

CLOSED

**U.S. District Court
Southern District of Georgia (Augusta)
CIVIL DOCKET FOR CASE #: 1:00-cv-00050-DHB**

Equal Opportunity v. Federal Express
Assigned to: Judge Dudley H. Bowen
Demand: \$0
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 03/17/2000
Date Terminated: 05/24/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Rosemarie Rhodes**
Equal Employment Opportunity
Commission
100 Alabama St., SW
Suite 4R30
Atlanta, GA 30303
404/562-6817
Fax: 404/562-6905(fax)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

S. Robert Royal
Equal Employment Opportunity
Commission
100 Alabama St., SW
Suite 4R30
Atlanta, GA 30303
404/562-6817
Fax: 404/562-6905
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Steven M. Tapper
Equal Employment Opportunity
Commission
100 Alabama St., SW
Suite 4R30
Atlanta, GA 30303
404/562-6817
Fax: 404/562-6905(fax)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Khaleed Abdul-Azeez
TERMINATED: 08/31/2000

represented by **John Paul Batson**
 P.O. Box 3248
 Augusta, GA 30914-3248
 706/737-4040
 Fax: 706/736-3391
TERMINATED: 07/24/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Federal Express Corporation

represented by **James D. Hyder, Jr.**
 Burke Cty. Board of Education
 789 Perimeter Rd.
 Waynesboro, GA 30830
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard C. Paul
 Federal Express Corp.
 Legal Dept.
 3620 Hacks Cross Rd.
 Third Fl., Bldg. B
 Memphis, TN 38125-8800
 901/434-8556
 Fax: 901/434-9279(fax)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Defendant

Federal Express Corporation
TERMINATED: 08/31/2000

represented by **James D. Hyder, Jr.**
 (See above for address)
TERMINATED: 08/31/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard C. Paul
 (See above for address)
TERMINATED: 08/31/2000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/17/2000	<u>1</u>	COMPLAINT (cmk) (Entered: 03/17/2000)

03/17/2000	2	ANSWER to Local Rule 26.3 Interrogatories by Equal Opportunity; jury demand (cmk) (Entered: 03/17/2000)
03/17/2000	3	NOTICE of Attorney Appearance for Equal Opportunity by Steven M. Tapper (cmk) (Entered: 03/17/2000)
03/17/2000		** Set Jury Trial Flag. (cmk) (Entered: 03/17/2000)
03/31/2000	4	WAIVER OF SERVICE Returned Executed as to Federal Express 3/22/00 Answer due on 5/21/00 for Federal Express (esf) (Entered: 03/31/2000)
05/05/2000	5	SUPPLEMENTAL ANSWERS to Local Rule 26.3 Interrogatories by Equal Opportunity (esf) (Entered: 05/05/2000)
05/15/2000	6	ANSWER to Complaint by Federal Express (Attorney James D. Hyder Jr.), (esf) (Entered: 05/15/2000)
05/15/2000	6	CERTIFICATE pursuant to Local Rule 3.2. by defendant Federal Express (esf) (Entered: 05/15/2000)
05/15/2000		SCHEDULING NOTICE setting Joining of parties,amending of pleadings by 7/14/00 ; Expert witness report by plaintiff due by 7/14/00 ; Expert witness report by Defendant due by 8/13/00 ; Discovery cutoff 9/12/00 ; Motion Filing deadline on 10/2/00 ; Summary Judgment deadline on 10/12/00 ; copies served. (esf) (Entered: 05/15/2000)
05/23/2000	7	MOTION by Federal Express for attorney Richard C. Paul to Appear Pro Hac Vice. with brief in support. (esf) (Entered: 05/23/2000)
05/23/2000		Pro Hac Vice paid by Richard C. Paul for defendant Federal Express Receipt # 189838 Date: 5/23/00 (esf) (Entered: 05/23/2000)
05/23/2000	8	ORDER granting [7-1] motion for attorney Richard C. Paul to Appear Pro Hac Vice. Attorney added to case. (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 5/23/00 copies served. (esf) (Entered: 05/23/2000)
06/13/2000	9	MOTION by Federal Express for leave of absence for James D. Hyder Jr. for dates of July 10, 2000 through July 14, 2000 for defendant Federal Express with brief in support. (esf) (Entered: 06/13/2000)
06/14/2000	10	ORDER granting [9-1] motion for leave of absence for James D. Hyder Jr. for dates of July 10, 2000 through July 14, 2000 for defendant Federal Express (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 6/14/00 copies served. (esf) (Entered: 06/14/2000)
06/15/2000	11	MOTION by Khaleed Abdul-Azeez to Intervene as a Plaintiff with brief in support. (esf) (Entered: 06/15/2000)
06/21/2000	12	Litigants' Bill of Rights filed by Equal Opportunity (esf) (Entered: 06/21/2000)
07/06/2000	13	ORDER granting [11-1] motion to Intervene as a Plaintiff (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 7/6/00 copies served. (esf) (Entered: 07/06/2000)
07/06/2000	14	Intervenor's COMPLAINT by against Federal Express (esf) (Entered: 07/06/2000)

