

CLOSED,FJL,MEDIATION,REF_DISCOV,REF_SETTLEMENT
U.S. District Court
Southern District of Florida (Ft Pierce)
CIVIL DOCKET FOR CASE #: 2:12-cv-14439-DLG

Equal Employment Opportunity Commission v. Bay State
Milling Company
Assigned to: Judge Donald L. Graham
Referred to: Magistrate Judge Frank J. Lynch, Jr
Magistrate Judge Jonathan Goodman (Settlement)
Cause: 29:0623 Job Discrimination (Age)

Date Filed: 12/10/2012
Date Terminated: 12/27/2013
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Gwendolyn Y. Reams**
Equal Employment Opportunity
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V.

Consol Plaintiff

Gary Legore

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V.

Defendant

Bay State Milling Company

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Date Filed	#	Docket Text
12/10/2012	<u>1</u>	COMPLAINT against Bay State Milling Company. Filing fee \$ 350.00. USA Filer – No Filing Fee Required, filed by Eeoc. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summon(s))(Golson, Aarrin) (Entered: 12/10/2012)
12/10/2012	<u>2</u>	Judge Assignment to Judge Donald L. Graham and Magistrate Judge Frank J. Lynch, Jr (tpl) (Entered: 12/10/2012)
12/10/2012	<u>3</u>	Summons Issued as to Bay State Milling Company. (tpl) (Entered: 12/10/2012)
12/11/2012	<u>4</u>	Bar Letter re: Admissions sent to attorneys James L. Lee and Gwendolyn Y. Reams, mailing date December 11, 2012. (ksa) (Entered: 12/11/2012)
01/02/2013	<u>5</u>	<i>Defendant's</i> ANSWER and Affirmative Defenses to Complaint by Bay State Milling Company.(Schwartz, Jennifer) (Entered: 01/02/2013)
01/02/2013	<u>6</u>	NOTICE of Attorney Appearance by Kim M. Lucas on behalf of Bay State Milling Company (Lucas, Kim) (Entered: 01/02/2013)
01/02/2013	<u>7</u>	Corporate Disclosure Statement by Bay State Milling Company (Schwartz, Jennifer) (Entered: 01/02/2013)
01/04/2013	<u>8</u>	ORDER Setting Status Conference: Telephonic Status Conference set for 2/6/2013 02:00 PM before Judge Donald L. Graham. Signed by Judge Donald L. Graham on 1/4/2013. (lbc) (Entered: 01/07/2013)
01/08/2013	<u>9</u>	Clerk's Notice of Undeliverable Mail re 2 Judge Assignment. US Mail returned for: Attorney P. David Lopez . <i>The Court has not located an updated address for this party. After two unsuccessful noticing attempts, notices from the Court will no longer be sent to this party in this case until a correct address is provided.</i> (cqs) (Entered: 01/08/2013)
01/31/2013	<u>10</u>	NOTICE by Equal Employment Opportunity Commission of <i>Pending Similar Action</i> (Golson, Aarrin) (Entered: 01/31/2013)
01/31/2013	<u>11</u>	STATUS REPORT by Bay State Milling Company, Equal Employment Opportunity Commission (Schwartz, Jennifer) (Entered: 01/31/2013)
01/31/2013	<u>12</u>	CONSENT to Jurisdiction by US Magistrate Judge by Bay State Milling Company, Equal Employment Opportunity Commission (Lucas, Kim) (Entered: 01/31/2013)
02/06/2013	<u>13</u>	Minute Entry for proceedings held before Judge Donald L. Graham: Status Conference held on 2/6/2013. Court Reporter: Carly Horenkamp, 305-523-5138 / Carleen_Horenkamp@flsd.uscourts.gov (cf) (Entered: 02/06/2013)
02/20/2013	<u>14</u>	SCHEDULING ORDER. Telephonic Pretrial Conference set for 10/16/2013 02:00 PM before Judge Donald L. Graham. Jury Trial set for 11/18/2013 before Judge Donald L. Graham. Telephonic Calendar Call set for 11/13/2013 02:00 PM before Judge Donald L. Graham. Amended Pleadings due by 5/24/2013. Discovery due by 8/30/2013. Joinder of Parties due by 5/24/2013. Motions due by 9/9/2013. Pretrial

