

CLOSED

U.S. District Court [LIVE AREA]
United States District Court for the Middle District of Georgia (Valdosta)
CIVIL DOCKET FOR CASE #: 7:98-cv-00070-WDO

EEOC v. T M Poly-Film, Inc.
Assigned to: Judge Wilbur D. Owens, Jr
Demand: \$0
Cause: 28:451 Employment Discrimination

Date Filed: 11/06/1998
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**
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V.

Defendant

TM Poly-Film, Inc.

represented by **Edgar W. Ennis, Jr.**
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Date Filed	#	Docket Text
11/06/1998	1	COMPLAINT filed. Service of Complaint due by 3/8/99 for T M Poly-Film, Inc. (rlw) (Entered: 11/06/1998)
11/06/1998	2	ANSWER to Mandatory Interrogatories filed by EEOC. (rlw) (Entered: 11/06/1998)
11/06/1998		SUMMONS(ES) issued for T M Poly-Film, Inc. (rlw) (Entered: 11/06/1998)
11/10/1998		Case referred to ARBITRATION (trh) (Entered: 11/10/1998)
01/08/1999	3	ANSWER to Complaint by T M Poly-Film, Inc. (Attorney Edgar W. Ennis Jr.) (rlw) (Entered: 01/12/1999)
01/12/1999		DEADLINE updated; sAnswers to Mandatory Interrogatories deadline to 2/11/99 for T M Poly-Film, Inc. (rlw) (Entered: 01/12/1999)
01/15/1999	4	RULES 16 AND 26 ORDER; proposed scheduling/discovery order due on 2/26/99. (signed by Judge Wilbur D. Owens Jr.) (rlw) (Entered: 01/19/1999)
01/22/1999	5	ELECTION not to proceed before a Magistrate Judge by EEOC. (rlw) (Entered: 01/22/1999)
01/25/1999	6	ELECTION not to proceed before a Magistrate Judge by T M Poly-Film, Inc. (rlw) (Entered: 01/27/1999)
02/02/1999		Case no longer referred to ARBITRATION. (trh) (Entered: 02/02/1999)
02/08/1999	7	ANSWER to Mandatory Interrogatories filed by T M Poly-Film, Inc. (rlw) (Entered: 02/10/1999)
02/23/1999		PROPOSED SCHEDULING/DISCOVERY order received. (rlw) (Entered: 02/25/1999)
03/01/1999	8	ORDER setting scheduling/discovery conference. r Discovery Hearing for 10:00 A.M. on 4/5/99 (signed by Judge Wilbur D. Owens Jr.) (rlw) (Entered: 03/03/1999)
03/02/1999		DEADLINE updated; s Discovery Hearing for 10:00 A.M. on 4/5/99. (rlw) (Entered: 03/02/1999)
03/22/1999	9	FIRST INTERROGATORIES by EEOC to T M Poly-Film, Inc. (rlw) (Entered: 03/22/1999)
03/22/1999	10	FIRST REQUEST for Production of Documents by EEOC to T M Poly-Film, Inc. (rlw) (Entered: 03/22/1999)
03/24/1999	11	NOTICE by EEOC to take deposition of Bernice Williams-Kimbrough on 5/11/99. (rlw) (Entered: 03/24/1999)
03/24/1999	12	NOTICE by T M Poly-Film, Inc. to take deposition of Patricia Hamby on 4/28/99. (rlw) (Entered: 03/24/1999)
03/24/1999	13	NOTICE by T M Poly-Film, Inc. to take deposition of Tricia Love on 4/28/99. (rlw) (Entered: 03/24/1999)

