

CLOSED

U.S. District Court
Southern District of Florida (West Palm Beach)
CIVIL DOCKET FOR CASE #: 9:99-cv-08707-WPD

Equal Employment v. Intracoastal Health, et al
Assigned to: Judge William P. Dimitrouleas
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 09/13/1999
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Eve G. Lowe**
Equal Employment Opportunity
Commission
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V.

Defendant

Intracoastal Health Systems, Inc.,

represented by **Lynn Gilleland Hawkins**
Fitzgerald Hawkins Mayans & Cook
515 N Flagler Drive
Suite 900 PO Box 3795
West Palm Beach, FL 33402
561-832-8655
Fax: 832-8678
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Defendant

St. Mary's Hospital, Incorporated

represented by **Lynn Gilleland Hawkins**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Dorothy Henderson Swain

represented by **Gordon Robert Leech**
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Suite 405
Milwaukee, WI 53203
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V.

Intervenor Defendant

Intracoastal Health Systems, Inc.,

represented by **Lynn Gilleland Hawkins**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Defendant

St. Mary's Hospital, Incorporated

represented by **Lynn Gilleland Hawkins**
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Date Filed	#	Docket Text
09/13/1999	<u>1</u>	COMPLAINT filed; A-7 AEV: FEE: Waived (at, Deputy Clerk) (Entered: 09/22/1999)
09/13/1999		Magistrate identification: Magistrate Judge Ann E. Vitunac (at, Deputy Clerk) (Entered: 09/22/1999)
09/13/1999	<u>2</u>	SUMMONS() issued for Intracoastal Health (at, Deputy Clerk) (Entered: 09/22/1999)
09/17/1999	<u>3</u>	ORDER OF PRETRIAL PROCEDURES: Please refer to Order for Pretrial Procedures. (Signed by Judge Kenneth L. Ryskamp on 09/17/99) CCAP [EOD Date: 9/22/99] (at, Deputy Clerk) (Entered: 09/22/1999)
10/08/1999	<u>4</u>	NOTICE of attorney appearance for Equal Employment by Maria Teresa Rodriguez (Former Deputy Clerk) (Entered: 10/18/1999)
10/12/1999	<u>5</u>	NOTICE of Filing Waiver of Service of Summons by Equal Employment (Former Deputy Clerk) (Entered: 10/18/1999)
10/12/1999	<u>6</u>	Waiver of service executed by St. Mary's Hospital, Intracoastal Health (Attorney Valerie G. Larcombe, General Counsel), 9/29/99 Answer due by 11/28/99 for St. Mary's Hospital, for Intracoastal Health (Former Deputy Clerk) (Entered: 10/18/1999)
11/15/1999	<u>7</u>	MOTION to Intervene as Plaintiff by Dorothy Henderson Swain (Former Deputy Clerk) (Entered: 11/16/1999)
11/19/1999	<u>8</u>	Answer and Defenses by Intracoastal Health, St. Mary's Hospital (Attorney Lynn Gilleland Hawkins) (Former Deputy Clerk) (Entered: 11/23/1999)
11/19/1999	<u>9</u>	RESPONSE by Intracoastal Health, St. Mary's Hospital to [7-1] motion to Intervene as Plaintiff by Dorothy Henderson Swain (Former Deputy Clerk) (Entered: 11/23/1999)
11/19/1999	<u>10</u>	MOTION with memorandum in support by Intracoastal Health, St. Mary's Hospital to Consolidate cases (Former Deputy Clerk) (Entered: 11/23/1999)
12/02/1999	<u>11</u>	Unopposed MOTION by Equal Employment for an Extension of Time in which to File a Response to Defendants' Motion to Consolidate (Former Deputy Clerk) (Entered: 12/02/1999)
12/02/1999	<u>12</u>	ORDER granting [11-1] motion for an Extension of Time in which to File a Response to Defendants' Motion to Consolidate Response to motion reset to 12/17/99 for [10-1] motion to Consolidate cases (Signed by Judge Kenneth L. Ryskamp on 12/2/99) CCAP [EOD Date: 12/3/99] (Former Deputy Clerk) (Entered: 12/03/1999)

