

CLOSED, DAS

**U.S. District Court  
Eastern District of Michigan (Detroit)  
CIVIL DOCKET FOR CASE #: 2:97-cv-70306-PJD**

EEOC v. Perfection Steel  
Assigned to: Judge Patrick J Duggan  
Demand: \$0

Date Filed: 01/24/1997  
Date Terminated: 02/05/1998  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Adele Rapport**  
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V.

**Defendant**

**Perfection Steel Treating, Incorporated**

represented by **Donald H. Scharg**  
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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
01/24/1997	1	COMPLAINT filed; jury demand - Receipt # USA (JC) (Entered: 01/28/1997)
02/18/1997	2	FIRST AMENDED complaint by plaintiff EEOC with jury demand (ls) (Entered: 02/19/1997)
02/19/1997	4	MOTION by defendant Perfection Steel for more definite statement with brief (ls) (Entered: 02/20/1997)
02/19/1997	5	ANSWER by defendant Perfection Steel to amended complaint by EEOC [2-1] with jury demand (ls) (Entered: 02/20/1997)
02/19/1997	5	AFFIRMATIVE defenses by defendant Perfection Steel (ls) (Entered: 02/20/1997)
02/20/1997	3	PROOF of mailing by EEOC of first amended complaint (lh) (Entered: 02/20/1997)
02/27/1997	6	RESPONSE by plaintiff EEOC to motion for more definite statement by Perfection Steel [4-1] with attachment (lh) (Entered: 02/27/1997)
02/28/1997		SCHEDULE: by Judge Patrick J. Duggan status conference set for 2:30 3/11/97 (mo) (Entered: 02/28/1997)

03/03/1997	7	NOTICE by the court of status conference (db) (Entered: 03/03/1997)
03/10/1997	8	ANSWER by defendant Perfection Steel to amended complaint by EEOC [2-1]; jury demand (bk) (Entered: 03/10/1997)
03/11/1997		STATUS conference held - Judge Patrick J. Duggan (mo) (Entered: 03/11/1997)
03/11/1997	9	PRETRIAL scheduling order by Judge Patrick J. Duggan - deadline for witness list set for 5/31/97 , deadline for discovery set for 6/30/97 , deadline for filing motions set for 7/15/97 , final pretrial conference set for 9/10/97 , civil jury trial set for 9/1/97 with proof of mailing (bk) (Entered: 03/12/1997)
05/21/1997	10	PROOF of mailing by defendant Perfection Steel of Answers to First Set of Interrogatories and Request for Production of Documents upon plaintiff EEOC (bk) Modified on 05/23/1997 (Entered: 05/22/1997)
05/22/1997	11	PROOFS (2) of mailing by plaintiff EEOC of First and Second Set of Interrogatories and Requests for Documents directed to defendant Perfection Steel (bk) (Entered: 05/23/1997)
05/30/1997	12	NOTICE by plaintiff of taking deposition of Donald Paige, June 4,1997 at 9:00 a.m., Tim Wagner at 11:00 a.m., Milton Willis at 2:00 p.m., Miguel Foster on June 10, 1997 at 9:00 a.m., Sam Sammaddar at 11:00 a.m. and Lisa Johnson at 2:00 p.m. with proof of mailing (ls) (Entered: 06/02/1997)
05/30/1997	13	PROOF of mailing of plaintiff's third set of requests for documents and things (ls) (Entered: 06/02/1997)
06/02/1997	14	WITNESS list by defendant Perfection Steel with proof of mailing (ls) (Entered: 06/03/1997)
06/04/1997	15	WITNESS list by plaintiff EEOC with proof of mailing (ls) (Entered: 06/05/1997)
06/05/1997	16	FRIST amended witness list by plaintiff EEOC (ls) (Entered: 06/06/1997)
06/12/1997	17	NOTICE by plaintiff of taking deposition of Sam Sammaddar on 6/18/97 at 10:00am with proof of mailing (ld) (Entered: 06/16/1997)
06/19/1997	18	PROOF of mailing of EEOC's fifth set of requests for documents (lh) (Entered: 06/19/1997)
06/19/1997	19	PROOF of mailing of EEOC's fourth set of requests for documents (lh) (Entered: 06/19/1997)
06/26/1997	20	RE-NOTICE by plaintiff EEOC of taking deposition of Sam Sammaddar on 6/27/97 at 9:30 am (db) (Entered: 06/27/1997)
06/26/1997	21	NOTICE by plaintiff EEOC of taking deposition of Charles Brannon on 6/30/97 at 9:00 am (db) (Entered: 06/27/1997)
06/26/1997	22	NOTICE by plaintiff EEOC of taking deposition of Mark Methena on 6/30/97 at 11:00 am (db) (Entered: 06/27/1997)
06/26/1997	23	PROOF of mailing by plaintiff EEOC of notices of taking deposition (db) (Entered: 06/27/1997)

