

BROWN, CLOSED, PROTO

United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 3.0 (Chicago)
CIVIL DOCKET FOR CASE #: 1:05-cv-06889

Equal Employment Opportunity Commission v. Fun In Motion
Inc
Assigned to: Honorable Mark Filip
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 12/07/2005
Date Terminated: 08/04/2006
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Defendant

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Ann M Henry**
Equal Employment Opportunity
Commission
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V.

Defendant

Fun In Motion Inc

represented by **Mark J. Unterberger**
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Intervenor Plaintiff

Danielle D'Ambrosio

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Date Filed	#	Docket Text
12/07/2005	<u>1</u>	COMPLAINT filed by Equal Employment Opportunity Commission; Jury Demand.(gcy,) (Entered: 12/08/2005)
12/07/2005	<u>2</u>	CIVIL Cover Sheet. (gcy,) (Entered: 12/08/2005)

12/07/2005	3	ATTORNEY Appearance for Plaintiff Equal Employment Opportunity Commission by Ann M Henry. (gcy,) (Entered: 12/08/2005)
12/07/2005	4	ATTORNEY Appearance for Plaintiff Equal Employment Opportunity Commission by Diane Ilene Smason. (gcy,) (Entered: 12/08/2005)
12/07/2005	5	ATTORNEY Appearance for Plaintiff Equal Employment Opportunity Commission by John C. Hendrickson. (gcy,) (Entered: 12/08/2005)
12/13/2005	6	MINUTE entry before Judge Mark Filip : Status hearing set for 1/19/2006 at 09:30 AM. and parties are to report the following: (1) Possibility of settlement in the case; (2) If no possibility of settlement exists, the nature and length of discovery necessary to get the case ready for trial. Plaintiff is to advise all other parties of the courts action herein. Lead counsel is directed to appear at this status hearing. Parties to prepare and submit a joint status report within two days prior to status. (See Judges web page for status report) Mailed notice (tbk,) (Entered: 12/13/2005)
12/29/2005	7	ATTORNEY Appearance for Defendant Fun In Motion Inc by Mark J. Unterberger. (gcy,) (Entered: 01/03/2006)
01/04/2006	8	ATTORNEY Appearance for Defendant Fun In Motion Inc by Carol A. Poplawski (Poplawski, Carol) (Entered: 01/04/2006)
01/05/2006	9	WAIVER OF SERVICE returned executed by Equal Employment Opportunity Commission. Fun In Motion Inc waiver sent on 12/8/2005, answer due 2/6/2006. (Attachments: # 1 Certificate of Service)(Henry, Ann) (Entered: 01/05/2006)
01/10/2006	10	ANSWER to Complaint by Fun In Motion Inc(Poplawski, Carol) (Entered: 01/10/2006)
01/11/2006	11	STATUS Report by Equal Employment Opportunity Commission, Fun In Motion Inc (Poplawski, Carol) (Entered: 01/11/2006)
01/13/2006	12	ATTORNEY Appearance <i>Plaintiff-Intervenor Danielle D'Ambrosio</i> (Bishop, John) (Entered: 01/13/2006)
01/13/2006	13	MOTION by proposed Danielle D'Ambrosio to intervene <i>as Plaintiff-Intervenor</i> (Bishop, John) (Entered: 01/13/2006)
01/13/2006	14	NOTICE of Motion by John S. Bishop, Jr for presentment of motion to intervene 13 before Honorable Mark Filip on 1/19/2006 at 09:30 AM. (Bishop, John) (Entered: 01/13/2006)
01/19/2006	15	MINUTE entry before Judge Mark Filip : Status hearing held and continued to 3/20/06 at 9:30 a.m. Motion by proposed Danielle D'Ambrosio to intervene as Plaintiff-Intervenor 13 is granted without opposition. Rule 26 disclosures to be exchanged on or before 2/2/06. Initial written discovery request to be issued on or before 2/9/06. Mailed notices (gcy,) (Entered: 01/20/2006)
02/09/2006	16	MOTION by proposed Danielle D'Ambrosio for leave to file <i>her Complaint as Plaintiff-Intervenor</i> (Bishop, John) (Entered: 02/09/2006)
02/09/2006	17	NOTICE of Motion by John S. Bishop, Jr for presentment of motion for leave to file 16 before Honorable Mark Filip on 2/15/2006 at 09:30 AM. (Bishop, John) (Entered: 02/09/2006)