		Stipulation due by 10/11/2013. Notice of Court Practice. Signed by Judge Donald L. Graham on 2/20/2013. (lbc) (Entered: 02/21/2013)
02/20/2013	<u>15</u>	ORDER REFERRING CASE to Mediation. Signed by Judge Donald L. Graham on 2/20/2013. (lbc) (Entered: 02/21/2013)
02/20/2013	<u>16</u>	ORDER REFERRING CASE to Magistrate Judge Frank J. Lynch, Jr for Discovery Proceedings. Signed by Judge Donald L. Graham on 2/20/2013. (lbc) (Entered: 02/21/2013)
02/27/2013	<u>17</u>	Notice of Mediation Hearing before Mediator, Cori Flam Meltzer filed by Cori Flam Meltzer. Mediation Hearing set for 3/8/2013 09:30 AM (Meltzer, Cori) (Entered: 02/27/2013)
02/28/2013	<u>18</u>	ORDER Scheduling Mediation before Cathleen Scott. Mediation Hearing set for 3/8/2013 09:30 AM. Signed by Judge Donald L. Graham on 2/28/2013. (lbc) (Entered: 02/28/2013)
03/08/2013	<u>19</u>	Clerk's Notice of Undeliverable Mail re <u>8</u> Order Setting Status Conference. US Mail returned for: ATTORNEY P. DAVID LOPEZ . <i>The Court has not located an updated address for this party. After two unsuccessful noticing attempts, notices from the Court will no longer be sent to this party in this case until a correct address is provided.</i> (lbc) (Entered: 03/08/2013)
03/11/2013	<u>20</u>	Clerk's Notice of Undeliverable Mail re <u>13</u> Status Conference. US Mail returned for: ATTORNEY P. DAVID LOPEZ . <i>The Court has not located an updated address for this party. After two unsuccessful noticing attempts, notices from the Court will no longer be sent to this party in this case until a correct address is provided.</i> (lbc) (Entered: 03/11/2013)
03/12/2013	<u>21</u>	FINAL MEDIATION REPORT by Cori Flam Meltzer. Disposition: Case did not settle.(Meltzer, Cori) (Entered: 03/12/2013)
04/02/2013	<u>22</u>	Defendant's MOTION to Compel <i>Plaintiff Gary Legore's Deposition and to Compel the EEOC to Produce Responses to Defendant's Discovery Requests</i> by Bay State Milling Company. Responses due by 4/19/2013 (Attachments: # <u>1</u> Exhibit A – Discovery Requests, # <u>2</u> Exhibit B – EEOC Letter, # <u>3</u> Exhibit C – Notice of Deposition, # <u>4</u> Exhibit D – March 12 Letter, # <u>5</u> Exhibit E – March 20 Letter, # <u>6</u> Exhibit F – March 26 e–mail, # <u>7</u> Exhibit G – March 27 e–mail, # <u>8</u> Exhibit H – March 28 e–mail, # <u>9</u> Exhibit I – March 29 e–mail, # <u>10</u> Exhibit J – April 1 e–mail)(Schwartz, Jennifer) (Entered: 04/02/2013)
04/03/2013	<u>23</u>	ORDER DIRECTING EXPEDITED BRIEFING SCHEDULE. Responses due by noon on 4/10/2013. Replies due by 4:00 p.m. on 4/11/2013. Signed by Magistrate Judge Frank J. Lynch, Jr on 4/3/2013. (lbc) (Entered: 04/03/2013)
04/10/2013	<u>24</u>	RESPONSE in Opposition re <u>22</u> Defendant's MOTION to Compel <i>Plaintiff Gary Legore's Deposition and to Compel the EEOC to Produce Responses to Defendant's Discovery Requests</i> filed by Gary Legore. (Scott, Cathleen) (Entered: 04/10/2013)
04/10/2013	<u>25</u>	REPLY to Response to Motion re <u>22</u> Defendant's MOTION to Compel <i>Plaintiff Gary Legore's Deposition and to Compel the EEOC to Produce Responses to Defendant's Discovery Requests</i> filed by Bay State Milling Company. (Attachments: # <u>1</u> Exhibit A)(Schwartz, Jennifer) (Entered: 04/10/2013)
04/10/2013	<u>26</u>	MOTION for Extension of Time to File Response/Reply as to <u>23</u> Order, Set/Reset Deadlines by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order for Extension of Time)(Golson, Aarrin) (Entered: 04/10/2013)
04/10/2013	<u>27</u>	RESPONSE to Motion re <u>22</u> Defendant's MOTION to Compel <i>Plaintiff Gary Legore's Deposition and to Compel the EEOC to Produce Responses to Defendant's Discovery Requests</i> filed by Equal Employment Opportunity Commission. Replies due by 4/22/2013. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Golson, Aarrin) (Entered: 04/10/2013)

