

CLOSED

U.S. District Court
Eastern District of Missouri (LIVE) (St. Louis)
CIVIL DOCKET FOR CASE #: 4:05-cv-00778-CEJ

Equal Employment Opportunity Commission v. DaimlerChrysler Corporation
Assigned to: Honorable Carol E. Jackson
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 05/16/2005
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

Equal Employment Opportunity Commission

represented by **Melvin D. Kennedy**
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V.

Intervenor Plaintiff

Christopher Heman

represented by **Mary Anne O. Sedey**
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TERMINATED: 03/24/2006
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V.

Defendant

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Date Filed	#	Docket Text
05/16/2005	1	COMPLAINT against defendant DaimlerChrysler Corporation Waivers issued 1, Disclosure of Corporate Interest issued to Daimler Chrysler Corporation, Jury Demand,, filed by Equal Employment Opportunity Commission. (Attachments: # 1 Civil Cover Sheet # 2 Original Filing Form)(CDD,) (Entered: 05/16/2005)
05/16/2005		WAIVER of Service issued to defendant DaimlerChrysler Corporation. filed by Equal Employment Opportunity Commission. (CDD,) (Entered: 05/16/2005)
05/25/2005	2	MOTION for Leave to Intervene Pursuant to Fed.R.Civ.P. 24. (Attachments: # 1 # 2)(Waller, Alicia) (Entered: 05/25/2005)
07/15/2005	3	ANSWER to Complaint by DaimlerChrysler Corporation.(McAtee, Carrie) (Entered: 07/15/2005)
07/20/2005	4	ENTRY of Appearance by William C. Martucci Defendant DaimlerChrysler Corporation. (Martucci, William) (Entered: 07/20/2005)
08/15/2005	5	ORDER the motion of plaintiff-intervenor Christopher Heman to intervene 2 is granted. IT IS FURTHER ORDERED that the complaint of plaintiff-intervenor attached to the motion to intervene shall be filed. Signed by Judge Carol E. Jackson on 8/15/05. (KKS,) (Entered: 08/15/2005)
08/15/2005	6	Intervenor COMPLAINT filed by Christopher Heman.(KKS,) (Entered: 08/16/2005)
09/06/2005	7	ANSWER to Intervenor Complaint by DaimlerChrysler Corporation.(McAtee, Carrie) (Entered: 09/06/2005)
09/08/2005	8	RULE 16 ORDER. This case is assigned to Track: 2 (Standard). Joint Scheduling Plan due by 10/3/2005. Rule 16 Conference set for 10/13/2005 10:15 AM before Honorable Carol E. Jackson. Signed by Judge Carol E. Jackson on 9/8/05. (KLH,) (Entered: 09/08/2005)
09/28/2005	9	DISCLOSURE OF CORPORATION INTERESTS CERTIFICATE by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 09/28/2005)

