

CJRA-S, CLOSED, JURY, MTP

**U.S. District Court
Southern District of Mississippi (Hattiesburg)
CIVIL DOCKET FOR CASE #: 2:05-cv-02182-KS-MTP**

U.S. Equal Employment Opportunity Commission v. JA & P
Restaurants
Assigned to: District Judge Keith Starrett
Referred to: Magistrate Judge Michael T. Parker
Cause: 42:1981 Sex Discrimination

Date Filed: 12/14/2005
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**U.S. Equal Employment Opportunity
Commission**

represented by **C. Emanuel Smith**
EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION -
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ATTORNEY TO BE NOTICED

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Jacqueline McNair
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TERMINATED: 04/10/2006

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TERMINATED: 12/29/2006
LEAD ATTORNEY

V.

Intervenor Plaintiff

Christina King

represented by **Michael Adelman**
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Email: adelst33@aol.com
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Intervenor Plaintiff

Kathleen McCann

represented by **Michael Adelman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Andrea Powell

represented by **Michael Adelman**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Intervenor Plaintiff

Laura Quinn

represented by **Michael Adelman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Intervenor Plaintiff

Stephanie Usry

represented by **Michael Adelman**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

V.

Defendant

JA & P Restaurants
Inc., d/b/a Crechales's Restaurant

represented by **F. Douglas Montague, III**
MONTAGUE, PITTMAN & VARNADO
P.O. Drawer 1975
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/14/2005	<u>1</u>	COMPLAINT against JA & P Restaurants , filed by U.S. Equal Employment Opportunity Commission. (Attachments: # <u>1</u>)(ldr,) (Entered: 12/14/2005)
12/15/2005		Summons Issued as to JA & P Restaurants. (ldr,) (Entered: 12/15/2005)
03/07/2006	<u>2</u>	REQUEST FOR WAIVER of Service sent to Mr. Nick Crechale agent for JA & P Restaurants on 03/06/2006 by U.S. Equal Employment Opportunity Commission. Waiver of Service due by 4/5/2006. (Graham, J.) (Entered: 03/07/2006)

03/08/2006	3	SUMMONS Returned Executed by U.S. Equal Employment Opportunity Commission as to JA & P Restaurants served on 2/10/2006, answer due 3/2/2006. (ldr,) (Entered: 03/08/2006)
04/04/2006	4	ANSWER to Complaint by JA & P Restaurants.(Montague, F.) (Entered: 04/04/2006)
04/05/2006	5	MOTION to Intervene by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry. (Attachments: # 1)(Adelman, Michael) (Entered: 04/05/2006)
04/05/2006	6	Ex Parte MOTION to Substitute Attorney by U.S. Equal Employment Opportunity Commission. (Graham, J.) (Entered: 04/05/2006)
04/10/2006	7	ORDER granting 6 Motion to Substitute Attorney. Added attorney C. Emanuel Smith for U.S. Equal Employment Opportunity Commission. Attorney Jacqueline McNair terminated . Signed by Judge Keith Starrett on 4/6/06. (ldr,) (Entered: 04/10/2006)
05/03/2006		TEXT ONLY ORDER granting 5 Motion to Intervene . No further written order will issue from the Court. Signed by Judge Keith Starrett on 5/3/06. (scp,) (Entered: 05/03/2006)
05/03/2006	8	Intervenor COMPLAINT <i>JA & P RESTAURANTS</i> , filed by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 05/03/2006)
05/03/2006		DOCKET ANNOTATION as to #8, attorney contacted, will omit "Exhibit A" from page 1 of Complaint in Intervention and re-file pleading. (ldr,) (Entered: 05/03/2006)
05/03/2006	9	Intervenor COMPLAINT <i>JA & P RESTAURANTS, INC.</i> , filed by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 05/03/2006)
05/22/2006	10	Rule 16.1(A) Initial Order: Telephonic Case Management Conference set for 6/14/2006 11:00 AM before Magistrate Judge John M. Roper in Gulfport, MS 39501. Plaintiff to initiate the telephonic conference call (228)563-1779. Confidential settlement memorandas to be submitted to Judge Roper's Chambers at 2012 15th Street, Suite 870, Gulfport, MS 39501 on or prior to 6/7/06. (Stokes, Porfi) (Entered: 05/22/2006)
05/23/2006	11	Mail Returned as Undeliverable marked Not Deliverable As Addressed, Unable to Forward, Return to Sender. Mail sent to C. Emanuel Smith containing Order filed 4/10/06, Doc #7. (ldr,) (Entered: 05/23/2006)
05/23/2006	12	Mail Returned as Undeliverable marked "Not Deliverable As Addressed, Unable to Forward, Return to Sender". Mail sent to C. Emanuel Smith containing Text Only Order of 5/3/06. (ldr,) (Entered: 05/23/2006)
05/23/2006		DOCKET ANNOTATION as to #11,12, attorney C. Emanuel Smith was contacted, will forward change of address to Clerk's Office; returned mail and Doc #10 forwarded to Atty. Smith at Birmingham, AL address listed on pleadings. (ldr,) (Entered: 05/23/2006)

