

JURY, MTNDDL, TERMED

U.S. District Court
District of Idaho (LIVE Database) Version 3.0.4 (Boise)
CIVIL DOCKET FOR CASE #: 1:98-cv-00506-BLW

EEOC v. Micron Communication, et al
Assigned to: Honorable B. Lynn Winmill
Demand: \$0
Case in other court: 00-35525
01-35415
Cause: 42:2000 Job Discrimination (Employment)

Date Filed: 12/18/1998
Date Terminated: 03/29/2000
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

Micron Technology Inc
TERMINATED: 03/07/2001

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Defendant

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represented by **C Clayton Gill**
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Date Filed	#	Docket Text
12/18/1998	1	COMPLAINT (Summons(es) issued) (jml) (Entered: 12/22/1998)
01/11/1999	2	ANSWER by dfts (wm) (Entered: 01/12/1999)
01/22/1999	3	NOTICE of taking deposition duces tecum of Marcia Cook on 4/6/99 (wm) (Entered: 01/25/1999)
01/29/1999	4	AMENDED NOTICE of taking deposition duces tecum of Marcia Cook on 4/5/99 (wm) (Entered: 02/02/1999)
03/08/1999	5	STIPULATION for extension of time for responding to written discovery (wm)
03/11/1999	6	ORDER by Magistrate Mikel H. Williams granting stipulation for extension of time until 3/26/99 for responding to written discovery [5-1] (cc: all counsel) (wm) (Entered: 03/12/1999)
04/01/1999	7	NOTICE OF STATUS CONFERENCE ; Telephonic Status Conference set for 9:30 4/26/99 before MHW in Boise (wm) (Entered: 04/02/1999)
04/13/1999	8	THIRD AMENDED NOTICE of taking deposition duces tecum of Marcia Cook on 4/27,28/99 (wm) (Entered: 04/16/1999)
04/19/1999	10	SCHEDULING CONFERENCE FORM - LITIGATION PLAN by dft (wm) (Entered: 04/20/1999)
04/20/1999	9	SCHEDULING CONFERENCE FORM - LITIGATION PLAN by plaintiff (wm)
04/26/1999	12	MINUTES OF SCHEDULING CONFERENCE - ; Discovery ddl set for 1/7/00 ; Motion Filing ddl 2/7/00 ; Jury trial set for 5/22/00 at 9:30 ; Pretrial conference set for 5/15/00 at 9:30 MHW (wm) (Entered: 04/29/1999)

04/27/1999	<u>11</u>	SCHEDULING ORDER by Magistrate Mikel H. Williams ; Telephonic Status Conference held 4/26/99 ; Discovery ddl set for 1/7/00 ; Disp Motion ddl set 2/7/00 ; Jury Trial set for 5/22/00 at 9:30 ; Pretrial Conference set for 5/15/00 at 9:30 (cc: all counsel) (wm) (Entered: 04/28/1999)
05/12/1999	<u>13</u>	OBJECTION TO MAGISTRATE AND REASSIGNMENT of case to Honorable B. Lynn Winmill (cc: all counsel) (wm) (Entered: 05/18/1999)
05/18/1999	<u>14</u>	NOTICE of case number change to 98-506-S-BLW (wm)
06/14/1999	<u>15</u>	NOTICE OF STATUS CONFERENCE ; Telephonic Status Conference set for 10:00 7/8/99 before BLW in Boise (wm) (Entered: 06/15/1999)
07/13/1999	<u>16</u>	SCHEDULING ORDER by Honorable B. Lynn Winmill ; Telephonic Status Conference held 7/8/99 ; Discovery ddl set for 1/7/00 ; Disp Motion ddl set 2/7/00 ; Jury Trial set for 5/15/00 at 1:30 ; Pretrial Conference set for 5/3/00 at 8:00 (cc: all counsel) (wm)
09/07/1999	<u>17</u>	NOTICE OF ATTORNEY SUBSTITUTION: terminating attorney Lisa A Morelli for EEOC, attorney Claire Cordon for EEOC and substituting attorney Michelle Gonzalez, Barbara J Standal (wm) (Entered: 09/08/1999)
09/22/1999	<u>18</u>	MOTION by dft Micron Technology for summary judgment (wm) (Entered: 09/23/1999)
09/22/1999	<u>19</u>	MEMORANDUM by dft Micron Technology in support of motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/22/1999	<u>20</u>	STATEMENT OF UNDISPUTED FACTS by dft Micron Technology in support of motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/22/1999	<u>21</u>	AFFIDAVIT of Patricia M. Olsson regarding motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/22/1999	<u>22</u>	AFFIDAVIT of Elizabeth Dean regarding motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/22/1999	<u>23</u>	AFFIDAVIT of Chris Gebhardt regarding motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/22/1999	<u>24</u>	AFFIDAVIT of David Radeke regarding motion for summary judgment [18-1] (wm) (Entered: 09/23/1999)
09/27/1999	<u>25</u>	REQUEST by dfts for oral argument (wm) (Entered: 09/28/1999)
09/30/1999	<u>26</u>	NOTICE OF HEARING motion for summary judgment [18-1] set before BLW in Boise 8:00 11/4/99 (cc: all counsel) (wm) (Entered: 10/04/1999)
10/07/1999	<u>27</u>	DECLARATION of Carmen Flores in support of dfts reply and response to dfts motion for summary judgment (wm)
10/26/1999	<u>28</u>	REPLY by dft to response to motion for summary judgment [18-1] (wm) (Entered: 10/27/1999)
10/26/1999	<u>29</u>	SECOND AFFIDAVIT of Patricia M. Olsson regarding motion reply [28-1] (wm) (Entered: 10/27/1999)

