

ADR, CLOSED, TRCK3

**U.S. District Court**  
**Eastern District of Missouri (LIVE) (St. Louis)**  
**CIVIL DOCKET FOR CASE #: 4:03-cv-01393-CEJ**

EEOC v. Fedex Freight East  
Assigned to: Honorable Carol E. Jackson  
Demand: \$0  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/30/2003  
Jury Demand: None  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **C. Felix Miller, Jr.**  
EEOC  
1222 Spruce Street  
Room 8.100  
St. Louis, MO 63103  
314-539-7949  
Fax: 314-539-7895  
Email: felix.miller@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gwendolyn Young Reams**  
EEOC  
1222 Spruce Street  
Room 8.100  
St. Louis, MO 63103  
314-539-7910  
Fax: 314-539-7895  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor Plaintiff**

**David Bell**

represented by **Jerome J. Dobson**  
WEINHAUS AND DOBSON  
906 Olive Street  
Suite 900  
St. Louis, MO 63101-1463  
314-621-8363  
Fax: 314-621-8366  
Email: jeromedobson@sbcglobal.net  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Joseph Jones**

represented by **Jerome J. Dobson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Torris Williams**

represented by **Jerome J. Dobson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Frank Earl, III**

represented by **Jerome J. Dobson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**DeLeon Piggee**

represented by **Jerome J. Dobson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Karl Smith**

represented by **Jonathan C. Berns**  
WEINHAUS AND DOBSON  
906 Olive Street  
Suite 900  
St. Louis, MO 63101-1463  
314-621-8363  
Fax: 314-621-8366  
Email: jberns@sbcglobal.net  
*ATTORNEY TO BE NOTICED*

**Jerome J. Dobson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Fedex Freight East, Inc.**

*formerly known as*

American Freightways Corporation

represented by **Kaz Kikkawa**  
CONSTANGY AND BROOKS  
2100 Westend Avenue  
Suite 925  
Nashville, TN 37203  
615-320-5200  
Fax: 615-321-5891  
Email: kkikkawa@constangy.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William A. Blue, Jr.**  
 CONSTANGY AND BROOKS  
 2100 Westend Avenue  
 Suite 925  
 Nashville, TN 37203  
 615-320-5200  
 Fax: 615-321-5891  
 Email: wblue@constangy.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/30/2003	<a href="#">1</a>	COMPLAINT; # Waivers of Service Issued: 1 # Counts: 1 Disclosure of Corp Cert issued to: deft; jury demand (SET) (Entered: 10/01/2003)
09/30/2003	<a href="#">2</a>	TRACK INFORMATION STATEMENT filed by plaintiff EEOC track 3 preferred (SET) (Entered: 10/01/2003)
11/04/2003	<a href="#">3</a>	WAIVER OF SERVICE Returned Executed filed by Equal Employment Opportunity Commission Fedex Freight East, Inc. waiver signed on 10/17/2003, answer due 12/01/2003. (Miller, Carl) (Entered: 11/04/2003)
12/08/2003	<a href="#">5</a>	ANSWER to Complaint with Jury Demand by Fedex Freight East, Inc..(PGD, ) (Entered: 12/11/2003)
12/10/2003	<a href="#">4</a>	MOTION to Intervene. (Attachments: # <a href="#">1</a> )(Dobson, Jerome) (Entered: 12/10/2003)
12/11/2003	<a href="#">6</a>	Letter to attorney William Blue from Clerk Re:pro hac vice (PGD, ) (Entered: 12/11/2003)
12/15/2003	<a href="#">7</a>	MOTION for Leave to Appear Pro Hac Vice William A. Blue, Jr. by Defendant Fedex Freight East, Inc. See Atty Admission Fee Receipt S2004-2379. (JMW, ) (Entered: 12/17/2003)
12/15/2003	<a href="#">8</a>	MOTION for Leave to Appear Pro Hac Vice Kaz Christopher Kikkawa by Defendant Fedex Freight East, Inc. See Atty Admission Fee Receipt S2004-2379. (JMW, ) (Entered: 12/17/2003)
12/16/2003		Receipt # S2004-002379 in the amount of \$25.00 for ATTORNEY ADM. FEE - PHV on behalf of BLUE, WILLIAM ALEXANDER, JR.. (CSW, ) (Entered: 12/18/2003)
12/18/2003	<a href="#">9</a>	ORDER granting <a href="#">7</a> Motion for Leave to Appear Pro Hac Vice Added Kaz Christopher Kikkawa for Fedex Freight East, Inc., William A. Blue for Fedex Freight East, Inc., granting <a href="#">8</a> Motion for Leave to Appear Pro Hac Vice Added Kaz Christopher Kikkawa for Fedex Freight East, Inc., William A. Blue for Fedex Freight East, Inc. Signed by Judge Carol E. Jackson on 12/18/03. (PGD, ) (Entered: 12/18/2003)

