

CLOSED, JURY_TRIAL, TAC

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:03-cv-71238-PJD**

EEOC v. Elec Data Sys Corp
Assigned to: Judge Patrick J Duggan
Demand: \$0

Date Filed: 03/28/2003
Date Terminated: 05/04/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Dale R. Price, Jr.**
Equal Employment Opportunities
Commission
477 Michigan Avenue
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Detroit, MI 48226
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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V.

Defendant

Electronic Data Systems Corporation

represented by **Martin T. Wymer**
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1900 East 9th Street
Cleveland, OH 44114-3485
216-621-0200
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Brooke M. Hice

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TERMINATED: 01/26/2004

Sue M. Douglas

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TERMINATED: 01/26/2004

Date Filed	#	Docket Text
03/28/2003	1	COMPLAINT with jury demand - Receipt # usa (dh) (Entered: 03/31/2003)
04/28/2003	2	STATEMENT of disclosure of corporate affiliations and financial interests by defendant Elec Data Sys Corp (lh) (Entered: 04/29/2003)
04/28/2003	3	ANSWER by defendant Elec Data Sys Corp to complaint [1-1] with proof of service (lh) (Entered: 04/29/2003)
04/28/2003	3	AFFIRMATIVE defenses by defendant Elec Data Sys Corp with proof of service (lh) (Entered: 04/29/2003)
05/13/2003	4	NOTICE from the chambers of Judge Duggan setting civil status conference for 2:00 5/28/03 with proof of service (dh) (Entered: 05/14/2003)
05/20/2003	5	AMENDED NOTICE of setting civil status conference for 2:30 6/3/03 with proof of service (kb) (Entered: 05/22/2003)
06/03/2003		STATUS conference held - Judge Patrick J. Duggan (mo) (Entered: 06/03/2003)
06/03/2003	6	PRETRIAL scheduling order by Judge Patrick J. Duggan - setting deadline for witness list for 7/31/03 , setting deadline for discovery for 8/31/03 , setting deadline for filing motions for 9/15/03 , setting final pretrial conference for 3:15 11/12/03 , setting trailing trial docket for Nov/Dec/03 with proof of service (dh) (Entered: 06/04/2003)
06/10/2003	7	NOTICE of appearance for defendant Elec Data Sys Corp of attorney Martin T Wymer, Susan Marie Douglas and Brooke Miller Hice with proof of service (lh) (Entered: 06/11/2003)
07/31/2003	8	WITNESS list by defendant Elec Data Sys Corp with proof of service (dh) (Entered: 07/31/2003)