11/02/1999	30	MOTION by pla for leave to file supplemental complaint (wm)
11/02/1999	31	MEMORANDUM by pla in support of motion for leave to file supplemental complaint [30-1] (wm)
11/02/1999	32	DECLARATION of Wesley Katahira re motion for leave to file supplemental complaint [30-1] (wm)
11/04/1999	33	MINUTES OF MOTION HEARING - granting in part and denying in part motion for summary judgment [18-1] ; Teleconf set for 12/6/99 at 10:00 BLW (wm) (Entered: 11/05/1999)
11/04/1999	34	ORDER by Honorable B. Lynn Winmill granting in part and denying in part motion for summary judgment [18-1] ; Teleconf set for 12/6/99 at 10:00 (cc: all counsel) (wm) (Entered: 11/09/1999)
11/24/1999	35	DISCLOSURE OF EXPERT WITNESSES by def (wm) (Entered: 11/26/1999)
02/07/2000	36	MOTION by defs for summary judgment (wm) (Entered: 02/08/2000)
02/07/2000	37	MEMORANDUM by defs in support of motion for summary judgment [36-1] (wm) (Entered: 02/08/2000)
02/07/2000	38	STATEMENT OF UNDISPUTED FACTS by defs in support of motion for summary judgment [36-1] (wm) (Entered: 02/08/2000)
02/07/2000	39	THIRD AFFIDAVIT of Patricia M. Olsson regarding motion for summary judgment [36-1] (wm) (Entered: 02/08/2000)
02/08/2000	40	REQUEST by def for oral argument (wm) (Entered: 02/09/2000)
02/22/2000	41	NOTICE OF HEARING motion for summary judgment [36-1] set before BLW in Boise 9:00 3/20/00 (cc: all counsel) (wm) (Entered: 02/23/2000)
02/24/2000	42	PROTECTIVE ORDER by Honorable B. Lynn Winmill : (cc: all counsel) (wm)
02/24/2000	43	MEMORANDUM by pla in opposition re: motion for summary judgment [36-1] (wm)
03/13/2000	44	REPLY by defs to response to motion for summary judgment [36-1] (wm) (Entered: 03/14/2000)
03/13/2000	45	FOURTH AFFIDAVIT of Patricia M. Olsson regarding motion reply [44-1] (wm) (Entered: 03/14/2000)
03/14/2000	46	AMENDED REPLY by defs to response to motion for summary judgment [36-1] (wm) (Entered: 03/15/2000)
03/20/2000	47	MINUTES OF MOTIONS HEARING - taking under advisement on 3/20/00 the motion for leave to file supplemental complaint [30-1], granting as to Micron Tech and taking under advisement on 3/20/00 the other issues on motion for summary judgment [36-1] BLW (wm)
03/29/2000	48	MEMORANDUM DECISION by Honorable B. Lynn Winmill (wm) (Entered: 04/03/2000)

