

4months, CLOSED

**U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:97-cv-02670-CC**

Equal Employment v. Heatcraft, Inc.,
Assigned to: Judge Clarence Cooper
Demand: \$0
Cause: 29:626 Job Discrimination (Age)

Date Filed: 09/12/1997
Date Terminated: 08/25/1999
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Charles T. Bell, Jr.**
Equal Employment Opportunity
Commission
Atlanta District Office-Legal Unit
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V.

Defendant**Heatcraft, Inc.,***a Division of Lennox Industries, Inc.*represented by **Carl H. Triesmann**

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Date Filed	#	Docket Text
09/12/1997	1	COMPLAINT filed. Consent form to proceed before U.S. magistrate and pretrial instructions given to attorney; jury demand. (cbm) Modified on 09/15/1997 (Entered: 09/15/1997)
10/21/1997	2	WAIVER OF SERVICE Returned Executed as to Heatcraft, Inc., mailed 10/15/97 Answer due by 12/14/97 for Heatcraft, Inc., (cbm) (Entered: 10/22/1997)
11/17/1997	3	ANSWER by defendant to complaint [1-1] Discovery ends 4/16/98 (cbm) (Entered: 11/19/1997)
12/01/1997	4	AMENDED RESPONSES to ANSWERS TO MANDATORY DISCLOSURES by plaintiff. (cbm) (Entered: 12/05/1997)
12/02/1997	5	ANSWERS TO MANDATORY DISCLOSURES by defendant. (cbm) (Entered: 12/08/1997)
12/02/1997	6	Defendants Certificate of interested persons. (to judge) (cbm) (Entered: 12/08/1997)
12/16/1997	7	Supplemental ANSWERS TO MANDATORY DISCLOSURES by plaintiff (cbm) (Entered: 12/17/1997)
12/17/1997	8	Preliminary Statement and Scheduling Order. (to judge) (cbm) (Entered: 12/19/1997)
12/23/1997		ENDORSED ORDER by Judge Clarence Cooper APPROVING [8-1] preliminary statement. (cc) (cbm) (Entered: 12/29/1997)
01/07/1998	9	Notice of supplement to joint preliminary statement & scheduling order by parties.to:CC (cbm) (Entered: 01/07/1998)
01/27/1998	10	AMENDED ANSWER to [1-1] complaint by defendant. (cbm) (Entered: 01/29/1998)
01/30/1998		Proposed amended complaint [1-1] by plaintiff. (cbm) (Entered: 02/02/1998)
03/09/1998	11	CONSENT ORDER, extending time for dft to answer pla's discovery requests through March 18, 98. to:CC (cbm) (Entered: 03/11/1998)
03/17/1998		ENDORSED ORDER by Judge Clarence Cooper APPROVING [11-1] consent order extending time for dft to answer pla's discovery requests through March 18, 98. [11-2] (cc) (cbm) (Entered: 03/19/1998)
03/18/1998	12	Stipulation, extending time for dft to answer pla's discovery requests on or before March 24, 98 by plaintiff, defendant. to:CC (cbm) (Entered: 03/20/1998)
03/25/1998		ENDORSED ORDER by Judge Clarence Cooper APPROVING [12-1] stipulation extending time for dft to answer pla's discovery requests on or before March 24, 98 by Heatcraft, Inc., Equal Employment, [12-2] (cc) (cbm) (Entered: 03/26/1998)
06/01/1998	13	Notice to take deposition of defendant by plaintiff (bsm) (Entered: 06/01/1998)