12/03/1999	13	ORDER granting [7-1] motion to Intervene as Plaintiff by Dorothy Henderson Swain (Signed by Judge Kenneth L. Ryskamp on 12/3/99) CCAP [EOD Date: 12/3/99] (kw, Deputy Clerk) (Entered: 12/03/1999)
12/03/1999	19	Intervenor's COMPLAINT by Dorothy Henderson Swain against Intracoastal Health, St. Mary's Hospital (Former Deputy Clerk) (Entered: 12/16/1999)
12/07/1999	14	Proposed Joint Scheduling Report of Scheduling Meeting by Equal Employment, Intracoastal Health, St. Mary's Hospital (Former Deputy Clerk) (Entered: 12/08/1999)
12/10/1999	15	AMENDED ANSWER and DEFENSES to Complaint by Intracoastal Health, St. Mary's Hospital : amends [8-1] answer (Former Deputy Clerk) (Entered: 12/13/1999)
12/14/1999	16	NOTICE of Hearing: set Jury trial for 10/9/01 before Judge Kenneth L. Ryskamp , set pretrial stipulation due for 9/26/01 , set calendar call for 1:15 10/3/01 before Judge Kenneth L. Ryskamp (go, Deputy Clerk) (Entered: 12/15/1999)
12/14/1999	17	SCHEDULING ORDER setting Deadline for filing of all motions by 4/30/01 Discovery cutoff 3/31/01 ; (Signed by Judge Kenneth L. Ryskamp on 12/14/99) CCAP [EOD Date: 12/15/99] CCAP (go, Deputy Clerk) (Entered: 12/15/1999)
12/14/1999	18	ORDER referring case to mediation. 15 days to appoint mediator (Signed by Judge Kenneth L. Ryskamp on 12/14/99) CCAP [EOD Date: 12/15/99] (go, Deputy Clerk) (Entered: 12/15/1999)
12/15/1999	20	ANSWER and Defenses by Intracoastal Health, St. Mary's Hospital to [19-1] intervenor complaint (Former Deputy Clerk) (Entered: 12/16/1999)
12/16/1999	21	RESPONSE by Equal Employment in opposition to [10-1] motion to Consolidate cases (Former Deputy Clerk) (Entered: 12/16/1999)
12/20/1999	22	Emergency MOTION with memorandum in support by Equal Employment for Clarification of Defendants' Ability to Conduct Ex Parte Interviews with Former and Current Employees of Defendants (Former Deputy Clerk) (Entered: 12/22/1999)
12/20/1999	23	Emergency MOTION with memorandum in support by Equal Employment for Leave to Conduct Ex Parte Interviews With Current Managers of Defendant Who Fit Within The Class (Former Deputy Clerk) (Entered: 12/22/1999)
12/27/1999	24	RESPONSE TO ORDER OF REFERRAL TO MEDIATION re: selection of Martin Soll as Mediator by Equal Employment (Former Deputy Clerk) (Entered: 12/28/1999)
12/28/1999	25	REPLY by Intracoastal Health, St. Mary's Hospital to response to [10-1] motion to Consolidate cases (Former Deputy Clerk) (Entered: 12/29/1999)
01/03/2000	26	ORDER SCHEDULING MEDIATION before Mediator Martin Soll for April 17, 2001 at 10:00 a.m. (Signed by Judge Kenneth L. Ryskamp on 01/03/00) CCAP [EOD Date: 1/4/00] (Former Deputy Clerk) (Entered: 01/04/2000)
01/03/2000	27	RESPONSE by Intracoastal Health, St. Mary's Hospital to [22-1] motion for Clarification of Defendants' Ability to Conduct Ex Parte Interviews with Former and Current Employees of Defendants (Former Deputy Clerk) (Entered: 01/03/2000)

