

CLOSED, MAG-1

U. S. District Court
Eastern District of Louisiana (New Orleans)
CIVIL DOCKET FOR CASE #: 2:98-cv-02765-CJB

EEOC v. Windsor Ct Hotel Inc, et al
Assigned to: Judge Carl J. Barbier
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/18/1998
Date Terminated: 09/08/1999
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission of Louisiana**

represented by **Gregory T. Juge**
Equal Employment Opportunity
Commission
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V.

Defendant

Windsor Court Hotel Inc. of Delaware

represented by **Eve B. Masinter**
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TERMINATED: 05/19/1999

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Defendant

**Windsor Court Hotel Limited
Partnership**

represented by **Eve B. Masinter**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eliska Kopfler Plunkett

(See above for address)

Ernst Fredrick Preis, Jr.

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John Oliver Pieksen, Jr.

(See above for address)

*TERMINATED: 05/19/1999***Jonas Peyton Baker**

(See above for address)

Monica Levine Lacks

(See above for address)

Defendant**Orient Express Hotels of Louisiana, Inc.***TERMINATED: 03/26/1999***Defendant****Orient-Express Hotels Louisiana, Inc.**represented by **Eve B. Masinter**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Eliska Kopfler Plunkett**

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John Oliver Pieksen, Jr.

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*TERMINATED: 05/19/1999***Jonas Peyton Baker**

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Date Filed	#	Docket Text
09/18/1998	1	COMPLAINT (2 summons(es) issued) (dno) (Entered: 09/21/1998)
09/18/1998		Automatic Referral (Utility Event) to Magistrate Joseph C. Wilkinson Jr. (dno) (Entered: 09/21/1998)

10/13/1998	2	ORDER that Case is reassigned to Judge Carl J. Barbier, section J ; all dates will remain the same, by Judge Mary Ann Vial Lemmon Date Signed: 10/9/98 (sek) (Entered: 10/13/1998)
12/16/1998	3	ANSWER by dfts Windsor Ct Hotel Inc & Windsor Ct Hotel Ltd to complaint by pla EEOC [1-1]. (dno) (Entered: 12/18/1998)
12/22/1998	4	MINUTE ENTRY(12/22/98): Preliminary Conference is set for 2:00 1/21/99 bfr Mag Judge Wilkinson to discuss scheduling & select pre-trial & trial dates, by Magistrate Joseph C. Wilkinson Jr. (sek) (Entered: 12/23/1998)
01/19/1999	5	MINUTE ENTRY(1/15/99): Counsel for all parties have advised the Court that they do not consent to proceed to trial bfr a Mag Judge; accordingly, the Preliminary Conference set bfr Mag Judge Wilkinson is CANCELED & the presiding dist judge is notified so that a telephone conf may be scheduled on his calendar to set pretrial & trial dates, by Magistrate Joseph C. Wilkinson Jr. (sek) (Entered: 01/19/1999)
01/22/1999	6	Motion by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd and ORDER for appearance of Eve B. Masinter as addl counsel & to substitute in place of Monica L. Lacks as trial counsel , by Judge Carl J. Barbier Date Signed: 1/26/99 (sek) Modified on 01/28/1999 (Entered: 01/28/1999)
02/02/1999	7	NOTICE/ORDER that a preliminary conference is scheduled in chambers before courtroom deputy at 2:45 4/6/99 by Clerk (swh) (Entered: 02/02/1999)
02/05/1999	8	NOTICE case reallocated to Magistrate Judge 1 by Clerk (rg) (Entered: 02/05/1999)
03/10/1999	9	Motion by plaintiff EEOC and ORDER for leave to file 1st amd cmp , by Judge Carl J. Barbier Date Signed: 3/10/99 (sek) (Entered: 03/11/1999)
03/10/1999	10	PLAINTIFF'S 1st AMENDED complaint [1-1]; adding dft Orient Express 3 summons(es) issued. (sek) (Entered: 03/11/1999)
03/26/1999		(Utility Event) Substituting party(s):terminating Orient Express,adding Orient-Express (sek) (Entered: 03/30/1999)
03/26/1999	11	Motion by defendant Orient-Express, defendant Windsor Ct Hotel Ltd, defendant Windsor Ct Hotel Inc and ORDER extending time to answer pla's 1st amd cmp until 4/15/99 , by Judge Carl J. Barbier Date Signed: 3/29/99 (sek) (Entered: 03/30/1999)
04/06/1999	13	MINUTE ENTRY (4/6/99): Preliminary Pre-trial Conference held; Dft's counsel is Ordered to file an answer to the 1st amd cmp by 4/16/99; Juris & venue are not established, dft's amd answer will address the juris issue & will be followed by a mtn to clarify the issue of juris; amendments due by 5/6/99; final pretrial conf set 3:00 1/13/00; jury trial set 8:30 1/31/00; by Judge Carl J. Barbier (sek) Modified on 04/12/1999 (Entered: 04/12/1999)
04/09/1999	12	MINUTE ENTRY(4/8/99): A conf was held 2:45 4/6/99; Atty for pla informed the court that there is conflict in dates selected & that there may be a jurisdictional problem; therefore a Status Conf is set for 3:30 4/22/99 bfr the Judge , by Carl J. Barbier (sek) (Entered: 04/09/1999)

