

MTNDDL, TERMED

U.S. District Court
District of Idaho (LIVE Database) Version 3.0.4 (Pocatello)
CIVIL DOCKET FOR CASE #: 4:00-cv-00570-BLW

EEOC v. JC Penney Company, et al
Assigned to: Honorable B. Lynn Winmill
Demand: \$0
Cause: 42:2000 Job Discrimination (Employment)

Date Filed: 09/29/2000
Date Terminated: 06/03/2002
Jury Demand: None
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **A Luis Lucero, Jr**
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V.

Defendant

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Defendant

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represented by **Daniel Loras Glynn**
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Richard H Greener
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Defendant

Pat Boyce

represented by **Bradley J Williams**
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Defendant

John & Jane Does 1-5

Intervenor Plaintiff

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Intervenor Plaintiff

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Intervenor Plaintiff

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*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Sarah Johnson**

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Intervenor Plaintiff**Carol Mayer**

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Date Filed	#	Docket Text
09/29/2000	<u>1</u>	COMPLAINT (Summons(es) issued) (jml)
09/29/2000	<u>2</u>	NOTICE of Availability of Magistrate and Requirement for Consent sent to counsel for plaintiff re complaint [1-1] (jml)
10/23/2000	<u>3</u>	ANSWER by def JC Penney Company (dkh) (Entered: 10/24/2000)
10/23/2000	<u>5</u>	RETURN OF SERVICE/PROCESS executed upon def JC Penney Company on 10/4/00 (dkh) (Entered: 10/24/2000)
10/24/2000	<u>4</u>	NOTICE of Availability of Magistrate and Requirement for Consent sent to counsel for def JC Penney Company re answer [3-1] (dkh)
10/31/2000	<u>6</u>	MOTION by Becky Turner, Merribeth Parris Hicks, Troy Hurley, Sarah Johnson, Carol Mayer to intervene as plas (dkh) (Entered: 11/03/2000)
10/31/2000	<u>7</u>	MEMORANDUM by proposed intp in support of motion to intervene as plas [6-1] (dkh) (Entered: 11/03/2000)
10/31/2000	<u>8</u>	AFFIDAVIT of Lary S Larson regarding motion to intervene as plas [6-1] (dkh) (Entered: 11/03/2000)
11/13/2000	<u>9</u>	APPLICATION AND ORDER FOR ADMISSION PRO HAC VICE - def JC Penney Company represented by Chrys Meador dkh (dkh) (Entered: 11/14/2000)
11/16/2000	<u>10</u>	NOTICE OF STATUS CONFERENCE ; Telephonic Status Conference set for 11:00 12/8/00 before BLW in Pocatello (wm) (Entered: 11/17/2000)
11/30/2000	<u>11</u>	SCHEDULING CONFERENCE FORM - LITIGATION PLAN by pla and def (dkh) (Entered: 12/01/2000)
12/13/2000	<u>12</u>	SCHEDULING ORDER by Honorable B. Lynn Winmill ; Telephonic Status Conference held 12/8/00 ; Discovery ddl set for 9/7/01 ; Disp Motion ddl set 9/7/01 ; Jury Trial 2/25/02 1:30 Pocatello ; Pretrial Conference set for 2/12/02 8:00 Case referred to Magistrate Mikel H. Williams for all pretrial matters. (cc: all counsel) (dkh)