		01/04/2000)
01/03/2000	28	RESPONSE by Intracoastal Health, St. Mary's Hospital to [23-1] motion for Leave to Conduct Ex Parte Interviews With Current Managers of Defendant Who Fit Within The Class (Former Deputy Clerk) (Entered: 01/04/2000)
01/04/2000	29	NOTICE OF HEARING: Motion hearing before Judge Kenneth L. Ryskamp set for 8:30 a.m. on 1/12/00 for [22-1] motion for Clarification of Defendants' Ability to Conduct Ex Parte Interviews with Former and Current Employees of Defendants and [23-1] motion for Leave to Conduct Ex Parte Interviews With Current Managers of Defendant Who Fit The Class (Signed by Judge Kenneth L. Ryskamp on 1/4/00) CCAP [EOD Date: 1/5/00] (Former Deputy Clerk) (Entered: 01/05/2000)
01/11/2000	30	MOTION by Dorothy Henderson Swain to amend [1-1] complaint (Attached) (Former Deputy Clerk) Modified on 01/12/2000 (Entered: 01/12/2000)
01/12/2000	31	Minutes of Motions for Leave to Conduct Ex Parte held before Judge Kenneth L. Ryskamp on 1/12/00; Court Reporter Name: Criss Bertling; Ruling reserved (Former Deputy Clerk) (Entered: 01/13/2000)
01/14/2000	32	NOTICE of Filing Stipulation of Plaintiff and Defendant Intracoastal in support of Plaintiff's Motion to Amend Her Complaint by Dorothy Henderson Swain (Former Deputy Clerk) (Entered: 01/18/2000)
01/14/2000	33	STIPULATION by Dorothy Henderson Swain, Intracoastal Health, St. Mary's Hospital In Re: Motion to Amend Complaint (Former Deputy Clerk) (Entered: 01/18/2000)
01/19/2000	34	ORDER transferring case to the calendar of Judge Dimitrouleas for all further proceedings (Signed by Judge Kenneth L. Ryskamp on 1/12/00 and by Judge William P. Dimitrouleas on 1/19/00) CCAP [EOD Date: 1/20/00] (ss, Deputy Clerk) (Entered: 01/20/2000)
01/19/2000		CASE assigned to Judge William P. Dimitrouleas (ss, Deputy Clerk) (Entered: 01/20/2000)
01/21/2000	35	NOTICE of filing cases available only on Lexis in support of motion for partial summary judgment by Intracoastal Health (ss, Deputy Clerk) (Entered: 01/24/2000)
01/21/2000	36	NOTICE of filing portions of plaintiff's deposition, exhibits and interrogatory answers cited in motion for partial summary judgment by Intracoastal Health (COPY) (ss, Deputy Clerk) (Entered: 01/24/2000)
02/08/2000	37	EMERGENCY MOTION by Dorothy Henderson Swain, Equal Employment, Intracoastal Health, St. Mary's Hospital to consolidate, requesting to be heard on a expedited basis (ss, Deputy Clerk) (Entered: 02/09/2000)
02/11/2000	38	ORDER Granting [37-1] motion to consolidate; Vacating [17-1] Scheduling Order; Directing parties to file an updated joint scheduling report (Signed by Judge William P. Dimitrouleas on 2/11/00) CCAP [EOD Date: 2/14/00] (ss, Deputy Clerk) (Entered: 02/14/2000)
02/11/2000		DOCKET pleadings in LEAD case only (ss, Deputy Clerk) (Entered: 02/14/2000)

