

APPEAL, CEB, CLOSED

**U.S. District Court  
Eastern District of Michigan (Detroit)  
CIVIL DOCKET FOR CASE #: 2:98-cv-75627-RHC**

Equal Empl v. E J Sacco Inc, et al  
Assigned to: District Judge Robert H Cleland  
Demand: \$0

Date Filed: 08/25/1998  
Date Terminated: 08/31/1999  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Adele Rapport - INACTIVE**  
Equal Employment Opportunity  
Commission  
477 Michigan Avenue  
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V.

**Defendant**

**Burger King**  
*TERMINATED: 11/10/1998*

represented by **Robert M. Vercruysse**  
Vercruysse, Murray,  
31780 Telegraph Road  
Suite 200  
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 TERMINATED: 11/10/1998  
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 TERMINATED: 11/10/1998  
 ATTORNEY TO BE NOTICED

**Defendant**

**E. J. Sacco, Incorporated**

represented by **Robert M. Vercruysse**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

**Susan H. Hiser**  
 (See above for address)  
 LEAD ATTORNEY  
 ATTORNEY TO BE NOTICED

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/25/1998	1	COMPLAINT; jury demand - Receipt # n/a (jl) (Entered: 08/27/1998)
09/21/1998	2	ANSWER by defendant Burger King to complaint [1-1] with proof of mailing (tj) (Entered: 09/21/1998)
09/21/1998	2	AFFIRMATIVE defenses by defendant Burger King (tj) (Entered: 09/21/1998)
09/25/1998	3	NOTICE of Rule 16 and Rule 26(f) scheduling consultation (tj) (Entered: 09/28/1998)
11/03/1998	4	RULE 16 CASE MANAGEMENT PRETRIAL scheduling order by Judge Robert H. Cleland - deadline for witness list set for 1/29/99 , deadline for discovery set for 2/26/99 , deadline for filing motions set for 3/31/99 , deadline for final pretrial set for 4/23/99 , settlement conference set for 4/26/99 , civil jury trial set for 9:00 5/1/99 referring case Magistrate Judge Binder for discovery and pretrial matters. (tj) (Entered: 11/04/1998)
11/10/1998	5	ORDER by Judge Robert H. Cleland with stipulation, amending complaint [1-1] (jl) (Entered: 11/12/1998)
11/10/1998	6	AMENDED complaint 1 by plaintiff Equal Empl adding E J Sacco Inc; jury demand (jl) (Entered: 11/12/1998)

11/10/1998	7	PROOF of mailing by plaintiff Equal Empl of interrogatories and requests for production (jl) (Entered: 11/12/1998)
11/12/1998	8	ANSWER by defendant E J Sacco Inc to amended complaint by Equal Empl [6-1] (jl) (Entered: 11/12/1998)
11/12/1998	8	AFFIRMATIVE defenses by defendant E J Sacco Inc (jl) (Entered: 11/12/1998)
12/23/1998	9	PROOF of mailing by plaintiff Equal Empl of responses to defendant's first set of interrogatories. (tj) (Entered: 12/28/1998)
12/28/1998	10	PROOF of mailing by plaintiff, notices of depositions. (bs) (Entered: 12/29/1998)
01/29/1999	11	WITNESS list by defendant E J Sacco Inc with proof of mailing (jl) (Entered: 01/29/1999)
01/29/1999	12	WITNESS list by plaintiff Equal Empl, with proof of mailing. (tj) (Entered: 02/01/1999)
02/01/1999	13	AMENDED WITNESS list by defendant E J Sacco Inc, with proof of mailing. (tj) (Entered: 02/01/1999)
02/04/1999	14	PROOF of mailing by plaintiff Equal Empl of second set of interrogatories, request for production of documents, request for admissions and request for entry. (tj) (Entered: 02/10/1999)
02/12/1999	15	PROOF of mailing by plaintiff Equal Empl of notices of deposition of Rebecca Langlois, Jesse Watkins and Amanda Neil. (tj) (Entered: 02/17/1999)
02/26/1999	16	PROOF of mailing by plaintiff Equal Empl of answers to second set of interrogatories (jl) (Entered: 03/02/1999)
03/10/1999	17	MOTION by defendant E J Sacco Inc for Rule 11 sanctions with brief, notice of hearing and proof of mailing. (tj) (Entered: 03/10/1999)
03/11/1999	19	PROOF of mailing by plaintiff Equal Empl of re-notice of deposition for Rebecca Langlois, Amanda Neil and Jesse Watkins. (tj) (Entered: 03/22/1999)
03/22/1999	18	MOTION by defendant E J Sacco Inc for summary judgment with brief, notice of hearing, exhibits and proof of mailing. (tj) (Entered: 03/22/1999)
03/26/1999	20	MOTION by defendant E J Sacco Inc to determine sufficiency of plaintiff's objections and answers to requests for admissions and for sanctions with brief, notice of hearing, exhibits and proof of mailing (jl) (Entered: 03/26/1999)
03/30/1999	21	RESPONSE by plaintiff Equal Empl to motion for Rule 11 sanctions by E J Sacco Inc [17-1] with with brief, exhibits and proof of mailing (jl) (Entered: 03/30/1999)
04/01/1999	22	ORDER by Judge Robert H. Cleland, setting deadline for response to motion for summary judgment by E J Sacco Inc [18-1] for 4/15/99 , setting deadline for reply to response to motion for summary judgment by E J Sacco Inc [18-1] for 4/30/99 , setting hearing on motion for summary judgment by E J Sacco Inc [18-1] for 2:00 5/19/99 (jl) (Entered: 04/02/1999)