03/24/1999	14	NOTICE by T M Poly-Film, Inc. to take deposition of Jocelyn Best on 4/28/99. (rlw) (Entered: 03/24/1999)
03/24/1999	15	NOTICE by T M Poly-Film, Inc. to take deposition of Wanda Gray on 4/27/99. (rlw) (Entered: 03/24/1999)
03/24/1999	16	NOTICE by T M Poly-Film, Inc. to take deposition of Yvonne Garland on 4/27/99. (rlw) (Entered: 03/24/1999)
03/24/1999	17	NOTICE by T M Poly-Film, Inc. to take deposition of Myra Davis on 4/27/99. (rlw) (Entered: 03/24/1999)
03/24/1999	18	NOTICE by T M Poly-Film, Inc. to take deposition of Sonia Williams on 4/26/99. (rlw) (Entered: 03/24/1999)
03/24/1999	19	NOTICE by T M Poly-Film, Inc. to take deposition of Lucy Miller on 4/26/99. (rlw) (Entered: 03/24/1999)
03/24/1999	20	NOTICE by T M Poly-Film, Inc. to take deposition of Marvin C. Frazier on 5/10/99. (rlw) (Entered: 03/24/1999)
03/25/1999	21	FIRST INTERROGATORIES by T M Poly-Film, Inc. to EEOC (rlw) (Entered: 03/29/1999)
03/29/1999	22	FIRST REQUEST for Production of Documents by T M Poly-Film, Inc. to EEOC. (rlw) (Entered: 03/29/1999)
04/05/1999	23	ORDER making the proposed scheduling/discovery order submitted by the parties with the additions and changes agreed to at a discovery conference is made the order of the court. Discovery to be complete 7/8/99. (signed by Judge Wilbur D. Owens Jr.) (rlw) (Entered: 04/06/1999)
04/05/1999	24	MINUTE ENTRY: Discovery conference on 4/5/99; witnesses in this matter can be interviewed by either party with a tape recorder; the EEOC is to provide the court with any unwilling information requested by the defendant for an in-camera inspection. Court Reporter: Frances Roquemore (rlw) (Entered: 04/07/1999)
04/08/1999	25	NOTICE by EEOC to take deposition of Danny Moss on 4/29/99. (rlw) (Entered: 04/08/1999)
04/08/1999	26	NOTICE by EEOC to take deposition of James deVane on 4/30/99. (rlw) (Entered: 04/08/1999)
04/08/1999	27	NOTICE by EEOC to take deposition of Sandra Simmons on 4/29/99. (rlw) (Entered: 04/08/1999)
04/08/1999	28	NOTICE by EEOC to take deposition of Chip Birdsong on 4/30/99. (rlw) (Entered: 04/08/1999)
04/19/1999	29	ANSWER to Interrogatories filed by EEOC Re: [21-1] discovery requested - FIRST INTERROGATORIES by T M Poly-Film, Inc. (rlw) (Entered: 04/19/1999)
04/19/1999	30	RESPONSE by EEOC to [22-1] discovery requested - FIRST REQUEST for Production of Documents by T M Poly-Film, Inc. (rlw) (Entered: 04/19/1999)