12/23/2003	<a href="#">10</a>	DISCLOSURE OF CORPORATION INTERESTS CERTIFICATE by Defendant Fedex Freight East, Inc. Parent companies: FedExFreight Corporation, Subsidiaries: None, Publicly held company: None,. (Kikkawa, Kaz) (Entered: 12/23/2003)
12/30/2003	<a href="#">11</a>	ORDER granting <a href="#">4</a> Motion to Intervene. IT IS FURTHER ORDERED that the complaint of plaintiff-intervenors attached to the motion to intervene shall be filed. Signed by Judge Carol E. Jackson on 12/30/03. (KCM, ) (Entered: 01/05/2004)
12/30/2003	<a href="#">12</a>	Intervenor COMPLAINT , filed by David Bell, Frank Earl, III, Joseph Jones, DeLeon Piggee, Karl Smith, Torris Williams.(PGD, ) (Entered: 01/05/2004)
01/26/2004	<a href="#">13</a>	ANSWER to Intervenor Complaint of <i>Plaintiff-Intervenors</i> by Fedex Freight East, Inc..(Blue, William) (Entered: 01/26/2004)
02/02/2004	<a href="#">14</a>	RULE 16 ORDER This case is assigned to Track: 2 Standard Joint Scheduling Plan due by 3/1/2004. Rule 16 Conference set for 3/11/2004 10:00 AM before Honorable Carol E. Jackson. Signed by Judge Carol E. Jackson on 2/2/04. (KCM, ) (Entered: 02/02/2004)
03/02/2004	<a href="#">15</a>	JOINT SCHEDULING PLAN by Plaintiff Equal Employment Opportunity Commission.. (Miller, Carl) (Entered: 03/02/2004)
03/11/2004	<a href="#">16</a>	CASE MANAGEMENT ORDER This case is assigned to Track: 3(complex) Motion to Join Parties due by 5/1/2004. Discovery Completion due by 5/2/2005. Non-Dispositive Motions due by 10/7/2005. ADR Future Reference 3/1/2005. Dispositive Motions due by 5/16/2005. Jury Trial set for 10/17/2005 09:00 AM in Courtroom 14N before Honorable Carol E. Jackson. Pretrial Compliance due by 9/27/2005. Motion in Limine due by 10/7/2005. Signed by Judge Carol E. Jackson on 3/11/2004. (JMW, ) (Entered: 03/11/2004)
12/10/2004	<a href="#">17</a>	MOTION for Extension of: expert identification and report deadline. by Plaintiff Equal Employment Opportunity Commission. (Miller, C.) (Entered: 12/10/2004)
12/17/2004	<a href="#">18</a>	ORDER granting <a href="#">17</a> Motion to modify the Case Management Order. Please refer to order for amended schedule. Signed by Judge Carol E. Jackson on 12/17/04. (KLH, ) (Entered: 12/17/2004)
12/17/2004		ORDER RECEIPT: (see receipt) Fri Dec 17 11:08:15 CST 2004 (KLH, ) (Entered: 12/17/2004)
03/02/2005	<a href="#">19</a>	ORDER REFERRING CASE to Alternative Dispute Resolution. This case is referred to: mediation Designation of Lead Counsel: C. Felix Miller Jr. ADR Completion Deadline due by 6/1/2005. Designation of Neutral due by 3/21/2005. ADR Conference Schedule due by 3/21/2005.. Signed by Judge Carol E. Jackson on 3/2/05. (LLW, ) (Entered: 03/02/2005)
03/02/2005		ORDER RECEIPT: (see receipt) Wed Mar 2 14:45:43 CST 2005 (LLW, ) (Entered: 03/02/2005)
03/21/2005	<a href="#">20</a>	Joint MOTION for Extension of: Time to Designate Mediator by Plaintiff Equal Employment Opportunity Commission. (Miller, C.) (Entered: 03/21/2005)
03/22/2005	<a href="#">21</a>	IT IS HEREBY ORDERED that the parties' motion for extension of time until April 4, 2005, to designate mediator <a href="#">20</a> is granted. Signed by Judge Carol E.

