

CLOSED

U.S. District Court
Western District of Louisiana (Lake Charles)
CIVIL DOCKET FOR CASE #: 2:04-cv-01981-PM-APW

Equal Employment Opportunity Commission v. Trac-Work Inc
Assigned to: Judge Patricia Minaldi
Referred to: Honorable Alonzo P Wilson
Cause: 42:2000e Job Discrimination (Employment)

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 **Nancy Eleanor Graham**
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V.

Intervenor Plaintiff

Richard Shelton

represented by **Melanie S Smith**
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Ronald C Richard

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V.

Defendant

Trac-Work Inc

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V.

Intervenor Defendant

Trac-Work Inc

represented by **Shelly D Dick**
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LEAD ATTORNEY
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Amanda G Clark
(See above for address)
ATTORNEY TO BE NOTICED

Jason A Bonaventure
(See above for address)
ATTORNEY TO BE NOTICED

Third Party Plaintiff

Trac-Work Inc
TERMINATED: 09/13/2005

represented by **Shelly D Dick**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Amanda G Clark
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ATTORNEY TO BE NOTICED

Jason A Bonaventure
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V.

Third Party Defendant

Executive Risk Indemnity Inc
TERMINATED: 09/13/2005

represented by **Nancy B Gilbert**
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Third Party Plaintiff

Trac-Work Inc
TERMINATED: 09/13/2005

V.

Third Party Defendant

Federal Insurance Co
TERMINATED: 09/13/2005

represented by **John Powers Wolff, III**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nancy B Gilbert
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Third Party Defendant

Executive Risk Indemnity Inc
TERMINATED: 09/13/2005

represented by **John Powers Wolff, III**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nancy B Gilbert
 (See above for address)

Date Filed	#	Docket Text
09/28/2004	1	COMPLAINT against Trac-Work Inc with Jury Demand filed by Equal Employment Opportunity Commission. (Attachments: # 1 Civil cover sheet)(Prest, B) (Entered: 09/30/2004)
10/21/2004	2	WAIVER OF SERVICE Returned Executed by Equal Employment Opportunity Commission. Trac-Work Inc waiver sent on 10/4/2004, answer due 12/3/2004. (Whidden, C) (Entered: 10/22/2004)
12/06/2004	3	ANSWER to Complaint AND THIRD PARTY COMPLAINT against Executive Risk Indemnity Inc by Trac-Work Inc.(Whidden, C) (Entered: 12/09/2004)
12/06/2004	4	SUMMONS ISSUED as to Executive Risk Indemnity Inc. (Whidden, C) (Entered: 12/09/2004)
12/09/2004	5	NOTICE of Corporate Disclosure Statement Requirement sent to Shelly D Dick on behalf of Trac-Work Inc. (Whidden, C) (Entered: 12/09/2004)
12/13/2004	6	SUMMONS Returned Executed by Trac-Work Inc. Executive Risk Indemnity Inc served on 12/9/2004, answer due 12/29/2004. (Leleux, M) (Entered: 12/13/2004)
12/16/2004	7	CORPORATE DISCLOSURE by Trac-Work Inc. (Leleux, M) (Entered: 12/16/2004)
12/20/2004	8	NOTICE of Deficiency to Melanie S Smith on behalf of Richard Shelton re: Proposed Order and Intervention submitted on December 20, 2004. Reason: needs motion for leave and needs to be signed by an attorney admitted to practice before this court. (Whidden, C) (Entered: 12/20/2004)
12/20/2004	9	NOTICE attaching COPY of deficient document re 8 Notice of Deficiency. (Attachments: # 1 Copy of Deficient Document)(Whidden, C) (Entered: 12/20/2004)
12/20/2004	10	DEFICIENT PLEADING submitted by: Richard Shelton. Name of Pleading: Order and Intervention. Reason for deficiency: needs proposed order and not signed by an attorney admitted to practice before this court. (Counsel resubmitted this pleading in its entirety.) (Whidden, C) (Entered: 12/27/2004)
12/20/2004	12	ORDER granting 11 Motion to Intervene. Signed by Judge Patricia Minaldi on 12/20/04. (Whidden, C) (Entered: 12/27/2004)
12/20/2004	13	INTERVENOR COMPLAINT against Trac-Work Inc, filed by Richard Shelton.(Whidden, C) (Entered: 12/27/2004)