04/10/2013	<u>29</u>	ORDER granting <u>26</u> Motion for Extension of Time. Signed by Magistrate Judge Frank J. Lynch, Jr on 4/10/2013. (lbc) (Entered: 04/11/2013)
04/11/2013	<u>28</u>	ORDER granting in part, denying in part <u>22</u> Motion to Compel. Signed by Magistrate Judge Frank J. Lynch, Jr on 4/10/2013. (lbc) (Entered: 04/11/2013)
04/11/2013	<u>30</u>	NOTICE of Attorney Appearance by Jeremiah Richard Jones on behalf of Bay State Milling Company (Jones, Jeremiah) (Entered: 04/11/2013)
04/12/2013	<u>31</u>	ORDER GRANTED conditionally re <u>30</u> Notice of Attorney Appearance filed by Bay State Milling Company Signed by Judge Donald L. Graham on 4/12/2013. (dj) (Entered: 04/12/2013)
05/24/2013	<u>32</u>	Defendant's MOTION to Compel <i>Better Responses to Defendant's First Set of Interrogatories and First Request for Production of Documents from Plaintiff</i> by Bay State Milling Company. Responses due by 6/10/2013 (Attachments: # <u>1</u> Exhibit A – Discovery Requests, # <u>2</u> Exhibit B – Letter, # <u>3</u> Exhibit C – Discovery Responses, # <u>4</u> Exhibit D – Privilege Logs, # <u>5</u> Exhibit E – Letter, # <u>6</u> Exhibit F – Letter, # <u>7</u> Exhibit G – Email, # <u>8</u> Exhibit H – Letter, # <u>9</u> Exhibit I – Email, # <u>10</u> Exhibit J – Supplemental Discovery Responses, # <u>11</u> Exhibit K – Email, # <u>12</u> Exhibit L – Email)(Schwartz, Jennifer) (Entered: 05/24/2013)
06/04/2013	<u>33</u>	Plaintiff's MOTION for Extension of Time to Respond to Defendant's Motion to Compel Better Discovery Responses by Equal Employment Opportunity Commission. Responses due by 6/21/2013 (Golson, Aarrin) (Entered: 06/04/2013)
06/04/2013	<u>34</u>	ORDER denying <u>33</u> Motion for Extension of Time, Plaintiff shall file response by current deadline, June 10, 2013. And, Defendant may file reply by noon, 6/14/2013. Signed by Magistrate Judge Frank J. Lynch, Jr on 6/4/2013. (cga) (Entered: 06/04/2013)