06/06/2006	13	ANSWER to Intervenor Complaint by JA & P Restaurants.(Montague, F.) (Entered: 06/06/2006)
06/14/2006		Minute Entry for proceedings held before Judge John M. Roper in Gulfport, MS: Telephonic Case Management Conference held on 6/14/2006. (Stokes, Porfi) (Entered: 06/14/2006)
06/14/2006	14	CASE MANAGEMENT ORDER: Case is assigned to the standard track. Parties do not consent to trial by Magistrate Judge. Final Pretrial Conference set for 4/19/2007 9:00 AM before District Judge Keith Starrett. Amended Pleadings due by 7/14/2006. Discovery due by 1/2/2007. Designate Experts Plaintiff Deadline due by 10/1/2006. Designate Experts for Defendant Deadline due by 11/1/2006. Jury Trial Calendar set for 5/7/2007-5/18/2007 at 9:00 AM in Courtroom 1 before District Judge Keith Starrett. Joinder of Parties due by 7/14/2006. Motions due by 1/15/2007. Signed by Judge John M. Roper on June 14, 2006. (Stokes, Porfi) (Entered: 06/14/2006)
06/14/2006	15	NOTICE of Disclosure by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry (Adelman, Michael) (Entered: 06/14/2006)
06/15/2006	16	NOTICE of Service of Disclosure by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 06/15/2006)
06/23/2006	17	NOTICE of Service of Disclosure by JA & P Restaurants. (Attachments: # 1)(Montague, F.) (Entered: 06/23/2006)
06/26/2006	18	NOTICE of Service of Interrogatories by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 06/26/2006)
06/26/2006	19	NOTICE of Service of Request for Production by Christina King, Kathleen McCann, Andrea Powell, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 06/26/2006)
06/26/2006	20	NOTICE of Service of Disclosure by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 06/26/2006)
07/21/2006	21	NOTICE of Service of Response to Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 07/21/2006)
07/21/2006	22	NOTICE of Service of Response to Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 07/21/2006)
07/25/2006	23	ORDER REASSIGNING CASE. Case reassigned to Judge Michael T. Parker for all further proceedings. Judge John M. Roper no longer assigned to case. Signed by Judge Henry T. Wingate on 7/25/06. (Attachments: # 1)(ldr,) (Entered: 07/27/2006)
08/21/2006	24	NOTICE of Service of Interrogatories by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 08/21/2006)
08/21/2006	25	NOTICE of Service of Request for Production by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 08/21/2006)
08/22/2006	26	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)