03/29/2000	49	JUDGMENT: by Honorable B. Lynn Winmill Judgment for dfts ; granting motion for summary judgment [36-1], denying motion for leave to file supplemental complaint [30-1] dismissing case (cc: all counsel) (JUDGMENT SCANNED) (wm) (Entered: 04/03/2000)
04/11/2000	50	MOTION by def Micron Technology for attorney fees (wm) (Entered: 04/13/2000)
04/11/2000	51	MEMORANDUM by def Micron Technology in support of motion for attorney fees [50-1] (wm) (Entered: 04/13/2000)
04/11/2000	52	AFFIDAVIT of Patricia M. Olsson in support of motion for attorney fees [50-1], filed under seal (wm) (Entered: 04/13/2000)
04/11/2000	53	BILL OF COSTS by def Micron Technology re judgment [49-2] ; Taxation ddl set for 5/1/00, filed under seal (wm) (Entered: 04/13/2000)
05/19/2000	54	COSTS taxed for def in the amount of \$ 4,884.11 against pla (cc: all counsel) (wm)
05/30/2000	55	NOTICE OF APPEAL by plaintiff EEOC from Dist. Court decision [49-2] (Receipt # US Government Agency) (rr)
05/30/2000		Appeals packet to 9th Circuit; Attys. (rr)
05/30/2000	56	MOTION by pla for review of clerks taxation of costs (wm)
05/30/2000	57	AFFIDAVIT of Wesley Katahira in support of motion for review of clerks taxation of costs [56-1] (wm)
06/01/2000	58	RESPONSE by def to motion for review of clerks taxation of costs [56-1] (in the form of a letter (wm)
06/01/2000	59	JUDGMENT: by Honorable B. Lynn Winmill Judgment for dft Micron in the amount of \$ 16,220; granting motion for attorney fees [50-1] (cc: all counsel) (JUDGMENT SCANNED) (wm)
06/05/2000	60	CERTIFICATE OF SERVICE by pla regarding motion to review taxation of costs (wm)
06/09/2000	61	MOTION by pla for relief from judgment for atty fees and deny petition for atty fees (wm) (Entered: 06/12/2000)
06/09/2000	62	MEMORANDUM by pla in support of motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (wm) (Entered: 06/12/2000)
06/09/2000	63	AFFIDAVIT of Wesley Katahira in support of motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (wm) (Entered: 06/12/2000)
06/26/2000	64	MEMORANDUM by defs in opposition re: motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (wm)
06/26/2000		NOTIFICATION by 9CCA re [55-1] of Appellate Docket Number 00-35525 (rr) (Entered: 06/27/2000)
07/14/2000	65	REPLY by pla EEOC to response to motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (dkh)

07/14/2000	66	SECOND AFFIDAVIT of Wesley Katahira regarding motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (dkh)
07/21/2000		TRANSCRIPT of proceedings held 3/20/00 (dkh)
02/20/2001	67	MEMORANDUM, DECISION, AND ORDER: by Honorable B. Lynn Winmill denying motion for relief from judgment for atty fees and deny petition for atty fees [61-1] (cc: all counsel) (dkh) (Entered: 02/21/2001)
02/22/2001	68	ORDER by Honorable B. Lynn Winmill granting motion for review of clerks taxation of costs [56-1] The costs taxed to the EEOC reduced to \$3040.86. (cc: all counsel) (dkh)
03/05/2001		TRANSCRIPT of proceedings held 11/4/99 (wm)
03/07/2001	69	ORDER of the 9th Circuit directing counsel for appellant to provide a report on the status of the appeal. (rr)
03/07/2001	70	AMENDED JUDGMENT: by Honorable B. Lynn Winmill Judgment that Micron recover costs in the amount of \$ 3,040.86 and atty fees in the amount of 16,220.00; granting motion for review of clerks taxation of costs [56-1] (cc: all counsel) (JUDGMENT SCANNED) (wm)
03/16/2001	71	MOTION by pla to stay of amended judgment awarding atty fees and costs pending appeal (wm) (Entered: 03/19/2001)
03/16/2001	72	MEMORANDUM by pla in support of motion to stay of amended judgment awarding atty fees and costs pending appeal [71-1] (wm) (Entered: 03/19/2001)
03/26/2001	73	ORDER of the 9th Circuit directing that a further conference will be held by telephone on April 16, 2001 at 1:00 p.m. PACIFIC (San Francisco) TIME. (rr) (Entered: 03/27/2001)
03/29/2001	74	CERTIFICATE OF SERVICE by pla regarding motion for stay (wm) (Entered: 04/02/2001)
04/20/2001	75	NOTICE OF APPEAL by plaintiff EEOC from Dist. Court decision [70-1] (Receipt # Fees Not Paid - Federal Agency) (rr) (Entered: 04/23/2001)
04/23/2001		Appeals packet to 9th Circuit; Attys. (rr)
04/30/2001		NOTIFICATION by 9CCA re [75-1] of Appellate Docket Number 01-35415 (rr) (Entered: 05/01/2001)
04/30/2001	76	CIRCUIT TIME SCHEDULE ORDER re [75-1] (rr) (Entered: 05/01/2001)
05/03/2001	77	ORDER by Honorable B. Lynn Winmill granting motion to stay of amended judgment awarding atty fees and costs pending appeal [71-1] (cc: all counsel) (dkh)
06/29/2001	78	MANDATE from Circuit Court of Appeals dismissing the appeal [75-1] (rr)
01/02/2002	79	ORDER of the 9th Circuit granting unopposed motion to Dismiss appellee Micron Technology, Inc. The appeal remains pending as to appellee Micron Communications, Inc. (rr)
01/22/2002		CLERK'S record on appeal sent to 9CCA. Sent 1 Volume(s) (rr)

06/03/2002	80	MANDATE from Circuit Court of Appeals affirming the decision of the District Court on appeal [55-1] (rr)
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PACER Service Center**Transaction Receipt**

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