02/13/2006	18	MINUTE entry before Judge Mark Filip : Plaintiff-Intervenor Danielle D' Ambrosio's unopposed motion for leave to file her complaint is granted. Notified counsel by telephone. (gcy,) (Entered: 02/15/2006)
02/15/2006	19	INTERVENOR complaint filed by Danielle D'Ambrosio against Fun In Motion Inc(Bishof, John) (Entered: 02/15/2006)
02/15/2006	20	NOTICE by Danielle D'Ambrosio of <i>Filing Plaintiff-Intervenor's Complaint</i> (Bishof, John) (Entered: 02/15/2006)
03/20/2006	21	MINUTE entry before Judge Mark Filip : Status hearing held on 3/20/2006. Response to interveror complaint is extended to 3/28/06. Status hearing set for 5/2/2006 at 09:30 AM. No notice (tbk,) (Entered: 03/20/2006)
03/21/2006	22	NOTICE of Affiliates pursuant to Local Rule 3.2 by Fun In Motion Inc (Unterberger, Mark) (Entered: 03/21/2006)
03/21/2006	23	ATTORNEY Appearance for Defendant Fun In Motion Inc by Jennifer L Colvin (Colvin, Jennifer) (Entered: 03/21/2006)
03/21/2006	24	ANSWER to Intervenor Complaint <i>and Affirmative Defenses</i> by Fun In Motion Inc(Colvin, Jennifer) (Entered: 03/21/2006)
03/21/2006	25	NOTICE by Fun In Motion Inc re answer to intervenor complaint 24 (Colvin, Jennifer) (Entered: 03/21/2006)
03/22/2006	26	MOTION by Defendant Fun In Motion Inc for protective order (Colvin, Jennifer) (Entered: 03/22/2006)
03/22/2006	27	NOTICE of Motion by Jennifer L Colvin for presentment of motion for protective order 26 before Honorable Mark Filip on 3/28/2006 at 09:30 AM. (Colvin, Jennifer) (Entered: 03/22/2006)
03/24/2006	28	<i>Re-</i> NOTICE of Motion by Jennifer L Colvin for presentment of motion for protective order 26 before Honorable Geraldine Soat Brown on 3/29/2006 at 09:45 AM. (Colvin, Jennifer) (Entered: 03/24/2006)
03/24/2006	29	EXECUTIVE COMMITTEE ORDER:Case referred to Magistrate Judge Geraldine Soat Brown. Signed by Judge Charles P. Kocoras on 3/24/06. (gcy,) (Entered: 03/28/2006)
03/27/2006	30	MINUTE entry before Judge Geraldine Soat Brown : This matter having been referred to Magistrate Judge Geraldine Soat Brown for proceedings with respect to defendant's motion for protective order 26 , a motion hearing set before Magistrate Judge Brown on 3/29/06 at a.m. in Courtroom 1812. Mailed notices (gcy,) (Entered: 03/28/2006)
03/28/2006	31	RESPONSE by Equal Employment Opportunity Commission in Opposition to MOTION by Defendant Fun In Motion Inc for protective order 26 (Attachments: # 1 Appendix Barnes v. Julien J. Studley# 2 Appendix EEOC v. Custom Companies, Inc.# 3 Appendix EEOC v. Midwestern Distrib., Inc.)(Henry, Ann) (Entered: 03/28/2006)
03/29/2006	32	MINUTE entry before Judge Geraldine Soat Brown : Motion Hearing held. Defendant's motion for protective order 26 is denied without prejudice. The defendant may renew the motion in event that there are specific facts supporting

		the defendant's assertion of a need for a protective order. All matters relating to the referral of this action having been concluded, the referral is closed and the case is returned to the assigned judge. Mailed notices (gcy,) (Entered: 03/30/2006)
05/02/2006	33	MINUTE entry before Judge Mark Filip : Status hearing held on 5/2/2006. Discovery cutoff set for 7/21/06. Status hearing set for 6/28/2006 at 09:30 AM. Mailed notice (tbk,) (Entered: 05/02/2006)
05/30/2006	34	MOTION by Defendant Fun In Motion Inc for protective order <i>entry</i> (Attachments: # 1 Agreed Protective Order)(Colvin, Jennifer) (Entered: 05/30/2006)
05/30/2006	35	NOTICE of Motion by Jennifer L Colvin for presentment of motion for protective order 34 before Honorable Mark Filip on 6/5/2006 at 09:30 AM. (Colvin, Jennifer) (Entered: 05/30/2006)
05/30/2006	36	MOTION by Defendant Fun In Motion Inc to certify class <i>MOTION TO CLOSE CLASS</i> (Attachments: # 1 Exhibit Exhibit A)(Colvin, Jennifer) (Entered: 05/30/2006)
05/30/2006	37	<i>Notice of Motion to Close Class</i> NOTICE of Motion by Jennifer L Colvin for presentment of motion to certify class 36 before Honorable Mark Filip on 6/5/2006 at 09:30 AM. (Colvin, Jennifer) (Entered: 05/30/2006)
05/31/2006	41	AGREED PROTECTIVE Order Signed by Judge Mark Filip on 6/2/2006:(gcy,) Modified on 9/26/2006 (td,). (Entered: 06/05/2006)
06/01/2006	40	MINUTE entry before Judge Mark Filip : Motion for entry of agreed protective order 34 is granted. Enter Agreed Protective Order. mailed notices (gcy,) (Entered: 06/05/2006)
06/02/2006	38	RESPONSE by Equal Employment Opportunity Commission in Opposition to MOTION by Defendant Fun In Motion Inc to certify class <i>MOTION TO CLOSE CLASS</i> 36 (Henry, Ann) (Entered: 06/02/2006)
06/05/2006	39	MINUTE entry before Judge Mark Filip : MOTION by Defendant Fun In Motion Inc MOTION TO CLOSE CLASS 36 is granted in part for reasons stated on the record. Sua sponte, the court extends the discovery period to and including 7/28/06. Mailed notice (tbk,) (Entered: 06/05/2006)
06/06/2006	42	MINUTE entry before Judge Mark Filip : This Court's Minute Order of June 5, 2006 39 is amended to read as follows: MOTION by Defendant Fun In Motion Inc MOTION TO CLOSE CLASS 36 is granted in part for reasons stated on the record. The EEOC to identify their class by 6/28/06. Sua sponte, the court extends the discovery period to and including 7/28/06. Mailed notice (tbk,) (Entered: 06/06/2006)
06/23/2006	43	MOTION by Defendant Fun In Motion Inc to compel <i>Production of Danielle D'Ambrosio's Diaries</i> (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C)(Colvin, Jennifer) (Entered: 06/23/2006)
06/23/2006	44	NOTICE of Motion by Jennifer L Colvin for presentment of motion to compel 43 before Honorable Mark Filip on 6/28/2006 at 09:30 AM. (Colvin, Jennifer) (Entered: 06/23/2006)