07/02/1997	24	STIPULATION and order by Judge Patrick J. Duggan, with respect to confidentiality agreement (PP) (Entered: 07/07/1997)
07/15/1997	25	MOTION by defendant Perfection Steel in limine prohibiting the plaintiff from using an interpreter in limine prohibiting the plaintiff from using the on-site video tape taken on May 12, 1997 pursuant to Rule 34 with brief, exhibits and proof of mailing (ew) Modified on 07/25/1997 (Entered: 07/16/1997)
07/15/1997	25	MOTION by defendant Perfection Steel for summary judgment with notice, brief and exhibits (ew) Modified on 07/25/1997 (Entered: 07/25/1997)
07/17/1997	26	AMENDED proof of mailing of defendant's motion in limine, brief, defendant's motion for summary judgment, and notice of hearing (lh) Modified on 07/25/1997 (Entered: 07/21/1997)
07/30/1997	27	ORDER by Judge Patrick J. Duggan establishing trailing docket for the period of September and October 1997 (ls) (Entered: 08/04/1997)
08/01/1997	28	RESPONSE by plaintiff EEOC to motion in limine prohibiting the plaintiff from using an interpreter by Perfection Steel [25-1] and using the on-site video tape taken on May 12, 1997 [25-2] with brief and exhibits (ls) (Entered: 08/04/1997)
08/01/1997	29	RESPONSE by plaintiff EEOC to motion for summary judgment by Perfection Steel [25-1] with brief and exhibits (ls) (Entered: 08/04/1997)
08/01/1997	29	CROSS-MOTION by plaintiff EEOC for partial summary judgment with brief and exhibits (ls) (Entered: 08/04/1997)
08/12/1997	30	REPLY by defendant Perfection Steel to response to motion for summary judgment by Perfection Steel [25-1] with proof of mailing (ld) (Entered: 08/14/1997)
08/15/1997	31	RESPONSE by defendant Perfection Steel to cross-motion for partial summary judgment by EEOC [29-1] with brief, attachment and proof of mailing (lh) (Entered: 08/18/1997)
08/18/1997		SCHEDULE: by Judge Patrick J. Duggan hearing on motion for partial summary judgment by EEOC [29-1] set for 2:00 9/4/97, motion for summary judgment by Perfection Steel [25-1] set for 2:00 9/4/97 , final pretrial conference set for 2:46 9/16/97 (mo) (Entered: 08/18/1997)
08/18/1997	32	NOTICE and order by Judge Patrick J. Duggan scheduling hearing on motion for summary judgment by Perfection Steel [25-1] and cross motion for partial summary judgment by EEOC [29-1] and adjourning final pretrial conference (lh) (Entered: 08/19/1997)
08/19/1997	33	PROOF of mailing of EEOC's motion and brief in response to defendant's motion for summary judgment and EEOC's cross motion for summary judgment and the EEOC's motion and response to defendant's motion in limine (lh) (Entered: 08/20/1997)
08/25/1997	34	REPLY by plaintiff EEOC to defendant's response to motion for partial summary judgment by EEOC [29-1] with attachment and proof of mailing (db) (Entered: 08/26/1997)