07/17/2000	15	MOTION by Khaleed Abdul-Azeez for John P. Batson to Withdraw as Attorney with brief in support. (cmk) (Entered: 07/17/2000)
07/17/2000	16	ANSWER to Local Rule 26.3 Interrogatories by Federal Express; jury demand (cmk) (Entered: 07/17/2000)
07/19/2000	17	AMENDED MOTION by Khaleed Abdul-Azeez for John P. Batson to Withdraw as Attorney with brief in support. (cmk) (Entered: 07/20/2000)
07/19/2000	18	AMENDED MOTION by Khaleed Abdul-Azeez for Nathaniel Johnson to Withdraw as Attorney with brief in support. (cmk) (Entered: 07/20/2000)
07/24/2000	19	ORDER granting [18-1] motion for Nathaniel Johnson to Withdraw as Attorney (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 7/24/00] copies served. (esf) (Entered: 07/24/2000)
07/24/2000	20	ORDER granting [17-1] motion for John P. Batson to Withdraw as Attorney (Terminated attorney John Paul Batson for Khaleed Abdul-Azeez, granting [15-1] motion for John P. Batson to Withdraw as Attorney (Terminated attorney John Paul Batson for Khaleed Abdul-Azeez (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 7/24/00] copies served. (esf) (Entered: 07/24/2000)
08/30/2000	21	STIPULATION of dismissal of Complaint in intervention (cmk) (Entered: 08/30/2000)
08/30/2000	22	MOTION by Equal Opportunity, Federal Express, Khaleed Abdul-Azeez, Federal Express to Extend Time for discovery up to and including November 30, 2000 with brief in support. (cmk) (Entered: 08/30/2000)
08/30/2000		Motion(s) referred: [22-1] motion to Extend Time for discovery up to and including November 30, 2000 referred to Magistrate Judge W. Leon Barfield (cmk) (Entered: 08/30/2000)
08/31/2000	23	ORDER granting [21-1] dismiss/dismissal stipulation (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 8/31/00] copies served. (cmk) (Entered: 08/31/2000)
08/31/2000	24	ORDER granting the extension until 10/12/00 for discovery cut-off [22-1] motion to Extend Time for discovery up to and including November 30, 2000. The clerk is instructed to issue a new scheduling notice reflecting the adjusted deadlines. Further extensions must be directed to the District Judge. (signed by Magistrate Judge W. Leon Barfield); [EOD Date 8/31/00] copies served. (cmk) Modified on 08/31/2000 (Entered: 08/31/2000)
08/31/2000		SCHEDULING NOTICE setting Discovery cutoff 10/12/00 ; Motion Filing deadline on 11/1/00 ; Summary Judgment deadline on 11/11/00 ; copies served. (cmk) (Entered: 08/31/2000)
10/10/2000	25	NOTICE of Change of Address of attorney Richard C. Paul, Esq. by Federal Express (esf) (Entered: 10/10/2000)
10/20/2000	26	NOTICE of Stipulation by Federal Express (esf) (Entered: 10/20/2000)
11/13/2000	27	JOINT MOTION by Equal Opportunity, Federal Express to Extend Time in which to file motions for summary judgment (esf) (Entered: 11/14/2000)

11/14/2000	28	ORDER granting [27-1] joint motion to Extend Time in which to file motions for summary judgment setting Summary Judgment Deadline to 11/15/00 (signed by Magistrate Judge W. Leon Barfield); [EOD Date 11/14/00] copies served. (esf) (Entered: 11/14/2000)
11/15/2000	29	MOTION by Federal Express for Summary Judgment with brief in support. (esf) (Entered: 11/15/2000)
11/15/2000	30	MEMORANDUM by Federal Express in support of [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 11/15/2000)
11/15/2000	31	STATEMENT OF MATERIAL FACTS by defendant Federal Express in support of [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 11/15/2000)
11/15/2000	32	NOTICE of Filing Original Depositionby Federal Express (esf) (Entered: 11/15/2000)
11/15/2000	33	DEPOSITION of Khaleed Abdul-Azeez taken on 7/25/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 11/15/2000)
11/15/2000	34	NOTICE issued re: [29-1] motion for Summary Judgment (esf) (Entered: 11/15/2000)
12/05/2000	35	CONSENT ORDER directing that the plaintiff's response time to defendant's motion for summary judgment is extended Response to Motion set to 12/7/00 for [29-1] motion for Summary Judgment (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 12/5/00] copies served. (esf) (Entered: 12/05/2000)
12/07/2000	36	RESPONSE by Equal Opportunity to [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/07/2000)
12/07/2000	37	RESPONSE TO STATEMENT OF MATERIAL FACTS by plaintiff Equal Opportunity to [31-1] material facts statement by Federal Express (esf) (Entered: 12/07/2000)
12/07/2000	38	MEMORANDUM by Equal Opportunity in support of [36-1] motion response by Equal Opportunity (esf) (Entered: 12/07/2000)
12/07/2000	39	REQUEST for Production of Documents by Equal Opportunity (esf) (Entered: 12/07/2000)
12/07/2000	40	NOTICE of Filing Original Discovery by Equal Opportunity (esf) (Entered: 12/07/2000)
12/07/2000	41	DEPOSITION of Leah E. Berry taken on 7/19/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/07/2000)
12/07/2000	42	DEPOSITION of Jenice Medora Sullivan taken on 9/21/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/07/2000)
12/07/2000	43	DEPOSITION of Saundra Jeanne Plunkett taken on 9/21/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/07/2000)
12/07/2000	44	DEPOSITION of Gregory Jacob Taylor taken on 7/25/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/07/2000)