01/11/2001	13	ORDER by Honorable B. Lynn Winmill granting motion to intervene as plas [6-1] (cc: all counsel) (dkh)
01/17/2001	14	AMENDED COMPLAINT [1-1] by pla EEOC and intvplas Becky Turner, Merribeth Parris Hicks, Troy Hurley, Sarah Johnson, Carol Mayer; adding Christopher Gee and Pat Boyce (dkh) (Entered: 01/19/2001)
02/20/2001	15	ANSWER by defs JC Penney Company and Pat Boyce (dkh) (Entered: 02/21/2001)
02/21/2001	16	NOTICE of Availability of Magistrate and Requirement for Consent sent to counsel for defs JC Penney Company and Pat Boyce re answer [15-1] (dkh)
02/21/2001	17	MOTION by intvplas for entry of default as to Christopher Gee (dkh) (Entered: 02/23/2001)
02/23/2001	18	RETURN OF SERVICE/PROCESS executed upon def Christopher Gee on 1/30/01 (dkh) (Entered: 02/24/2001)
02/28/2001	19	DEFAULT ENTERED as to def Christopher Gee (dkh) (Entered: 03/01/2001)
06/07/2001	20	MOTION by defs JC Penney Company and Pat Boyce for attorney Nicholas A O'Kelly to appear pro hac vice (dkh) (Entered: 06/11/2001)
06/11/2001	21	ORDER granting motion for attorney Nicholas A O'Kelly to appear pro hac vice [20-1] (cc: all counsel) (dkh)
07/10/2001	22	NOTICE OF ASSOCIATION OF ATTORNEY, by def JC Penney Company with attorney Richard H Greener and Daniel Loras Glynn (dkh)
07/18/2001	23	MOTION by def JC Penney Company to compel examination of pla (dkh) (Entered: 07/19/2001)
07/18/2001	24	MEMORANDUM by def in support of motion to compel examination of pla [23-1] (dkh) (Entered: 07/19/2001)
07/18/2001	25	AFFIDAVIT of Daniel Loras Glynn regarding motion to compel examination of pla [23-1] (dkh) (Entered: 07/19/2001)
07/26/2001	26	NOTICE OF ATTORNEY APPEARANCE for def Christopher Gee by Richard H Greener and Daniel L Glynn (dkh) (Entered: 07/27/2001)
07/31/2001	27	MOTION by invpla's Becky Turner, Merribeth Parris Hicks, Troy Hurley, Sarah Johnson, Carol Mayer to amend complaint (dkh) (Entered: 08/02/2001)
07/31/2001	28	MEMORANDUM by intvplas in support of motion to amend complaint [27-1] (dkh) (Entered: 08/02/2001)
07/31/2001	29	AFFIDAVIT of Natalee Madsen regarding motion to amend complaint [27-1] (dkh) (Entered: 08/02/2001)
07/31/2001	30	CERTIFICATE OF SERVICE by intvpla regarding affidavit of Natalee Madsen (dkh) (Entered: 08/02/2001)
07/31/2001	31	AFFIDAVIT of Reed E Andrus regarding motion to amend complaint [27-1] (Not scanned, too large, in expandable folder) (dkh) (Entered: 08/02/2001)

08/03/2001	32	DECLARATION by Rebecca Ord Page re motion to amend complaint [27-1] (dkh)
08/07/2001	33	MOTION by intvplas for protective order (dkh) (Entered: 08/10/2001)
08/07/2001	34	MEMORANDUM by intvplas in opposition re: motion to compel examination of pla [23-1] (dkh) (Entered: 08/10/2001)
08/07/2001	34	MEMORANDUM by intvplas in support of motion for protective order [33-1] (dkh) (Entered: 08/10/2001)
08/07/2001	35	AFFIDAVIT of Steven K Brown regarding motion to compel examination of pla [23-1], regarding motion for protective order [33-1] (dkh) (Entered: 08/10/2001)
08/08/2001	36	NOTICE OF HEARING ; All Pending Motions Hrg set for 10/3/01 10:30 Pocatello (cc: all counsel) (dkh) (Entered: 08/10/2001)
08/08/2001	37	NOTICE by intvplas of proposed amended consolidated complaint and demand for jury trial (dkh) (Entered: 08/10/2001)
08/20/2001	38	REPLY by defs to response to motion to compel examination of pla [23-1] (dkh) (Entered: 08/21/2001)
08/20/2001	39	AFFIDAVIT of Dr. Eric F Holt regarding motion to compel examination of pla [23-1] (dkh) (Entered: 08/21/2001)
08/24/2001	40	MEMORANDUM by def JC Penney Company in opposition re: motion to amend complaint [27-1] (dkh)
08/29/2001	41	MOTION by defs JC Penney Company and Christopher Gee to compel responses to request for production of documents and requests for admissions (dkh) (Entered: 08/30/2001)
08/29/2001	42	MEMORANDUM by defs in support of motion to compel responses to request for production of documents and requests for admissions [41-1] (dkh) (Entered: 08/30/2001)
08/29/2001	43	AFFIDAVIT of Nicholas A O'Kelly regarding motion to compel responses to request for production of documents and requests for admissions [41-1] (dkh) (Entered: 08/30/2001)
08/29/2001	44	AFFIDAVIT of Daniel Loras Glynn regarding motion to compel responses to request for production of documents and requests for admissions [41-1] (dkh) (Entered: 08/30/2001)
08/30/2001	45	STIPULATION to extend deadlines (dkh) (Entered: 08/31/2001)
08/30/2001	47	REPLY by intvplas to response to motion to amend complaint [27-1] (dkh) (Entered: 09/04/2001)
08/30/2001	48	SUPPLEMENTAL AFFIDAVIT of Reed E Andrus regarding motion to amend complaint [27-1] (dkh) (Entered: 09/04/2001)
08/31/2001	46	NOTICE OF HEARING ; All Pending Motions Hrg set for 10/3/01 10:30 Pocatello (cc: all counsel) (dkh) (Entered: 09/04/2001)