09/04/1997		MOTION hearing held on motion for partial summary judgment by EEOC [29-1], motion for summary judgment by Perfection Steel [25-1] - disposition: denied - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 09/04/1997)
09/16/1997		FINAL pretrial conference held and continued to 9:00 9/17/97 - Judge Patrick J. Duggan (mo) (Entered: 09/17/1997)
09/17/1997		FINAL pretrial conference held - Judge Patrick J. Duggan (mo) (Entered: 09/18/1997)
09/23/1997	35	JOINT FINAL pretrial order by Judge Patrick J. Duggan (ls) (Entered: 09/24/1997)
09/26/1997	36	APPEARANCE and notice of appearance for defendant Perfection Steel of attorney Paul D. Kramer, Donald H. Scharg with proof of mailing (ld) (Entered: 09/30/1997)
10/01/1997	37	PROOF of mailing by plaintiff's notice of taking de bene esse depositions (ld) (Entered: 10/02/1997)
10/02/1997		VOIR DIRE held before Magistrate Judge Donald A. Scheer - Court Reporter: Carol Sapala (RJ) (Entered: 10/02/1997)
10/02/1997		JURY impanelment held before Magistrate Judge Donald A. Scheer -Court Reporter: Carol Sapala (RJ) (Entered: 10/02/1997)
10/02/1997		JURY sworn before Magistrate Judge Donald A. Scheer - Court Reporter: Carol Sapala (RJ) (Entered: 10/02/1997)
10/02/1997		CIVIL jury trial begun - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 10/03/1997)
10/02/1997		CIVIL jury trial continued to 8:45 10/3/97 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 10/03/1997)
10/02/1997	38	OPINION AND ORDER by Judge Patrick J. Duggan, that Dayton Lawson's answer on his application for employment with defendant regarding any physical limitations may not be used against him in this action (See opinion and order for details) (ld) (Entered: 10/03/1997)
10/03/1997		CIVIL jury trial held and continued to 8:45 10/6/97 - Judge Patrick J. Duggan - Court Reporter: Denise Mosby & Carol Sapala (mo) (Entered: 10/03/1997)
10/06/1997	39	NOTICE by plaintiff EEOC of filing of deposition with the court in compliance with Local Rule 26.2 of Dayton Allen Lawson (lh) Modified on 03/31/1998 (Entered: 10/06/1997)
10/06/1997	40	DEPOSITION of Dayton Allen Lawson taken on 7/1/97 (lh) (Entered: 10/06/1997)
10/06/1997		CIVIL jury trial held and continued to 8:45 10/7/97 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 10/06/1997)
10/07/1997		CIVIL jury trial held and continued to 8:45 10/8/97 - Judge Patrick J. Duggan - Court Reporter: Denise Mosby (mo) (Entered: 10/07/1997)

10/08/1997		CIVIL jury trial held and continued to 8:45 10/9/97 - Judge Patrick J. Duggan - Court Reporter: Denise Mosby (mo) (Entered: 10/08/1997)
10/09/1997	41	NOTICE by plaintiff EEOC of filing depositions and/or other discovery material Charles Brannon, 7/10/97; Mark Mathena, 7/10/97; Lisa Johnson, 6/10/97 & 6/18/97; Miguel Foster, 6/10/97 (ew) (Entered: 10/09/1997)
10/09/1997	42	DEPOSITION of Charles Brannon taken on 7/10/97 (ew) (Entered: 10/09/1997)
10/09/1997	43	DEPOSITION of Mark Mathena taken on 7/10/97 (ew) (Entered: 10/09/1997)
10/09/1997	44	DEPOSITION of Lisa Johnson taken on 6/10/97 (volume 1) (ew) Modified on 10/09/1997 (Entered: 10/09/1997)
10/09/1997	45	DEPOSITION of Lisa Johnson taken on 6/18/97 (volume 2) (ew) Modified on 10/09/1997 (Entered: 10/09/1997)
10/09/1997	46	DEPOSITION EXHIBITS filed by plaintiff EEOC for Lisa Johnson (ew) (Entered: 10/09/1997)
10/09/1997	47	DEPOSITION of Donald Paige taken on 6/4/97 (Volume 1) (ew) Modified on 10/09/1997 (Entered: 10/09/1997)
10/09/1997	48	DEPOSITION of Donald Paige taken on 6/10/97 (Volume 2) (ew) (Entered: 10/09/1997)
10/09/1997	49	DEPOSITION of Miguel Foster taken on 6/10/97 (ew) (Entered: 10/09/1997)
10/09/1997		CIVIL jury trial held and continued to 8:45 10/10/97 - Judge Patrick J. Duggan - Court Reporter: Lynn Altpeter (mo) (Entered: 10/09/1997)
10/10/1997		CIVIL jury trial held and continued to 9:00 10/14/97 - Judge Patrick J. Duggan - Court Reporter: Lynn Altpeter (mo) (Entered: 10/14/1997)
10/10/1997		JURY deliberations held and continued to 9:00 10/14/97 (mo) (Entered: 10/14/1997)
10/14/1997		JURY deliberations held (mo) (Entered: 10/14/1997)
10/14/1997		CIVIL jury trial concluded, mistrial declared, jury discharged - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 10/14/1997)
01/16/1998		SCHEDULE: by Judge Patrick J. Duggan civil jury trial set for 9:00 1/29/98 (mo) (Entered: 01/16/1998)
01/20/1998	50	TRANSCRIPT taken on 10/10/97 - Vol. I (db) (Entered: 01/21/1998)
01/20/1998	51	TRANSCRIPT taken on 10/10/97 - Vol. II (db) Modified on 01/21/1998 (Entered: 01/21/1998)
01/28/1998	52	VOIR DIRE questions by plaintiff EEOC (db) (Entered: 01/29/1998)
01/29/1998		VOIR DIRE held before Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 01/29/1998)
01/29/1998		JURY impanelment held before Judge Patrick J. Duggan -Court Reporter: Carol Sapala (mo) (Entered: 01/29/1998)

