael) (Entered: 12/02/2005)
12/12/2005	25	Joint MOTION to extend time to Conduct Mediation, Pre-Trial Filings and Trial Date by Equal Employment Opportunity Commission. (Attachments: # 1)(Dreilinger, Lauren) (Entered: 12/12/2005)
12/13/2005	26	ENDORSED ORDER granting 25 Joint Motion for Extension of Time to Conduct Mediation, Conduct Two Depositions, File Pre-Trial Materials and Extend the Trial Date. The motion is granted; however, the date for the Pre-Trial Conference will be scheduled separately by the clerk's office. Signed by Judge Virginia M. Hernandez Covington on 12/13/2005. (agm) (Entered: 12/13/2005)
12/14/2005	27	NOTICE by Equal Employment Opportunity Commission <i>Notice of Mediation</i> (Dreilinger, Lauren) (Entered: 12/14/2005)
12/14/2005	28	AMENDED NOTICE of Hearing: Final Pretrial Conference set for 5/4/2006 11:00 AM in Courtroom B before Judge Virginia M. Hernandez Covington. Jury Trial set for 3/6/2006 09:00 AM in Courtroom B before Judge Virginia M. Hernandez Covington. (laf) (Entered: 12/14/2005)

12/14/2005	29	AMENDED NOTICE of Hearing: Jury Trial reset for term commencing 6/5/2006 09:00 AM in Courtroom B before Judge Virginia M. Hernandez Covington. (laf) (Entered: 12/14/2005)
02/16/2006	30	MEDIATION REPORT Hearing held on 2/10/2006 Hearing outcome: IMPASSE(Singletonary, Cary) (Entered: 02/16/2006)
03/09/2006	31	JOINT PRETRIAL STATEMENT filed by Equal Employment Opportunity Commission. (Attachments: # 1 # 2 # 3 # 4 # 5)(Dreilinger, Lauren). Modified on 5/15/2006 to correct title (RKM). (Entered: 03/09/2006)
03/09/2006	32	EXHIBIT LIST <i>and Plaintiffs' Exhibits</i> by Equal Employment Opportunity Commission.. (Attachments: # 1 # 2)(Dreilinger, Lauren) (Entered: 03/09/2006)
03/09/2006	33	PROPOSED jury instructions by Equal Employment Opportunity Commission. (Dreilinger, Lauren) (Entered: 03/09/2006)
03/09/2006	34	PROPOSED verdict form filed by Equal Employment Opportunity Commission. (Dreilinger, Lauren) (Entered: 03/09/2006)
03/09/2006	35	PROPOSED voir dire questions by Equal Employment Opportunity Commission. (Attachments: # 1)(Dreilinger, Lauren) (Entered: 03/09/2006)
03/09/2006	36	PROPOSED voir dire questions by Equal Employment Opportunity Commission. (Attachments: # 1)(Dreilinger, Lauren) (Entered: 03/09/2006)
03/10/2006	37	NOTICE by Acculab Laboratories, Inc. re 32 Exhibit List <i>Defendant's Exhibit List</i> (Attachments: # 1 Exhibit # 2 Exhibit # 3 Exhibit # 4 Exhibit # 5 Exhibit # 6 Exhibit # 7 Exhibit # 8 Exhibit # 9 Exhibit # 10 Exhibit # 11 Exhibit # 12 Exhibit)(Brown, Michael) (Entered: 03/10/2006)
03/28/2006	38	TRIAL BRIEF <i>Plaintiffs</i> by Equal Employment Opportunity Commission. (Dreilinger, Lauren) (Entered: 03/28/2006)
03/31/2006	39	MOTION in limine by Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit # 2 # 3 Exhibit # 4 Exhibit # 5 Exhibit # 6 Exhibit # 7 Exhibit)(Curtin, Nora) (Entered: 03/31/2006)
03/31/2006	40	TRIAL BRIEF <i>Defendant's Trial Brief</i> by Acculab Laboratories, Inc.. (Brewer, Mark) (Entered: 03/31/2006)
04/05/2006	41	NOTICE of Appearance by Mark Paxton Brewer on behalf of Acculab Laboratories, Inc. (Brewer, Mark) (Entered: 04/05/2006)
04/12/2006	42	ORDER deferring ruling on 39 Plaintiff's Motion in Limine to Exclude Evidence Regarding Certain Documents Identified as Exhibits by Defendant. The Court defers ruling on Plaintiff's Motion in Limine 39 until such time as a trial is imminent. Signed by Judge Virginia M. Hernandez Covington on 4/12/2006. (agm) (Entered: 04/12/2006)
04/13/2006	43	AMENDED NOTICE of Hearing: Final Pretrial Conference RESET for 5/30/2006 09:00 AM in Courtroom A before Judge John E. Steele. (laf) (Entered: 04/13/2006)
04/13/2006	44	AMENDED NOTICE of Hearing: Jury Trial set for term commencing 6/5/2006 in Courtroom A before Judge John E. Steele. (laf) (Entered: 04/13/2006)