04/06/1999	23	REPLY brief by defendant E J Sacco Inc to response to motion for Rule 11 sanctions by E J Sacco Inc [17-1] with proof of mailing (tj) (Entered: 04/07/1999)
04/20/1999	24	RESPONSE by plaintiff Equal Empl to motion to determine sufficiency of plaintiff's objections and answers to requests for admissions and for sanctions by E J Sacco Inc [20-1] with brief and exhibits (jl) (Entered: 04/20/1999)
04/26/1999	25	REPLY by defendant E J Sacco Inc to response to motion to determine sufficiency of plaintiff's objections and answers to requests for admissions and for sanctions by E J Sacco Inc [20-1] with brief, exhibits and proof (sm) (Entered: 04/26/1999)
04/28/1999	26	REPLY brief by defendant E J Sacco Inc to response to motion for summary judgment by E J Sacco Inc [18-1] with proof mailing (tj) (Entered: 04/28/1999)
05/07/1999	27	NOTICE of rescheduled hearing on motion for summary judgment by E J Sacco Inc [18-1] for 2:00 5/26/99 , with proof of mailing. (tj) (Entered: 05/10/1999)
07/06/1999	28	NOTICE pursuant to Administrative Order No. 99-AO-045, of change of case number and transfer of case to Detroit (jl) (Entered: 07/07/1999)
08/31/1999	29	ORDER by Judge Robert H. Cleland granting motion for summary judgment by E J Sacco Inc [18-1] [EOD Date 9/1/99] (ew) (Entered: 09/01/1999)
08/31/1999	30	JUDGMENT entered by Judge Robert H. Cleland for E J Sacco Inc against Equal Empl [EOD Date: 9/1/99] (ew) (Entered: 09/01/1999)
09/21/1999	31	APPLICATION by defendant E J Sacco Inc for costs, fees and expenses and in support of its motions for sanctions with attachments and proof of mailing (ls) Modified on 09/22/1999 (Entered: 09/22/1999)
10/07/1999	32	RESPONSE by plaintiff Equal Empl to application for costs, fees and expenses by E J Sacco Inc [31-1], with brief, exhibits 1-8 and proof of mailing (RH) (Entered: 10/07/1999)
10/18/1999	33	REPLY by defendant E J Sacco Inc to response by Equal Empl [32-1] to application for costs, fees and expenses by E J Sacco Inc [31-1] with attachments and proof of mailing (DT) (Entered: 10/19/1999)
07/03/2000	34	ORDER by Judge Robert H. Cleland granting motion for Rule 11 sanctions by E J Sacco Inc [17-1], granting for costs, fees and expenses by E J Sacco Inc [31-1] with proof of mailing [EOD Date 7/5/00] (ls) (Entered: 07/05/2000)
07/18/2000	35	MOTION by plaintiff Equal Empl for reconsideration regrding interest on the judgment with brief, proof of mailing (dh) (Entered: 07/19/2000)
07/25/2000		STATUS conference held - Judge Robert H. Cleland (lt) (Entered: 07/26/2000)
07/26/2000	36	ORDER by Judge Robert H. Cleland holding in abeyance motion for reconsideration regrding interest on the judgment by Equal Empl [35-1] and authorizing plaintiff to file second motion for reconsideration, with proof of mailing [EOD Date 7/31/00] (dh) (Entered: 07/31/2000)
08/25/2000	37	RESPONSE by plaintiff Equal Empl to court's 6/30/00 order authorizing plaintiff to file second motion for reconsideration [36-1] with attachments (lh) (Entered: 08/29/2000)

08/29/2000	38	CERTIFICATION by David Ingram of copy of order and the court's 8/31/99 summary judgment order to each immediate superiors and to all fellow attorneys (lh) (Entered: 08/31/2000)
09/05/2000	39	RESPONSE by defendant to motion for reconsideration regrding interest on the judgment by Equal Empl [35-1] with attachments A-C, and proof of mailing. (PP) (Entered: 09/06/2000)
09/06/2000	40	RESPONSE by defendant to motion for reconsideration regrding interest on the judgment by Equal Empl [35-1] with attachments A-C, and proof of mailing. (PP) (Entered: 09/07/2000)
09/13/2000	41	REPLY by plaintiff Equal Empl to defendant's response to motion for reconsideration regrding interest on the judgment by Equal Empl [35-1], with proof of service (RH) (Entered: 09/14/2000)
09/14/2000	42	ATTACHMENT by plaintiff Equal Empl to response reply to motion for reconsideration regarding interest on the judgment[41-1] (RH) (Entered: 09/15/2000)
01/24/2001	43	ORDER by Judge Robert H. Cleland denying motion for reconsideration regrding interest on the judgment by Equal Empl [35-1] [EOD Date 1/25/01] (ew) (Entered: 01/25/2001)
03/23/2001	44	APPEAL by plaintiff Equal Empl of orders [43-1] and [34-1] to USCA with proof of service - FEE: not paid - Receipt #: ausa (do) (Entered: 03/27/2001)
03/27/2001	45	PROOF of mailing of notice of appeal to USCA and counsel of record (do) (Entered: 03/27/2001)
03/27/2001	46	CERTIFIED copy of appeal notice by Equal Empl [44-1] and docket transmitted to USCA (do) (Entered: 03/27/2001)
04/02/2001	47	TRANSCRIPT order form by plaintiff Equal Empl regarding appeal notice by Equal Empl [44-1] requesting transcript(s) of: none (RH) (Entered: 04/13/2001)
04/13/2001	48	ACKNOWLEDGEMENT from USCA of receipt of appeal notice of appeal & docket [46-1] - appeal case # 01-1445 (ew) (Entered: 04/16/2001)
07/24/2001	49	CERTIFIED copy of order from USCA dismissing appeal notice by Equal Empl [44-1] - appeal case # 01-1455 (RH) (Entered: 08/02/2001)

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