		Jackson on 3/22/05. (KLH, ) (Entered: 03/22/2005)
03/22/2005		ORDER RECEIPT: (see receipt) Tue Mar 22 12:07:37 CST 2005 (KLH, ) (Entered: 03/22/2005)
04/22/2005	<a href="#">22</a>	Joint MOTION for Extension of: Discovery and Dispositive Motion Deadlines by Intervenor Plaintiff Karl Smith. (Berns, Jonathan) (Entered: 04/22/2005)
04/26/2005	<a href="#">23</a>	IT IS HEREBY ORDERED that the parties' joint motion for modification of the Case Management Order <a href="#">22</a> is granted in part. IT IS FURTHER ORDERED that the following amended schedule shall apply: Please refer to Order. Discovery Completion due by 5/23/2005. Dispositive Motions due by 5/31/2005. Signed by Judge Carol E. Jackson on 4/26/05. (KLH, ) (Entered: 04/26/2005)
04/26/2005		ORDER RECEIPT: (see receipt) Tue Apr 26 15:06:57 CDT 2005 (KLH, ) (Entered: 04/26/2005)
05/31/2005	<a href="#">24</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">25</a>	MEMORANDUM in Support of Motion re <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit # <a href="#">4</a> Exhibit # <a href="#">5</a> Exhibit # <a href="#">6</a> Exhibit # <a href="#">7</a> Exhibit # <a href="#">8</a> Exhibit # <a href="#">9</a> Exhibit # <a href="#">10</a> Exhibit # <a href="#">11</a> Exhibit # <a href="#">12</a> Exhibit # <a href="#">13</a> Exhibit # <a href="#">14</a> Exhibit # <a href="#">15</a> Exhibit # <a href="#">16</a> Exhibit # <a href="#">17</a> Exhibit # <a href="#">18</a> Exhibit # <a href="#">19</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">26</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">27</a>	MEMORANDUM in Support of Motion re <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">28</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">29</a>	MEMORANDUM in Support of Motion re <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">30</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">31</a>	MEMORANDUM in Support of Motion re <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit # <a href="#">4</a> Exhibit # <a href="#">5</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">32</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)

05/31/2005	<a href="#">33</a>	MEMORANDUM in Support of Motion re <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">34</a>	MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">35</a>	MEMORANDUM in Support of Motion re <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit # <a href="#">4</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">36</a>	MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 05/31/2005)
05/31/2005	<a href="#">37</a>	MEMORANDUM in Support of Motion re <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit # <a href="#">2</a> Exhibit # <a href="#">3</a> Exhibit)(Blue, William) (Entered: 05/31/2005)
06/14/2005	<a href="#">38</a>	MOTION for Summary Judgment <i>JOINT MOTION OF PLAINTIFF EEOC AND PLAINTIFF-INTERVENORS TO FILE A CONSOLIDATED RESPONSE TO DEFENDANT'S MOTIONS FOR SUMMARY JUDGMENT</i> by Plaintiff Equal Employment Opportunity Commission. (Miller, C.) (Entered: 06/14/2005)
06/15/2005	<a href="#">39</a>	ORDER granting <a href="#">38</a> pltf's motion for leave to file a consolidated response Motion for Summary Judgment Signed by Judge Carol E. Jackson on 6/15/05. (LLW, ) (Entered: 06/15/2005)
06/17/2005	<a href="#">40</a>	Joint MOTION for Extension of Time to File Response/Reply as to <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> by Intervenor Plaintiff Karl Smith. (Berns, Jonathan) (Entered: 06/17/2005)
06/20/2005	<a href="#">41</a>	ORDER granting <a href="#">40</a> Motion for Extension of Time to File Response/Reply re <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> , <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> Responses due by 6/21/2005 Signed by Judge Carol E. Jackson on 6/20/05. (LLW, ) (Entered: 06/20/2005)



