

ATYADM, CLOSED, FRC, PROTO

**U.S. District Court
District of Minnesota (DMN)
CIVIL DOCKET FOR CASE #: 0:99-cv-01477-DWF-AJB**

EEOC v. Federal Express Corp
Assigned to: Judge Donovan W. Frank
Referred to: Magistrate Judge Arthur J. Boylan
Demand: \$0
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 09/28/1999
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff**Equal Employment Opportunity
Commission**

represented by **Dennis R McBride**
Equal Employment Opportunity
Commission
310 W Wisconsin Ave Ste 800
Milwaukee, WI 53203-2292
414-297-4188
Fax: 414-297-3146
Email: dennis.mcbride@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Reuben Daniels
Equal Employment Opportunity
Commission
310 W Wisconsin Ave Ste 800
INACTIVE
Milwaukee, WI 53203-2292
(414) 297-1111
Fax: 14142973146
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**Federal Express Corporation**

represented by **Colby S Morgan**
Federal Express Corp
Legal Dept
3620 Hacks Cross Rd
Bldg B - 3rd Fl
Memphis, TN 38125
901-434-8545
Email: csmorgan@fedex.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Jordan-Huffman

Oppenheimer Wolff & Donnelly LLP
 45 S 7th St Ste 3300
 Minneapolis, MN 55402
 (612) 607-7289
 Fax: 612-607-7100
 Email:
 djordan-huffman@oppenheimer.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin K LaPointe

Burke Warren MacKay & Serritella
 330 Wabash Ave N 22nd fl
 Chicago, IL 60611
 312-840-7000
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael J Vint

Federal Express Co
 1980 Nonconnah Blvd
 Memphis, TN 38132
 901-395-3936
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor**Paul B Hummel**represented by **Joni M Thome**

Halunen & Associates
 220 South Sixth Street Ste 2000
 Minneapolis, MN 55402
 (612) 605-4098
 Fax: (612) 605-4099
 Email: thome@halunenlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/28/1999	1	COMPLAINT - No Summons issued. Assigned to Judge Donovan W. Frank per civil rights list and referred to Magistrate Judge Arthur J. Boylan. (5 pgs) (MKC) (Entered: 09/29/1999)
12/06/1999		NOTICE by Federal Express Corp of association of counsel David Jordan-Huffman, Martin K LaPointe, Michael J Vint (VEM) (Entered: 12/06/1999)