07/31/2003	9	WITNESS list by plaintiff EEOC with proof of service (dh) (Entered: 07/31/2003)
08/12/2003	10	SUPPLEMENTAL witness list by defendant, with proof of service. (PP) (Entered: 08/13/2003)
09/15/2003	11	MOTION by defendant for summary judgment with brief, attachments, and proof of service. (PP) (Entered: 09/16/2003)
10/02/2003	12	ORDER by Judge Patrick J. Duggan, setting trailing trial docket for November/December 2003 [EOD Date 10/3/03] (ew) (Entered: 10/03/2003)
10/14/2003	13	RESPONSE by plaintiff EEOC to motion for summary judgment by Elec Data Sys Corp [11-1] with attachments A-G, dep's of Rudolph, Holland, Dills, Hernandez, affidavit of Holland, proof of service (dh) (Entered: 10/16/2003)
10/16/2003	14	NOTICE by plaintiff EEOC granting the EEOC a seven page extension for its brief in response to defendant's motion for summary judgment , setting deadline for response to motion for summary judgment by Elec Data Sys Corp [11-1] for 10/14/03 with proof of service (dh) (Entered: 10/17/2003)
10/22/2003	15	NOTICE by Judge Duggan's chambers of setting hearing on motion for summary judgment by Elec Data Sys Corp [11-1] for 2:00 11/20/03 with proof of service. (PP) (Entered: 10/23/2003)
10/27/2003	16	LETTER by defendant Elec Data Sys Corp, confirming the extension of plaintiff's reply to response to motion for summary judgment by Elec Data Sys Corp [11-1] for 10/29/03 (RH) (Entered: 10/28/2003)
10/29/2003	17	REPLY by defendant Elec Data Sys Corp to response to motion for summary judgment by Elec Data Sys Corp [11-1] with exhibits 1,2 and proof of service. (RH) (Entered: 10/30/2003)
11/04/2003	18	MOTION by plaintiff to strike exhibits 1 and 2 of defendant's reply brief in support of its motion for summary judgment with brief, attachments and proof of service (ew) (Entered: 11/05/2003)
11/17/2003	19	BRIEF in opposition by defendant Elec Data Sys Corp to motion to strike exhibits 1 and 2 of defendant's reply brief in support of its motion for summary judgment by EEOC [18-1] with proof of service (dh) (Entered: 11/18/2003)
11/20/2003		MOTION hearing held on motion to strike exhibits 1 and 2 of defendant's reply brief in support of its motion for summary judgment by EEOC [18-1], motion for summary judgment by Elec Data Sys Corp [11-1] - disposition: taken under advisement - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 11/20/2003)
12/29/2003	20	MEMORANDUM opinion and order by Judge Patrick J. Duggan denying motion to strike exhibits 1 and 2 of defendant's reply brief in support of its motion for summary judgment by EEOC [18-1], denying motion for summary judgment by Elec Data Sys Corp [11-1] [EOD Date: 12/30/03], with proof of service. (PP) (Entered: 12/30/2003)
12/29/2003	21	ORDER by Judge Patrick J. Duggan denying motion to strike exhibits 1 and 2 of defendant's reply brief in support of its motion for summary judgment by EEOC

		[18-1], denying motion for summary judgment by Elec Data Sys Corp [11-1] [EOD Date 12/30/03], with proof of service. (PP) (Entered: 12/30/2003)
01/05/2004	22	NOTICE by Judge Duggan's chambers of resetting final pretrial conference for 2:45 1/20/04 with proof of service. (PP) (Entered: 01/06/2004)
01/15/2004	23	STIPULATION AND ORDER Final Pretrial Conference reset for 3/23/2004 02:00 PM, trial reset for March/April trailing docket before Honorable Patrick J Duggan. Signed by Judge Patrick J Duggan. (PPaul,) (Entered: 01/27/2004)
02/02/2004	24	NOTICE by Brooke Miller Hice counsel for Electronic Data Systems Corporation of withdrawal (LSeI,) (Entered: 02/17/2004)
03/08/2004	25	MOTION in Limine regarding the order of presentation of witnesses by Equal Employment Opportunity Commission. (NHoll,) (Entered: 03/23/2004)
03/08/2004	26	CERTIFICATE OF SERVICE by Equal Employment Opportunity Commission. (NHoll,) (Entered: 03/23/2004)
03/11/2004	28	EMERGENCY MOTION to take de bene esse deposition by Equal Employment Opportunity Commission. (NHoll,) (Entered: 03/26/2004)
03/12/2004	29	ORDER REFERRING MOTION to Magistrate Judge Scheer: 28 MOTION Deposition filed by Equal Employment Opportunity Commission. Signed by Judge Patrick J Duggan. (NHoll,) (Entered: 03/30/2004)
03/16/2004		ORAL MOTION to Take De Bene Esse Deposition by Equal Employment Opportunity Commission. (VSim,) (Entered: 03/23/2004)
03/16/2004		Minute Entry -Telephonic Motion Hearing held on 3/16/2004 re ORAL MOTION to Take De Bene Esse Deposition filed by Equal Employment Opportunity Commission before Honorable Donald A Scheer. Disposition: GRANTED (VSim,) (Entered: 03/23/2004)
03/16/2004		ORAL ORDER granting ORAL Motion to Take De Bene Esse Deposition . Entered by Judge Donald A Scheer. (VSim,) Modified on 3/23/2004 (VSim,). (Entered: 03/23/2004)
03/16/2004	30	REPLY BRIEF in Support of 28 EMERGENCY MOTION to take Deposition filed by Equal Employment Opportunity Commission. (NHoll,) (Entered: 03/31/2004)
03/17/2004	31	ORDER granting 28 EMERGENCY MOTION to take deposition filed by Equal Employment Opportunity Commission. Signed by Magistrate Judge Donald A Scheer. (NHoll,) (Entered: 04/01/2004)
03/17/2004	32	RESPONSE to 28 EMERGENCY Motion to take deposition filed by Electronic Data Systems Corporation. (NHoll,) (Entered: 04/01/2004)
03/18/2004	33	MOTION to exclude witness or, alternatively, in limine by Electronic Data Systems Corporation ; with exhibits A-D. (Attachments: # 1 Document Continuation)(DPer,) (Entered: 04/07/2004)
03/18/2004	34	UNOPPOSED emergency motion to continue trial date until on or after April 5, 2004 based on the physical incapacity of a key witness by Electronic Data Systems Corporation. (DPer,) (Entered: 04/07/2004)