12/21/2004	11	MOTION to Intervene by Richard Shelton. (Attachments: # 1 Proposed Order# 2 Proposed Intervention)(Whidden, C) (Entered: 12/27/2004)
01/21/2005	14	ANSWER to Third Party Complaint by Executive Risk Indemnity Inc. (Attachments: # 1 Exhibits)(Berry, D) (Entered: 01/22/2005)
02/17/2005	15	MOTION to Amend the 3 Third Party Complaint with opposition by Trac-Work Inc. (Attachments: # 1 Local Rule 7.6W Certificate# 2 Proposed Order# 3 Proposed Supplemental and Amended Third Party Complaint)(Whidden, C) (Entered: 02/17/2005)
02/17/2005	16	NOTICE of Motion Setting without oral argument regarding 15 MOTION to Amend the 3 Third Party Complaint with opposition. Motion day set for 4/12/2005 before Honorable Alonzo P Wilson. (Whidden, C) (Entered: 02/17/2005)
02/18/2005	17	ANSWER to Intervenor Complaint by Trac-Work Inc.(Whidden, C) (Entered: 02/23/2005)
02/24/2005	18	MINUTES for proceedings held before Judge Alonzo P Wilson : TELEPHONE CONFERENCE held on 2/24/2005. Argument was heard in connection with the pending motion for leave to file an amended 3rd party complaint. (Doc. 15). The opposition is based on the contention that The Chubb Corporation is not a legal entity, and is not an insurer on any policy. Counsel was cautioned that the court would consider awarding sanctions under rule 11 if it appeared that the requirements of rule 11(b) were not satisfied. Counsel for mover indicated that The Chubb Corporation would be deleted from the proposed amendment if the other insurers were willing to stipulate that notice to one would be considered notice to the other. Counsel for the insurers indicated that he would consult his clients and advise if such a stipulation was agreeable within one week. In any, event counsel for mover is to notify the court of the status of these discussions within one week. (Wilson, Alonzo) (Entered: 02/24/2005)
03/02/2005	19	ORDER mooting 15 Motion to Amend/Correct The parties have amicably resolved their disagreement over the proposed amendment, and mover will be submitting another proposed amendment that does not include The Chubb Corporation as a defendant. Thus, the present motion is moot. Lest the minute entry of 2/24/05 be misconstrued the court does not accuse and has not accused counsel of failing to comply with their obligations under rule 11. In fact, the court assumes that counsel has complied with those obligations, and any suggestion otherwise was unintended. . Signed by Judge Alonzo P Wilson on 03/02/05. (Wilson, Alonzo) (Entered: 03/02/2005)
03/09/2005	20	UNOPPOSED MOTION for Leave to File Revised First Supplemental and Amended Third Party Complaint for Declaratory Relief and MOTION to Withdraw 15 Motion to Amend Third Party Complaint by Trac-Work Inc. (Attachments: # 1 Proposed Order# 2 Proposed Revised First Supplemental and Amended Third Party Complaint)(Whidden, C) Additional attachment(s) added on 3/10/2005 (Whidden, C). (Entered: 03/10/2005)
03/15/2005	21	ORDER granting 20 Motion for Leave to File Supplemental Third Party Complaint, terminating 20 Motion to Withdraw. Signed by Judge Alonzo P Wilson on 3/15/05. (Whidden, C) (Entered: 03/17/2005)