06/20/2005		ORDER RECEIPT: (see receipt) Mon Jun 20 13:09:54 CDT 2005 (LLW, ) (Entered: 06/20/2005)
06/21/2005	<a href="#">42</a>	Joint MOTION for Leave to File in Excess of Page Limitation by Intervenor Plaintiff Karl Smith. (Berns, Jonathan) (Entered: 06/21/2005)
06/21/2005	<a href="#">43</a>	MEMORANDUM in Opposition re <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> filed by Intervenor Plaintiff Karl Smith. (Attachments: # <a href="#">1</a> Exhibit Exhibit 1# <a href="#">2</a> Exhibit Exhibit 2# <a href="#">3</a> Exhibit Exhibit 3# <a href="#">4</a> Exhibit Exhibit 4# <a href="#">5</a> Exhibit Exhibit 5# <a href="#">6</a> Exhibit Exhibit 6# <a href="#">7</a> Exhibit Exhibit 7# <a href="#">8</a> Exhibit Exhibit 8# <a href="#">9</a> Exhibit Exhibit 9# <a href="#">10</a> Exhibit Exhibit 10# <a href="#">11</a> Exhibit Exhibit 11# <a href="#">12</a> Exhibit Exhibit 12# <a href="#">13</a> Exhibit Exhibit 13# <a href="#">14</a> Exhibit Exhibit 14# <a href="#">15</a> Exhibit Exhibit 15# <a href="#">16</a> Exhibit Exhibit 16# <a href="#">17</a> Exhibit Exhibit 17# <a href="#">18</a> Exhibit Exhibit 18# <a href="#">19</a> Exhibit Exhibit 19# <a href="#">20</a> Exhibit Exhibit 20# <a href="#">21</a> Exhibit Exhibit 21# <a href="#">22</a> Exhibit Exhibit 22# <a href="#">23</a> Exhibit Exhibit 23# <a href="#">24</a> Exhibit Exhibit 24# <a href="#">25</a> Exhibit Exhibit 25# <a href="#">26</a> Exhibit Exhibit 26# <a href="#">27</a> Exhibit Exhibit 27# <a href="#">28</a> Exhibit Exhibit 28# <a href="#">29</a> Exhibit Exhibit 29# <a href="#">30</a> Exhibit Exhibit 30# <a href="#">31</a> Exhibit Exhibit 31# <a href="#">32</a> Exhibit Exhibit 32# <a href="#">33</a> Exhibit Exhibit 33# <a href="#">34</a> Exhibit Exhibit 34# <a href="#">35</a> Exhibit Exhibit 35# <a href="#">36</a> Exhibit Exhibit 36# <a href="#">37</a> Exhibit Exhibit 37# <a href="#">38</a> Exhibit Exhibit 38# <a href="#">39</a> Exhibit Exhibit 39# <a href="#">40</a> Exhibit Exhibit 40# <a href="#">41</a> Exhibit Exhibit 41# <a href="#">42</a> Exhibit Exhibit 42# <a href="#">43</a> Exhibit Exhibit 43)(Berns, Jonathan) (Entered: 06/21/2005)
06/21/2005	<a href="#">44</a>	STATEMENT of Material Facts re <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> filed by Intervenor Plaintiff Karl Smith. (Berns, Jonathan) (Entered: 06/21/2005)
06/22/2005	<a href="#">45</a>	ORDER granting <a href="#">42</a> Motion for Leave to File in Excess of Page Limitation Signed by Judge Carol E. Jackson on 6/22/05. (CQL, ) (Entered: 06/22/2005)
06/22/2005		ORDER RECEIPT: (see receipt) Wed Jun 22 14:54:47 CDT 2005 (CQL, ) (Entered: 06/22/2005)
06/22/2005	<a href="#">46</a>	ORDER that Clerk of the Court shall immediately disable the links in the CM/ECF system to plttfs' memo in opposition to summary judgment #43 and material facts #44. The plttfs shall have 3 days to from the date of this order to file their memo in opposition/statement of material facts.. Signed by Judge Carol E. Jackson on 6/22/05. (CQL, ) (Entered: 06/22/2005)

