

MAHONEY, TERMED

United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 3.0 (Rockford)
CIVIL DOCKET FOR CASE #: 3:99-cv-50362

EEOC v. Ingersoll Intl Inc, et al
Assigned to: Honorable Philip G. Reinhard
Demand: \$0
Lead case: [3:98-cv-50042](#)
Member case: ([View Member Case](#))
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 11/03/1999
Date Terminated: 07/13/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Steven Justin Levine**
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V.

Defendant

Ingersoll International Inc

Defendant

**Ingersoll Milling Machine Company,
The**

Defendant

Ingersoll Cutting Tool Company

Defendant

**Ingersoll Maschinen
UND Werkzeuge GmbH**

Intervenor

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Date Filed	#	Docket Text
11/03/1999	1	COMPLAINT; jury demand - Civil cover sheet - Appearance(s) of Jean Powers Kamp, John C. Hendrickson, Jeanne B. Szromba, Steven Justin Levine as attorney(s) for plaintiff (4 summons(es) issued.) (Documents: 1-1 through 1-3) (clb) (Entered: 11/03/1999)
11/03/1999		THIS matter is referred to the Hon. P. Michael Mahoney pursuant to General Rule 1.71. (clb) (Entered: 11/03/1999)
11/03/1999	2	RETURN OF SERVICE as to defendant Ingersoll Milling returned EXECUTED on 11/3/99 (fce) (Entered: 11/04/1999)
11/03/1999	3	RETURN OF SERVICE as to defendant Ingersoll Intl Inc returned EXECUTED on 11/3/99 (fce) (Entered: 11/04/1999)
11/03/1999	4	RETURN OF SERVICE as to defendant Ingersoll Cutting returned EXECUTED on 11/3/99 (fce) (Entered: 11/04/1999)
11/03/1999	5	RETURN OF SERVICE as to defendant Ingersoll Maschinen EXECUTED on 11/3/99 (fce) (Entered: 11/04/1999)
11/08/1999		SCHEDULE set on 11/8/99 by Hon. P. Michael Mahoney : Status hearing set to 10:00 11/22/99. Plaintiff is directed to notify any party filing an appearance subsequent to the entry of this order of the status hearing. Mailed notice (glg) (Entered: 11/08/1999)
11/10/1999	6	MOTION by plaintiff EEOC to consolidate cases ; Notice of motion (fce) (Entered: 11/15/1999)

11/17/1999	7	MEMORANDUM by defendants' in opposition to motions to consolidate; notice of filing (fce) (Entered: 11/18/1999)
11/17/1999	8	MOTION by defendants' to dismiss notice of motion;; notice of filing (fce) (Entered: 11/18/1999)
11/17/1999	9	MEMORANDUM by defendants' in support of motion to dismiss [8-1] (fce) (Entered: 11/18/1999)
11/22/1999	10	MINUTE ORDER of 11/22/99 by Hon. P. Michael Mahoney : Status hearing held. , Plaintiffs' motion to consolidate considered presented. Defendants' motion to dismiss considered presented. Discovery/settlement hearing set for 10:30 12/20/99. Mailed notice (fce) (Entered: 11/23/1999)
11/23/1999	11	ORDER (fce) (Entered: 11/24/1999)
11/23/1999	12	MINUTE ORDER of 11/23/99 by Hon. P. Michael Mahoney : Enter order regarding consolidation with case number 98 C 50042. Response to motion to dismiss due 12/03/99. Reply due 12/10/99. Mailed notice (fce) (Entered: 11/24/1999)
12/03/1999	13	MOTION by private plaintiffs to dismiss ; notice of filing (fce) (Entered: 12/06/1999)
12/03/1999	14	MEMORANDUM by plaintiff EEOC in opposition to defendants' motion to dismiss; notice of filing (fce) (Entered: 12/06/1999)
12/03/1999	15	MOTION by plaintiffs' for leave to file race coded job applications recently produced ; notice of motion (fce) (Entered: 12/06/1999)
12/08/1999	16	MOTION by intervenor-plaintiffs to intervene as of right (Exhibits); Notice of motion (fce) (Entered: 12/09/1999)
12/10/1999	17	Defendants' NOTICE of Withdrawal of Motion to Dismiss; notice of filing (fce) (Entered: 12/14/1999)
12/10/1999	29	ANSWER by Ingersoll Intl Inc, Ingersoll Milling, Ingersoll Cutting, Ingersoll Maschinen to complaint [1-1]; jury demand (fce) (Entered: 01/03/2000)
12/16/1999	18	CONSOLIDATED PROPOSED CASE MANAGEMENT ORDER governing pre-hiring claims by plaintiffs; Notice of filing (fce) (Entered: 12/17/1999)
12/16/1999	19	CONSOLIDATED PROPOSED CASE MANAGEMENT ORDER governing post-hiring claims by plaintiff (fce) (Entered: 12/17/1999)
12/16/1999	20	CONSOLIDATED PROPOSED PROTECTIVE ORDER regarding confidential treatment of certain discovery materials by plaintiffs (fce) (Entered: 12/17/1999)
12/17/1999	21	MEMORANDUM by defendants in opposition to private plaintiffs' motion to intervene as of right; notice of filing (fce) (Entered: 12/20/1999)
12/17/1999	28	RESPONSE by defendants to plaintiffs' motion for leave to file amended exhibit 17 in opposition to defendants' motion for partial summary judgment; notice of filing (fce) (Entered: 12/23/1999)
12/20/1999	22	MOTION by consolidated plaintiffs' for leave to file instanter, memorandum in excess of 15 pages ; notice of filing (fce) (Entered: 12/22/1999)

