

LEVIN, PROTO, TERMED

**United States District Court**  
**Northern District of Illinois - CM/ECF LIVE, Ver 3.0 (Chicago)**  
**CIVIL DOCKET FOR CASE #: 1:01-cv-07037**

EEOC, et al v. Outsourcing, et al  
Assigned to: Hon. Charles P. Kocoras  
Demand: \$0  
Cause: 42:1983 Civil Rights (Employment Discrimination)

Date Filed: 09/11/2001  
Date Terminated: 11/20/2003  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Gregory M. Gochanour**  
United States Equal Employment  
Opportunity Commission  
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*ATTORNEY TO BE NOTICED*

**John C. Hendrickson**  
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V.

**Defendant**

**Outsourcing Solutions, Inc.**

represented by **David J. Rowland**  
Seyfarth Shaw LLP  
131 South Dearborn Street  
Suite 2400  
Chicago, IL 60603-4205  
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 Email: bjoffe@seyfarth.com  
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**Defendant**

**OSI Collection Services, Inc.**

represented by **David J. Rowland**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Beth Golub Joffe**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

**Intervenor Plaintiff**

**Katrina Malone**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/11/2001	<a href="#">1</a>	COMPLAINT; jury demand - Civil cover sheet - Appearance(s) of Diane I. Smason, Beth A. Miller, Gregory M. Gochanour, John C. Hendrickson as attorney(s) for plaintiff ( No summons(es) issued.) ( Documents: 1-1 through 1-3) (ar) (Entered: 09/14/2001)
09/24/2001	2	WAIVER of service of summons as to defendants sent on 9/19/01. (cem) (Entered: 09/25/2001)
09/25/2001	3	MOTION by Katrina Malone for leave to intervene as a plaintiff-intervenor (Attachments); Notice (rmm) (Entered: 10/03/2001)
10/02/2001	<a href="#">4</a>	MINUTE ORDER of 10/2/01 by Hon. Charles P. Kocoras : Answer brief to Katrina Malone's motion for leave to intervene as a plaintiff-intervenor [3-1] due 10/16/01. Reply to answer brief due 10/23/01. Status hearing set for 9:30 a.m. on 11/13/01. Defendants are given to 11/13/01 to answer plaintiff's complaint and the complaint of Katrina Malone. Mailed notice (rmm) (Entered: 10/03/2001)
10/05/2001	5	ATTORNEY APPEARANCE for Outsourcing, OSI Collection Svc by David J. Rowland, Beth Tracey Golub (rmm) (Entered: 10/09/2001)
10/17/2001	6	LETTER from defendants' attorney to Clerk Office dated 10/16/01 (rmm) (Entered: 10/18/2001)
10/17/2001	<a href="#">7</a>	MINUTE ORDER of 10/17/01 by Hon. Charles P. Kocoras : Motion by Katrina Malone for leave to intervene as a plaintiff-intervenor is granted [3-1]. Mailed notice (rmm) (Entered: 10/18/2001)