10/03/2005	10	JOINT SCHEDULING PLAN by Defendant DaimlerChrysler Corporation.. (McAtee, Carrie) (Entered: 10/03/2005)
10/13/2005	11	ORDER the parties shall submit complete transcripts of all deposition testimony that is cited in support of or in opposition to a motion. Excerpted portions of a witness deposition testimony will not be considered by the Court absent a showing of good cause for not submitting the entire transcript.. Signed by Judge Carol E. Jackson on 10/13/05. (LLW,) (Entered: 10/13/2005)
10/13/2005	12	CASE MANAGEMENT ORDER This case is assigned to Track: 2, standard Motion to Join Parties due by 11/3/2005. Discovery Completion due by 6/16/2006. ADR Future Reference 11/15/2005. Dispositive Motions due by 7/28/2006. Jury Trial set for 12/4/2006 09:00 AM before Honorable Carol E. Jackson. Pretrial Compliance due by 11/14/2006.. Signed by Judge Carol E. Jackson on 10/13/05. (LLW,) (Entered: 10/13/2005)
10/26/2005	13	MOTION for Leave to File Amended Complaint by Intervenor Plaintiff Christopher Heman. (Waller, Alicia) (Entered: 10/26/2005)
10/26/2005	14	AMENDED COMPLAINT against defendant DaimlerChrysler Corporation Amendment to 1 Complaint, , filed by Christopher Heman. Related document: 1 Complaint, filed by Equal Employment Opportunity Commission,.(Waller, Alicia) (Entered: 10/26/2005)
10/31/2005	15	ORDER denying as moot 13 Motion for Leave to File an Amended Complaint Signed by Judge Carol E. Jackson on 10/31/05. (LLW,) (Entered: 10/31/2005)
11/15/2005	16	ORDER REFERRING CASE to Alternative Dispute Resolution. This case is referred to: Mediation Designation of Lead Counsel: Barbara Seely ADR Completion Deadline due by 1/17/2006. Designation of Neutral due by 12/5/2005. ADR Conference Schedule due by 12/5/2005.. Signed by Judge Carol E. Jackson on 11/15/05. (LLW,) (Entered: 11/15/2005)
11/17/2005	17	ANSWER to Amended Complaint <i>DaimlerChrysler Corporation's Answer to Plaintiff-Intervenor Christopher Heman's First Amended Complaint</i> by DaimlerChrysler Corporation.(McAtee, Carrie) (Entered: 11/17/2005)
12/05/2005	18	Joint MOTION for Extension of: Time to select mediator by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission, Defendant DaimlerChrysler Corporation. (Sedey, Mary Anne) (Entered: 12/05/2005)
12/07/2005	19	ORDER granting 18 Motion for Extension : time to select a neutral and complete ADR ;Extension date: parties granted thru 1/5/06 to get neutral; thru 2/28/06 to complete mediation Signed by Judge Carol E. Jackson on 12/7/05. (CQL,) (Entered: 12/07/2005)
02/09/2006	20	MOTION to Appoint Lead Counsel names:Melvin D. Kennedy by Plaintiff Equal Employment Opportunity Commission. (Kennedy, Melvin) (Entered: 02/09/2006)
02/09/2006	21	Joint MOTION for Extension of Time to Complete Mediation by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 02/09/2006)

02/09/2006	22	ORDER Melvin D. Kennedy shall be substituted for Barbara A. Seely as designated lead counsel for plaintiff. GRANTED. Signed by Judge Carol E. Jackson on 2/9/06. (LLW,) (Entered: 02/09/2006)
02/09/2006	23	Designation of Neutral by parties and ADR Conference Report by Plaintiff Equal Employment Opportunity Commission Neutral: Jerome A. Diekemper Date of Conference: March 14, 2006 time: 9:30 a.m. Location: 7730 Carondelet, Suite 200, St. Louis, MO 63105(Kennedy, Melvin) (Entered: 02/09/2006)
02/10/2006	24	ORDER granting 21 Motion for Extension of Time to Complete Mediation ADR Completion Deadline due by 3/14/2006. Signed by Judge Carol E. Jackson on 2/10/06. (LLW,) (Entered: 02/10/2006)
02/16/2006	25	NOTICE of Appointment of Neutral - Neutral name: Jerry Diekemper. Neutral selected by parties, notice of appointment and order of referral e-mailed to Neutral Diekemper.(SAC,) (Entered: 02/16/2006)
03/15/2006	26	Second MOTION for Extension of Time to Complete Mediation by Intervenor Plaintiff Christopher Heman. (Waller, Alicia) (Entered: 03/15/2006)
03/16/2006	27	ORDER granting 26 Motion for Extension of Time to Complete Mediation ADR Completion Deadline due by 5/15/2006. Signed by Judge Carol E. Jackson on 3/16/06. (CQL,) (Entered: 03/16/2006)
03/22/2006	28	NOTICE by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission of Firm Name Change and Entry of Appearance: (Sedey, Mary Anne) (Entered: 03/22/2006)
03/23/2006	29	MOTION to Withdraw as Attorney ;attorney/firm Donna L. Harper by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Harper, Donna) (Entered: 03/23/2006)
03/24/2006	30	ORDER granting 29 motion of plaintiff intervenor's counsel to withdraw after mistakenly filing an entry of appearance. Signed by Judge Carol E. Jackson on 3/24/06. (KLH,) (Entered: 03/24/2006)
05/16/2006	31	MOTION to Withdraw as Attorney ;attorney/firm Alicia Y. Waller by Intervenor Plaintiff Christopher Heman. (Waller, Alicia) (Entered: 05/16/2006)
05/26/2006	32	ADR COMPLIANCE REPORT by Neutral: Jerry Diekemper. Date of Conference: May 11, 2006. The parties participated in good faith, and the parties DID NOT achieve a settlement.(SAC,) (Entered: 05/30/2006)
06/06/2006	33	ORDER denying 31 Motion to Withdraw as Attorney as to Alicia Waller counsel for pltf-intervenor. Signed by Judge Carol E. Jackson on 6/6/06. (LLW,) (Entered: 06/06/2006)
06/14/2006	34	Joint MOTION to Amend/Correct 12 Case Management Order, by Plaintiff Equal Employment Opportunity Commission. (Kennedy, Melvin) (Entered: 06/14/2006)
06/19/2006	35	ORDER denying 34 Motion to Amend/Correct the Case Management Order Signed by Judge Carol E. Jackson on 6/19/06. (LLW,) (Entered: 06/19/2006)
07/02/2006	36	Joint MOTION to Compel by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 # 2 # 3 # 4 #