03/23/2004	35	MOTION in limine regarding Tone Holland's physical ailments by Electronic Data Systems Corporation; with exhibit A.(DPer,) (Entered: 04/09/2004)
03/23/2004	36	MOTION in limine to exclude plaintiff's unopposed and subjective opinion testimony by Electronic Data Systems Corporation; with exhibits A-D. (DPer,) (Entered: 04/09/2004)
03/23/2004	37	MOTION in limine to exclude the EEOC from offering or using an inadmissible position statement at trial by Electronic Data Systems Corporation; with exhibits A-B. (DPer,) (Entered: 04/09/2004)
03/23/2004	38	NOTICE by Equal Employment Opportunity Commission of withdrawal of 25 Motion in limine regarding the order of presentation of witnesses. (DPer,) (Entered: 04/09/2004)
03/25/2004	39	JOINT FINAL PRETRIAL ORDER. Signed by Judge Patrick J Duggan. (DPer,) (Entered: 04/13/2004)
03/26/2004	27	NOTICE TO APPEAR: Jury Trial set for 4/26/2004 09:00 AM before Honorable Patrick J Duggan. Voir Dire set for 4/23/2004 09:00AM before Honorable Donald A Scheer. (MOre,) (Entered: 03/26/2004)
03/30/2004	40	RESPONSE to 33 Motion to exclude witness or, alternatively, in limine filed by Equal Employment Opportunity Commission; with exhibits A-B. (DPer,) (Entered: 04/14/2004)
03/30/2004	41	RESPONSE to 37 Motion in liminie to exclude the Commission from offering or using an inadmissible position statement at trial filed by Equal Employment Opportunity Commission; with exhibits. (Attachments: # 1 Document Continuation)(DPer,) (Entered: 04/14/2004)
03/30/2004	42	RESPONSE to 36 Motion in limine to exclude plaintiff's unfounded and subjective opinion testimony filed by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/14/2004)
03/30/2004	43	MOTION in limine to exclude EDS from offering evidence regarding pregnancy and maternity leave by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/14/2004)
03/30/2004	44	RESPONSE to 35 Motion in limine regarding Tone Holland's physical ailments filed by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/14/2004)
04/07/2004	45	REPLY to response to 35 Motion in liminie filed by Electronic Data Systems Corporation. (DPer,) (Entered: 04/20/2004)
04/07/2004	46	REPLY to response to 37 Motion in liminie filed by Electronic Data Systems Corporation; with exhibit A. (DPer,) (Entered: 04/20/2004)
04/07/2004	47	REPLY to response to 33 Motion to exclude witness, or alternatively, in limine filed by Electronic Data Systems Corporation; with exhibit A. (DPer,) (Entered: 04/20/2004)
04/07/2004	48	REPLY to response to 36 Motion in liminie filed by Electronic Data Systems Corporation. (DPer,) (Entered: 04/20/2004)