06/22/2005		ORDER RECEIPT: (see receipt) Wed Jun 22 15:01:44 CDT 2005 (CQL, ) (Entered: 06/22/2005)
06/24/2005	<a href="#">47</a>	STATEMENT of Material Facts re <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">38</a> MOTION for Summary Judgment <i>JOINT MOTION OF PLAINTIFF EEOC AND PLAINTIFF-INTERVENORS TO FILE A CONSOLIDATED RESPONSE TO DEFENDANT'S MOTIONS FOR SUMMARY JUDGMENT</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs David Bell, Joseph Jones, Torris Williams, Frank Earl, III, DeLeon Piggee, Karl Smith. (Berns, Jonathan) (Entered: 06/24/2005)
06/24/2005	<a href="#">48</a>	MEMORANDUM in Opposition re <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> filed by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs David Bell, Joseph Jones, Torris Williams, Frank Earl, III, DeLeon Piggee, Karl Smith. (Attachments: # <a href="#">1</a> # <a href="#">2</a> # <a href="#">3</a> # <a href="#">4</a> # <a href="#">5</a> # <a href="#">6</a> # <a href="#">7</a> # <a href="#">8</a> # <a href="#">9</a> # <a href="#">10</a> # <a href="#">11</a> # <a href="#">12</a> # <a href="#">13</a> # <a href="#">14</a> # <a href="#">15</a> # <a href="#">16</a> # <a href="#">17</a> # <a href="#">18</a> # <a href="#">19</a> # <a href="#">20</a> # <a href="#">21</a> # <a href="#">22</a> # <a href="#">23</a> # <a href="#">24</a> # <a href="#">25</a> # <a href="#">26</a> # <a href="#">27</a> # <a href="#">28</a> # <a href="#">29</a> # <a href="#">30</a> # <a href="#">31</a> # <a href="#">32</a> # <a href="#">33</a> # <a href="#">34</a> # <a href="#">35</a> # <a href="#">36</a> # <a href="#">37</a> # <a href="#">38</a> # <a href="#">39</a> # <a href="#">40</a> # <a href="#">41</a> # <a href="#">42</a> # <a href="#">43</a> # <a href="#">44</a> # <a href="#">45</a> )(Berns, Jonathan) (Entered: 06/24/2005)
06/24/2005	<a href="#">49</a>	EXHIBITS to Plaintiff EEOC's and Plaintiff-Intervenors <a href="#">48</a> Memorandum in Opposition to Defendant's Motions for Summary Jgm <a href="#">24</a> <a href="#">26</a> <a href="#">28</a> <a href="#">30</a> <a href="#">32</a> <a href="#">34</a> <a href="#">36</a> . (Filed in paper under Seal: Exh #1, Exh #2, Exh #3, Exh #5, Exh #32, Exh #33, Exh #35, Exh #37),(KKS, ) (Entered: 06/27/2005)
06/28/2005	<a href="#">50</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">26</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Karl Smith</i> , <a href="#">28</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor David Bell</i> , <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">32</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Joseph Jones</i> , <a href="#">34</a> MOTION for Summary Judgment <i>with Regards to Plaintiff-Intervenor DeLeon Piggee</i> , <a href="#">36</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Torris Williams</i> by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 06/28/2005)
06/29/2005	<a href="#">51</a>	REPLY to Response to Motion re <a href="#">30</a> MOTION for Summary Judgment <i>with Regard to Plaintiff-Intervenor Frank Earl, III</i> , <a href="#">24</a> MOTION for Summary Judgment <i>with Regard to Plaintiff EEOC</i> , <a href="#">32</a> MOTION for Summary Judgment