06/26/2006	45	Re- NOTICE of Motion by Jennifer L Colvin for presentment of motion to compel 43 before Honorable Geraldine Soat Brown on 7/5/2006 at 09:45 AM. (Colvin, Jennifer) (Entered: 06/26/2006)
06/26/2006	47	EXECUTIVE COMMITTEE ORDER: Case referred to Magistrate Judge Geraldine Soat Brown. Signed by Judge Charles P. Kocoras on 6/26/06. (gcy,) (Entered: 06/27/2006)
06/27/2006	46	MINUTE entry before Judge Mark Filip : Status hearing date of 6/28/06 is stricken. Status hearing reset for 7/5/2006 at 09:30 AM. Telephoned notice (tbk,) (Entered: 06/27/2006)
06/30/2006	48	NOTICE by Danielle D'Ambrosio <i>of Filing her Response to Defendant's Motion to Compel</i> (Bishof, John) (Entered: 06/30/2006)
06/30/2006	49	RESPONSE <i>to Defendant's Motion to Compel</i> (Bishof, John) (Entered: 06/30/2006)
07/05/2006	50	MINUTE entry before Judge Mark Filip : Status hearing held on 7/5/2006. Status hearing set for 8/4/2006 at 09:30 AM. No notice (tbk,) (Entered: 07/05/2006)
07/05/2006	51	MINUTE entry before Judge Geraldine Soat Brown : Motion hearing held. Defendant's motion to compel production of Danielle D'Ambrosio's diaries 43 is granted in part as follows: Ms. D'Ambrosio's counsel or staff, working under the supervision of counsel, shall review Ms. D'Ambrosio's diaries for the period of April 2004 to the present and shall produce any entries that discuss or refer to her employment by the defendant or any of the defendant's employees or any damages alleged by Ms. D'Ambrosio. All matters relating to the referral of this action having been concluded, the referral is closed and the case is returned to the assigned judge. Notice mailed by judge's staff (ntf,) (Entered: 07/05/2006)
07/17/2006	52	TRANSCRIPT of Proceedings before Judge Geraldine Soat Brown held on 3/29/06 (Volumes 1). (gcy,) (Entered: 07/18/2006)
07/24/2006	53	STIPULATION of Dismissal <i>of Plaintiff-Intervenor's Complaint</i> (Bishof, John) (Entered: 07/24/2006)
07/24/2006	54	NOTICE by Danielle D'Ambrosio re stipulation of dismissal 53 <i>of filing Stipulation to Dismiss Plaintiff-Intervenor's Complaint</i> (Bishof, John) (Entered: 07/24/2006)
07/26/2006	55	MINUTE entry before Judge Mark Filip : The Court has received the stipulation of dismissal from Defendant and Plaintiff-Intervenor, Danielle D'Ambrosio. The Court incorporates the terms of the parties' settlement into this order by reference; dismisses all claims of Ms. D'Ambrosio consistent with the terms, conditions, and parameters of the parties' settlement; and retains jurisdiction to enforce compliance with this judicial order. Mailed notices (gcy,) Modified on 7/27/2006 (gcy,). (Entered: 07/27/2006)
07/31/2006	56	MOTION by Plaintiff Equal Employment Opportunity Commission to approve consent judgment (Henry, Ann) (Entered: 07/31/2006)
07/31/2006	57	NOTICE of Motion by Ann M Henry for presentment of motion to approve consent judgment 56 before Honorable Mark Filip on 8/4/2006 at 09:30 AM. (Henry, Ann) (Entered: 07/31/2006)

08/04/2006	58	MINUTE entry before Judge Mark Filip : Motion hearing held. Plaintiff's motion to approve consent judgment is granted without objection. The Court to retain jurisdiction to enforce the terms of the consent decree. All pending dates and motions are hereby stricken. Civil case terminated. Mailed notices (gcy,) (Entered: 08/09/2006)
08/04/2006	59	CONSENT DECREE Signed by Judge Mark Filip on 8/4/2006:(gcy,) (Entered: 08/09/2006)

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