08/22/2006	27	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	28	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	29	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	30	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	31	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	32	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	33	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	34	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	35	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	36	NOTICE of Service of Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
08/22/2006	37	NOTICE of Service of Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 08/22/2006)
09/20/2006	38	NOTICE of Service of Response to Interrogatories by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 09/20/2006)
09/20/2006	39	NOTICE of Service of Response to Request for Production by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 09/20/2006)
10/06/2006	40	NOTICE of Service of Response to Interrogatories by Andrea Powell.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	41	NOTICE of Service of Response to Interrogatories by Christina King.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	42	NOTICE of Service of Response to Interrogatories by Kathleen McCann.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	43	NOTICE of Service of Response to Interrogatories by Laura Quinn.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	44	NOTICE of Service of Response to Interrogatories by Stephanie Usry.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	45	NOTICE of Service of Response to Request for Production by Andrea Powell.(Adelman, Michael) (Entered: 10/06/2006)

10/06/2006	46	NOTICE of Service of Response to Request for Production by Christina King.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	47	NOTICE of Service of Response to Request for Production by Kathleen McCann.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	48	NOTICE of Service of Response to Request for Production by Laura Quinn.(Adelman, Michael) (Entered: 10/06/2006)
10/06/2006	49	NOTICE of Service of Response to Request for Production by Stephanie Usry.(Adelman, Michael) (Entered: 10/06/2006)
10/17/2006	50	NOTICE of Service of Response to Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 10/17/2006)
10/17/2006		DOCKET ANNOTATION as to #50, attorney contacted to refile using docket event of Notice of Service of Disclosure. (ldr,) (Entered: 10/17/2006)
10/18/2006	51	NOTICE of Service of Response to Interrogatories by JA & P Restaurants.(Montague, F.) (Entered: 10/18/2006)
10/18/2006		DOCKET ANNOTATION as to #51, attorney contacted and will docket notice for response to requests for production. (ldr,) (Entered: 10/18/2006)
10/18/2006	52	NOTICE of Service of Response to Request for Production by JA & P Restaurants.(Montague, F.) (Entered: 10/18/2006)
11/14/2006		NOTICE: After confirming the availability of counsel, the court has scheduled a telephonic discovery conference for Wednesday, November 15, 2006 at 1:30 p.m. before Magistrate Judge Michael T. Parker in Hattiesburg, MS. Counsel for Intervenor Plaintiffs has agreed to initiate the conference call and shall contact Judge Parker's chambers when all parties are connected (601.544.9100). Counsel for Plaintiff, EEOC, advises the court that Emanuel Smith and/or Mildred Byrd will participate in this call and can be reached at 205.212.2131. (kpm,) (Entered: 11/14/2006)
11/14/2006		Set Hearings: Telephonic Discovery Conference set for 11/15/2006 1:30 PM before Magistrate Judge Michael T. Parker in Hattiesburg, MS. (kpm,) (Entered: 11/14/2006)
11/15/2006	53	NOTICE to Take Deposition of Christina King by JA & P Restaurants.(Montague, F.) (Entered: 11/15/2006)
11/15/2006	54	NOTICE to Take Deposition of Kathleen McCann by JA & P Restaurants.(Montague, F.) (Entered: 11/15/2006)
11/15/2006	55	NOTICE to Take Deposition of Andrea Powell by JA & P Restaurants.(Montague, F.) (Entered: 11/15/2006)
11/15/2006	56	NOTICE to Take Deposition of Laura Quinn by JA & P Restaurants.(Montague, F.) (Entered: 11/15/2006)
11/15/2006	57	NOTICE to Take Deposition of Stephanie Usry Ulrich by JA & P Restaurants.(Montague, F.) (Entered: 11/15/2006)