		with Regard to Plaintiff-Intervenor Joseph Jones, <a href="#">26</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Karl Smith, <a href="#">34</a> MOTION for Summary Judgment with Regards to Plaintiff-Intervenor DeLeon Piggee, <a href="#">28</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor David Bell, <a href="#">36</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Torris Williams filed by Defendant Fedex Freight East, Inc.. (Blue, William) (Entered: 06/29/2005)
06/29/2005	<a href="#">52</a>	REPLY to Response to Motion re <a href="#">24</a> MOTION for Summary Judgment with Regard to Plaintiff EEOC, <a href="#">26</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Karl Smith, <a href="#">28</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor David Bell, <a href="#">30</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Frank Earl, III, <a href="#">32</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Joseph Jones, <a href="#">34</a> MOTION for Summary Judgment with Regards to Plaintiff-Intervenor DeLeon Piggee, <a href="#">36</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Torris Williams filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit Exhibit A# <a href="#">2</a> Exhibit Exhibit B# <a href="#">3</a> Exhibit Exhibit C# <a href="#">4</a> Supplement Excerpts from Deposition of Stuart Baxter# <a href="#">5</a> Supplement Stuart Baxter's Dep - Exhibit 2a# <a href="#">6</a> Supplement Stuart Baxters Dep - Exhibit 2b# <a href="#">7</a> Supplement Stuart Baxter's Dep - Exhibit 2c# <a href="#">8</a> Supplement Stuart Baxter's Dep - Exhibit 2d# <a href="#">9</a> Exhibit John Buerman Dep Excerpts and Exh.# <a href="#">10</a> Supplement Georgeff Deposition# <a href="#">11</a> Supplement Unpublished Case Law - Siskin)(Blue, William) (Entered: 06/29/2005)
06/29/2005	<a href="#">53</a>	STATEMENT of Material Facts re <a href="#">24</a> MOTION for Summary Judgment with Regard to Plaintiff EEOC, <a href="#">26</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Karl Smith, <a href="#">28</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor David Bell, <a href="#">30</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Frank Earl, III, <a href="#">32</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Joseph Jones, <a href="#">34</a> MOTION for Summary Judgment with Regards to Plaintiff-Intervenor DeLeon Piggee, <a href="#">36</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Torris Williams filed by Defendant Fedex Freight East, Inc.. (Attachments: # <a href="#">1</a> Exhibit Exhibit A# <a href="#">2</a> Exhibit Exhibit B# <a href="#">3</a> Exhibit Exhibit C - Part I# <a href="#">4</a> Exhibit Exhibit C - Part II# <a href="#">5</a> Exhibit Exhibit C - Part III# <a href="#">6</a> Exhibit Exhibit D# <a href="#">7</a> Supplement Dep of Stuart Baxter, pp 12-13# <a href="#">8</a> Supplement Dep of Georgeff, pg 97# <a href="#">9</a> Supplement Dep of Doug Lohman, pp 38-39# <a href="#">10</a> Supplement Dep of Doug Lohman - pp 43-46# <a href="#">11</a> Supplement Dep of Georgeff, pg 160)(Blue, William) (Entered: 06/29/2005)
06/29/2005	<a href="#">54</a>	NOTICE by Defendant Fedex Freight East, Inc. re <a href="#">24</a> MOTION for Summary Judgment with Regard to Plaintiff EEOC, <a href="#">26</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Karl Smith, <a href="#">28</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor David Bell, <a href="#">30</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Frank Earl, III, <a href="#">32</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Joseph Jones, <a href="#">34</a> MOTION for Summary Judgment with Regards to Plaintiff-Intervenor DeLeon Piggee, <a href="#">36</a> MOTION for Summary Judgment with Regard to Plaintiff-Intervenor Torris Williams Filing of Depositions: (Attachments: # <a href="#">1</a> David Bell Deposition# <a href="#">2</a> David Bell Deposition Def Exhibit 1# <a href="#">3</a> DeLeon Piggee