04/14/2006	45	AMENDED NOTICE of Hearing: Final Pretrial Conference RESET for 5/22/2006 09:00 AM in Courtroom A before Judge John E. Steele. (laf) (Entered: 04/14/2006)
05/01/2006	46	NOTICE by Acculab Laboratories, Inc. <i>Change of Counsel</i> (Brewer, Mark) (Entered: 05/01/2006)
05/09/2006	47	AMENDED NOTICE of Hearing: Final Pretrial Conference set for 5/30/2006 09:00 AM before Judge John E. Steele. Jury Trial set for term commencing 6/5/2006 before Judge John E. Steele. (laf,) (Entered: 05/09/2006)
05/09/2006	48	AMENDED NOTICE of Hearing: Final Pretrial Conference set for 5/30/2006 09:00 AM in Courtroom A before Judge John E. Steele. (laf,) (Entered: 05/09/2006)
05/09/2006	49	FINAL AMENDED NOTICE of Hearing: Final Pretrial Conference set for 5/22/2006 09:00 AM before Judge John E. Steele. (laf,) (Entered: 05/09/2006)
05/09/2006	50	TRIAL CALENDAR for trial term June 2006. Jury Trial set for trial term commencing 6/5/2006 before Judge John E. Steele. Signed by Judge John E. Steele on 5/9/2006. (BMA) (Entered: 05/09/2006)
05/10/2006	51	AMENDED TRIAL CALENDAR (to correct a clerical error). Signed by Judge John E. Steele on 5/10/2006. (BMA) (Entered: 05/10/2006)
05/22/2006	52	MINUTE ENTRY for proceedings held before Judge John E. Steele : FINAL PRETRIAL CONFERENCE held on 5/22/2006. Court Reporter: Jeffrey G. Thomas (BMA) Attachment added on 5/22/2006 (BMA). Modified on 5/22/2006 to correct attorney appearances (BMA). (Entered: 05/22/2006)
05/22/2006	53	ORDER granting oral motion to compel production of documents. Defendant Acculab Laboratories, Inc. shall provide plaintiff with its 2004 and 2005 income tax returns and year-end statements no later than June 5, 2006. Signed by Judge John E. Steele on 5/22/2006. (RKM) Modified on 5/22/2006 (slu). (Entered: 05/22/2006)
05/25/2006		Case Reassigned to Unassigned Judge. New case number: 2:04-cv-364-FtM-99SPC. Judge Virginia M. Hernandez Covington no longer assigned to the case. (slu) (Entered: 05/25/2006)
05/26/2006	54	NOTICE of Hearing: Jury Trial set for 6/27/2006 at 09:00 AM in Courtroom A before Judge Gregory A. Presnell. (BMA) (Entered: 05/26/2006)
05/31/2006	55	NOTICE OF FILING CONSENT DECREE for court approval by Equal Employment Opportunity Commission. (Attachments: # 1 Consent Decree)(Dreilinger, Lauren) Modified on 5/31/2006 (slu). (Entered: 05/31/2006)
06/12/2006	56	ORDER directing the Clerk to enter Judgment adopting the attached endorsed Consent Decree with the Court retaining jurisdiction over its enforcement and by attaching a copy of the Consent Decree to said judgment. The Clerk shall terminate all deadlines, including trial, and close the case. Signed by Judge John E. Steele on 6/12/2006. (Attachments: #(1) Consent Decree)(RKM) (Entered: 06/12/2006)

06/13/2006	57	JUDGMENT (Signed by Deputy Clerk) (Attachments: # 1 Consent Decree) (slu) (Entered: 06/13/2006)
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