		5)(Sedey, Mary Anne) (Entered: 07/02/2006)
07/07/2006	37	RESPONSE in Opposition re 36 Joint MOTION to Compel filed by Defendant DaimlerChrysler Corporation. (Attachments: # 1 Exhibit A (Declaration of Carrie A. McAtee)# 2 Exhibit B (Defendant's Rule 26 Disclosure Statement)# 3 Exhibit C (Defendant's 06-30-06 Correspondence))(McAtee, Carrie) (Entered: 07/07/2006)
07/24/2006	38	ORDER denying 36 Motion to Compel Signed by Judge Carol E. Jackson on 7/24/06. (LLW,) (Entered: 07/24/2006)
07/28/2006	39	MOTION for Summary Judgment by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 07/28/2006)
07/28/2006	40	MEMORANDUM in Support of Motion re 39 MOTION for Summary Judgment filed by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 07/28/2006)
07/28/2006	41	STATEMENT of Material Facts re 39 MOTION for Summary Judgment filed by Defendant DaimlerChrysler Corporation. (Attachments: # 1 Exhibit 1# 2 Exhibit 1A# 3 Exhibit 1B# 4 Exhibit 1C# 5 Exhibit 1D# 6 Exhibit 1E# 7 Exhibit 2 Part 1# 8 Exhibit 2 Part 2# 9 Exhibit 2 Part 3# 10 Exhibit 2 Part 4# 11 Exhibit 2 Part 5# 12 Exhibit 2 Part 6# 13 Exhibit 2 Part 7# 14 Exhibit 3# 15 Exhibit 3A# 16 Exhibit 3B# 17 Exhibit 3C# 18 Exhibit 3D# 19 Exhibit 3E# 20 Exhibit 3F# 21 Exhibit 3G# 22 Exhibit 4# 23 Exhibit 5# 24 Exhibit 6# 25 Exhibit 6A# 26 Exhibit 7# 27 Exhibit 7A# 28 Exhibit 7B# 29 Exhibit 7C# 30 Exhibit 7D# 31 Exhibit 8)(McAtee, Carrie) (Entered: 07/28/2006)
08/10/2006	42	MOTION for Extension of Time to File Response/Reply as to 39 MOTION for Summary Judgment by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 08/10/2006)
08/14/2006	43	NOTICE by Defendant DaimlerChrysler Corporation re 39 MOTION for Summary Judgment, 41 Statement of Material Facts,, Filing of Exhibit: (Attachments: # 1 Exhibit 5A)(McAtee, Carrie) (Entered: 08/14/2006)
08/15/2006	44	SCHEDULING ORDER: the plaintiff and plaintiffintervenor's motion 42 for an extension of time in which to file a response to defendant's motion for summary judgment is granted. IT IS FURTHER ORDERED that the response shall be due on September 11, 2006. Any reply in support of the motion for summary judgment shall be due on September 21, 2006. Response to Court due by 9/11/2006.. Signed by Judge Carol E. Jackson on 8/15/06. (KKS,) (Entered: 08/15/2006)
09/11/2006	45	MOTION for Leave to File in Excess of Page Limitation by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 09/11/2006)
09/11/2006	46	RESPONSE in Opposition re 39 MOTION for Summary Judgment filed by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1 # 2 # 3 # 4 # 5 # 6 # 7)(Sedey, Mary Anne) (Entered: 09/11/2006)