04/21/1999	31	ANSWER to Interrogatories filed by T M Poly-Film, Inc. Re: [9-1] discovery requested - FIRST INTERROGATORIES by EEOC. (rlw) (Entered: 04/23/1999)
04/21/1999	32	RESPONSE by T M Poly-Film, Inc. to [10-1] discovery requested - FIRST REQUEST for Production of Documents by EEOC. (rlw) (Entered: 04/23/1999)
04/26/1999	33	AMENDMENT to [31-1] discovery interrogatory - VERIFICATION of Danny Moss filed by defendant T M Poly-Film, Inc. (rlw) (Entered: 04/26/1999)
06/15/1999	34	DEPOSITION of Marvin Frazier taken on 5/10/99, court reporter: Edith Graves. (rlw) (Entered: 06/16/1999)
06/15/1999	35	Exhibits to Deposition [34-1] of Marvin Frazier. (rlw) (Entered: 06/16/1999)
07/02/1999	36	JOINT MOTION by EEOC and T M Poly-Film, Inc. to Extend Time of Discovery Period to 9/8/99 and Motion Filing Deadline to 10/25/99 . (rlw) (Entered: 07/07/1999)
07/07/1999		MOTION(S) submitted: submitted [36-1] joint motion to Extend Time of Discovery Period to 9/8/99 and Motion Filing Deadline to 10/25/99; Original motion sent to Judge Wilbur D. Owens Jr. (rlw) (Entered: 07/07/1999)
07/09/1999	37	ORDER granting [36-1] joint motion to Extend Time of Discovery Period to 9/8/99 and Motion Filing Deadline to 10/25/99. s Discovery completion deadline to 9/8/99 , r Motion Filing deadline to 10/25/99 (signed by Judge Wilbur D. Owens Jr.) [EOD Date 7/13/99] (rlw) (Entered: 07/13/1999)
08/04/1999	38	MINUTE ENTRY: In chambers status conference regarding discovery; the plaintiff objects to the defendant taking the deposition of the Director of EEOC, Ms. Kibro; Judge Owens decided the objection to taking the deposition is well founded and it cannot be taken; he will reconsider if facts are presented to make it relevant; Court Reporter: Frances Roquemore. (rlw) (Entered: 08/05/1999)
08/05/1999	39	FIRST REQUEST for Admissions by T M Poly-Film, Inc. to EEOC. (rlw) (Entered: 08/06/1999)
08/05/1999	39	SECOND INTERROGATORIES by T M Poly-Film, Inc. to EEOC. (rlw) (Entered: 08/06/1999)
08/05/1999	40	SECOND REQUEST for Production of Documents by T M Poly-Film, Inc. to EEOC. (rlw) (Entered: 08/06/1999)
08/23/1999	41	NOTICE by T M Poly-Film, Inc. to take deposition of Eleanor O'Bryant on 9/2/99. (rlw) (Entered: 08/24/1999)
08/23/1999	42	NOTICE by T M Poly-Film, Inc. to take deposition of Agnes Morgan on 9/2/99. (rlw) (Entered: 08/24/1999)
08/23/1999	43	NOTICE by T M Poly-Film, Inc. to take deposition of Joycia Ricks on 9/7/99. (rlw) (Entered: 08/24/1999)
08/23/1999	44	NOTICE by T M Poly-Film, Inc. to take deposition of Gloria Barnett on 9/8/99. (rlw) (Entered: 08/24/1999)
08/23/1999	45	NOTICE by T M Poly-Film, Inc. to take deposition of Nancy Gilbert on 9/7/99. (rlw) (Entered: 08/24/1999)

09/03/1999	46	NOTICE by T M Poly-Film, Inc. to take deposition of Sue Scott on 9/8/99. (rlw) Modified on 09/08/1999 (Entered: 09/08/1999)
09/07/1999	48	ANSWER to Interrogatories filed by EEOC Re: [39-1] discovery requested - SECOND INTERROGATORIES by T M Poly-Film, Inc. (rlw) Modified on 09/08/1999 (Entered: 09/08/1999)
09/07/1999	47	RESPONSE by EEOC to [39-1] discovery requested - FIRST REQUEST for Admissions by T M Poly-Film, Inc. (rlw) (Entered: 09/08/1999)
10/18/1999	49	MOTION by T M Poly-Film, Inc. to Extend Time for the filing of Motions for Summary Judgment . Motion and proposed Order faxed to Judge Owens' office. (sbd) (Entered: 10/21/1999)
10/19/1999	50	DEPOSITION of Nancy Gilbert on 9/7/99, court reporter: Edith Graves. (sbd) (Entered: 10/21/1999)
10/19/1999	51	DEPOSITION of Joycia Ricks on 9/7/99, court reporter: Edith Graves. (sbd) (Entered: 10/21/1999)
10/19/1999	52	EXHIBITS TO DEPOSITION of Nancy Gilbert and Joycia Ricks taken on 9/7/99, court reporter: Edith Graves. (rlw) (Entered: 10/27/1999)
10/21/1999	53	ORDER granting [49-1] motion to Extend Time to 11/24/99 for the filing of Motions for Summary Judgment (signed by Judge Wilbur D. Owens Jr.) [EOD Date 10/22/99] (rlw) (Entered: 10/22/1999)
10/26/1999	54	DEPOSITION of Elinor E. O'Bryant taken on 9/2/99, court reporter: Barbara B. Terry. (rlw) (Entered: 10/27/1999)
10/26/1999	55	DEPOSITION of Sue Scott taken on 9/8/99, court reporter: Jeweldine Johnston. (rlw) (Entered: 10/27/1999)
10/26/1999	56	DEPOSITION of Gloria Barnett taken on 9/8/99, court reporter: Jeweldine Johnston. (rlw) (Entered: 10/27/1999)
10/26/1999	57	DEPOSITION of Agnes Y. Morgan taken on 9/2/99, court reporter: Barbara B. Terry. (rlw) (Entered: 10/27/1999)
11/24/1999	58	MOTION by T M Poly-Film, Inc. for Summary Judgment . Response due by 12/17/99; Reply to Response due by 1/3/00 for [58-1] motion. (rlw) (Entered: 11/30/1999)
11/24/1999	59	STATEMENT OF UNDISPUTED Material Facts by defendant T M Poly-Film, Inc. Re: [58-1] motion for Summary Judgment. (rlw) (Entered: 11/30/1999)
11/24/1999	60	MEMORANDUM by T M Poly-Film, Inc. in support of [58-1] motion for Summary Judgment. (rlw) (Entered: 11/30/1999)
12/09/1999	61	MOTION by EEOC to Extend Time to 1/14/00 to Respond to Motion for Summary Judgment . (rlw) (Entered: 12/09/1999)
12/09/1999		MOTION(S) submitted: submitted [61-1] motion to Extend Time to 1/14/00 to Respond to Motion for Summary Judgment; Original motion sent to Judge Wilbur D. Owens Jr. (rlw) (Entered: 12/09/1999)