06/10/2013	<u>35</u>	RESPONSE in Opposition re <u>32</u> Defendant's MOTION to Compel <i>Better Responses to Defendant's First Set of Interrogatories and First Request for Production of Documents from Plaintiff</i> filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A – Email 3/27, # <u>2</u> Exhibit B – Email 4/22, # <u>3</u> Exhibit C – Affidavit, # <u>4</u> Exhibit D – Privelege Log, # <u>5</u> Exhibit E – Chair Declaration, # <u>6</u> Exhibit F – Email 5/8)(Golson, Aarrin) (Entered: 06/10/2013)
06/14/2013	<u>36</u>	REPLY to Response to Motion re <u>22</u> Defendant's MOTION to Compel <i>Plaintiff Gary Legore's Deposition and to Compel the EEOC to Produce Responses to Defendant's Discovery Requests</i> filed by Bay State Milling Company. (Attachments: # <u>1</u> Exhibit A – Email)(Schwartz, Jennifer) (Entered: 06/14/2013)
06/18/2013	<u>37</u>	ORDER denying <u>32</u> Motion to Compel. Signed by Magistrate Judge Frank J. Lynch, Jr on 6/18/2013. (cga) (Entered: 06/19/2013)
09/05/2013	<u>38</u>	Unopposed MOTION for Extension of Time to File Pre-Trial Motions by Bay State Milling Company. Responses due by 9/23/2013 (Attachments: # <u>1</u> Text of Proposed Order)(Schwartz, Jennifer) (Entered: 09/05/2013)
09/09/2013	<u>39</u>	ORDER granting <u>38</u> Unopposed MOTION for Extension of Time to File Pre-Trial Motions. Motions due by 9/16/2013. Signed by Judge Donald L. Graham on 9/6/2013. (lbc) (Entered: 09/09/2013)
09/16/2013	<u>40</u>	Defendant's MOTION for Summary Judgment <i>and Supporting Memorandum of Law</i> by Bay State Milling Company. Responses due by 10/3/2013 (Schwartz, Jennifer) (Entered: 09/16/2013)
09/16/2013	<u>41</u>	Statement of: Undisputed Material Facts in Support of Its Motion for Summary Judgment by Bay State Milling Company re <u>40</u> Defendant's MOTION for Summary Judgment <i>and Supporting Memorandum of Law</i> (Schwartz, Jennifer) (Entered: 09/16/2013)
09/16/2013	<u>42</u>	NOTICE by Bay State Milling Company re <u>41</u> Statement <i>re Filing Excerpts from Deposition Transcripts and Exhibits and Affidavit in Support of Its Statement of Undisputed Material Facts and Motion for Summary Judgment</i> (Attachments: # <u>1</u> Exhibit A – Excerpts – Legore, # <u>2</u> Exhibit B – Excerpts – Hawkes, # <u>3</u> Exhibit C – Excerpts – Galluzzo, # <u>4</u> Exhibit D – Excerpts – Long, # <u>5</u> Exhibit E – Excerpts