02/28/2000	39	APPLICATION by Equal Employment for relief citing partial objections to [38-1] order (ss, Deputy Clerk) (Entered: 02/28/2000)
02/28/2000	40	JOINT Scheduling Report by Equal Employment, Intracoastal Health, St. Mary's Hospital, Dorothy Henderson Swain (ss, Deputy Clerk) (Entered: 02/28/2000)
03/07/2000	41	MOTION by Equal Employment for leave to conduct ex parte interviews with current managers of defendants who fit within the class (ss, Deputy Clerk) (Entered: 03/08/2000)
03/07/2000	42	MOTION by Equal Employment for clarification of defendants' ability to conduct ex parte interviews with former and current employees (ss, Deputy Clerk) (Entered: 03/08/2000)
03/07/2000	43	ORDER setting Deadline for filing of all motions by 1/19/01; Jury trial set for 3/26/01; Pretrial Stipulation due on or before 3/9/01; Calendar call set for 10:00 3/23/01; Discovery cutoff 1/5/01 (Signed by Judge William P. Dimitrouleas on 3/7/00) CCAP [EOD Date: 3/8/00] CCAP (ss, Deputy Clerk) (Entered: 03/08/2000)
03/07/2000	43	ORDER referring case to mediation. 15 days to appoint mediator (Signed by Judge William P. Dimitrouleas on 3/7/00) CCAP [EOD Date: 3/8/00] (ss, Deputy Clerk) (Entered: 03/08/2000)
03/07/2000	43	ORDER REFERRING DISCOVERY MATTERS to Magistrate Judge Linnea R. Johnson (Signed by Judge William P. Dimitrouleas on 3/7/00) CCAP [EOD Date: 3/8/00] (ss, Deputy Clerk) (Entered: 03/08/2000)
03/13/2000	44	NOTICE of serving and filing her initial disclosure of witnesses, documents and physical evidence upon all parties by Dorothy Henderson Swain (ss, Deputy Clerk) (Entered: 03/14/2000)
03/16/2000	45	POSITION on Magistrate Jurisdiction (do not consent) by Intracoastal Health, St. Mary's Hospital (ss, Deputy Clerk) (Entered: 03/16/2000)
03/21/2000	46	RESPONSE by Intracoastal Health, St. Mary's Hospital to [42-1] motion for clarification of defendants' ability to conduct ex parte interviews with former and current employees (ss, Deputy Clerk) (Entered: 03/21/2000)
03/21/2000	47	RESPONSE by Intracoastal Health, St. Mary's Hospital to [41-1] motion for leave to conduct ex parte interviews with current managers of defendants who fit within the class (ss, Deputy Clerk) (Entered: 03/21/2000)
03/23/2000	48	POSITION regarding Magistrate Consent Jurisdiction (does not agree) by Equal Employment (ss, Deputy Clerk) (Entered: 03/24/2000)
03/23/2000	49	NOTICE of Unavailability of Counsel M. Teresa Rodriguez (6/22/00 through 7/3/00) by Equal Employment (ss, Deputy Clerk) (Entered: 03/24/2000)
03/23/2000	50	ORDER Granting [30-1] unopposed motion to amend [1-1] complaint (Signed by Magistrate Linnea R. Johnson on 3/23/00) CCAP [EOD Date: 3/27/00] (ss, Deputy Clerk) (Entered: 03/27/2000)
03/23/2000	51	ORDER Granting [39-1] application for relief citing partial objections to [38-1] order (see Order) Striking as Moot [22-1] motion for Clarification of Defendants' Ability to Conduct Ex Parte Interviews with Former and Current Employees of