		Deposition# <a href="#">4</a> DeLeon Piggee Dep Def Exhibits 1 and 2# <a href="#">5</a> Frank Earl Deposition# <a href="#">6</a> Frank Earl Dep Def Exhibits 1-3# <a href="#">7</a> Frank Earl Dep Def Exhibit 4# <a href="#">8</a> Frank Earl Dep Def Exhibit 5a# <a href="#">9</a> Frank Earl Deposition Def Exhibit 5b# <a href="#">10</a> Frank Earl Deposition Def Exhibit 6# <a href="#">11</a> Frank Earl Deposition Exhibit 7a# <a href="#">12</a> Frank Earl Deposition Def Exhibit 7b# <a href="#">13</a> Frank Earl Deposition Def Exhibit 8# <a href="#">14</a> Joe Jones Deposition# <a href="#">15</a> Joe Jones Def Exhibit 1# <a href="#">16</a> Joe Jones Deposition Def Exhibits 2-3# <a href="#">17</a> Joe Jones Deposition Def 4-5# <a href="#">18</a> Karl Smith Deposition# <a href="#">19</a> Karl Smith Deposition Def Exhibit 1# <a href="#">20</a> Karl Smith Deposition Def Exhibit 2# <a href="#">21</a> Karl Smith Deposition Def Exhibit 3-4# <a href="#">22</a> Karl Smith Deposition Def Exhibit 5# <a href="#">23</a> Karl Smith Deposition Def Exhibit 6# <a href="#">24</a> Karl Smith Deposition Pltf Exhibit 1a# <a href="#">25</a> Karl Smith Deposition Pltf Exhibit 1b# <a href="#">26</a> Karl Smith Deposition Pltf Exhibit 1c# <a href="#">27</a> Torris Williams Deposition# <a href="#">28</a> Torris Williams Deposition Def Exhibit 1# <a href="#">29</a> Torris Williams Deposition Def Exhibit 2# <a href="#">30</a> Torris Williams Deposition Def Exhibit 3-4# <a href="#">31</a> Torris Williams Deposition Def Exhibit 5a# <a href="#">32</a> Torris Williams Deposition Def Exhibit 5b# <a href="#">33</a> Torris Williams Deposition Def Exhibit 5c)(Blue, William) (Entered: 06/29/2005)
09/26/2005	<a href="#">55</a>	IT IS HEREBY ORDERED that the parties shall have until October 26, 2005 in which to file a stipulation for dismissal. FURTHER ORDERED that if the stipulation for dismissal is not filed by the above deadline, the Court will thereafter enter an order dismissing this action with prejudice and retaining jurisdiction for the sole purpose of determining whether the settlement should be enforced upon motion of any party. FURTHER ORDERED that all pending motions are denied as moot. Dismissal Paper(s) due by 10/26/2005. Signed by Judge Carol E. Jackson on 9/26/05. (KLH, ) (Entered: 09/26/2005)
09/26/2005		ORDER RECEIPT: (see receipt) Mon Sep 26 15:37:42 CDT 2005 (KLH, ) (Entered: 09/26/2005)
10/24/2005	<a href="#">56</a>	Joint MOTION to Approve Consent Judgment <i>Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Proposed Consent Decree # <a href="#">2</a> Declaration of C. Felix Miller)(Miller, C.) Modified on 10/24/2005 (KLH, ). (Entered: 10/24/2005)
10/31/2005	<a href="#">57</a>	CONSENT JUDGMENT . Signed by Judge Carol E. Jackson on 10/31/05. (Attachments: # <a href="#">1</a> Attachment)(KKS, ) (Entered: 10/31/2005)
10/31/2005		ORDER RECEIPT: (see receipt) Mon Oct 31 10:59:12 CST 2005 (KKS, ) (Entered: 10/31/2005)
10/31/2005		ORDER RECEIPT: (see receipt) Mon Oct 31 11:12:37 CST 2005 (KKS, ) (Entered: 10/31/2005)
11/16/2005	<a href="#">58</a>	MOTION to Alter Judgment to <i>Modify Consent Decree</i> by Plaintiff Equal Employment Opportunity Commission. (Miller, C.) (Entered: 11/16/2005)
11/28/2005	<a href="#">59</a>	ORDER granting <a href="#">58</a> Motion to Alter Judgment SEE ORDER FOR SPECIFICS & ATTACHMENT Signed by Judge Carol E. Jackson on 11/28/05. (Attachments: # <a href="#">1</a> ) (LLW, ) (Entered: 11/28/2005)
11/28/2005		ORDER RECEIPT: (see receipt) Mon Nov 28 12:00:17 CST 2005 (LLW, ) (Entered: 11/28/2005)

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