09/11/2006	47	NOTICE of Filing Exhibit with the Clerk's Office in paper format by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission re 46 Response in Opposition to Motion (Sedey, Mary Anne) (Entered: 09/11/2006)
09/11/2006	48	MOTION to Strike 39 MOTION for Summary Judgment <i>PORIONS OF DEFENDANT'S STATEMENT OF UNCONTROVERTED MATERIAL FACTS, CERTAIN PARAGRAPHS OF AFFIDAVITS AND SPECIFIC DOCUMENTS</i> by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 09/11/2006)
09/11/2006	49	STATEMENT of Material Facts re 39 MOTION for Summary Judgment filed by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 09/11/2006)
09/12/2006		EXHIBITS Received: Exhibits B-1 through B-5, color photographs, by Plaintiff Equal Employment Opportunity Commission. Filed and maintained in paper format with the Clerk's Office as Document #47.(KLH,) (Entered: 09/12/2006)
09/12/2006	50	ORDER Clerk shall immediately disable links in the CM/ECF system to intervenor plttfs resonse #46 in opposition to defts motion for SJ #39; intervenor shall have 5 days to refile his response in opposition to defts motion for SJ. Signed by Judge Carol E. Jackson on 9/12/06. (CQL,) (Entered: 09/12/2006)
09/13/2006	51	SUPPLEMENTAL Redacted Document (per the Court's Order) re 46 Response in Opposition to Motion by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Attachments: # 1)(Sedey, Mary Anne) Modified on 9/14/2006 (LLW,). (Entered: 09/13/2006)
09/18/2006	52	ORDER the plaintiff's request for leave to file an overlength memorandum 45 is granted. Signed by Judge Carol E. Jackson on 9/18/06. (KKS,) (Entered: 09/18/2006)
09/21/2006	53	ENTRY of Appearance by John D. Lynn for Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Lynn, John) (Entered: 09/21/2006)
09/21/2006	54	RESPONSE in Opposition re 48 MOTION to Strike 39 MOTION for Summary Judgment <i>PORIONS OF DEFENDANT'S STATEMENT OF UNCONTROVERTED MATERIAL FACTS, CERTAIN PARAGRAPHS OF AFFIDAVITS AND SPECIFIC DOCUMENTS</i> filed by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 09/21/2006)
09/21/2006	55	REPLY to Response to Motion re 39 MOTION for Summary Judgment filed by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 09/21/2006)
10/03/2006	56	NOTICE of Change of Address filed by Mary Anne O. Sedey (Sedey, Mary Anne) (Entered: 10/03/2006)
10/25/2006	57	NOTICE by Defendant DaimlerChrysler Corporation Defendant DaimlerChrysler Corporation's Notice of Recent Authority: (Attachments: # 1 Exhibit A)(McAtee, Carrie) (Entered: 10/25/2006)
11/14/2006	58	TRIAL BRIEF by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 11/14/2006)

		11/14/2006)
11/14/2006	59	Exhibit List by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission.. (Sedey, Mary Anne) (Entered: 11/14/2006)
11/14/2006	60	Witness List by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 11/14/2006)
11/14/2006	61	Interrogatory Answer List by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 11/14/2006)
11/14/2006	62	Proposed Jury Instructions by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Kennedy, Melvin) (Entered: 11/14/2006)
11/14/2006	63	NOTICE by Defendant DaimlerChrysler Corporation Joint Statement of Case for Purposes of Voir Dire: (McAtee, Carrie) (Entered: 11/14/2006)
11/14/2006	64	Exhibit List by Defendant DaimlerChrysler Corporation.. (Attachments: # 1 Index of Defendant's Potential Exhibits)(McAtee, Carrie) Modified on 11/15/2006 (KLH,). (Entered: 11/14/2006)
11/14/2006	65	Witness List by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 11/14/2006)
11/14/2006	66	Proposed Jury Instructions by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 11/14/2006)
11/14/2006	67	Deposition Designations by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 11/14/2006)
11/15/2006	68	TRIAL BRIEF by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 11/15/2006)
11/16/2006	69	Joint MOTION for Extension of: time by Plaintiff Equal Employment Opportunity Commission. (Kennedy, Melvin) (Entered: 11/16/2006)
11/17/2006	70	ORDER granting 69 Motion for Extension of Filing Objections and Motions in Limine ;Extension date: 11/27/06 Signed by Judge Carol E. Jackson on 11/17/06. (LLW,) (Entered: 11/17/2006)
11/20/2006	71	MEMORANDUM AND ORDER...See Order for All Specifics re: 39 MOTION for Summary Judgment filed by DaimlerChrysler Corporation, motion is DENIED. Signed by Judge Carol E. Jackson on 11/20/06. (LLW,) (Entered: 11/20/2006)
11/21/2006	72	MEMORANDUM AND ORDER. ORDERED that plaintiff's and plaintiffintervenor'smotion to strike 48 and defendants' motion tostrike 55 are denied as moot. Signed by Judge Carol E. Jackson on 11/21/06. (KLH,) (Entered: 11/21/2006)
11/27/2006	73	OBJECTION to Pretrial re 67 Deposition Designations by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission.