12/06/1999		NOTICE SENT to out of state attorney: Michael J. Vint. (VEM) (Entered: 12/06/1999)
12/06/1999	2	STIPULATION AND ORDER (Magistrate Judge Arthur J. Boylan) for extension of time to and including 12/10/99 to respond to pltf's complaint 3pgs (c: attys.) (JMR) (Entered: 12/08/1999)
12/06/1999		Pro hac vice information sent to Michael Vint (JMR) (Entered: 12/08/1999)
12/06/1999		Atty. Admission information sent to Martin LaPointe (JMR) (Entered: 12/08/1999)
12/27/1999	3	MOTION by defendant to dismiss (to Judge Donovan W. Frank) , or in the alternative, for summary judgment 2pg(s) (JMR) (Entered: 12/28/1999)
12/27/1999	4	MEMORANDUM by defendant in support of motion to dismiss, or in the alternative, for summary judgment [3-1] [3-2] 3pg(s) (JMR) (Entered: 12/28/1999)
12/27/1999	5	AFFIDAVIT of David Jordan-Huffman 4pg(s) (JMR) (Entered: 12/28/1999)
12/27/1999	6	MEMORANDUM by plaintiff in opposition to motion to dismiss, or in the alternative, for summary judgment [3-1] [3-2] 10pg(s) (JMR) (Entered: 12/28/1999)
12/27/1999	7	AFFIDAVIT of Dennis R. McBride 3pg(s) (JMR) (Entered: 12/28/1999)
12/27/1999	8	REPLY by defendant to motion to dismiss, or in the alternative, for summary judgment [3-1] [3-2] 11pg(s) (JMR) (Entered: 12/28/1999)
01/03/2000	9	MOTION by EEOC for leave to file sur-reply brief opposing deft's motion to dismiss. (to Judge Donovan W. Frank) 2pg(s) (VEM) (Entered: 01/03/2000)
01/12/2000	10	MOTION by deft for leave to file Sur-Reply memorandum in further support of its motion to dismiss (to Judge Donovan W. Frank) (3pg(s) (DDB) (Entered: 01/14/2000)
01/19/2000	11	MOTION by deft for protective order (to Magistrate Judge Arthur J. Boylan) ret. on 1/25/00 at 10:00 a.m. (3pg(s) (DDB) (Entered: 01/21/2000)
01/19/2000	12	MEMORANDUM by deft in support of its motion for protective order [11-1]. (4pg(s) (DDB) Modified on 01/21/2000 (Entered: 01/21/2000)
01/19/2000	13	AFFIDAVIT of David Jordan-Huffman regarding deft's motion for protective order [11-1]. (4pg(s) (DDB) (Entered: 01/21/2000)
01/24/2000	14	MEMORANDUM by plaintiff in opposition to motion for protective order [11-1] 9pg(s) (JMR) (Entered: 01/25/2000)
01/24/2000	15	AFFIDAVIT of Dennis R. McBride 31pg(s) (JMR) (Entered: 01/25/2000)
01/24/2000	16	AFFIDAVIT of Paul B. Hummel regarding pltf's opposition to deft's motion to quash deposition. pg(s) (DDB) (Entered: 01/26/2000)
01/24/2000	17	PETITION AND ORDER for admission pro hac vice (Clerk Francis E. Dosal) on behalf of defendant by Martin LaPointe 1pg(s) (JMR) (Entered: 01/26/2000)

01/25/2000	18	MINUTES:(Magistrate Judge Arthur J. Boylan) deft's expedited motion for protective order. Motion denied. Depo will take place as scheduled 1/26/00 at 9:30 a.m. 1pg (JMR) (Entered: 01/27/2000)
01/26/2000	19	ORDER (Magistrate Judge Arthur J. Boylan / 1/25/00) That deft's motion for a protective order is denied. The deposition of Paul B. Hummel scheduled to take place on 1/26/00, shall proceed as scheduled. (c: attys.) 1pg (JMR) (Entered: 01/27/2000)
01/26/2000	20	PRETRIAL SCHEDULING ORDER (Magistrate Judge Arthur J. Boylan) discovery set for 6/1/00 ; amd complaint set for 3/1/00 ; non-dispositive motions set for 6/1/00 ; dispositive motions set for 7/1/00 ; ready for trial set for 11/1/00 2 pg(s) (cc: all counsel) (VEM) (Entered: 01/27/2000)
01/26/2000	24	STIPULATION regarding intervention of Paul B. Hummel (JMR) Modified on 02/09/2000 (Entered: 02/09/2000)
02/02/2000	21	MOTION by Paul B Hummel to intervene (to Judge Donovan W. Frank) 11pg(s) (JMR) (Entered: 02/03/2000)
02/03/2000	22	Notice of Settlement Conference (Magistrate Judge Arthur J. Boylan) ; settlement conference set for 9:30 a.m. 2/15/00 2pg(s) (cc: all counsel) (JMR) (Entered: 02/03/2000)
02/03/2000	23	MINUTES:(Magistrate Judge Arthur J. Boylan /) Telephone conference in re : early mediation. s/c at 9:30 on 2/15/00 (1 pg) (MKC) (Entered: 02/04/2000)
02/11/2000	25	MEMORANDUM, OPINION, AND ORDER: (Judge Donovan W. Frank) The deft's motion to dismiss or, in the alternative, for sumjgm is denied. The motion by EEOC for leave to file sur-reply brief is denied. The motion be deft. for leave to file sur-reply brief is denied. (c: attys.) 6pgs [3][9][10] (JMR) (Entered: 02/15/2000)
02/16/2000	26	Deft's Rule 26 Disclosure statement 5pgs (JMR) (Entered: 02/18/2000)
02/23/2000	27	ANSWER by deft Federal Express Corp. (4pg(s) (DDB) (Entered: 02/25/2000)
03/14/2000	28	MINUTES (Magistrate Judge Arthur J. Boylan /) Settlement conference not held - stricken from calendar 1pg(s) (SJH) (Entered: 03/15/2000)
03/16/2000	29	ORDER (Magistrate Judge Arthur J. Boylan / 3/15/00) granting Paul B. Hummel's motion to intervene in this action; and Paul B. Hummel will file his complaint in intervention on/before 4/1/00 (c: attys.) 1pg (JMR) (Entered: 03/20/2000)
03/27/2000	30	COMPLAINT in intervention by Paul B. Hummel 8pg(s) (JMR) (Entered: 03/30/2000)
04/17/2000	31	JOINT MOTION to amend pretrial scheduling order (to Magistrate Judge Arthur J. Boylan) 6pg(s) (DFL) (Entered: 04/20/2000)
04/17/2000	32	JOINT MEMORANDUM in support of motion to amend pretrial scheduling order [31-1] 7pg(s) (DFL) (Entered: 04/20/2000)
04/24/2000	33	STIPULATION AND Amended Pretrial Scheduling ORDER (Magistrate Judge John M. Mason) granting motion to amend pretrial scheduling order as follows:

