

**U.S. District Court
Eastern District of Missouri (LIVE) (St. Louis)
CIVIL DOCKET FOR CASE #: 4:07-cv-01645-DJS**

Equal Employment Opportunity Commission, et al. v. Bodega
Bars USA, LLC d/b/a Mosaic Restaurant
Assigned to: Honorable Donald J. Stohr
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/21/2007
Date Terminated: 07/02/2008
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Barbara A. Seely**
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V.

Intervenor Plaintiff

Aimee Boss

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Intervenor Plaintiff

Morgan Hagedon

represented by **C. Felix Miller , Jr.**
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Mary Anne O. Sedey
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V.

Defendant

**Bodega Bars USA, LLC d/b/a Mosaic
Restaurant**

represented by **Burton D. Garland , Jr.**
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Date Filed	#	Docket Text
09/21/2007	<u>1</u>	COMPLAINT against defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant Non-Jury Demand,, filed by Equal Employment Opportunity Commission. (Attachments: # <u>1</u> Civil Cover Sheet # <u>2</u> Original Filing Form # <u>3</u> Waiver of Service # <u>4</u> Disclosure Of Corporation Interests Certificate)(Miller, C.) (Entered: 09/21/2007)
09/21/2007		Case Opening Notification Waivers issued 1, Disclosure of Corporate Interest issued to defendant. Judge Assigned: Charles A. Shaw. (SAJ,) (Entered: 09/21/2007)
10/18/2007	<u>2</u>	SUMMONS Returned Executed filed by Equal Employment Opportunity Commission. Bodega Bars USA, LLC d/b/a Mosaic Restaurant served on 9/21/2007, answer due 10/11/2007. (Miller, C.) Modified on 10/19/2007 (MRC,). [This document entered into the record incorrectly. Attorney notified of filing error. Attorney to refile this document appropriately.] (Entered: 10/18/2007)
10/22/2007	<u>3</u>	WAIVER OF SERVICE Returned Executed filed by Equal Employment Opportunity Commission (Miller, C.) (Entered: 10/22/2007)
10/22/2007		WAIVER OF SERVICE Returned Executed {See Document #3} Bodega Bars USA, LLC d/b/a Mosaic Restaurant waiver sent on 9/21/2007, answer due 11/20/2007. [Entry made for answer due deadline. NO.PDF ATTACHED] (MRC,) (Entered: 10/23/2007)
11/20/2007	<u>4</u>	ENTRY of Appearance by Robert W. Stewart for Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Stewart, Robert) (Entered: 11/20/2007)
11/20/2007	<u>5</u>	ENTRY of Appearance by William M. Lawson for Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Lawson, William) (Entered: 11/20/2007)
11/20/2007	<u>6</u>	ENTRY of Appearance by Burton D. Garland, Jr for Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Garland, Burton) (Entered: 11/20/2007)
11/20/2007	<u>7</u>	ANSWER to <u>1</u> Complaint, by Bodega Bars USA, LLC d/b/a Mosaic Restaurant.(Garland, Burton) (Entered: 11/20/2007)
11/20/2007	<u>8</u>	DISCLOSURE OF CORPORATION INTERESTS CERTIFICATE by Defendant Bodega Bars USA, LLC d/b/a Mosaic RestaurantParent companies: N/A, Subsidiaries: N/A, Publicly held company: N/A,. (Garland, Burton) (Entered: 11/20/2007)
11/29/2007	<u>9</u>	MOTION for Leave to Intervene. (Attachments: # <u>1</u> Exhibit Complaint)(Lynn, John) (Entered: 11/29/2007)
11/29/2007	<u>10</u>	MEMORANDUM in Support of Motion re <u>9</u> MOTION for Leave to Intervene filed by Plaintiffs Aimee Boss, Morgan Hagedon. (Lynn, John) (Entered: 11/29/2007)
11/30/2007	<u>11</u>	MEMORANDUM AND ORDER –.....IT IS HEREBY ORDERED that movants Aimee Boss and Morgan Hageon's motion to intervene is GRANTED and they are joined as parties plaintiff in this case. IT IS FURTHER ORDERED that the Clerk of the Court shall amend the