09/14/2001	49	MOTION by dfts JC Penney Company, Christopher Gee for leave to file counterclaim (wm) (Entered: 09/17/2001)
09/14/2001	50	MEMORANDUM by dfts JC Penney Company, Christopher Gee in support of motion for leave to file counterclaim [49-1] (wm) (Entered: 09/17/2001)
09/17/2001	51	MOTION by def Christopher Gee to set aside entry of default (ja) (Entered: 09/18/2001)
09/17/2001	52	MEMORANDUM by def Christopher Gee in support of motion to set aside entry of default [51-1] (ja) (Entered: 09/18/2001)
09/17/2001	53	AFFIDAVIT of Christopher Gee in support of motion to set aside entry of default [51-1] (ja) (Entered: 09/18/2001)
09/19/2001	54	SUR-REPLY MEMORANDUM in Opposition by def Christopher Gee to pla's motion to amend complaint to allege punitive damages [27-1] (ja)
09/24/2001	56	OBJECTION by intvplas to def's sur-reply memorandum to motion to amend complaint [27-1] (dkh) (Entered: 09/27/2001)
09/25/2001	57	MEMORANDUM by pla in opposition re: motion to compel responses to request for production of documents and requests for admissions [41-1] (dkh) (Entered: 09/27/2001)
09/25/2001	58	AFFIDAVIT of Steven K Brown regarding motion to compel responses to request for production of documents and requests for admissions [41-1] (dkh) (Entered: 09/27/2001)
09/25/2001	55	MOTION by defs JC Penney Company, Christopher Gee and Pat Boyce to expedite hearing on def's motion to quash the deposition of Christopher Gee , to quash the deposition of Christopher Gee , motion to compel production of Christopher Gee's Statements , for protective order Re: Video tape deposition of Christopher Gee (dkh) (Entered: 09/28/2001)
09/25/2001	59	MEMORANDUM by defs in support of motion to quash the deposition of Christopher Gee [55-2] (dkh) (Entered: 09/28/2001)
09/25/2001	60	MEMORANDUM by defs in support of motion motion to compel production of Christopher Gee's Statements [55-3] (dkh) (Entered: 09/28/2001)
09/25/2001	61	MEMORANDUM by defs in support of motion for protective order Re: Video tape deposition of Christopher Gee [55-4] (dkh) (Entered: 09/28/2001)
09/25/2001	62	AFFIDAVIT of Daniel Loras Glynn regarding motion to expedite hearing on def's motion to quash the deposition of Christopher Gee [55-1], regarding motion to quash the deposition of Christopher Gee [55-2], regarding motion motion to compel production of Christopher Gee's Statements [55-3], regarding motion for protective order Re: Video tape deposition of Christopher Gee [55-4] (dkh) (Entered: 09/28/2001)
09/25/2001		FILE DIVISION - File # 2 begins with document # 63 (dkh) (Entered: 09/28/2001)
10/03/2001	63	AMENDED NOTICE OF HEARING ;All Pending Motions Hrg set for 10/3/01 8:00 Pocatello (cc: all counsel) (dkh)