12/20/1999	23	REPLY Memorandum by private plaintiffs in support of motion pursuant to Rule 23(e); notice of filing (fce) (Entered: 12/22/1999)
12/20/1999	24	MEMORANDUM by defendants in opposition to consolidated plaintiffs' motion for leave to file instanter memorandum in excess of 15 pages; notice of filing (fce) (Entered: 12/22/1999)
12/20/1999	25	MEMORANDUM by plaintiffs in support of proposed orders (fce) (Entered: 12/22/1999)
12/20/1999	26	MINUTE ORDER of 12/20/99 by Hon. P. Michael Mahoney : Discovery scheduling as to post hiring claims as follows: 200 interrogatories, 40 depositions each side. Fact discovery cutoff 7/1/00. Plaintiff's FRCP 26(a)(2) expert disclosure and dispositive motions due 8/1/00. Depositions by 9/1/00. Defendants' FRCP 26(a)(2) Expert disclosure due 9/6/00. Depositions by 10/4/00. Discovery hearing continued to 10:30 1/13/00. Mailed notice (fce) (Entered: 12/22/1999)
12/20/1999	27	MINUTE ORDER of 12/20/99 by Hon. P. Michael Mahoney : Filed private individuals' motion to intervene as of right [16-1] Answer brief due 12/27/99. Magistrate Judge will rule. Defendants' motion for protective order is granted in part, limitations are from 1/1/93 to 1/3/00. Parties to submit proposed protective order. Plaintiffs' motion for leave to file brief in excess of 15 pages is granted. Schedule as to pre-hiring claims as follows: 100 interrogatories, 35 depositions each. Fact discovery cutoff 5/1/00. Plaintiffs' FRCP 26(a)(2) disclosure and dispositive motions due 6/1/00. Depositions by 6/30/00. Defendant's FRCP 26(a)(2) disclosure due 7/5/00. Depositions due 8/7/00. Mailed notice (fce) (Entered: 12/22/1999)
01/03/2000	30	MINUTE ORDER of 1/3/00 by Hon. P. Michael Mahoney : This case is consolidated with 98 C 50042, Jefferson vs. Ingersoll for all purposes. The lead case will be 98 C 50042. Case consolidated 3:98-cv-50042 with member cases 3:99-cv-50362 Mailed notice (fce) (Entered: 01/04/2000)
01/03/2000	31	MINUTE ORDER of 1/3/00 by Hon. P. Michael Mahoney : Motion to intervene as of right is granted [16-1]. Private parties are allowed leave to file their complaint in intervention by 1/13/00. (For further detail see order.) Mailed notice (fce) (Entered: 01/04/2000)
01/10/2000	32	ATTORNEY APPEARANCE for intervenor Elizabeth Brown, intervenor Linda Carter, intervenor Denver Edwards, intervenor Charles Fiddis, intervenor Walter Flannigan, intervenor Dwight Williams, intervenor Kevin Williams, intervenor Cornell Dandridge, intervenor Lucious Dandridge, intervenor Willie Whitfield by Jennifer K. Soule, James Gerard Bradtke, Kelly K. Lambert, Dana L. Kurtz, Robert D. Allison, Steven P. Schneck, Matthew J. Piers, Joshua Karsh, Jonathan A. Rothstein, Dana Helene Sukenik, Peter Earle (fce) (Entered: 01/12/2000)
04/03/2000		MOTION by defendants to compel production of documents from the EEOC ; Notice of filing; Notice of motion and certificate of service; Affidavit of Ellen M. Babbitt (Attachments) (Original in 98 cv 50042) (eav) (Entered: 04/06/2000)
04/03/2000		STATUS REPORT by defendants for 4/6/2000 hearing (Attachments); Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/06/2000)