06/17/1998	15	Joint MOTION by plaintiff, defendant to extend time for discovery period through August 17, 98. to:CC (cbm) (Entered: 06/23/1998)
06/18/1998	14	SUPPLEMENTAL ANSWERS TO MANDATORY DISCLOSURES by defendant. (cbm) (Entered: 06/22/1998)
06/29/1998		ENDORSED ORDER by Judge Clarence Cooper GRANTING [15-1] joint motion to extend time for discovery period through August 17, 98., NO FURTHER EXTENSIONS Discovery ends 7/31/98 (cc) (fmm) (Entered: 06/30/1998)
07/07/1998	16	MOTION to intervene as a plaintiff by John Purcell with brief in support, & prop complaint. (cbm) Modified on 07/09/1998 (Entered: 07/09/1998)
07/23/1998	17	MOTION by defendant to enlarge time for deposition with brief in support. (fmm) (Entered: 07/27/1998)
07/24/1998	18	MOTION by defendant to dismiss with brief in support. (cbm) (Entered: 07/27/1998)
07/28/1998		SUBMITTED to Judge Clarence Cooper on [16-1] motion to intervene as a plaintiff by John Purcell (cbm) (Entered: 07/28/1998)
07/28/1998	19	Notice to take deposition of D. Purcell by defendant (fmm) (Entered: 07/30/1998)
07/31/1998	20	Amended Memorandum by defendant in support of [17-1] motion to enlarge time for deposition (fmm) (Entered: 08/03/1998)
07/31/1998	21	Withdrawal of [17-1] motion to enlarge time for deposition (fmm) (Entered: 08/03/1998)
08/10/1998	22	REPLY by Proposed Intervenor to response to [16-1] motion to intervene as a plaintiff by John Purcell (fmm) (Entered: 08/12/1998)
08/10/1998	22	Response by Proposed Intervenor in opposition to [18-1] motion to dismiss (contained w/in reply at docu #22) (fmm) (Entered: 08/12/1998)
08/18/1998		SUBMITTED to Judge Clarence Cooper on [18-1] motion to dismiss (File in Chambers) (fmm) (Entered: 08/18/1998)
09/03/1998	23	MOTION by defendant to extend time to file motion for sum jgm thru 9/21/98 with proposed order. (fmm) (Entered: 09/09/1998)
09/03/1998	24	MOTION by defendant to file excess pages limitation with proposed order. (fmm) (Entered: 09/09/1998)
09/09/1998	25	Joint MOTION to permit dft to exceed page limit on dft's memo in support of its motion for sum.jgm. (to CC) (bsm) (Entered: 09/10/1998)
09/09/1998	26	Joint MOTION to extend time until 9/21/98 for dft to file motion for sum.jgm. (to CC) (bsm) (Entered: 09/10/1998)
09/11/1998		ENDORSED ORDER by Judge Clarence Cooper GRANTING [25-1] joint motion to permit dft to exceed page limit on dft's memo in support of its motion for sum.jgm. (cc) (cbm) (Entered: 09/17/1998)