10/03/2001	64	MINUTES OF PENDING MOTIONS - taking under advisement on 10/3/01 the motion to compel examination of pla [23-1], the motion to amend complaint [27-1], the motion for protective order [33-1], and the motion to compel responses to request for production of documents and requests for admissions [41-1] ; All Pending Motions Hrg held 10/3/01 MHW (dkh) (Entered: 10/04/2001)
10/10/2001	65	STIPULATION of counsel (wm)
10/10/2001	66	MEMORANDUM by pla EEOC in opposition re: motion for leave to file counterclaim [49-1] (dkh) (Entered: 10/12/2001)
10/10/2001	67	MEMORANDUM by pla EEOC in opposition re: motion to set aside entry of default [51-1] (dkh) (Entered: 10/12/2001)
10/10/2001	68	AFFIDAVIT of Steven K Brown regarding motion to set aside entry of default [51-1] (dkh) (Entered: 10/12/2001)
10/11/2001	69	ORDER by Judge Mikel H. Williams withdrawing motion to quash the deposition of Christopher Gee [55-2] withdrawing motion for protective order Re: Video tape deposition of Christopher Gee [55-4] (cc: all counsel) (dkh) (Entered: 10/12/2001)
10/15/2001	70	ORDER by Judge Mikel H. Williams granting stipulation to extend deadlines [45-1] ; Discovery ddl set for 11/7/01 ; Motion Filing ddl 11/7/01 (cc: all counsel) (dkh) (Entered: 10/16/2001)
10/16/2001	71	MOTION by defs JC Penney Company, Christopher Gee and Pat Boyce to sever claims (dkh) (Entered: 10/17/2001)
10/16/2001	72	MEMORANDUM by defs in support of motion to sever claims [71-1] (dkh) (Entered: 10/17/2001)
10/16/2001	73	AFFIDAVIT of Daniel Loras Glynn regarding motion to sever claims [71-1] (dkh) (Entered: 10/17/2001)
10/29/2001	74	ORDER by Judge Mikel H. Williams granting in part and denying in part motion to compel examination of pla [23-1] granting in part and denying in part motion for protective order [33-1] granting motion to amend complaint [27-1] (cc: all counsel) (dkh) (Entered: 10/30/2001)
11/06/2001	80	RESPONSE by intvr-plas to motion to sever claims [71-1] (dkh) (Entered: 11/09/2001)
11/06/2001	81	AFFIDAVIT of Reed E Andrus regarding motion to sever claims [71-1] (dkh) (Entered: 11/09/2001)
11/07/2001	75	MOTION by pla and intv-plas for partial summary judgment (dkh) (Entered: 11/08/2001)
11/07/2001	76	MEMORANDUM by pla and intv-plas in support of motion for partial summary judgment [75-1] (dkh) (Entered: 11/08/2001)
11/07/2001	77	STATEMENT OF MATERIAL FACTS by pla and intv-plas in support of motion for partial summary judgment [75-1] (dkh) (Entered: 11/08/2001)

11/07/2001	78	DECLARATION by Lisa M Guarnero re motion for partial summary judgment [75-1] (Attachments not scanned, too voluminous) (dkh) Modified on 11/09/2001 (Entered: 11/08/2001)
11/07/2001	79	STIPULATION for extension Re: Expert disclosure deadlines (dkh) (Entered: 11/08/2001)
11/07/2001	82	MOTION by defs for summary judgment (dkh) (Entered: 11/09/2001)
11/07/2001	83	MEMORANDUM by defs in support of motion for summary judgment [82-1] (dkh) (Entered: 11/09/2001)
11/07/2001	84	STATEMENT OF MATERIAL FACTS by defs in support of motion for summary judgment [82-1] (dkh) (Entered: 11/09/2001)
11/07/2001	85	AFFIDAVIT of Patricia R Boyce regarding motion for summary judgment [82-1] (dkh) (Entered: 11/09/2001)
11/07/2001	86	AFFIDAVIT of Daniel Loras Glynn regarding motion for summary judgment [82-1] (Attachments not scanned, too voluminous and w/tabs) (dkh) (Entered: 11/09/2001)
11/07/2001		FILE DIVISION - File # 3 begins with document # 87 (ja) (Entered: 11/14/2001)
11/08/2001	87	MEMORANDUM by pla EEOC in opposition re: motion to sever claims [71-1] (dkh) (Entered: 11/09/2001)
11/19/2001	88	REPLY by defs JC Penney Company and Christopher Gee to response to motion to sever claims [71-1] (dkh) (Entered: 11/20/2001)
12/03/2001	89	STATEMENT OF MATERIAL FACTS by defs JC Penney Company and Christopher Gee Re: motion for partial summary judgment [75-1] (dkh) (Entered: 12/04/2001)
12/03/2001	90	RESPONSE by defs to motion for partial summary judgment [75-1] (dkh) (Entered: 12/04/2001)
12/03/2001	91	AFFIDAVIT of Ramona Torres regarding motion for partial summary judgment [75-1] (dkh) (Entered: 12/04/2001)
12/03/2001	92	AFFIDAVIT of Daniel Loras Glynn regarding motion for partial summary judgment [75-1] (dkh) (Entered: 12/04/2001)
12/03/2001	93	BRIEF IN RESPONSE by intvplas to motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	94	STATEMENT OF ADDITIONAL AND/OR DISPUTED FACTS by intvplas Re: motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	95	AFFIDAVIT of Becky Turner regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	96	AFFIDAVIT of Merribeth Parris Hicks regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	97	AFFIDAVIT of Troy Hurley regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)