04/15/1999	14	ANSWER by defendant Orient-Express, defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd to 1st amd complaint by plaintiff EEOC [10-1]. (sek) (Entered: 04/16/1999)
04/23/1999	15	MINUTE ENTRY(4/23/99): A Settlement conference is set for 2:00 5/3/99 bfr Mag Judge Shushan ; settlement position letters due by 4/29/99, by Magistrate Sally Shushan (sek) (Entered: 04/23/1999)
04/23/1999	16	MINUTE ENTRY(4/22/99): Status Conf was held 3:30 4/22/99 , dfts informed the court that they will file a mtn to dismiss to assert a jurisdictional defense; the Court ordered that the mtn is set for an Evidentiary hearing with oral argument at 9:30 6/18/99 ; dfts were ordered to file their mtn at least 15 days prior to the hrg date & pla is to file its opp not later than 8 days prior to hrg date; Further Ordered that the parties schedule a settlement conf with Mag Judge Shushan prior to hrg date, by Judge Carl J. Barbier (sek) (Entered: 04/26/1999)
05/14/1999	17	Notice of Deposition by defendant Orient-Express, defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd of Manuel Fernandez on 5/19/99. (sek) (Entered: 05/14/1999)
05/19/1999	18	Motion by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express and ORDER withdrawing attorney John Oliver Pieksen Jr. and substituting attorney Eliska Plunkett as addl counsel of record , by Judge Carl J. Barbier Date Signed: 5/20/99 (sek) (Entered: 05/24/1999)
05/28/1999	19	MINUTE ENTRY(5/28/99):, Ordered that hearing on dfts' mtn to dismiss is reset for 8:30 6/18/99 , by Judge Carl J. Barbier (sek) (Entered: 05/28/1999)
06/01/1999	20	Notice of Deposition by plaintiff EEOC of Daniel Mann on 6/23/99. (sek) (Entered: 06/01/1999)
06/01/1999	21	Notice of Deposition by plaintiff EEOC of Margaret Deane on 6/23/99. (sek) (Entered: 06/01/1999)
06/01/1999	22	Notice of Deposition by plaintiff EEOC of Diane Allen on 6/23/99. (sek) (Entered: 06/01/1999)
06/03/1999	24	MOTION by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express to dismiss case, or alter, to stay to be heard before Judge Barbier at 8:30 6/18/99. (sek) (Entered: 06/07/1999)
06/04/1999	23	RETURN OF SERVICE of subp to Manuel Fernandez on 6/1/99 & to US Equal Employment Opportunity Commission & Manuel Fernandez on 5/25/99. (sek) (Entered: 06/07/1999)
06/09/1999	25	RETURN OF SERVICE of subp to US Equal Employment Opportunity Commission. (sek) (Entered: 06/09/1999)
06/10/1999	26	Memo in opposition by plaintiff EEOC to motion to dismiss case, or alter, to stay [24-1] filed by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express. (sek) (Entered: 06/11/1999)
06/11/1999	28	Motion by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express and ORDER that dfts' mtn to compel prod or alter order in camera inspection will be heard bfr Mag Judge Shushan on the briefs

