

CLOSED

U.S. District Court
Western District of Louisiana (Shreveport)
CIVIL DOCKET FOR CASE #: 5:04-cv-02019-TS-MLH

Equal Employment Opportunity Commission v. Nelson Tree
Service Inc
Assigned to: Judge Tom Stagg
Referred to: Magistrate Judge Mark L Hornsby
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 09/28/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Erania Ebron**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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TERMINATED: 04/05/2005
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V.

Defendant**Nelson Tree Service Inc**

represented by **Michelle L Maraist**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/28/2004	1	COMPLAINT against Nelson Tree Service Inc with Jury Demand filed by Equal Employment Opportunity Commission. (# 1 civil cover sheet)(Prest, B) (Entered: 10/06/2004)
11/17/2004	2	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Nelson Tree Service Inc waiver sent on 10/12/2004, answer due 12/13/2004. (Franklin, K) (Entered: 11/17/2004)
12/13/2004	3	ANSWER to Complaint by Nelson Tree Service Inc.(Dean, S) (Entered: 12/13/2004)
12/16/2004	4	ORDER Rule 26 Conference between parties to take place before 2/3/2005. Rule 26 Report due by 2/17/2004. Scheduling Conference set for 2/24/2005 11:00 AM in Chambers before Magistrate Judge Roy S Payne. Signed by Judge Roy S Payne on 12/15/04. (Franklin, K) (Entered: 12/16/2004)
02/14/2005	5	MOTION for Erania Ebron to Enroll as Co-Counsel by Equal Employment Opportunity Commission. (Attachments: # 1 Text of proposed order)(Franklin, K) (Entered: 02/14/2005)
02/14/2005		*** Motions Transferred to Judge Mark L Hornsby regarding 5 MOTION for Erania Ebron to Enroll as Counsel (Franklin, K) (Entered: 02/14/2005)
02/15/2005	6	ORDER granting 5 Motion to Enroll as Counsel. Added as counsel Erania Ebron for Equal Employment Opportunity Commission. Signed by Judge Mark L Hornsby on 2/14/05. (Franklin, K) (Entered: 02/16/2005)

02/15/2005	18	DEFICIENT PLEADING submitted by: Equal Employment Opportunity Commission, Nelson Tree Service Inc. Name of Pleading: Rule 26(f) Case Management Report. Reason for deficiency: needs original signatures. (crt, Franklin, K) DEFICIENT PLEADING WAS REPLACED IN ITS ENTIRETY ON 2/22/05, SEE RULE 26(f) CASE MANAGEMENT REPORT, DOC # 11 (Entered: 06/27/2005)
02/16/2005	7	NOTICE of Deficiency to Erania Ebron, Michelle L Maraist on behalf of Equal Employment Opportunity Commission, Nelson Tree Service Inc re: Rule 26(f) Case Management Report submitted on 2/15/05. Reason: needs original signatures. (Franklin, K) (Entered: 02/16/2005)
02/16/2005	8	NOTICE of copy of deficient document (Attachments: # 1 Deficient Document)(Franklin, K) (Entered: 02/16/2005)
02/22/2005	10	NOTICE by Equal Employment Opportunity Commission of Intent to Participate in Scheduling Conference by Telephone (Franklin, K) (Entered: 02/24/2005)
02/22/2005	11	REPORT of Rule 26(f) Planning Meeting. (Franklin, K) (Entered: 02/24/2005)
02/23/2005	9	MINUTE ENTRY REASSIGNING CASE. Case reassigned to Judge Mark L Hornsby. Judge Roy S Payne no longer assigned to case. (Reeves, T) (Entered: 02/23/2005)
02/23/2005		Set Deadlines/Hearings: Scheduling Conference set for 2/24/2005 11:00 AM before Magistrate Mark L Hornsby (previously set before Judge Payne). (Reeves, T) (Entered: 02/23/2005)
02/25/2005	12	NOTICE by Nelson Tree Service Inc of Intent to Participate in Scheduling Conference by Telephone. (Dean, S) (Entered: 03/01/2005)
03/02/2005	13	SCHEDULING ORDER: Jury Trial set for 1/9/2006 09:30 AM before Judge Tom Stagg. Pretrial Conference set for 12/9/2005 10:00 AM before Judge Tom Stagg. Joinder of Parties and Amendment of Pleadings due by 3/25/2005. Plaintiffs Expert Info/Reports due by 7/1/2005. Witness List due by 7/1/2005. Discovery due by 10/11/2005. Defendants Expert Info/Reports due by 10/11/2005. Dispositive Motions due by 10/11/2005. Expert Depositions due by 11/10/2005. Conference to prepare pretrial order set for 11/9/2005. Motions in Limine due by 11/25/2005. Proposed Pretrial Order due by 11/29/2005. Trial Depositions due by 12/19/2005. Trial Brief/Pretrial Submissions due by 12/30/2005. Signed by Judge Mark L Hornsby on 03/01/2005. (Henderson, D) (Entered: 03/02/2005)
04/04/2005	14	MOTION to Substitute Attorney Keith T Hill and Pamela Alfred-George in place of Michelle T Butler and Erania Ebron by Equal Employment Opportunity Commission. (Attachments: # 1 Proposed Order)(crt, Dean, S) (Entered: 04/04/2005)
04/05/2005	15	ORDER granting 14 Motion to Substitute Attorney. Added attorney Keith T Hill for Equal Employment Opportunity Commission, Pamela Alfred-George for Equal Employment Opportunity Commission. Attorney Michelle T Butler and Erania Ebron terminated . Signed by Judge Mark L Hornsby on 4/4/05. (crt, McInnis, S) (Entered: 04/06/2005)