03/15/2005	22	REVISED FIRST SUPPLEMENTAL AND AMENDED THIRD PARTY COMPLAINT against Federal Insurance Co and Executive Risk Indemnity Inc, filed by Trac-Work Inc.(Whidden, C) (Entered: 03/17/2005)
03/17/2005	23	SUMMONS ISSUED as to Federal Insurance Co and Executive Risk Indemnity Inc. (Whidden, C) (Entered: 03/17/2005)
03/30/2005	24	ANSWER to Revised First Supplemental and Amended Third Party Complaint for Declaratory Relief by Federal Insurance Co and Executive Risk Indemnity Inc.(crt,Whidden, C) (Entered: 04/01/2005)
05/26/2005	25	MOTION for Attorney Fees and MOTION to Compel by Trac-Work Inc. (Attachments: # 1 Memorandum in Support# 2 Exhibits # 3 Certificate regarding efforts to resolve (LR 37.1) # 4 Proposed Order)(crt,Whidden, C) (Entered: 05/27/2005)
05/27/2005	26	NOTICE of Motion Setting without oral argument regarding 25 MOTION for Attorney Fees and MOTION to Compel. Motion day set for 7/12/2005 before Honorable Alonzo P Wilson. (crt,Williams, L) (Entered: 05/27/2005)
06/02/2005		ORDER denying 25 Motion for Attorney Fees, granting in part and denying in part 25 Motion to Compel. During a telephone conference this date counsel indicated that the discovery dispute had been resolved with the one exception being that a copy of the tape had not yet been received. Accordingly, Defendant Shelton is ordered to deliver a copy of the tape to opposing counsel within 5 calendar days of this date. Otherwise, the motion is denied. . Signed by Judge Alonzo P Wilson on 6/2/05. (jud,Wilson, Alonzo) (Entered: 06/02/2005)
06/07/2005	27	ORDER: Telephone Scheduling Conference set for 7/21/2005 09:15 AM before Honorable Alonzo P Wilson. Signed by Judge Alonzo P Wilson on June 7, 2005. (Attachments: # 1 Attachments to scheduling order)(crt,Benoit, T) (Entered: 06/07/2005)
06/29/2005		RECEIVED CONSENT TO PROCEED FORM by Equal Employment Opportunity Commission. (crt,Monceaux, P) (Entered: 06/30/2005)
06/30/2005		RECEIVED CONSENT TO PROCEED FORM by Executive Risk Indemnity Inc and Federal Insurance Co. (crt,Monceaux, P) (Entered: 06/30/2005)
06/30/2005		RECEIVED CONSENT TO PROCEED FORM by Trac-Work Inc. (crt,Monceaux, P) (Entered: 06/30/2005)
07/08/2005		RECEIVED CONSENT TO PROCEED FORM by Richard Shelton. (crt,Monceaux, P) (Entered: 07/08/2005)
07/26/2005	28	60 DAY JUDGMENT OF DISMISSAL. Signed by Judge Patricia Minaldi on July 25, 2005. (crt,Benoit, T) (Entered: 07/26/2005)
07/29/2005	29	MOTION to Dismiss, MOTION to Approve and Enter Consent Decree by Equal Employment Opportunity Commission, Richard Shelton, Trac-Work Inc. (Attachments: # 1 Proposed Consent Decree)(crt,Whidden, C) (Entered: 07/29/2005)
08/09/2005	30	CONSENT DECREE granting 29 Motion to Dismiss and granting 29 Motion to Approve and Enter Consent Decree. Signed by Judge Patricia Minaldi on

		8/08/05. (crt,Meuleman, Angella) (Entered: 08/10/2005)
09/08/2005	31	MOTION to Dismiss Third Party Defendants, Federal Insurance Company and Executive Risk Indemnity Inc; by Trac-Work Inc. (Attachments: # 1 Proposed Order)(crt,Meuleman, Angella) (Entered: 09/09/2005)
09/13/2005	32	ORDER granting 31 Motion to Dismiss Third Party Complaint against Federal Insurance Co and Executive Risk Indemnity Inc. Signed by Judge Patricia Minaldi on 9/14/05. (crt,Whidden, C) (Entered: 09/15/2005)

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