04/09/2004	49	MOTION in limine to exclude defendant from offering inadmissible testimony at trial by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/22/2004)
04/15/2004	50	RESPONSE to 49 Motion in limine filed by Electronic Data Systems Corporation. (DPer,) (Entered: 04/24/2004)
04/16/2004	51	RESPONSE to 43 Motion in limine to exclude evidence regarding pregnancy and maternity leaves filed by Electronic Data Systems Corporation; with exhibit A. (DPer,) (Entered: 04/26/2004)
04/19/2004	52	REPLY to response to 43 Motion in limine filed by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/26/2004)
04/20/2004	53	REPLY to response to 49 Motion in limine filed by Equal Employment Opportunity Commission. (DPer,) (Entered: 04/26/2004)
04/23/2004		Minute Entry -Voir Dire begun on 4/23/2004 before Honorable Donald A Scheer. (Tape #Marie Metcalf) (VSim,) (Entered: 04/26/2004)
04/23/2004		Minute Entry -Voir Dire concluded on 4/23/2004 before Honorable Donald A Scheer. (Court Reporter Marie Metcalf) (VSim,) (Entered: 04/26/2004)
04/23/2004	54	CONSENT by the parties to allow Magistrate Judge Donald A. Scheer to preside over jury selection. (DPer,) (Entered: 04/28/2004)
04/23/2004		Minute Entry -Jury Impaneled before Honorable Donald A Scheer. (Court Reporter Marie Metcalf) (MOre,) (Entered: 05/04/2004)
04/26/2004		Minute Entry -Jury Trial begun on 4/26/2004, Jury Trial held on 4/26/2004 before Honorable Patrick J Duggan. Disposition: & continued to 4/27/04@9:00(Court Reporter Marie Metcalf) (MOre,) (Entered: 05/04/2004)
04/27/2004		Minute Entry -Jury Trial held on 4/27/2004 before Honorable Patrick J Duggan. Disposition: & continued to 4/28/04@9:00(Court Reporter Marie Metcalf) (MOre,) (Entered: 05/04/2004)
04/28/2004	55	JURY VERDICT FORM.(DPer,) (Entered: 05/04/2004)
04/28/2004		Minute Entry -Jury Trial held on 4/28/2004 before Honorable Patrick J Duggan. Disposition: & continued to 4/29/04@9:00(Court Reporter Marie Metcalf) (MOre,) (Entered: 05/04/2004)
04/29/2004		Minute Entry -Jury Deliberation Held, Jury Trial completed on 4/29/2004, Jury Trial held on 4/29/2004, JURY VERDICT of No Cause before Honorable Patrick J Duggan. (Court Reporter Marie Metcalf) (MOre,) (Entered: 05/04/2004)
05/04/2004	56	JUDGMENT in favor of defendant against plaintiff. (CGre,) (Entered: 05/05/2004)
05/04/2004	57	NOTICE Regarding Filing of Deposition of Juanita Hernandez (JGilb,) (Entered: 05/07/2004)
05/04/2004	58	DEPOSITION of Juanita Hernandez taken on April 1, 2004. (Attachments: # 1 Document Continuation # 2 Document Continuation)(JGilb,) (Entered: 05/07/2004)

05/04/2004	59	NOTICE Regarding Filing of Deposition of Tena Bracy (JGilb,) (Entered: 05/07/2004)
05/04/2004	60	DEPOSITION of Tena Bracy taken on March 18, 2004. (Attachments: # 1 Document Continuation)(JGilb,) (Entered: 05/07/2004)
06/07/2004	61	BILL OF COSTS by Electronic Data Systems Corporation. (DPer,) (Entered: 06/07/2004)
06/22/2004	62	Costs Taxed in amount of \$ 3,704.05 against plaintiff. (LBeh,) (Entered: 06/22/2004)

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