		caption of this case to read as follows: Equal Employment Opportunity Commission, plaintiff, and Aimee Boss and Morgan Hagedon, intervenor plaintiffs, v. Bodega Bars USA, LLC, d/b/a/ Mosaic Restaurant, defendant, No. 4:07-CV-1645 CAS. The parties shall use this caption on all future pleadings. IT IS FURTHER ORDERED that the Clerk of the Court shall detach and docket the intervenor plaintiffs' complaint, which was submitted as an attachment to the motion for leave. re: <u>9</u> MOTION for Leave to Intervene filed by Plaintiff Morgan Hagedon, Plaintiff Aimee Boss. Signed by Honorable Charles A. Shaw on 11/30/2007. (MRC) (Entered: 11/30/2007)
11/30/2007	<u>12</u>	INTERVENOR COMPLAINT Summons(es) issued--none, Waivers issued none, Jury Demand, filed by Aimee Boss, Morgan Hagedon.(MRC) (Entered: 11/30/2007)
12/04/2007	<u>13</u>	RULE 16 ORDER (see Order for complete details)-- A Scheduling Conference pursuant to Fed.R.Civ.P. 16 is set for Friday, January 4, 2008 at 9:30 am in Courtroom 12-NNo later than fifteen (15) days before the scheduling conference, counsel shall file a joint proposed scheduling plan with the Court....This case has been preliminarily assigned to Track Two (2) Joint Scheduling Plan due by 12/20/2007. Rule 16 Conference set for 1/4/2008 09:30 AM in Courtroom 12N before Honorable Charles A. Shaw.. Signed by Honorable Charles A. Shaw on 12/4/2007. (MRC) (Entered: 12/04/2007)
12/10/2007	<u>14</u>	ENTRY of Appearance by Barbara A. Seely for Plaintiff Equal Employment Opportunity Commission. (Seely, Barbara) (Entered: 12/10/2007)
12/18/2007	<u>15</u>	<i>Defendant's</i> ANSWER to Complaint (<i>Plaintiff-Intervenors'</i>) by Bodega Bars USA, LLC d/b/a Mosaic Restaurant.(Lawson, William) (Entered: 12/18/2007)
12/19/2007	<u>16</u>	JOINT SCHEDULING PLAN by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant.. (Miller, C.) (Entered: 12/19/2007)
01/04/2008	<u>17</u>	ENTRY of Appearance by Mary Anne O. Sedey for Intervenor Plaintiffs Aimee Boss, Morgan Hagedon. (Sedey, Mary Anne) (Entered: 01/04/2008)
01/04/2008	<u>18</u>	ENTRY of Appearance by Donna L. Harper for Intervenor Plaintiffs Aimee Boss, Morgan Hagedon. (Harper, Donna) (Entered: 01/04/2008)
01/04/2008	<u>19</u>	CASE MANAGEMENT ORDER This case is assigned to Track: 2(Standard). ADR Future Reference 3/3/2008. Motion to Join Parties due by 3/31/2008. Discovery Completion due by 9/2/2008. Dispositive Motions due by 9/29/2008. Pretrial Compliance due by 2/24/2009. Motion in Limine due by 3/2/2009. Pretrial Conference set for 3/12/2009 02:00 PM in Courtroom 12N before Honorable Charles A. Shaw. Jury Trial set for 3/16/2009 09:00 AM in Courtroom 12N before Honorable Charles A. Shaw. Signed by Honorable Charles A. Shaw on 1/4/2008. (NCL) Modified Pretrial Compliance Date on 1/4/2008 (NCL). (Entered: 01/04/2008)
01/04/2008	<u>20</u>	Minute Entry for proceedings held before Honorable Charles A. Shaw: Rule 16 Conference held on 1/4/2008 Conference by phone? No. CMO to issue. (EEOC or Intervenor Plaintiff's NOT REPRESENTED BY COUNSEL) (Court Reporter or FTR Gold Operator initials:none present.) (FTR Gold yes or no: no.) (JWJ) Modified on 1/8/2008 (JWJ). (Entered: 01/07/2008)
03/03/2008	<u>21</u>	ORDER REFERRING CASE to Alternative Dispute Resolution. This case is referred to: Mediation Designation of Lead Counsel: Mr. C.