		w/o oral argument , by Magistrate Sally Shushan Date Signed: 6/16/99 (sek) (Entered: 06/17/1999)
06/15/1999	27	Memo in opposition by plaintiff EEOC to motion to dismiss case, or alter, to stay [24-1] filed by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express. (sek) (Entered: 06/16/1999)
06/15/1999	30	Motion by plaintiff EEOC for exp hrg of its mtn to strike witness or, in the alter, to strike Errata Sheet and ORDER DENYING SAME, counsel may cross examine witness on this matter, by Judge Carl J. Barbier Date Signed: 6/17/99 (sek) (Entered: 06/17/1999)
06/16/1999	29	MOTION by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express to compel prod from pla or alter order in camera inspection referred to Magistrate Sally Shushan to be heard before Mag Judge Shushan on the briefs w/o oral argument; no hrg date set. (sek) (Entered: 06/17/1999)
06/16/1999	32	Motion by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express and ORDER for leave to file their reply memo in opp to pla's memo in opp to dfts' mtn to disp or for a stay , by Judge Carl J. Barbier Date Signed: 6/17/99 (sek) (Entered: 06/18/1999)
06/16/1999	34	Motion by plaintiff EEOC and ORDER for leave to file suppl memo in opp to dfts' mtn to disp or stay & in response to dfts' reply memo , by Judge Carl J. Barbier Date Signed: 6/17/99 (sek) (Entered: 06/21/1999)
06/17/1999	31	MINUTE ENTRY(6/16/99): Dfts' motion to compel prod of docs [29-1] is DENIED in part & with regard to any other docs requested as set forth in doc & not identified as privileged, the EEOC shall certify to the Windsor Court in writing that no other docs exist, or shall produce any remaining docs by 1:00p.m. on 6/17/99, so that the Windsor Court may review those docs in preparation for the evidentiary hrg re conciliation set bfr the Dist Court on 6/18/99, by Magistrate Sally Shushan (sek) Modified on 07/02/1999 (Entered: 06/17/1999)
06/17/1999	33	Reply by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express to pla's response to dfts' motion to dismiss case, or alter, to stay [24-1]. (sek) (Entered: 06/18/1999)
06/18/1999	35	Suppl Memo in opposition by plaintiff EEOC to motion to dismiss case, or alter, to stay [24-1] filed by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express & in response to dfts' reply memo. (sek) (Entered: 06/21/1999)
06/18/1999	39	Hrg on dfts' mtn to disp case, or alter, to stay (held 6/18/99): Reported/Recorded by Vic DiGiorgio; Ordered that motion to dismiss case [24-1] is DENIED; exhibits admitted; dfts' mtn to sequester witnesses - GRANTED; plas' obj to witnesses Maissen & Mann; stip as to testimony of Maissen; dfts agree not to call Mann; witnesses sworn & testified; mtn to stay is DENIED, by Judge Carl J. Barbier (sek) (Entered: 06/24/1999)
06/22/1999	36	Notice of Deposition by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express of Kawanta Singleton on 9/1/99. (sek) (Entered: 06/23/1999)

06/22/1999	37	Motion by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express and ORDER for leave to file their response to pla's suppl memo in opp to dfts' mtn to dismiss or to stay & in response to dfts' reply memo , by Judge Carl J. Barbier Date Signed: 6/23/99 (sek) (Entered: 06/24/1999)
06/23/1999	38	Reply by defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express to pla's response to dfts' motion to dismiss case, or alter, to stay [24-1] & in response to dfts' reply memo. (sek) (Entered: 06/24/1999)
06/25/1999	40	MINUTE ENTRY(6/24/99): Following settlement discussions, the parties advised they are unable to negotiate a settlement of the case at this time; parties are to contact this Mag Judge's chambers if they wish to reinstate settlement discussions, by Magistrate Sally Shushan (sek) (Entered: 06/25/1999)
07/26/1999	41	Transcript of hrg on dfts' mtn to stay held 6/18/99 bfr Judge Barbier. (sek) (Entered: 07/27/1999)
08/12/1999	42	MINUTE ENTRY(8/11/99): A Settlement conference is set for 1:30 9/2/99 bfr Mag Judge Shushan ; settlement position letters due by 8/31/99, by Magistrate Sally Shushan (sek) (Entered: 08/12/1999)
09/03/1999	43	MINUTE ENTRY(9/3/99): A Settlement conference was held 1:30 9/2/99 ; following discussions among the parties, this case has settled; the US Dist Judge's chambers have been notified, by Magistrate Sally Shushan (sek) (Entered: 09/03/1999)
09/08/1999	44	60 DAY ORDER to dismiss case w/o costs, but w/o prej , by Judge Carl J. Barbier Date Signed: 9/3/99 *****CASE CLOSED***** (sek) (Entered: 09/08/1999)
10/27/1999	45	Motion by plaintiff EEOC, defendant Windsor Ct Hotel Inc, defendant Windsor Ct Hotel Ltd, defendant Orient-Express to approve and enter consent decree (tbl) (Entered: 10/29/1999)
10/29/1999	46	JOINT CONSENT DECREE: Parties are ordered to comply as set forth herein. by Judge Carl J. Barbier Date Signed: 10/28/99 (tbl) (Entered: 10/29/1999)

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