		– Wunderly, # <u>6</u> Exhibit F – Excerpts – Dooley, # <u>7</u> Exhibit G – Excerpts – Raiola, # <u>8</u> Exhibit H – Affidavit – Raiola)(Schwartz, Jennifer) (Entered: 09/16/2013)
09/18/2013	<u>43</u>	Plaintiff's MOTION for Extension of Time to File Its Response to Defendant's Motion for Summary Judgment by Equal Employment Opportunity Commission. Responses due by 10/7/2013 (Golson, Aarrin) (Entered: 09/18/2013)
09/19/2013	<u>44</u>	ORDER granting <u>43</u> Motion for Extension of Time. Responses due by 10/3/2013. Signed by Judge Donald L. Graham on 9/19/2013. (lbc) (Entered: 09/19/2013)
10/01/2013	<u>45</u>	Plaintiff's MOTION to Stay <i>Due to Government Shutdown</i> by Equal Employment Opportunity Commission. Responses due by 10/18/2013 (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Golson, Aarrin) (Entered: 10/01/2013)
10/03/2013	<u>46</u>	ORDER GRANTING <u>45</u> EEOCS MOTION FOR A STAY DUE TO GOVERNMENT SHUTDOWN. Signed by Judge Donald L. Graham on 10/3/2013. (lbc) (Entered: 10/03/2013)
10/15/2013	<u>47</u>	PAPERLESS Order Cancelling Telephonic Pretrial Conference set 10/16/2013 at 2:00 PM per Order staying action due to government shutdown. Signed by Judge Donald L. Graham on 10/15/2013. (gfw) (Entered: 10/15/2013)
10/17/2013	<u>48</u>	ORDER LIFTING STAY DUE TO GOVERNMENT SHUTDOWN. Signed by Judge Donald L. Graham on 10/17/2013. (lbc) (Entered: 10/18/2013)
10/17/2013	<u>49</u>	AMENDED SCHEDULING ORDER RESETTING PRETRIAL CONFERENCE, CALENDAR CALL AND TRIAL DATE: Pretrial Conference set for 11/13/2013 (telephonic) before Judge Donald L. Graham. Jury Trial set for 12/16/2013 before Judge Donald L. Graham. Calendar Call set for 12/11/2013 (telephonic) 02:00 PM before Judge Donald L. Graham. Pretrial Stipulation due by 11/8/2013. Signed by Judge Donald L. Graham on 10/17/2013. (lbc) (Entered: 10/18/2013)
10/23/2013	<u>50</u>	NOTICE by Bay State Milling Company <i>re Notice of Withdrawal of Kim M. Lucas, Esq.</i> (Schwartz, Jennifer) (Entered: 10/23/2013)
10/23/2013		Attorney Kim M. Lucas terminated PER DE <u>50</u> . (lbc) (Entered: 10/23/2013)
10/23/2013	<u>51</u>	RESPONSE in Opposition re <u>40</u> Defendant's MOTION for Summary Judgment <i>and Supporting Memorandum of Law</i> filed by Equal Employment Opportunity Commission. (Golson, Aarrin) (Entered: 10/23/2013)
10/23/2013	<u>52</u>	Statement of: Material Facts by Equal Employment Opportunity Commission re <u>51</u> Response in Opposition to Motion (Golson, Aarrin) (Entered: 10/23/2013)
10/23/2013	<u>53</u>	NOTICE by Equal Employment Opportunity Commission re <u>52</u> Statement <i>e Exhibits in Support of Response in Opposition to Motion for Summary Judgment</i> (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, # <u>7</u> Exhibit, # <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, # <u>18</u> Exhibit, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Exhibit, # <u>22</u> Exhibit, # <u>23</u> Exhibit, # <u>24</u> Exhibit, # <u>25</u> Exhibit, # <u>26</u> Exhibit, # <u>27</u> Exhibit, # <u>28</u> Exhibit, # <u>29</u> Exhibit, # <u>30</u> Exhibit, # <u>31</u> Exhibit, # <u>32</u> Exhibit, # <u>33</u> Exhibit, # <u>34</u> Exhibit)(Golson, Aarrin) (Entered: 10/24/2013)
10/24/2013	<u>54</u>	NOTICE by Equal Employment Opportunity Commission re <u>51</u> Response in Opposition to Motion (<i>Filing Corrected Brief</i>) (Golson, Aarrin) (Entered: 10/24/2013)
10/24/2013	<u>55</u>	RESPONSE in Opposition re <u>40</u> Defendant's MOTION for Summary Judgment <i>and Supporting Memorandum of Law</i> filed by Equal Employment Opportunity Commission. (Golson, Aarrin) (Entered: 10/24/2013)
10/24/2013	<u>56</u>	Plaintiff's MOTION Request for Oral Argument by Equal Employment Opportunity Commission. (Golson, Aarrin) (Entered: 10/24/2013)
11/01/2013	<u>57</u>	REPLY to Response to Motion re <u>40</u> Defendant's MOTION for Summary Judgment <i>and Supporting Memorandum of Law re Reply Brief in Support of Its Motion for Summary Judgment</i> filed by Bay State Milling Company. (Schwartz,