10/25/2001	<a href="#">8</a>	INTERVENOR'S COMPLAINT by intervenor plaintiff Katrina Malone (rmm) (Entered: 10/25/2001)
11/13/2001		SCHEDULE set on 11/13/01 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 4/15/02 . Fact discovery ordered closed on 4/15/02 . Mailed notice (sct) (Entered: 11/13/2001)
11/13/2001	<a href="#">10</a>	ANSWER and affirmative defenses by defendants to complaint [1-1] (rmm) (Entered: 11/15/2001)
11/14/2001	<a href="#">9</a>	ANSWER and affirmative defenses by defendants to plaintiff-intervenor's complaint [8-1] (rmm) (Entered: 11/15/2001)
01/24/2002	<a href="#">12</a>	MOTION by defendants to compel purported "class member" John Sheehan to attend his deposition or, in the alternative, to dismiss his claims (Attachments); Notice (rmm) (Entered: 01/31/2002)
01/29/2002	<a href="#">11</a>	RESPONSE by plaintiff EEOC to defendants' motion to compel; Notice (rmm) (Entered: 01/30/2002)
01/30/2002	<a href="#">13</a>	MINUTE ORDER of 1/30/02 by Hon. Charles P. Kocoras: Defendants' motion to compel purported "class member" John Sheehan to attend his deposition is granted [12-1]. So Ordered. Defendants' alternative motion to dismiss his claims [12-2], is moot. Mailed notice (rmm) (Entered: 01/31/2002)
03/25/2002	<a href="#">15</a>	MOTION by intervenor plaintiff Katrina Malone for time to depose Cahty Kozial and Marla Lumpkins ; Notice (rmm) (Entered: 03/29/2002)
03/25/2002	<a href="#">16</a>	JOINT MOTION by plaintiff EEOC and intervenor plaintiff Katrina Malone to compel production of documents (Attachments); Notice (rmm) (Entered: 03/29/2002)
03/27/2002	<a href="#">14</a>	RESPONSE by defendants to plaintiff-intervenor's motion to compel time to depose Cathy Kozial and Marla Lumpkins (Attachments) (rmm) (Entered: 03/28/2002)
03/28/2002	<a href="#">17</a>	MINUTE ORDER of 3/28/02 by Hon. Charles P. Kocoras : Motion by plaintiff-intervenor for time to depose Cahty Kozial and Marla Lumpkins is granted [15-1]. Said depositions to be taken by telephone, and each is limited to one (1) hour. Plaintiffs' joint motion to compel production of documents [16-1] is denied without prejudice. Counsel are ordered to meet fact-to-fact to resolve all outstanding discovery disputes. Mailed notice (rmm) (Entered: 03/29/2002)
04/05/2002	<a href="#">19</a>	MOTION by defendants for protective order to bar the deposition of defendants' counsel, Beth T. Golub (Attachments); Notice (rmm) (Entered: 04/15/2002)
04/09/2002	<a href="#">18</a>	JOINT RESPONSE by plaintiffs to defendants' motion for a protective order to bar deposition of Beth Golub (Attachments) (rmm) (Entered: 04/10/2002)
04/09/2002	<a href="#">20</a>	JOINT MOTION plaintiffs to compel testimony or, in the alternative, to bar certain evidence (Attachments); Notice (rmm) (Entered: 04/15/2002)
04/15/2002	<a href="#">21</a>	MINUTE ORDER of 4/15/02 by Hon. Charles P. Kocoras : Status hearing held. Defendants' motion for protective order to bar the deposition of defendants' counsel, Beth T. Golub [19-1] is granted without prejudice. Plaintiffs' joint motion to compel testimony [20-1] and to bar certain evidence [20-2] is denied.

		Defendants are given to 5/15/02 to file motion for summary judgment. Answer to said motion due 6/14/02. Reply due 6/28/02. Ruling set for 9:45 at 7/18/02. Mailed notice (rmm) (Entered: 04/15/2002)
05/15/2002	<a href="#">22</a>	MOTION by defendants for summary judgment on all claims ; Notice (rmm) (Entered: 05/16/2002)
05/15/2002	<a href="#">23</a>	MEMORANDUM by defendant in support of their motion for summary judgment on all plaintiffs' Title VII Claims [22-1] (Attachments) (rmm) (Entered: 05/16/2002)
05/15/2002	<a href="#">24</a>	MEMORANDUM by defendants in support of their motion for summary judgment on Katrina Malone's conspiracy claims [22-1] (Attachments) (rmm) (Entered: 05/16/2002)
05/15/2002	<a href="#">25</a>	STATEMENT of material facts about which there is no genuine issue by defendants (rmm) (Entered: 05/16/2002)
05/15/2002	26	APPENDIX filed by defendants of materials in support of defendants' motion for summary judgment [22-1] (2 vols: 261-1, 26-2). (rmm) (Entered: 05/16/2002)
06/14/2002	27	APPENDIX of materials of plaintiffs' response to defendants' motions for summary judgment by plaintiff (Attachments) (1 vol). (rmm) (Entered: 06/17/2002)
06/14/2002	<a href="#">28</a>	JOINT RESPONSE by plaintiff to defendants' memorandum of law in support of their motion for summary judgment on all plaintiffs' Title VII Claims [23-1] (Attachments) (rmm) (Entered: 06/18/2002)
06/14/2002	<a href="#">29</a>	JOINT RESPONSE by plaintiff to defendants' statement of material facts [25-1] (rmm) (Entered: 06/18/2002)
06/14/2002	<a href="#">30</a>	ADDITIONAL facts justifying the denial of summary judgment by plaintiff and intervenor-plaintiff (rmm) (Entered: 06/18/2002)
06/14/2002	<a href="#">31</a>	RESPONSE by intervenor plaintiff to defendants' motion for summary judgment on Malone's conspiracy claims [22-1] (Attachments) (rmm) (Entered: 06/18/2002)
06/21/2002	<a href="#">32</a>	JOINT MOTION by plaintiffs EEOC and Katrina Malone to amend plaintiffs' joint response to defendants' statement of facts ; Notice (rmm) (Entered: 06/24/2002)
06/24/2002	<a href="#">33</a>	UNOPPOSED MOTION by defendants for extension of time to file reply in support of motion for summary judgment ; Notice (rmm) (Entered: 06/28/2002)
06/25/2002		SCHEDULE set on 6/25/02 by Hon. Charles P. Kocoras : Ruling set for 7/18/02 is stricken. The Court will rule by mail. Mailed notice (sct) (Entered: 06/25/2002)
06/27/2002	34	AMENDMENT by plaintiff to plaintiffs' joint response to defendants' statement of facts [29-1] (rmm) (Entered: 06/28/2002)
06/27/2002	<a href="#">35</a>	MINUTE ORDER of 6/27/02 by Hon. Charles P. Kocoras: Plaintiffs' joint motion for leave to amend plaintiffs' joint response to defendants' statement of facts is granted [32-1]. Defendants' unopposed motion for extension of time to 7/8/02 to file reply in support of motion for summary judgment, is granted [33-1].