		Felix Miller, Jr Designation of Neutral due by 3/13/2008. ADR Completion Deadline due by 5/2/2008.. Signed by Honorable Charles A. Shaw on 3/3/08. (JWJ) (Entered: 03/03/2008)
03/13/2008	<u>22</u>	Joint MOTION for Extension of Time to Complete Mediation by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Miller, C.) (Entered: 03/13/2008)
03/24/2008		Docket Text ORDER re: Doc. <u>22</u> , Joint MOTION for Extension of Time to Complete Mediation by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, and Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant; ORDERED GRANTED. The parties shall complete mediation by June 16, 2008. Signed by Honorable Charles A. Shaw on March 24, 2008. (SMH) (Entered: 03/24/2008)
03/31/2008	<u>23</u>	Designation of Neutral by parties and ADR Conference Report by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant Neutral: John Gianoulakis Date of Conference: May 28, 2008 time: 9:00 a.m. Location: U.S. Courthouse(Miller, C.) (Entered: 03/31/2008)
04/04/2008	<u>24</u>	NOTICE of Appointment of Neutral Neutral name: John Gianoulakis Neutral selected by Parties(LMT) (Entered: 04/04/2008)
05/13/2008	<u>25</u>	ORDER – Upon review of the Court file, the undersigned concludes there are circumstances present in this case which might give rise to the need for recusal pursuant to 28 USC 455. Accordingly, IT IS HEREBY ORDERED that this case is transmitted to the Clerk of the Court for random reassignment.. Signed by Honorable Charles A. Shaw on 5/13/2008. (MRC) (Entered: 05/13/2008)
05/13/2008	<u>26</u>	REASSIGNMENT ORDER (James G. Woodward,Clerk of Court). –.....IT IS HEREBY ORDERED that the above styled cause is randomly reassigned to United States District Judge Donald J. Stohr for all further proceedings. Judge Honorable Charles A. Shaw termed. Case reassigned to Judge Honorable Donald J. Stohr for all further proceedings (MRC) (Entered: 05/14/2008)
05/15/2008	<u>27</u>	ORDER – IT IS HEREBY ORDERED that the pretrial conference previously scheduled for March 12, 2009 at 2:00 p.m. is vacated to be reset upon further order of Court. Signed by Honorable Donald J. Stohr on 5/15/2008. (JMW) (Entered: 05/15/2008)
06/18/2008	<u>28</u>	Joint MOTION for Extension of Time to Complete Mediation by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Miller, C.) (Entered: 06/18/2008)
06/19/2008	<u>29</u>	ORDER IT IS HEREBY ORDERED that the parties' joint motion for extension of time to complete alternative dispute resolution [Doc. #28] is granted as follows. IT IS FURTHER ORDERED that the March 16, 2009 trial setting is vacated and all pending motions are denied without prejudice. IT IS FURTHER ORDERED that counsel shall file, no later than July 1, 2008, a stipulation for dismissal, a motion for leave to voluntarily dismiss, or a proposed consent judgment. Failure to comply timely with this order may result in the dismissal of this action with prejudice. Re <u>28</u> Joint MOTION for Extension of Time to Complete Mediation filed by Morgan Hagedon, Aimee Boss, Equal Employment Opportunity Commission, Bodega Bars USA, LLC d/b/a Mosaic Restaurant – Granted. (Response to Court due by 7/1/2008.) Signed by Honorable Donald J. Stohr on 6/19/2008. (NCL) (Entered: 06/19/2008)
06/19/2008	<u>30</u>	ADR COMPLIANCE REPORT by Neutral: John Gianoulakis Date of Conference: 5/28/08 participated in good faith: Y, the parties DID

		achieve a settlement(JWJ) (Entered: 06/19/2008)
07/01/2008	<u>31</u>	Joint MOTION to Approve Consent Judgment by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Miller, C.) (Entered: 07/01/2008)
07/01/2008	<u>32</u>	Consent Decree by Plaintiff Equal Employment Opportunity Commission, Intervenor Plaintiffs Aimee Boss, Morgan Hagedon, Defendant Bodega Bars USA, LLC d/b/a Mosaic Restaurant. (Miller, C.) (Entered: 07/01/2008)
07/02/2008		Docket Text ORDER re <u>31</u> : Joint MOTION to Approve Consent Judgment, GRANTED. Signed by Honorable Donald J. Stohr on 7/2/08. (LCE) (Entered: 07/02/2008)
07/02/2008	<u>33</u>	CONSENT DECREE (See document for complete details). Signed by Honorable Donald J. Stohr on 7/2/2008. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(JMW) (Entered: 07/03/2008)