		Jennifer) (Entered: 11/01/2013)
11/01/2013	<u>58</u>	NOTICE of Striking <u>57</u> Reply to Response to Motion, filed by Bay State Milling Company by Bay State Milling Company (Schwartz, Jennifer) (Entered: 11/01/2013)
11/01/2013	<u>59</u>	RESPONSE/REPLY to <u>55</u> Response in Opposition to Motion <i>re Reply Brief in Support of Its Motion for Summary Judgment</i> by Bay State Milling Company. (Schwartz, Jennifer) (Entered: 11/01/2013)
11/04/2013	<u>60</u>	SECOND AMENDED SCHEDULING ORDER, RESETTNG PRETRIAL CONFERENCE, CALENDAR CALL AND TRIAL DATE. Pretrial Conference set for 12/11/2013 02:00 PM (telephonically) before Judge Donald L. Graham. Jury Trial set for 1/13/2014 before Judge Donald L. Graham. Calendar Call set for 1/8/2014 02:00 PM (telephonically) before Judge Donald L. Graham. Pretrial Stipulation due by 12/6/2013. Signed by Judge Donald L. Graham on 11/1/2013. (lbc) (Entered: 11/04/2013)
11/04/2013	<u>61</u>	NOTICE of Attorney Appearance by Thomas Mead Santoro on behalf of Bay State Milling Company. Attorney Thomas Mead Santoro added to party Bay State Milling Company(pty:dft). (Santoro, Thomas) (Entered: 11/04/2013)
11/05/2013	<u>62</u>	ORDER REFERRING CASE to Magistrate Judge Jonathan Goodman for Settlement. Signed by Judge Donald L. Graham on 11/5/2013. (lbc) (Entered: 11/05/2013)
11/05/2013	<u>63</u>	ORDER setting Settlement Conference for 11/8/2013 at 9:30 a.m. in the Miami Division before Magistrate Judge Jonathan Goodman. Signed by Magistrate Judge Jonathan Goodman on 11/5/2013. (oim) (Entered: 11/05/2013)
11/06/2013	<u>64</u>	Unopposed MOTION to Consolidate Cases <i>for Trial</i> by Bay State Milling Company. Responses due by 11/25/2013 (Schwartz, Jennifer) (Entered: 11/06/2013)
11/06/2013	<u>65</u>	ENDORSED ORDER RESETTNG <u>63</u> Settlement Conference to 11/12/2013 at 1:30 p.m. in the Miami Division before Magistrate Judge Jonathan Goodman. All other deadlines and directives in the <u>63</u> Court's order remain unchanged. Signed by Magistrate Judge Jonathan Goodman on 11/6/2013. (oim) (Entered: 11/06/2013)
11/12/2013	<u>66</u>	Paperless Minute Entry for proceedings held before Magistrate Judge Jonathan Goodman: Settlement Conference held on 11/12/2013. Case settled. The case was largely resolved and the parties will in the next 10 days finalize any remaining details concerning the proposed consent decree.(Digital 13:30:46).(mso) (Entered: 11/13/2013)
11/18/2013	<u>67</u>	ORDER regarding improper ex parte submissions. Signed by Magistrate Judge Jonathan Goodman on 11/18/2013. (Attachments: #(1) "Mediation" E-Mail, #(2) "Release" E-Mail, #(3) "Downstairs" E-Mail) (cct) (Entered: 11/18/2013)
11/19/2013	<u>68</u>	ORDER on additional improper ex parte submissions. Signed by Magistrate Judge Jonathan Goodman on 11/19/2013. (Attachments: #(1) "Life" E-Mail, #(2) "Donna m ballman" E-Mail) (cct) (Entered: 11/19/2013)
11/22/2013	<u>69</u>	Joint MOTION for Approval of Consent Decree by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit Consent Decree)(Golson, Aarrin) (Entered: 11/22/2013)
12/10/2013	<u>70</u>	CONSENT DECREE. Signed by Judge Donald L. Graham on 12/10/2013. (lbc) (Entered: 12/10/2013)
12/27/2013	<u>71</u>	Administrative Order Closing Case. Signed by Judge Donald L. Graham on 12/27/2013. (lbc) (Entered: 12/30/2013)
01/06/2014	<u>72</u>	Unopposed MOTION to Continue <i>re Motion for a Status Conference</i> by Bay State Milling Company. Responses due by 1/24/2014 (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Schwartz, Jennifer) (Entered: 01/06/2014)
01/07/2014	<u>73</u>	ORDER granting <u>72</u> Motion for Status Conference. Status Conference is set for 1/22/2014 at 10:00 a.m. in the Miami Division before Magistrate Judge Jonathan