		[31-1] ; amd complaint set for 3/1/00 ; discovery set for 7/14/00 ; motions set for 7/14/00 ; dispositive motions set for 8/15/00 ; ready for trial set for 12/15/00 7pg(s)(cc: all counsel) (JMR) (Entered: 04/25/2000)
05/04/2000	34	ORIGINAL SUMMONS AND RETURN OF SERVICE executed upon defendant Federal Express Corp on 4/25/00 2pg(s) (DFL) (Entered: 05/09/2000)
05/31/2000	35	MOTION by plaintiff to compel discovery. (to Magistrate Judge Arthur J. Boylan) Ret. 6/14/00 at 9:00 am. 2 pg(s) (VEM) (Entered: 06/01/2000)
05/31/2000	36	MEMORANDUM by plaintiff in support of motion to compel discovery. [35-1] 35pg(s) (VEM) (Entered: 06/01/2000)
05/31/2000	37	AFFIDAVIT of Dennis R. McBride regarding motion to compel discovery. [35-1] 1+pg(s) Separate (VEM) (Entered: 06/01/2000)
06/07/2000	38	RESPONSE by defendant to motion to compel [35-1] 21pg(s) (JMR) (Entered: 06/09/2000)
06/07/2000	39	AFFIDAVIT of David Jordan-Huffman 26pg(s) (JMR) (Entered: 06/09/2000)
06/13/2000	40	AFFIDAVIT of E. Marie Chartier regarding motion to compel discovery [35-1] 7pg(s) (DFL) (Entered: 06/15/2000)
06/14/2000	45	MINUTES: (Magistrate Judge Arthur J. Boylan) taking under advisement on the motion to compel discovery [35-1] 1pg(s) (DFL) (Entered: 06/23/2000)
06/16/2000	41	PETITION AND ORDER for admission pro hac vice (Clerk Francis E. Dosal) on behalf of defendant Federal Express Corp by Michael J. Vint 1pg(s) (JMR) (Entered: 06/19/2000)
06/21/2000	42	MOTION and second motion by EEOC to compel discovery responses and for rule 37 sanctions. (to Magistrate Judge Arthur J. Boylan) Ret. 7/5/00 at 2:00 pm.2 pg(s) (VEM) (Entered: 06/22/2000)
06/21/2000	43	MEMORANDUM by EEOC in support of motion to compel discovery responses and for rule 37 sanctions. [42-1] 29pg(s) (VEM) (Entered: 06/22/2000)
06/21/2000	44	AFFIDAVIT of Dennis R. McBride regarding motion to compel discovery responses and for rule 37 sanctions. [42-1]14+pg(s) Separate (VEM) (Entered: 06/22/2000)
06/26/2000	46	TRANSCRIPT OF proceedings re motions taken before Magistrate Judge Arthur J. Boylan on 6/12/00 by Sandra D. Schaefer (separate) (JMR) (Entered: 06/28/2000)
06/28/2000	47	RESPONSE by deft Federal Express Corporation to pltf's second motion to compel discovery responses and for rule 37 sanctions [42-1]. (17pg(s) (DDB) (Entered: 06/29/2000)
07/05/2000	49	MINUTES:(Magistrate Judge Arthur J. Boylan) pltf's motion to compel [42-1] - under advisement 1pg(s) (JMR) (Entered: 07/10/2000)
07/06/2000	48	Stipulated PROTECTIVE ORDER (Magistrate Judge Arthur J. Boylan) re confidentiality of designated information 6pg(s) (cc: all counsel) (JMR) (Entered: 07/10/2000)