06/15/2005	16	MOTION for Todd D Penney to Appear Pro Hac Vice by Nelson Tree Service Inc. (Attachments: # 1 Certificate of good standing; # 2 Proposed Order)(crt,Dean, S) Modified on 6/15/2005 to add text that \$25.00 fee has been paid. (Dean, S). (Entered: 06/15/2005)
06/15/2005		PRO HAC VICE FILING FEE for Todd D Penney to appear on behalf of Nelson Tree Service Inc in the amount of \$25.00, receipt number 122022 (crt,Lundy, N) (Entered: 06/15/2005)
06/16/2005	17	ORDER granting 16 Motion to Appear Pro Hac Vice for appearance of Todd D Penney for Nelson Tree Service Inc; however, Mr Penney is directed to file the affidavit required by Local Rule 83.2.6W within 15 days. Signed by Judge Mark L Hornsby on June 16, 2005. (crt,Dean, S) (Entered: 06/17/2005)
07/01/2005	19	WITNESS LIST by Equal Employment Opportunity Commission. (crt,Dean, S) (Entered: 07/05/2005)
07/05/2005	20	MOTION to Supplement Petition for Admission Pro Hac Vice by Filing Affidavit of Todd D Penney by Nelson Tree Service Inc. (Attachments: # 1 Proposed Order; # 2 Affidavit of Todd D Penney)(crt,Dean, S) (Entered: 07/05/2005)
07/11/2005	21	MOTION for Erania Ebron to Enroll as Counsel by Equal Employment Opportunity Commission. (Attachments: # 1 Text of proposed order)(crt,Franklin, K) (Entered: 07/11/2005)
07/12/2005	22	ORDER granting 20 Motion to Supplement Petition for Admission Pro Hac Vice by Filing Affidavit of Todd D Penny. Signed by Judge Mark L Hornsby on 7/11/05. (crt,Franklin, K) (Entered: 07/12/2005)
07/12/2005	23	AFFIDAVIT OF TODD D PENNY in support of Petition for Admission Pro Hac Vice Doc # (16) by Nelson Tree Service Inc. (crt,Franklin, K) (Entered: 07/12/2005)
07/12/2005	24	ORDER granting 21 Motion to Enroll as Counsel. Added as counsel Erania Ebron for Equal Employment Opportunity Commission. Signed by Judge Mark L Hornsby on 7/12/05. (crt,Franklin, K) (Entered: 07/13/2005)
08/03/2005	25	MOTION to Enforce Subpoena Duces Tecum, MOTION for Attorney Fees, Costs and Expenses by Nelson Tree Service Inc. (Attachments: # 1 Certificate regarding efforts to resolve (LR 37.1) # 2 Memorandum / Brief # 3 Exhibits # 4 Text of proposed order)(crt,Franklin, K) (Entered: 08/03/2005)
08/03/2005	26	MOTION to Expedite consideration of 25 MOTION to Enforce Subpoena Duces Tecum MOTION for Attorney Fees by Nelson Tree Service Inc. (Attachments: # 1 Text of proposed order)(crt,Franklin, K) (Entered: 08/03/2005)
08/03/2005	27	ORDER granting 26 Motion for Expedited Hearing. The Motion to Enforce Subpoena Duces Tecum is to be heard by telephone on 8/15/05 at 3:00 p.m. Plaintiff's opposition shall be filed, and copies provided to chambers, no later than 8/11/05. Counsel for Defendant shall arrange for the telephone conference. Signed by Judge Mark L Hornsby on 8/3/05. (crt,Franklin, K) (Entered: 08/03/2005)