04/03/2000		MOTION by plaintiff EEOC for leave to file, instant, "Shop Talk" letter distributed to all Ingersoll employees by defendants' chairman on 3/27/2000, in further opposition to defendants' emergency motion for retraction of EEOC letter (Attachments); Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/06/2000)
04/04/2000		STATUS REPORT by private plaintiffs for 4/6/2000 (Attachments); Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/06/2000)
04/04/2000		MOTION by plaintiff to compel production of a Rule 30(b)(6) witness for deposition before 4/19/2000, on the subject of electronic mail and messaging ("e-mail") (Attachments); Notice of motion and certificate of service (Original in 98 c 50042) (eav) (Entered: 04/06/2000)
04/05/2000		MEMORANDUM by private plaintiffs in support of and joining EEOC's response to defendants' motion to compel production of documents from EEOC [0-1]; Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/07/2000)
04/05/2000		REPLY by defendants in support of motion to compel production of documents from the EEOC [0-1]; Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/05/2000		RESPONSE by defendants to plaintiffs' motion to compel production of A 30(b)(6) witness for deposition before 4/19/2000, on the subject of electronic mail and messaging ("e-mail") [0-1]; Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/05/2000		RESPONSE by defendants to private plaintiffs' status report for 4/6/2000 [0-1]; Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/05/2000		OPPOSITION by defendants to plaintiff EEOC's emergency motion to compel interrogatory answers and for payment of fees pursuant to 28 U.S.C. 1927 (Attachment); Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/05/2000		MOTION by defendants for leave to file, instant, a short reply to consolidated plaintiffs' supplemental memorandum concerning documents produced on 3/28/2000 in support of motion for enlargement of time to complete fact discovery ; Notice of filing (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/06/2000		RESPONSE by plaintiff EEOC to defendants' motion to compel production of documents from the EEOC [0-1] (Attachments) (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/06/2000		EMERGENCY MOTION by plaintiff EEOC to compel interrogatory answers and for payment of fees pursuant to 28 U.S.C. 1927 (Attachments) (Original in 98 C 50042) (eav) (Entered: 04/10/2000)
04/14/2000		OPPOSITION by defendants to private plaintiffs' emergency motion regarding examination of personnel files; Notice. (mak) (Entered: 04/18/2000)
04/14/2000		UNOPPOSED MOTION by defendants for leave to notify employees and former employees of upcoming review of personnel files by EEOC (Exhibit); Notice. (mak) (Entered: 04/18/2000)