		Goodman. Signed by Magistrate Judge Jonathan Goodman on 1/7/2014. (oim) (Entered: 01/07/2014)
01/17/2014	<u>74</u>	ENDORSED ORDER regarding status conference scheduled for January 22, 2014. In addition to the issues raised in Defendant's unopposed motion, the status conference will also address attorney Arthur Schofield's currently-pending motion to withdraw in Case No. 13-14032. Therefore, the parties (including Mr. Legore) and counsel (including Mr. Schofield, whose withdrawal motion is currently pending) SHALL personally appear at the January 22 status conference. The hearing will also discuss the parties' compliance with the settlement agreement reached at the mediation. Failure to appear may result in the Undersigned ordering the non-compliant party or attorney to show cause why he or she should not be sanctioned. Mr. Legore's current counsel of record shall provide Mr. Legore with a copy of this Order. Signed by Magistrate Judge Jonathan Goodman on 1/17/2014. (cct) (Entered: 01/17/2014)
01/22/2014	<u>75</u>	Paperless Minute Entry for proceedings held before Magistrate Judge Jonathan Goodman: Status Conference re: settlement discussions held on 1/22/2014. Court orders a copy of sealed transcript of the mediation settlement held on 11/12/2013. Order to be issued by the Court. Parties: Kimberly Anne McCoy-Cruz, attorney for Plaintiff Equal Employment Opportunity Commission and Consol Plaintiff, Gary Legore; Attorneys for Defendant, Jennifer Schwartz and Thomas Santoro.(Digital 09:59:11.) (mso) (Entered: 01/22/2014)
01/23/2014	<u>76</u>	ORDER granting <u>75</u> ore tenus motion to seal transcript of 66 Settlement Conference. Signed by Magistrate Judge Jonathan Goodman on 1/23/2014. (oim) (Entered: 01/23/2014)
01/29/2014	<u>77</u>	TRANSCRIPT of Sealed Settlement Conference Hearing held on 11/12/2013, before Magistrate Judge Jonathan Goodman; Court Reporter: Jerald M. Meyers, pages 1-15 (nc) . Modified by Unsealing Transcript pursuant to 92 Endorsed Order on 7/28/2014 (nc). (Entered: 01/29/2014)
03/05/2014	<u>78</u>	MOTION to Vacate Settlement by Gary Legore. Responses due by 3/24/2014 (lbc) (Entered: 03/05/2014)
03/05/2014	<u>79</u>	ORDER REFERRING <u>78</u> MOTION to Vacate filed by Gary Legore. Motions referred to Jonathan Goodman Signed by Judge Donald L. Graham on 3/5/2014. (lbc) (Entered: 03/05/2014)
03/06/2014	<u>80</u>	ORDER setting briefing schedule as to <u>78</u> MOTION to Vacate. Responses due by 3/17/2014. Signed by Magistrate Judge Jonathan Goodman on 3/6/2014. (hs00) (Entered: 03/06/2014)
03/10/2014	<u>81</u>	RESPONSE in Opposition re <u>78</u> MOTION to Vacate <i>and Motion to Enforce Settlement Agreement</i> filed by Bay State Milling Company. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Schwartz, Jennifer) (Entered: 03/10/2014)
03/14/2014	<u>82</u>	Order on briefing regarding <u>81</u> Defendant's Motion to Enforce Settlement. Responses due by 3/24/2014. Signed by Magistrate Judge Jonathan Goodman on 3/14/2014. (oim) (Entered: 03/14/2014)
03/17/2014	<u>83</u>	MOTION for Extension of Time to File Response/Reply as to <u>78</u> MOTION to Vacate (<i>Partially Unopposed</i>) by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Motion)(McCoy, Kimberly) (Entered: 03/17/2014)
03/17/2014	<u>84</u>	ORDER granting <u>83</u> the EEOC's Motion for Extension of Time to File Response as to <u>78</u> Legore's MOTION to Vacate. Response due by 3/24/2014 Signed by Magistrate Judge Jonathan Goodman on 3/17/2014. (oim) (Entered: 03/17/2014)
03/24/2014	<u>85</u>	RESPONSE/REPLY to <u>78</u> MOTION to Vacate <i>Settlement</i> by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Exhibit A: Final Consent Decree, # <u>2</u> Exhibit B: Email from Jennifer Schwartz - REDACTED)(McCoy, Kimberly) (Entered: 03/24/2014)
03/24/2014	<u>86</u>	RESPONSE to Motion re <u>83</u> MOTION for Extension of Time to File Response/Reply as to <u>78</u> MOTION to Vacate (<i>Partially Unopposed</i>) Response to