12/09/1999	62	CERTIFICATE OF SERVICE by EEOC of Motion for Enlargement of Time. (rlw) (Entered: 12/09/1999)
12/09/1999	63	NOTICE of Filing of Original Discovery Depositions by EEOC. (rlw) (Entered: 12/09/1999)
12/09/1999	64	DEPOSITION of Charles Birdsong taken on 4/30/99, court reporter: Debbie Paulk Mixon. (rlw) (Entered: 12/09/1999)
12/09/1999	65	DEPOSITION of James Devane taken on 4/30/99, court reporter: Debbie Paulk Mixon. (rlw) (Entered: 12/09/1999)
12/09/1999	66	DEPOSITION of Sandra Simmons taken on 4/29/99, court reporter: Debbie Paulk Mixon. (rlw) (Entered: 12/09/1999)
12/09/1999	67	DEPOSITION of Danny Moss taken on 4/29/99, court reporter: Debbie Paulk Mixon. (rlw) (Entered: 12/09/1999)
12/13/1999	68	ORDER granting [61-1] motion to Extend Time to 1/14/00 to Respond to Motion for Summary Judgment. Response to Motion reset to 1/14/00 for [58-1] motion for Summary Judgment , Reply to Response to Motion reset to 1/31/00 for [58-1] motion for Summary Judgment (signed by Judge Wilbur D. Owens Jr.) [EOD Date 12/14/99] (rlw) (Entered: 12/14/1999)
01/14/2000	69	RESPONSE by EEOC to [58-1] motion for Summary Judgment and Statement of Material Facts for Which There Exists a Genuine Issue to be Tried. (rlw) (Entered: 01/14/2000)
01/14/2000	69	RESPONSE by EEOC in opposition to [59-1] Statement Undisputed Material Facts. (rlw) (Entered: 01/14/2000)
01/24/2000		DEADLINE updated; Reply to Response to Motion reset to 2/14/00 for [58-1] motion for Summary Judgment . (rlw) (Entered: 01/24/2000)
02/14/2000	70	AFFIDAVIT of Robert M. Clyatt filed by T M Poly-Film, Inc. Re: [58-1] motion for Summary Judgment. (rlw) (Entered: 02/14/2000)
02/14/2000	71	REPLY by T M Poly-Film, Inc. to response to [58-1] motion for Summary Judgment. (rlw) (Entered: 02/16/2000)
02/16/2000		MOTION(S) submitted: submitted [58-1] motion for Summary Judgment; Original case file and motion sent to Judge Wilbur D. Owens Jr. (rlw) (Entered: 02/16/2000)
09/11/2000	72	ORDER granting [58-1] motion for Summary Judgment. (signed by Judge Wilbur D. Owens Jr.) Civil Order File volume #F, page #58 [EOD Date 9/12/00] (rlw) (Entered: 09/12/2000)
09/12/2000	73	JUDGMENT for T M Poly-Film, Inc. against EEOC. [EOD Date 9/12/00] (rlw) (Entered: 09/12/2000)
09/12/2000		Case Closed. Deposition(s) to be disposed of on 11/20/00. (rlw) (Entered: 09/12/2000)
10/03/2000	74	MOTION by T M Poly-Film, Inc. to Extend Time to 11/10/00 to file a bill of costs . (rlw) (Entered: 10/05/2000)