04/25/2000		ANSWER by defendant to amended complaint or intervenor-plaintiffs; jury demand; Notice (Original in 98 C 50042) (meg) (Entered: 04/28/2000)
04/25/2000		SECOND MOTION by defendants to dismiss intervenor-plaintiff's claims against Ingersoll Cutting Tool Company and Ingersoll Maschinen Und Werkzeuge GMBH (Attachments); Notices (Original in 98 C 50042) (meg) (Entered: 04/28/2000)
04/26/2000		LETTER to Clerk from defendants dated 4/26/00 (Original in 98 C 50042) (meg) (Entered: 05/01/2000)
04/26/2000		RESPONSE by defendants to EEOC's objections to Magistrate's order entered on 4/5/00 (Attachments); Notice (Original in 98 C 50042) (meg) (Entered: 05/01/2000)
05/15/2000		AMENDED Notice of motion by plaintiff EEOC regarding motion to compel interrogatory answers and for sanctions.(original in 98-cv-50042). (fce) Modified on 05/19/2000 (Entered: 05/18/2000)
05/19/2000		MOTION by Brian Howard, defendants Ingersoll Intl Inc, Ingersoll Milling, Ingersoll Cutting for leave to serve interrogatories on private plaintiffs, hiring-related interrogatories to private plaintiffs (Attachments); Notice. (Original in 98 C 50042) (fce) Modified on 07/18/2000 (Entered: 05/23/2000)
05/01/2001		SCHEDULE set on 5/1/01 by Hon. Philip G. Reinhard : Status hearing held. Settlement conference set for 1:30 p.m. on May 8, 2001. Parties in interest to appear. Confidential position paper not to exceed 2 pages to be submitted to court prior to the settlement conference. No notice (smw) (Entered: 05/07/2001)
05/08/2001		SCHEDULE set on 5/8/01 by Hon. Philip G. Reinhard : Settlement conference held and continued to 1:30 p.m. on May 9, 2001. No notice (smw) (Entered: 05/09/2001)
05/09/2001	40	MINUTE ORDER of 5/9/01 by Hon. Philip G. Reinhard: Settlement conference held and continued. Discovery stayed and pending motions are withdrawn. No notice (fce) (Entered: 05/10/2001)
07/13/2001	41	MINUTE ORDER of 7/13/01 by Hon. Philip G. Reinhard: Enter consent decree. This case is dismissed. Any pending motions are now moot. The matter of attorney fees is reserved. Counsel to contact minute clerk for a court date when it becomes necessary. terminating case No notice (fce) (Entered: 07/16/2001)
10/10/2001	42	MINUTE ORDER of 10/10/01 by Hon. Philip G. Reinhard: Plaintiff's motion for an award of uncontested amounts of attorney's fees and expenses presented. Response and reply briefs have been filed. The matter is taken under advisement. No notice (fce) (Entered: 10/11/2001)
10/12/2001	43	MINUTE ORDER of 10/12/01 by Hon. Philip G. Reinhard: Telephone conference held. Plaintiffs' claim for attorney fees and expenses settled. Upon completion of releases, payment to be made to plaintiffs within 7 days. All pending motions are denied as moot. The court retains jurisdiction for 30 days. Telephoned notice (fce) (Entered: 10/18/2001)
01/04/2002	44	MOTION by EEOC for approval of distribution and for hearing on claimant objections ; (jmm (Entered: 01/04/2002)

10/11/2002	45	MINUTE ORDER of 10/11/02 by Hon. Philip G. Reinhard: Corporate defendants' second petition to modify consent decree to reflect change in personnel is granted. All references to Ms. Jessica Jones in the consent decree are hereby modified to refer instead to her interim replacement, Kelli Boehle. Mailed notice (fce) (Entered: 10/15/2002)
11/19/2002	46	MINUTE ORDER of 11/19/02 by Hon. Philip G. Reinhard: Cases 99 C 50362 and 98 C 50042 are consolidated for purposes of this Memorandum Opinion and Order. For the reasons stated on the reverse Memorandum Opinion and Order, plaintiff's motion for an award of post-judgment fees and expenses is granted in part and denied in part. Plaintiff is awarded \$9965.00 in fees and \$2201.14 costs, for a total of \$12,166.14. Entered Memorandum Opinion and Order. (For further detail see order.) Mailed notice (fce) (Entered: 11/19/2002)
03/13/2003	47	MINUTE ORDER of 3/13/03 by Hon. Philip G. Reinhard: Telephon conference with attorneys set for 4/2/03 at 11:30 a.m. EEOC to arrange call. Private plaintiffs' and the EEOC's motion to enforce consent judgment presented and continued to telephone conference at 11:30 a.m. on 4/2/03. EEOC to arrange call. No notice (fce) (Entered: 03/13/2003)
03/26/2003		SCHEDULE set on 3/26/03 by Hon. Philip G. Reinhard : Telephone conference reset to 10:00 a.m. on April 1, 2003. EEOC to arrange call. Telephoned notice (smw) (Entered: 03/26/2003)
04/01/2003	48	MINUTE ORDER of 4/1/03 by Hon. Philip G. Reinhard: Telephone conference held. Motion to enforce consent decree continued. Parties to contact minute clerk after they receive Dr. Cole's report. Telephone notice (fce) (Entered: 04/01/2003)
06/04/2003	49	MINUTE ORDER of 6/4/03 by Hon. Philip G. Reinhard : Defendants Ingersoll International, Inc. and Ingersoll Milling Machine Company have filed for bankruptcy. Pending in this court is a post-judgment motion to enforce. In view of the bankruptcy proceeding which discloses that defendants have ceased operation, the motion to enforce is dismissed without prejudice to reinstate should defendants emerge from bankruptcy as operating companies. Mailed notice (jmm) (Entered: 06/05/2003)

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