		Mailed notice (rmm) (Entered: 06/28/2002)
07/08/2002	<a href="#">36</a>	REPLY by defendants to plaintiffs' joint response to defendants' statement of material facts about which there is no genuine issue [29-1] (Attachments) (rmm) (Entered: 07/09/2002)
07/08/2002	<a href="#">37</a>	REPLY by defendants to plaintiff EEOC's and plaintiff-intervenor's joint statement of additional facts justifying the denial of summary judgment [30-1] (rmm) Modified on 07/09/2002 (Entered: 07/09/2002)
07/08/2002	<a href="#">38</a>	REPLY brief by defendants in support of their motion for summary judgment on all plaintiffs' Title VII Claims [22-1] (rmm) (Entered: 07/10/2002)
07/08/2002	<a href="#">39</a>	REPLY brief by defendants in support of their motion for summary judgment on Malone's conspiracy claims [22-1] (Attachments) (rmm) (Entered: 07/10/2002)
07/08/2002	<a href="#">40</a>	REPLY by defendants to plaintiffs' joint response to defendants' statement of material facts about which there is no genuine issue [29-1] (Attachments) (rmm) (Entered: 07/10/2002)
07/08/2002	41	REPLY APPENDIX by defendants of materials in support of defendants' motion for summary judgment [22-1] (Attachments) (rmm) (Entered: 07/10/2002)
07/08/2002	<a href="#">42</a>	REPLY by defendants to plaintiff EEOC's and plaintiff-intervenor's joint statement of additional facts justifying the denial of summary judgment [30-1] (rmm) (Entered: 07/10/2002)
07/15/2002	<a href="#">43</a>	MOTION by plaintiff EEOC and plaintiff-intervenor Katrina Malone to strike 1) defendants' reply to plaintiffs' joint response to defendants' Statement of Material Facts About Which There is No Genuine Issue in its entirety and defendants' Exhibit 33; 2) defendants' reply to Plaintiff EEOC's and Plaintiff-Intervenors' Joint Statement of Additional Facts Justifying the denial of Summary judgment in its entirety or strike the offending portions identified above; and 3) Exhibit 41 of defendants' Reply Appendix of Materials in Support of defendants' Motion for summary judgment ; Notice (rmm) (Entered: 07/18/2002)
07/17/2002	<a href="#">44</a>	MINUTE ORDER of 7/17/02 by Hon. Charles P. Kocoras: Defendant is given leave to amend its response to Plaintiff and Plaintiff-Intervenor's joint statement of additional facts. Plaintiff and Plaintiff-Intervenor wish to stand on the previous submissions. The Court will rule on all pending motions by mail. Mailed notice (rmm) (Entered: 07/18/2002)
07/24/2002	<a href="#">45</a>	REVISED REPLY by defendant to plaintiff EEOC's and Plaintiff-Intervenor's joint statement of additional facts justifying the denial of summary judgment [30-1]; Notice (rmm) (Entered: 07/25/2002)
09/09/2002	<a href="#">46</a>	MOTION by plaintiff and intervenor plaintiff to file supplemental authority (Attachments); Notice (rmm) (Entered: 09/13/2002)
09/12/2002	<a href="#">47</a>	MINUTE ORDER of 9/12/02 by Hon. Charles P. Kocoras : Plaintiff and Plaintiff-Intervenor's motion to file supplemental authority is granted [46-1]. No notice (rmm) (Entered: 09/13/2002)
10/23/2002	<a href="#">48</a>	MINUTE ORDER of 10/23/02 by Hon. Charles P. Kocoras: Defendants' motion for summary judgment is granted in part and denied in part [22-1]. Defendants'