11/15/2006		Minute Entry for proceedings held before Judge Michael T. Parker : Telephone Conference held on 11/15/2006. Participating were Mildred Byrd for the plaintiff and Doug Montague for the defendant. Mike Adelman participating for the intervenor plaintiff. (Wall, Mary Helen) (Entered: 11/15/2006)
11/15/2006		Reset Deadlines: Discovery due by 1/26/2007. Motions due by 2/12/2007. All other deadlines set forth in the Case Management Order of June 14, 2006, shall remain in place. (Wall, Mary Helen) Modified on 11/20/2006 (Wall, Mary). (Entered: 11/15/2006)
11/15/2006		TEXT ONLY ORDER setting Settlement Conference: Settlement Conference is set for March 26, 2007, at 1:00 p.m. (courtroom 2) before Judge Mike Parker in Hattiesburg, Mississippi. Parties shall submit settlement memos to chambers on or before March 22, 2007. Each party must a have representative with full settlement authority present at conference. NO FURTHER WRITTEN ORDER WILL ISSUE FROM THIS COURT. Signed by Judge Michael T. Parker on November 15, 2006. (Wall, Mary Helen) (Entered: 11/15/2006)
11/15/2006		Set Hearings: Settlement Conference set for 3/26/2007 1:00 PM before Magistrate Judge Michael T. Parker in Hattiesburg, MS. Parties shall submit confidential settlement memoranda to Judge Parker's chambers by 3/22/07. Parties must have representative(s) with full settlement authority present at conference. (kpm,) (Entered: 11/15/2006)
11/15/2006		DOCKET ANNOTATION as to #57, Notice of Deposition for Stephanie Ulrich, was not dated or signed; attorney's office contacted requesting date and signature. (ldr,) (Entered: 11/15/2006)
11/16/2006	58	NOTICE to Take Deposition of Stephanie Usry Ulrich by JA & P Restaurants.(Montague, F.) (Entered: 11/16/2006)
11/16/2006	59	NOTICE to Take Deposition of Nick Crechale by Christina King, Kathleen McCann, Andrea Powell, U.S. Equal Employment Opportunity Commission, Laura Quinn, Stephanie Usry.(Adelman, Michael) (Entered: 11/16/2006)
12/28/2006	60	Ex Parte MOTION to Substitute Attorney by U.S. Equal Employment Opportunity Commission. (Graham, J.) (Entered: 12/28/2006)
12/29/2006		TEXT ONLY ORDER granting 60 Motion to Substitute Attorney. Julie Lee is substituted as counsel of record for defendant Equal Employment Opportunity Commission Attorney Mildred Byrd terminated. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT . Signed by Judge Michael T. Parker on December 29, 2006. (Parker, Michael) (Entered: 12/29/2006)
01/03/2007		DOCKET ANNOTATION as to TEXT ONLY ORDER granting 60 Motion to Substitute Attorney, should read "Julie Lee is substituted as counsel of record for plaintiff Equal Employment Opportunity Commission." (ldr,) (Entered: 01/03/2007)
01/08/2007	61	NOTICE to Take Deposition of Nick Crechale by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 01/08/2007)
01/08/2007	62	NOTICE to Take Deposition of J A & P Restaurants Inc. dba Crechale's Restaurant by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 01/08/2007)

01/09/2007		DOCKET ANNOTATION as to #61,62, attorney's office contacted regarding filing the actual Notice of Deposition showing person being deposed, time and place. (ldr,) (Entered: 01/09/2007)
01/10/2007	63	NOTICE to Take Deposition of Nick Crechale by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 01/10/2007)
01/10/2007	64	NOTICE to Take Deposition of J A & P Restaurants dba Crechale's Restaurant by U.S. Equal Employment Opportunity Commission.(Graham, J.) (Entered: 01/10/2007)
03/06/2007	65	Joint MOTION to Approve Consent Judgment by U.S. Equal Employment Opportunity Commission. (Graham, J.) (Entered: 03/06/2007)
03/09/2007	66	CONSENT DECREE, resolves all claims arising out of the issues between the Commission and defendant JA&P Restaurants, Inc. d/b/a Crechale's Restaurant. Signed by Judge Keith Starrett on 3/8/07. (ldr,) (Entered: 03/09/2007)
03/20/2007	67	Joint MOTION to Dismiss by U.S. Equal Employment Opportunity Commission. (Graham, J.) (Entered: 03/20/2007)
03/23/2007	68	ORDER OF DISMISSAL with prejudice, each party to pay their own costs and fees. Signed by Judge Keith Starrett on 3/22/07. (ldr,) (Entered: 03/23/2007)

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05/22/2007 12:56:53			
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