12/07/2000	45	EXHIBIT 1 to Affidavit of Helen Garrett (esf) (Entered: 12/07/2000)
12/07/2000	46	EXHIBIT 2 to Affidavit of Helen Garrett (esf) (Entered: 12/07/2000)
12/07/2000	47	CERTIFICATE OF SERVICE by Equal Opportunity (esf) (Entered: 12/07/2000)
12/08/2000	48	NOTICE of Filing Original Discovery by Equal Opportunity (esf) (Entered: 12/08/2000)
12/08/2000	49	CERTIFICATE OF SERVICE by Equal Opportunity (esf) (Entered: 12/08/2000)
12/08/2000	50	DEPOSITION of Michael Saladino taken on 9/29/00 Re: [29-1] motion for Summary Judgment by Federal Express (esf) (Entered: 12/08/2000)
01/09/2001		Motion hearing re: [29-1] motion for Summary Judgment by Federal Express set at 2:30 1/11/01; telephonic notification 1/08/01. (esi) (Entered: 01/09/2001)
01/11/2001	51	Defendant Federal Express Corp's Amendment to its responses to plaintiff EEOC's first set of interrogatories to deft (esf) (Entered: 01/11/2001)
01/12/2001		Motion hearing held re: [29-1] motion for Summary Judgment by Federal Express ; ruling reserved. Court Reporter: D.Dueringer (esi) (Entered: 01/12/2001)
01/26/2001	52	ORDER denying [29-1] motion for Summary Judgment. This case will proceed to trial accordingly (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 1/26/01] copies served. (esf) (Entered: 01/26/2001)
02/14/2001		SCHEDULING NOTICE setting Pretrial Order deadline 3/12/01 ; copies served. (esi) (Entered: 02/14/2001)
02/14/2001	53	ORDER directing parties to submit a consolidated request for jury instructions setting Pretrial Instructions deadline to 3/12/01 (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 2/14/01] copies served. (esf) (Entered: 02/14/2001)
02/28/2001	54	CONSENT ORDER granting the parties request for extension of the pretrial order deadline setting Scheduling Order Deadlines: Pretrial Order due by 4/13/01 ; (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 2/28/01] copies served. (esf) (Entered: 02/28/2001)
04/10/2001		Oral extension of Pretrial Order deadline to 4/23/01; telephonic consent of counsel. (esi) (Entered: 04/10/2001)
04/13/2001	55	MOTION by Equal Opportunity for leave of absence for Steven M. Tapper for dates of April 26, 2001 through May 8, 2001 for plaintiff Equal Opportunity with brief in support. (esf) (Entered: 04/13/2001)
04/13/2001	56	ORDER granting [55-1] motion for leave of absence for Steven M. Tapper for dates of April 26, 2001 through May 8, 2001 for plaintiff Equal Opportunity (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 4/13/01] copies served. (esf) (Entered: 04/13/2001)
04/23/2001	57	CONSOLIDATED PROPOSED PRE-TRIAL ORDER (esf) (Entered: 04/23/2001)
04/23/2001	58	PLAINTIFF'S MEMORANDUM OF AUTHORITIES (esf) (Entered: 04/23/2001)

04/23/2001	59	REQUEST TO CHARGE by Equal Opportunity, Federal Express (esf) (Entered: 04/23/2001)
04/23/2001	60	'STIPULATED FACTS' (esf) (Entered: 04/23/2001)
04/25/2001		Pre-Trial Conference set for 10:30 5/24/01 before Chief Judge Dudley H. Bowen Jr (esi) (Entered: 04/25/2001)
04/25/2001		Jury selection and trial assignment set for 9:00 5/29/01 before Chief Judge Dudley H. Bowen Jr (esi) (Entered: 04/25/2001)
05/21/2001	61	ORDER directing that, this case having been settled, is dismissed. Should the parties wish for the Court to retain jurisdiction to enforce settlement, they must file a 'Notice of Filing Under Dismissal Order' within 10 days of service of this Order. This case shall be closed 15 days hence (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 5/21/01] copies served. (esf) (Entered: 05/21/2001)
05/24/2001	62	ORDER/SETTLEMENT AGREEMENT directing Dft to pay Pla a total of \$70,000.00 in monetary relief; further directing that this Court shall retain jurisdiction over this action for the purposes of clarifying and enforcing this Consent Decree with each party to bear their own respective costs and attorney's fees (signed by Chief Judge Dudley H. Bowen Jr); [EOD Date 5/24/01] copies served. (esf) (Entered: 05/24/2001)
05/24/2001		Case closed (esf) (Entered: 05/24/2001)

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