		motion for summary judgment on plaintiff's claims of retaliation and constructive discharge is granted in part and denied in part. Plaintiffs may go forward only with their claim that defendants retaliated against Shimanski when they passed her for promotion in February 2000. Defendants' motion for summary judgment as to Intervenor-Plaintiff Malone's Conspiracy claims is granted. All other pending motions are moot [43-1]. Parties are given to 12/13/02 to file a joint final pretrial order. Entered Memorandum Opinion. Mailed notice (rmm) (Entered: 10/24/2002)
12/05/2002	<a href="#">49</a>	MOTION by intervenor plaintiff Katrina Malone to remand claim for intentional infliction of emotional distress to state court or, in the alternative, to grant plaintiff-intervenor leave to voluntarily dismiss claim, without prejudice ; Notice (rmm) (Entered: 12/12/2002)
12/06/2002	<a href="#">50</a>	JOINT MOTION by plaintiff and defendant for extension of time to file joint final pretrial order ; Notice (rmm) (Entered: 12/12/2002)
12/11/2002	<a href="#">51</a>	MINUTE ORDER of 12/11/02 by Hon. Charles P. Kocoras : Status hearing set for 9:30 1/10/03. Defendants and plaintiff EEOC's joint motion for extension of time to 1/24/03, to file joint final pretrial order is granted [50-1]. Pretrial order deadline 1/24/03. Plaintiff-intervenor's motion to remand claim for intentional infliction of emotional distress to state court [49-1] or, alternatively, to grant plaintiff-intervenor leave to voluntarily dismiss claim, without prejudice [49-2] is denied without prejudice. Mailed notice (rmm) (Entered: 12/12/2002)
12/20/2002	<a href="#">52</a>	RENEWED MOTION by plaintiff-intervenor to remand claim for intentional infliction of emotional distress to state court or alternatively, to grant plaintiff-intervenor leave to voluntarily dismiss claim, without prejudice. ; Notice. (gcy) Modified on 10/10/2003 (Entered: 12/27/2002)
12/26/2002	<a href="#">53</a>	MINUTE ORDER of 12/26/02 by Hon. Charles P. Kocoras : Plaintiff-Intervenor's renewed motion to remand claim, or alternatively, for leave to voluntarily dismiss her claim without prejudice [52-1] is entered and continued to 01/10/03 at 9:30 a.m. Mailed notice (gcy) (Entered: 12/27/2002)
12/31/2002	<a href="#">54</a>	RE-NOTICE by intervenor plaintiff Katrina Malone of motion to remand claim for intentional infliction of emotional distress to state court [52-1], motion to grant plaintiff-intervenor leave to voluntarily dismiss claim, without prejudice [52-2] (rmm) (Entered: 01/13/2003)
01/10/2003	<a href="#">55</a>	MINUTE ORDER of 1/10/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 2/12/03. All pending motions [52-1] [52-2] are denied without prejudice. The Court hereby vacates the date for submission of the pretrial order. Mailed notice (rmm) (Entered: 01/13/2003)
02/10/2003		SCHEDULE set on 2/10/03 by Hon. Charles P. Kocoras : Status hearing set for 2/12/03 is stricken. Telephone notice (sct) (Entered: 02/10/2003)
02/18/2003		SCHEDULE set on 2/18/03 by Hon. Charles P. Kocoras : Status hearing set to 9:30 3/6/03 . Mailed notice (sct) (Entered: 02/18/2003)
03/06/2003		SCHEDULE set on 3/6/03 by Hon. Charles P. Kocoras : Status hearing held. Pretrial conference set to 10:00 4/2/03 Mailed notice (sct) (Entered: 03/06/2003)