10/05/2000	75	ORDER granting [74-1] motion to Extend Time to 11/10/00 to file a bill of costs. (signed by Judge Wilbur D. Owens Jr.) [EOD Date 10/5/00] (rlw) (Entered: 10/05/2000)
11/09/2000	76	NOTICE OF APPEAL by EEOC. Copy of Notice of Appeal mailed to Edgar W. Ennis Jr. on 11/9/00. Transcript Information Form due 11/27/00 for EEOC. [EOD Date 11/9/00] (rlw) (Entered: 11/09/2000)
11/09/2000		CERTIFIED NOTICE OF APPEAL. Copy of Notice of Appeal, docket entries, order and judgment mailed to USCA for [76-1] appeal by EEOC. (rlw) (Entered: 11/09/2000)
11/09/2000	77	BILL OF COSTS by T M Poly-Film, Inc.; Response to Bill of Costs due on 12/5/00. (rlw) (Entered: 11/13/2000)
11/09/2000	78	MEMORANDUM by T M Poly-Film, Inc. in support of [77-1] Bill of costs. (rlw) (Entered: 11/13/2000)
11/17/2000	79	Transcript Information Form filed for EEOC in re: [76-1] appeal. No Transcript(s) ordered. (rlw) (Entered: 11/17/2000)
11/20/2000		USCA Case Number Re: [76-1] appeal by EEOC USCA NUMBER: 00-15983E. (rlw) (Entered: 11/20/2000)
11/28/2000		CERTIFICATE OF READINESS of record on appeal forwarded 11/22/00 to CCA-11 for: [76-1] appeal by EEOC. (rlw) (Entered: 11/28/2000)
12/04/2000	80	RESPONSE by EEOC in opposition to [77-1] Bill of costs. (rlw) (Entered: 12/04/2000)
12/04/2000		DEADLINE updated; defendant to file a reply to response to bill of costs. set Notice of Compliance deadline to 12/15/00 . (rlw) (Entered: 12/04/2000)
12/08/2000	81	Reply Brief by T M Poly-Film, Inc. in support of [77-1] Bill of Costs. (sbd) Modified on 12/11/2000 (Entered: 12/11/2000)
12/21/2000	82	ORDER amending previous order entered by this Court on 9/11/00 that granted Summary Judgment in favor of the defendants. (signed by Judge Wilbur D. Owens Jr.) [EOD Date 12/22/00] (rlw) (Entered: 12/22/2000)
01/08/2001		AMENDED CERTIFICATE OF READINESS of record on appeal forwarded 1/5/01 to CCA-11 for: [76-1] appeal by EEOC. (rlw) (Entered: 01/08/2001)
02/27/2001	83	ORDER OF USCA (certified copy) that the joint motion to dismiss the appeal is granted Re: terminating [76-1] appeal. [EOD Date 2/28/01] (rlw) (Entered: 02/28/2001)
02/28/2001	83	ORDER that the dismissal of the USCA, issued as the mandate, is made the judgment and order of this court (signed by Judge Wilbur D. Owens Jr.) [EOD Date 3/1/01] (rlw) (Entered: 03/01/2001)
03/07/2001	84	Notice of DISMISSAL and Withdrawal of Bill of Costs by T M Poly-Film, Inc. [EOD Date 3/7/01] (rlw) (Entered: 03/07/2001)

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