12/03/2001	98	AFFIDAVIT of Sarah Johnson regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	99	AFFIDAVIT of Carol Mayer regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/03/2001	100	AFFIDAVIT of Steven K Brown regarding motion for summary judgment [82-1] (dkh) (Entered: 12/05/2001)
12/13/2001	101	REPLY by defs to response to motion for summary judgment [82-1] (dkh) (Entered: 12/14/2001)
12/13/2001	102	MOTION by defs JC Penney Company and Christopher Gee to strike certain paragraphs in affidavits in response to def's motion for summary judgment (dkh) (Entered: 12/14/2001)
12/13/2001	103	MEMORANDUM by defs in support of motion to strike certain paragraphs in affidavits in response to def's motion for summary judgment [102-1] (dkh) (Entered: 12/14/2001)
12/13/2001	104	AFFIDAVIT of Daniel Loras Glynn regarding motion to strike certain paragraphs in affidavits in response to def's motion for summary judgment [102-1] (dkh) (Entered: 12/14/2001)
12/14/2001	105	REPLY by pla to response to motion for partial summary judgment [75-1] (dkh)
12/14/2001	106	DECLARATION by Lisa M Guarnero re motion for partial summary judgment [75-1] (dkh)
01/07/2002	107	BRIEF by intvps in response to defs' motion to strike [102-1] (ja) (Entered: 01/10/2002)
01/07/2002	108	AFFIDAVIT of counsel in response to def's motion to strike [107-1] (ja) (Entered: 01/10/2002)
01/17/2002	109	REPLY by defs JC Penney Company and Pat Boyce to response to motion to strike certain paragraphs in affidavits in response to def's motion for summary judgment [102-1] (dkh) (Entered: 01/18/2002)
01/17/2002	110	MOTION by defs to continue trial set for 2/25/02 (dkh) (Entered: 01/18/2002)
01/17/2002	111	MEMORANDUM by defs in support of motion to continue trial set for 2/25/02 [110-1] (dkh) (Entered: 01/18/2002)
01/23/2002	112	NOTICE OF NON-OPPOSITION by pla to motion to continue trial set for 2/25/02 [110-1] (dkh) (Entered: 01/24/2002)
01/24/2002	113	ORDER by Judge Mikel H. Williams denying as moot the motion to compel responses to request for production of documents and requests for admissions [41-1] (cc: all counsel) (dkh)
01/28/2002	114	AMENDED SCHEDULING ORDER by Honorable B. Lynn Winmill ; Jury Trial reset for 6/17/02 1:30 Pocatello ; Pretrial Conference reset for 6/5/02 8:00 Pocatello; granting motion to continue trial set for 2/25/02 [110-1] (cc: all counsel) (dkh)
02/21/2002	115	SUBPOENA as to: Broyn Stommel served on 1/25/02 (dkh)

02/21/2002	116	NOTICE OF HEARING ; All Pending Motions Hrg set for 4/1/02 1:30 Boise before MHW (cc: all counsel) (dkh) (Entered: 02/22/2002)
04/01/2002	117	MINUTES OF PENDING MOTIONS - taking under advisement on 4/1/02 the motion for leave to file counterclaim [49-1], the motion to set aside entry of default [51-1], the motion motion to compel production of Christopher Gee's Statements [55-3], the motion to expedite hearing on def's motion to quash the deposition of Christopher Gee [55-1], the motion to sever claims [71-1], the motion for summary judgment [82-1], the motion for partial summary judgment [75-1], and the motion to strike certain paragraphs in affidavits in response to def's motion for summary judgment [102-1] ; All Pending Motions Hrg held 4/1/02 MHW (dkh) (Entered: 04/02/2002)
04/19/2002	118	REPORT AND RECOMMENDATION that motion to set aside entry of default should be denied [51-1], motion for leave to file counterclaim should be denied [49-1], motion to sever claims should be denied [71-1], motion for partial summary judgment should be denied [75-1], motion for summary judgment should be denied [82-1], motion to strike certain paragraphs in affidavits in response to def's motion for summary judgment should be denied [102-1] by Judge Mikel H. Williams (cc: all counsel) (dkh)
06/03/2002	119	CONSENT DECREE AND ORDER OF DISMISSAL by Honorable B. Lynn Winmill dismissing case (cc: all counsel) (dkh)
08/12/2002	120	STIPULATION between intervening plas and defs for dismissal with prejudice, with each party to bear their own costs and attorney's fees (dkh) (Entered: 08/13/2002)

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05/08/2007 11:34:37

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Description:	Docket Report	Search Criteria:	4:00-cv-00570-BLW
Billable Pages:	6	Cost:	0.48