		<i>BSM's Motion to Enforce Settlement Agreement and Cross Motion Requesting the Court to Require BSM to Demonstrate Compliance with the Consent Decree</i> filed by Equal Employment Opportunity Commission. Replies due by 4/3/2014. (Attachments: # <u>1</u> Exhibit A: Final Consent Decree, # <u>2</u> Exhibit B: Email from Jennifer Schwartz – REDACTED)(McCoy, Kimberly) (Entered: 03/24/2014)
03/24/2014	<u>87</u>	ENDORSED ORDER concerning EEOC's cross motion requesting that the Court require Bay State to demonstrate compliance with the consent decree. Bay State shall respond with a double-spaced memorandum of no more than 5 pages, excluding the certificate of service and signature block, by April 2, 2014. No reply is permitted. In addition, the EEOC shall immediately serve Mr. Legore with a copy of its motion and this endorsed order by mail and email, and Bay State shall also serve Mr. Legore (by the same methods) with a copy of its response memorandum immediately upon uploading it onto the CM/ECF system. Signed by Magistrate Judge Jonathan Goodman on 03/24/2014. (JG) (Entered: 03/24/2014)
04/01/2014	<u>88</u>	RESPONSE/REPLY to <u>85</u> Response/Reply (Other), <u>86</u> Response to Motion,, <i>re Defendant's Response in Opposition to the EEOC's Cross Motion for an Evidentiary Hearing to Determine Defendant's Compliance with the Consent Decree and Its Confidential Settlement Agreement with Legore</i> by Bay State Milling Company. (Attachments: # <u>1</u> Exhibit A – composite)(Schwartz, Jennifer) (Entered: 04/01/2014)
07/15/2014	<u>89</u>	ORDER REFERRING Cross Motion <u>86</u> to Magistrate Judge Goodman. Signed by Judge Donald L. Graham on 7/15/2014. (lbc) (Entered: 07/16/2014)
07/21/2014	<u>90</u>	TRANSCRIPT of Plaintiff Attorney Motion to Withdraw & Status Conference Hearing held on 1/22/2014 before Magistrate Judge Jonathan Goodman, 1-44 pages, Court Reporter: Jerald M. Meyers, 954-431-4757 / crjm@aol.com. Transcript may be viewed at the court public terminal or purchased by contacting the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/14/2014. Redacted Transcript Deadline set for 8/25/2014. Release of Transcript Restriction set for 10/23/2014. (Attachments: # <u>1</u> Designation)(mc) (Entered: 07/21/2014)
07/25/2014	<u>91</u>	REPORT AND RECOMMENDATIONS re <u>86</u> Motion for Bay State to Demonstrate Compliance with Consent Decree filed by Equal Employment Opportunity Commission and <u>78</u> MOTION to Vacate filed by Gary Legore. Signed by Magistrate Judge Jonathan Goodman on 7/25/2014. (oim) (Entered: 07/25/2014)
07/25/2014	<u>92</u>	ENDORSED ORDER. The Clerk of the Court is directed to Unseal <u>77</u> the transcript of the settlement conference. See <u>91</u> Order Unsealing <u>77</u> . Signed by Magistrate Judge Jonathan Goodman on 7/25/2014. (oim) (Entered: 07/25/2014)
07/28/2014	<u>93</u>	CLERK'S NOTICE of Compliance by Unsealing <u>77</u> Transcript pursuant to <u>92</u> Endorsed Order (nc) (Entered: 07/28/2014)
08/06/2014	<u>94</u>	OBJECTIONS to <u>91</u> Report and Recommendations by Gary Legore. (lbc) (Entered: 08/06/2014)
08/18/2014	<u>95</u>	ORDER. Denying <u>78</u> Motion to Vacate ; Adopting <u>91</u> Report and Recommendations. Signed by Judge Donald L. Graham on 8/17/2014. (lbc) (Entered: 08/18/2014)