01/29/1998		JURY sworn before Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 01/29/1998)
01/29/1998		CIVIL jury trial begun and continued to 8:45 1/30/98 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 01/29/1998)
01/29/1998	53	VOIR DIRE questions by defendant Perfection Steel (db) (Entered: 01/30/1998)
01/30/1998		CIVIL jury trial held and continued to 8:45 2/2/98 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 01/30/1998)
02/02/1998		CIVIL jury trial held and continued to 8:45 2/3/98 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 02/02/1998)
02/03/1998		CIVIL jury trial held and continued to 8:45 2/4/98 - Judge Patrick J. Duggan - Court Reporter: Carol Sapala (mo) (Entered: 02/03/1998)
02/04/1998		CIVIL jury trial held - Judge Patrick J. Duggan - Court Reporter: Denise Mosby (mo) (Entered: 02/05/1998)
02/04/1998		JURY deliberations held (mo) (Entered: 02/05/1998)
02/04/1998		CIVIL jury trial concluded - Judge Patrick J. Duggan - Court Reporter: Denise Mosby (mo) (Entered: 02/05/1998)
02/04/1998		JURY verdict entered for defendant Perfection Steel and against plaintiff EEOC - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 02/05/1998)
02/05/1998	54	JURY VERDICT form (ew) (Entered: 02/06/1998)
02/05/1998	55	JUDGMENT entered by Judge Patrick J. Duggan that plaintiff take nothing, that action be dismissed on the merits and that the defendant recover of the plaintiff its costs of action with proof of mailing (ew) (Entered: 02/06/1998)
02/12/1998	56	BILL of costs by defendant Perfection Steel in the amount of \$ 49,482.35 with attachment and proof of mailing (ld) (Entered: 02/13/1998)
04/28/1998	57	COSTS taxed for Perfection Steel in the amount of \$ 55.95 by Ellen Peltier, with proof of mailing. (ep) (Entered: 04/28/1998)
06/01/1998	58	MOTION by defendant for attorney fees , for costs with brief, attachments, notice of hearing, and proof of mailing. (PP) (Entered: 06/02/1998)
06/05/1998	59	AMENDED MOTION by defendant Perfection Steel for attorney fees and for costs with attachment and proof of mailing (ls) (Entered: 06/08/1998)
06/08/1998	60	LETTER by plaintiff's counsel confirming the extension to file response to motion for attorney fees [59-1] and motion for costs by Perfection Steel [59-2] (ls) (Entered: 06/10/1998)
06/11/1998	61	BRIEF in response by plaintiff to motion for attorney fees by Perfection Steel [59-1], motion for costs by Perfection Steel [59-2], motion for attorney fees by Perfection Steel [58-1], motion for costs by Perfection Steel [58-2] with proof of mailing (PP) (Entered: 06/15/1998)

10/30/1998	62	ORDER by Judge Patrick J. Duggan denying motion for attorney fees [59-1] and denying motion costs by Perfection Steel [59-2] (ls) (Entered: 11/04/1998)
11/05/2001	63	TRANSCRIPT taken on 10/7/97 of Trial (ew) (Entered: 11/06/2001)
11/05/2001	64	TRANSCRIPT taken on 10/8/97 of Trial (Testimony of Milton Willis) (ew) (Entered: 11/06/2001)
11/05/2001	65	TRANSCRIPT taken on 10/8/97 of Excerpt transcript of Trial - Part 2 (ew) (Entered: 11/06/2001)
12/19/2001	66	TRANSCRIPT taken on 10/3/97 of Excerpt of Trial - Part 1 of 2 (PP) (Entered: 12/20/2001)

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