		Related document: 67 Deposition Designations filed by DaimlerChrysler Corporation.,(Kennedy, Melvin) (Entered: 11/27/2006)
11/27/2006	74	OBJECTION to Pretrial re 64 Exhibit List by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. Related document: 64 Exhibit List filed by DaimlerChrysler Corporation.,(Sedey, Mary Anne) (Entered: 11/27/2006)
11/27/2006	75	MOTION in Limine by Intervenor Plaintiff Christopher Heman, Plaintiff Equal Employment Opportunity Commission. (Sedey, Mary Anne) (Entered: 11/27/2006)
11/27/2006	76	OBJECTION to Pretrial re 62 Proposed Jury Instructions <i>DaimlerChrysler's Objections to Plaintiffs' Proposed Jury Instructions</i> by Defendant DaimlerChrysler Corporation. Related document: 62 Proposed Jury Instructions filed by Equal Employment Opportunity Commission., Christopher Heman.,(McAtee, Carrie) (Entered: 11/27/2006)
11/27/2006	77	OBJECTION to Pretrial re 59 Exhibit List <i>DaimlerChrysler's Objections to Plaintiffs' Exhibit List</i> by Defendant DaimlerChrysler Corporation. Related document: 59 Exhibit List filed by Equal Employment Opportunity Commission., Christopher Heman.,(McAtee, Carrie) (Entered: 11/27/2006)
11/27/2006	78	OBJECTION to Pretrial re 61 Interrogatory Answer List <i>DaimlerChrysler's Objections to Plaintiffs' Interrogatory Answer Designations</i> by Defendant DaimlerChrysler Corporation. Related document: 61 Interrogatory Answer List filed by Equal Employment Opportunity Commission., Christopher Heman.,(McAtee, Carrie) (Entered: 11/27/2006)
11/27/2006	79	MOTION in Limine by Defendant DaimlerChrysler Corporation. (Attachments: # 1 Exhibit Heman Deposition Excerpt)(McAtee, Carrie) (Entered: 11/27/2006)
11/28/2006	80	Proposed Voir Dire by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 11/28/2006)
12/04/2006	81	ORDER All pending Motions are denied as moot Dismissal Paper(s) due by 12/19/2006.. Signed by Judge Carol E. Jackson on 12/4/06. (CQL,) (Entered: 12/04/2006)
12/04/2006	82	Minute Entry for Pass of settlement proceedings held before Judge Carol E. Jackson ; Parties announced settlement; Parties to file motion to dismiss or stipulation for dismissal within the next 7-10 days; Parties advised that if any jurors appear for trial that the costs will be assessed and split. (Court Reporter: G Bond.) (proceedings started: 9:10.) (proceedings ended: 9:11.) (KKS,) (Entered: 12/04/2006)
12/05/2006	83	ORDER is Pltff and pltff-intervenor shall pay \$147.45 in costs and defendant shall pay \$147.45 in costs; Further Ordered that the parties shall pay their shares not later than 12/11/06 to the Clerk of Court all for jury costs. Signed by Judge Carol E. Jackson on 12/5/06. (CQL,) (Entered: 12/05/2006)
12/18/2006	84	Joint MOTION for Extension of Time to File ;Extension to file the following: Stipulation of Dismissal ;Proposed extension date December 22, 2006 by Defendant DaimlerChrysler Corporation. (McAtee, Carrie) (Entered: 12/18/2006)

12/28/2006	85	ORDER granting 84 Motion for Extension of Time to File: a stipulation for dismissal; Extension date: 12/29/06. Signed by Judge Carol E. Jackson on 12/28/06. (KLH,) (Entered: 12/28/2006)
01/03/2007	86	NOTICE of Voluntary Dismissal by Christopher Heman, Equal Employment Opportunity Commission (Kennedy, Melvin) (Entered: 01/03/2007)
01/05/2007	87	ORDER OF DISMISSAL. ORDERED that plaintiff's complaint is dismissed. The parties' costs shall be distributed as specified in the Settlement Agreement. Signed by Judge Carol E. Jackson on 1/5/07. (KLH,) (Entered: 01/05/2007)

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