09/11/1998		ENDORSED ORDER by Judge Clarence Cooper GRANTING [26-1] joint motion to extend time until 9/21/98 for dft to file motion for sum.jgm. (cc) (cbm) (Entered: 09/17/1998)
09/21/1998	27	EMERGENCY MOTION by defendant to extend time for dft to file summary judgment motion. with prop summary judgment motion with supporting memoranda attached. to:CC (cbm) (Entered: 09/29/1998)
09/22/1998	28	Notice of filing original depositions by defendant. (cbm) (Entered: 09/29/1998)
09/22/1998		Deposition of John Purcell, vol 1- 4, & Donna Marjorie Purcell taken for defendant. (cbm) (Entered: 09/29/1998)
09/22/1998	29	MOTION by defendant for summary judgment with brief in support & appendix (bulky). (cbm) (Entered: 09/29/1998)
09/30/1998	30	Notice of filing original discovery by plaintiff. (cbm) (Entered: 10/05/1998)
09/30/1998		Deposition of Joseph Jones, Penny Farthing & Jeffrey Lee Almond taken for plaintiff. (cbm) (Entered: 10/05/1998)
10/02/1998	31	Notice of filing original discovery by plaintiff Equal Employment . (cbm) (Entered: 10/13/1998)
10/02/1998		Deposition of Gregory Stephen Derosier taken for plaintiff (cbm) (Entered: 10/13/1998)
10/05/1998		ENDORSED ORDER by Judge Clarence Cooper GRANTING [27-1] motion to extend time for dft to file summary judgment motion. (cc) (cbm) (Entered: 10/13/1998)
10/06/1998		SUBMITTED to Judge Clarence Cooper on [23-1] motion to extend time to file motion for sum jgm thru 9/21/98, [24-1] motion to file excess pages limitation, [27-1] motion to extend time for dft to file summary judgment motion. FILE IN CHAMBERS (cbm) (Entered: 10/06/1998)
10/07/1998	32	MOTION by plaintiff to extend time to respond to dft's motion for [29-1] motion for summary judgment through October 30, 98 with brief in support. (cbm) (Entered: 10/15/1998)
10/07/1998	33	MOTION by plaintiff to file excess pages limitation with brief in support. (cbm) (Entered: 10/15/1998)
10/14/1998	34	ORDER by Judge Clarence Cooper GRANTING [23-1] motion to extend time to file motion for sum jgm thru 9/21/98. (cc) (cbm) (Entered: 10/20/1998)
10/21/1998		SUBMITTED to Judge Clarence Cooper on [29-1] motion for summary judgment. FILE IN CHAMBERS (cbm) (Entered: 10/21/1998)
10/26/1998		SUBMITTED to Judge Clarence Cooper on [32-1] motion to extend time to respond to dft's motion for [29-1] motion for summary judgment through October 30, 98, [33-1] motion to file excess pages limitation. FILE IN CHAMBERS (cbm) (Entered: 10/26/1998)
10/30/1998	35	Memorandum by plaintiff in opposition to [29-1] motion for summary judgment, w/ pla's responses to dft's statement of material facts & pla's statement of facts, request for filing original discovery.. (cbm) (Entered: 11/02/1998)

11/12/1998	36	MOTION by defendant to file excess pages of limitation on dft's reply to pla's memo in opposition to dft's motion for sumjgm with brief in support. (cbm) (Entered: 11/18/1998)
11/20/1998	37	REPLY by defendant to response to [29-1] motion for summary judgment, w/appendix (fmm) (Entered: 12/01/1998)
12/15/1998		SUBMITTED to Judge Clarence Cooper on [36-1] motion to file excess pages of limitation (File in Chambers) (fmm) (Entered: 12/15/1998)
02/17/1999	38	ORDER by Judge Clarence Cooper stating to treat [18-1] motion to dismiss as a response to Purcell's motion to intervene and DENYING [16-1] motion to intervene as a plaintiff by John Purcell (cc) (web) (Entered: 02/18/1999)
02/17/1999		File was not returned w/ [38-1] order (web) (Entered: 02/18/1999)
02/17/1999		Terminated submissions. (web) (Entered: 02/18/1999)
08/24/1999	39	ORDER by Judge Clarence Cooper GRANTING [24-1] motion to file excess pages limitation, [32-1] motion to extend time [33-1] motion to file excess pages limitation, [36-1] motion to file excess pages of limitation, [29-1] dft's motion for summary judgment. This action is HEREBY DISMISSED. (cc) (shb) (Entered: 08/25/1999)
08/25/1999	40	JUDGMENT ENTERED for defendant against plaintiff; that the dft recover its costs of the action, and the action is DISMISSED. (cc) (shb) (Entered: 08/25/1999)
08/25/1999		Terminated submissions. (shb) (Entered: 08/25/1999)
08/25/1999		Case terminated. (shb) (Entered: 08/25/1999)
08/27/1999		Returned mail for Jill W. Richburg in re: [40-1] judgment, [39-1] order (shb) (Entered: 08/31/1999)
09/24/1999	41	Bill of costs of defendant. (shb) (Entered: 09/28/1999)
09/28/1999		COSTS TAXED in the amount of \$3,415.35 for defendant (cc) (shb) (Entered: 09/28/1999)

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