04/02/2003		SCHEDULE set on 4/2/03 by Hon. Charles P. Kocoras : Pretrial conference held. Status hearing set to 9:30 4/21/03 . No notice (sct) (Entered: 04/02/2003)
04/21/2003		SCHEDULE set on 4/21/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 5/9/03 . No notice (sct) (Entered: 04/21/2003)
05/09/2003		SCHEDULE set on 5/9/03 by Hon. Charles P. Kocoras : Status hearing held. Pretrial order to be submitted on 6/19/03 . Mailed notice (sct) (Entered: 05/09/2003)
05/13/2003	<a href="#">58</a>	UNOPPOSED MOTION by defendant to strike pre-trial order due date ; Notice (rmm) (Entered: 06/19/2003)
05/22/2003	56	SUGGESTION of Bankruptcy (Attachments). (gcy) (Entered: 05/23/2003)
05/28/2003	<a href="#">57</a>	RESPONSE by plaintiff to defendants' suggestion of bankruptcy [56-1] ; Notice (las) (Entered: 05/29/2003)
05/29/2003		SCHEDULE set on 5/29/03 by Hon. Charles P. Kocoras : Status hearing set to 9:30 6/24/03 . Mailed notice (sct) (Entered: 05/29/2003)
06/18/2003	<a href="#">59</a>	MINUTE ORDER of 6/18/03 by Hon. Charles P. Kocoras : Defendants' unopposed motion to strike pre-trial order due date is granted [58-1]. Telephoned notice (rmm) (Entered: 06/19/2003)
06/24/2003		SCHEDULE set on 6/24/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 7/9/03 . No notice (sct) (Entered: 06/24/2003)
07/09/2003		SCHEDULE set on 7/9/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 8/7/03 . Mailed notice (sct) (Entered: 07/09/2003)
08/07/2003		SCHEDULE set on 8/7/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 9/8/03 . No notice (sct) (Entered: 08/07/2003)
09/08/2003		SCHEDULE set on 9/8/03 by Hon. Charles P. Kocoras : Status hearing held and continued to 9:30 9/22/03 . No notice (sct) (Entered: 09/08/2003)
09/22/2003	<a href="#">60</a>	MINUTE ORDER of 9/22/03 by Hon. Charles P. Kocoras : Status hearing held. Defendant is given to September 26, 2003 to answer plaintiff-intrevenor's motion to remand claim for intentional infliction of emotional distress to state court [Doc 52-1]. Reply due October 8, 2003. Ruling on motion to remand claim for intentional infliction of emotional distress to state court [52-1] set for October 23, 2003 at 9:30 a.m. Mailed notice (rmm) (Entered: 09/23/2003)
09/26/2003	<a href="#">61</a>	RESPONSE by defendants to Malone's motion to remand or voluntarily dismiss her IIED claim (Attachment) (rmm) (Entered: 10/06/2003)
10/23/2003	<a href="#">62</a>	MINUTE ORDER of 10/23/03 by Hon. Charles P. Kocoras : Status hearing set for 9:30 a.m. on 10/30/03. Ruling held. Malone's motion to remand [52-1] or voluntarily dismiss, without prejudice [52-2] is denied Entered Memorandum Opinion. Mailed notice (rmm) (Entered: 10/24/2003)
10/30/2003		SCHEDULE set on 10/30/03 by Hon. Charles P. Kocoras : Status hearing held. Parties to submit their consent judgment within 2 weeks. Mailed notice (sct) (Entered: 10/30/2003)

11/20/2003	<a href="#">63</a>	MINUTE ORDER of 11/20/03 by Hon. Charles P. Kocoras : (Entered Consent Decree (Attachments)). terminating case Mailed notice (rmm) (Entered: 11/21/2003)
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<b>Billable Pages:</b>	5	<b>Cost:</b>	0.40