		Defendants; Striking as Moot [23-1] motion for Leave to Conduct Ex Parte Interviews With Current Managers of Defendant Who Fit The Class (Signed by Magistrate Linnea R. Johnson on 3/23/00) CCAP [EOD Date: 3/27/00] (ss, Deputy Clerk) (Entered: 03/27/2000)
03/30/2000	52	REPLY by Equal Employment to response to [42-1] motion for clarification of defendants' ability to conduct ex parte interviews with former and current employees (ss, Deputy Clerk) (Entered: 03/30/2000)
03/30/2000	53	REPLY by Equal Employment to response to [41-1] motion for leave to conduct ex parte interviews with current managers of defendants who fit within the class (ss, Deputy Clerk) (Entered: 03/30/2000)
04/06/2000	54	ORDER Denying [42-1] motion for clarification of defendants' ability to conduct ex parte interviews with former and current employees (Signed by Magistrate Linnea R. Johnson on 4/6/00) CCAP [EOD Date: 4/10/00] (ss, Deputy Clerk) (Entered: 04/10/2000)
04/06/2000	55	ORDER Denying [41-1] motion for leave to conduct ex parte interviews with current managers of defendants who fit within the class (Signed by Magistrate Linnea R. Johnson on 4/6/00) CCAP [EOD Date: 4/10/00] (ss, Deputy Clerk) (Entered: 04/10/2000)
04/24/2000	56	OBJECTIONS by Equal Employment to [54-1] order (ss, Deputy Clerk) (Entered: 04/25/2000)
04/26/2000	57	ORDER Overruling [56-1] objections (Signed by Judge William P. Dimitrouleas on 4/25/00) CCAP [EOD Date: 4/27/00] (ss, Deputy Clerk) (Entered: 04/27/2000)
04/28/2000	58	ORDER Denying as Moot [10-1] motion to Consolidate cases (Signed by Judge William P. Dimitrouleas on 4/28/00) CCAP [EOD Date: 5/1/00] (ss, Deputy Clerk) (Entered: 05/01/2000)
05/18/2000	59	NOTICE of serving first amended complaint by Dorothy Henderson Swain (ss, Deputy Clerk) (Entered: 05/19/2000)
06/01/2000	60	ANSWER and Defenses by Intracoastal Health, St. Mary's Hospital to first amended complaint (ss, Deputy Clerk) (Entered: 06/02/2000)
10/25/2000	61	JOINT MOTION by Equal Employment, Intracoastal Health, St. Mary's Hospital, Dorothy Henderson Swain to extend time for four months of the remaining litigation deadlines and supporting memorandum of law (lh, Deputy Clerk) (Entered: 10/26/2000)
10/26/2000	62	ORDER Denying [61-1] joint motion to extend time for four months of the remaining litigation deadlines and supporting memorandum of law; Resetting discovery deadline for 3/9/01 (Signed by Judge William P. Dimitrouleas on 10/26/00) CCAP [EOD Date: 10/27/00] (ss, Deputy Clerk) (Entered: 10/27/2000)
12/11/2000	63	NOTICE of Mediation Hearing on 1/2/01 at 10:00 added as mediator (ss, Deputy Clerk) (Entered: 12/12/2000)
01/12/2001	64	FINAL report of Mediator. Disposition: Settled (ss, Deputy Clerk) (Entered: 01/16/2001)

01/29/2001	65	ORDER TO SHOW CAUSE why a stipulation for dismissal has not been filed. Response to Order to Show Cause due 2/8/01 (Signed by Judge William P. Dimitrouleas on 1/29/01) CCAP [EOD Date: 1/30/01] (ss, Deputy Clerk) (Entered: 01/30/2001)
02/05/2001	66	CONSENT DECREE by Equal Employment, Intracoastal Health, St. Mary's Hospital, Dorothy Henderson Swain (ss, Deputy Clerk) (Entered: 02/06/2001)
02/06/2001	67	ORDER Approving [66-1] Consent Decree (Signed by Judge William P. Dimitrouleas on 2/6/01) CCAP [EOD Date: 2/7/01] (ss, Deputy Clerk) (Entered: 02/07/2001)
02/06/2001	68	FINAL ORDER Approving [66-1] consent decree; Dismissing action with prejudice ; Closing Case (Signed by Judge William P. Dimitrouleas on 2/6/01) CCAP [EOD Date: 2/7/01] (ss, Deputy Clerk) (Entered: 02/07/2001)
02/06/2001		CASE CLOSED. Case and Motions no longer referred to Magistrate. (ss, Deputy Clerk) (Entered: 02/07/2001)
02/07/2001	69	RESPONSE to [65-1] Order to Show Cause by Intracoastal Health, St. Mary's Hospital (ss, Deputy Clerk) (Entered: 02/08/2001)
02/07/2001	70	RESPONSE to [65-1] Order to Show Cause by Equal Employment (Attorney Michael J. Farrell) (ss, Deputy Clerk) (Entered: 02/08/2001)

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