08/03/2005		Set Deadlines as to 25 MOTION to Enforce Subpoena Duces Tecum MOTION for Attorney Fees. Responses due by 8/11/2005 Motion day set for telephone hearing at 8/15/2005 03:00 PM before Magistrate Judge Mark L Hornsby. (crt,Franklin, K) (Entered: 08/03/2005)
08/11/2005	28	OPPOSITION re 25 MOTION to Enforce Subpoena Duces Tecum MOTION for Attorney Fees filed by Equal Employment Opportunity Commission. (Attachments: # 1 Memorandum / Brief # 2 Exhibits # 3 Text of proposed order)(crt,Franklin, K) (Entered: 08/11/2005)
08/15/2005	29	MOTION for Leave to File Reply Brief by Nelson Tree Service Inc. (Attachments: # 1 Text of proposed order # 2 Proposed Reply Brief)(crt,Reeves, T) (Entered: 08/15/2005)
08/16/2005	30	MINUTE ENTRY: Defendant's 25 Motion for Attorney Fees and 25 Motion to Enforce Subpoena Duces Tecum is GRANTED IN PART AND DENIED IN PART. Counsel for plaintiff shall provide the supplemental responses and information necessary to prepare the releases as soon as possible but no later than August 31, 2005. Signed by Judge Mark L Hornsby on August 16, 2005. (crt,Berry, D) (Entered: 08/16/2005)
08/18/2005	31	ORDER granting 29 Motion for Leave to File reply to opposition to motion to compel. Signed by Judge Mark L Hornsby on August 15, 2005. (crt,Berry, D) (Entered: 08/19/2005)
08/18/2005	32	REPLY to Response to Motion re 25 MOTION for Attorney Fees and MOTION to Enforce Subpoena Duces Tecum filed by Nelson Tree Service Inc. (crt,Berry, D) (Entered: 08/19/2005)
09/07/2005		NOTICE OF SERVICE SUSPENDED: Notice to Erania Ebron, Michelle L Maraist is discontinued in this case due to unsuccessful mail delivery resulting from Hurricane Katrina. Until mail delivery resumes and/or notification of a change of address or substitution of counsel is received, above-named counsel will not receive notice. (crt,Brown, A) (Entered: 09/07/2005)
09/22/2005	33	NOTICE of Temporary Change of Address by Michelle L Maraist. (crt,Whidden, C) (Entered: 09/23/2005)
09/23/2005		NOTICE OF SERVICE RESTORED: Notice to Michelle L Maraist has been RESUMED. Aforementioned counsel is advised that they will not receive notice of any activity that occurred in this case from the time notice was suspended until this entry. Counsel should obtain a report of filings by running a <i>Docket Activity for My Cases</i> Report via PACER. (crt,Joffrion, B) (Entered: 09/23/2005)
10/11/2005	34	MOTION to Continue Remaining Deadlines and Trial Date with Incorporated Memorandum WITH CONSENT and MOTION for a Telephone Status Conference by Nelson Tree Service Inc. (Attachments: # 1 Text of proposed order)(crt,Brown, A) (Entered: 10/11/2005)
10/12/2005		Set Hearings: Magistrate Judge Telephone Status Conference set for 11/15/2005 10:30 AM before Magistrate Judge Mark L Hornsby. (crt,Brown, A) (Entered: 10/13/2005)

10/13/2005	35	ORDER granting 34 Motion to Continue, granting all unexpired scheduling order deadlines and trial and 34 Motion for Telephone Status Conference on 11/15/05 at 10:30 AM. Signed by Judge Mark L Hornsby on 10/12/05. (crt,Brown, A) (Entered: 10/13/2005)
10/24/2005	36	NOTICE of Temporary Change of Address by Jim Sacher on behalf of E E O C (crt,Franklin, K) (Entered: 10/24/2005)
11/09/2005		NOTICE OF SERVICE RESTORED: Notice to Erania Ebron has been RESUMED. Aforementioned counsel is advised that they will not receive notice of any activity that occurred in this case from the time notice was suspended until this entry. Counsel should obtain a report of filings by running a <i>Docket Activity for My Cases</i> Report via PACER. (crt,Alvarez, S) (Entered: 11/09/2005)
11/15/2005	37	SCHEDULING ORDER: At the 11/15/2005 telephone status conference the following dates were set on the docket of Judge Stagg: Jury Trial set for 9/11/2006 09:30 AM before Judge Tom Stagg. Pretrial Conference set for 8/11/2006 11:00 AM before Judge Tom Stagg. Discovery due by 3/31/2006. Defendants Expert Info/Reports due by 3/31/2006. Dispositive Motions due by 3/31/2006. Expert Depositions due by 4/28/2006. Conference to prepare pretrial order set for 7/12/2006. Motions in Limine due by 7/27/2006. Proposed Pretrial Order due by 8/1/2006. Trial Depositions due by 8/21/2006. Trial Brief/Pretrial Submissions due by 9/1/2006. Signed by Judge Mark L Hornsby on 11/15/2005. (crt,McDonnell, D) (Entered: 11/17/2005)
01/12/2006	38	NOTICE of Return to Permanent Address by Michelle L Maraist (crt,Brown, A) (Entered: 01/12/2006)
04/07/2006	39	PROPOSED Consent Decree by Equal Employment Opportunity Commission, Nelson Tree Service Inc. (Attachments: # 1 Exhibits)(crt,Dean, S) (Entered: 04/07/2006)
04/18/2006	40	CONSENT DECREE. Signed by Judge Tom Stagg on 4/17/2006. (Attachments: # 1 Exhibits)(crt,McDonnell, D) (Entered: 04/18/2006)

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