07/10/2000	50	MOTION by defendant for leave to file its answer to complaint in intervention instanter (to Judge Donovan W. Frank) 12pg(s) (JMR) (Entered: 07/14/2000)
07/14/2000	51	TRANSCRIPT OF Motion held 7/5/00 by Magistrate Judge Arthur J. Boylan (Sandra D. Schaefer) (SEPARATE) (PAK) (Entered: 07/18/2000)
07/18/2000	52	STIPULATION AND ORDER TO AMEND THE PRETRIAL SCHEDULING ORDER (Magistrate Judge Arthur J. Boylan) ; discovery set for 8/14/00 ; non-dispositive motions set for 8/14/00 ; dispositive motions set for 10/16/00 (5 pgs)(cc: all counsel) (MKC) (Entered: 07/21/2000)
07/26/2000	53	ORDER (Magistrate Judge Arthur J. Boylan) re that pltf EEOC's motion to compel discovery responses and for Rule 37 sanctions is granted in part and denied in part [35-1] [42-1]; that pltf's demand for additional description of each individual's area and extent of knowledge is denied 8pg(s) (cc: all counsel) (SJH) (Entered: 07/27/2000)
08/09/2000	54	ORDER (Magistrate Judge Arthur J. Boylan) on Pltf's second motion to compel discovery responses and for rule 37 sanctions is granted in part an denied in part. [42-1]8 pg(s) (cc: all counsel) (VEM) (Entered: 08/10/2000)
09/20/2000	55	LETTER RE: SVC OF DISPOSITIVE MOTION PAPERS by deft for summary judgment - SVC.LTR (to Judge Donovan W. Frank) (1pg(s) (DDB) (Entered: 09/20/2000)
09/20/2000	56	AMENDED MOTION by deft for summary judgment (to Judge Donovan W. Frank) (3pg(s) (DDB) (Entered: 09/26/2000)
09/20/2000	57	MOTION by deft for summary judgment (to Judge Donovan W. Frank) (2pg(s) (DDB) (Entered: 10/18/2000)
10/15/2000	61	AFFIDAVIT of Joni M. Thome regarding pltf's memorandum in opposition to deft's motion for summary judgment [57-1]. (26pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	58	MEMORANDUM by deft in support of its motion for summary judgment [57-1]. (25pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	59	AFFIDAVIT of David Jordan-Huffman regarding deft's motion for summary judgment [57-1]. (3pg(s) +EXHIBITS (SEPARATE) (DDB) (Entered: 10/18/2000)
10/16/2000	60	MEMORANDUM by pltf in opposition to deft's motion for summary judgment [57-1]. (34pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	62	REPLY by deft in support of its motion for summary judgment [57-1]. (12pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	63	SECOND SUPPLEMENTAL AFFIDAVIT of David Jordan-Huffman regarding deft's reply in support of its motion for summary judgment [57-1]. (46pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	64	AMENDED MOTION by pltf & intv for summary judgment (to Judge Donovan W. Frank) (4pg(s) (DDB) (Entered: 10/18/2000)

10/16/2000	65	MEMORANDUM by pltfs in support of their motion for summary judgment [64-1]. (32pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	66	AFFIDAVIT of Joni M. Thome in support of pltfs' motion for summary judgment [64-1]. (6pg(s) +EXHIBITS (SEPARATE) (DDB) (Entered: 10/18/2000)
10/16/2000	67	RESPONSE by deft to pltfs' motion for summary judgment [64-1]. (20pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	68	AFFIDAVIT of David Jordan-Huffman regarding deft's response to pltfs' motion for summary judgment [64-1]. (16pg(s) (DDB) (Entered: 10/18/2000)
10/16/2000	69	REPLY by pltfs' in support of their motion for summary judgment [64-1]. (4pg(s) (DDB) (Entered: 10/18/2000)
03/27/2001	70	ORDER (Judge Donovan W. Frank) Def't's motion for leave to file its answer to complaint in intervention instanter is granted. [50-1] 2 pg(s) (cc: all counsel) (VEM) (Entered: 03/29/2001)
04/06/2001	71	MEMORANDUM, OPINION, AND ORDER: (Judge Donovan W. Frank / 4/6/1) that 1. Pltf's Motion for Summary Judgment (Doc #64) is DENIED [64-1]; 2. Def't's Motion for Summary Judgment (Doc. #56 & 57) is DENIED [56-1],[57-1]. (14pg(s) (cc: all counsel) (DDB) (Entered: 04/09/2001)
04/16/2001	72	NOTICE OF SETTLEMENT CONFERENCE (Magistrate Judge Arthur J. Boylan / 4/16/1) settlement conference set for 1:30 p.m. on 5/15/01 (2pg(s) (cc: all counsel) (DDB) (Entered: 04/17/2001)
05/07/2001	73	AMENDED NOTICE OF SETTLEMENT CONFERENCE (Magistrate Judge Arthur J. Boylan / 5/7/1) settlement conference set for 9:00 a.m. on 6/22/01 (2pg(s) (cc: all counsel) (DDB) (Entered: 05/08/2001)
05/31/2001	74	NOTICE OF ASSIGNMENT OF CASES FOR TRIAL 8/20/1 (Judge Donovan W. Frank / 5/31/1) ready for trial held on 5/31/01; court trial set for 9:00 a.m. on 8/20/01 (5pg(s) (cc: all counsel) (DDB) (Entered: 06/04/2001)
06/14/2001	75	PETITION AND ORDER for admission pro hac vice (Clerk Francis E. Dosal) on behalf of deft by Colby S Morgan. (1pg(s) (DDB) (Entered: 06/18/2001)
06/22/2001	76	MINUTES:(Magistrate Judge Arthur J. Boylan /) SETTLEMENT CONFERENCE HELD. CASE SETTLED. (1pg(s) (DDB) (Entered: 06/27/2001)
06/26/2001	77	ORDER (Judge Donovan W. Frank) that this action is hereby dismissed with prejudice the court reserving jurisdiction for 90 days to permit any party to move to reopen the action or to submit and file a stipulated form of final judgment or to seek enforcement of the settlement terms. 1pg(s) (cc: all counsel) (VEM) (Entered: 06/27/2001)
07/19/2001	78	ORDER (Magistrate Judge Arthur J. Boylan / 7/18/01) regarding language in parties' written settlement agreement with respect to the issue of publicity. 2pg(s) (cc: all counsel) (PAK) (Entered: 07/20/2001)
08/29/2001	79	SETTLEMENT AGREEMENT 5 pg(s) (VEM) (Entered: 09/04/2001)

PACER Service Center			
Transaction Receipt			
05/23/2007 11:25:09			
PACER Login:	hs0328	Client Code:	eeoc
Description:	Docket Report	Search Criteria:	0:99-cv-01477-DWF-AJB
Billable Pages:	4	Cost:	0.32
