

CJRA-S, CLOSED, JURY

**U.S. District Court  
Northern District of Mississippi (Greenville Division)  
CIVIL DOCKET FOR CASE #: 4:97-cv-00052-EMB**

Equal Employment v. Mainstream Inc., et al  
Assigned to: Eugene M. Bogen  
Demand: \$0  
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 04/03/1997  
Date Terminated: 08/25/1999  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Mildred Byrd**  
EEOC, BIRMINGHAM DISTRICT  
OFFICE  
1130 - 22nd Street South  
Ridge Park Place Suite 2000  
Birmingham, AL 35205-2881  
(205) 731-2067  
Email: mildred.byrd@eeoc.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Henderson Investment Co., Inc. dba  
Ramada Inn**  
*TERMINATED: 11/24/1998*

represented by **H. D. Brock**  
WHITTINGTON, BROCK, SWAYZE &  
DALE  
P. O. Box 941  
308 Fulton Street  
Greenwood, MS 39830-0941  
(601) 453-7325  
Email: hdb@whittingtonlaw.com  
*TERMINATED: 11/24/1998*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Mainstream, Inc.**  
*doing business as*  
Ramada Inn

represented by **H. D. Brock**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
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04/03/1997	1	COMPLAINT for Employment, Sex Discrimination; jury demand (jta) (Entered: 04/04/1997)
04/04/1997		**Set Jury Flag (jta)
04/04/1997		NOTICE OF ASSIGNMENT Chief Judge L. T. Senter Jr. and Magistrate Judge Eugene M. Bogen (jta)
08/06/1997		CLERK'S NOTICE of Incomplete Process Re: defendant Henderson Investment (jta)
09/29/1997		Telephone Call from plaintiff Attorney advising that process has been served by waiver of process and answer has been served. (jta)
10/03/1997	2	WAIVER OF SERVICE Returned Executed as to Henderson Investment 6/10/97 Answer due on 8/9/97 for Henderson Investment (jta)
10/03/1997	3	ANSWER to Complaint by Henderson Investment (Attorney H. D. Brock), (jta)
10/08/1997		Case Management Conference set at 2:30 11/25/97 Location: Greenville before Magistrate Judge Eugene M. Bogen (fcc)
10/15/1997	4	NOTICE OF SERVICE Pre-Discovery Disclosure Information by Henderson Investment to Equal Employment (jta)
10/30/1997		Case Management Conference reset at 3:00 12/2/97 Location: Greenville before Magistrate Judge Eugene M. Bogen (fcc)
12/08/1997	5	CIVIL MINUTES for: Case Management Conference held 12/2/97 Greenville before Magistrate Judge Bogen; Court Reporter: None Conducted by telephone. Case assigned to standard tract. Est. 2 da. jury trial. (jta)
12/08/1997		Case Management Conference held on 12/2/97 (jta)
12/08/1997	6	CASE MANAGEMENT PLAN AND SCHEDULING ORDER Case Assigned to CJRA Track: Standard Scheduling Deadlines: Final Pretrial Conference for 1:30 9/16/98 Greenville ; Discovery cutoff 6/22/98 ; Joining of parties,amending of pleadings by 3/13/98 ; Pla. Designation of Experts by 3/24/98 ; Dft Designation of Experts by 4/23/98 ; Motion Filing deadline on 7/7/98 ; Status Report due 7/22/98 . ( signed by Magistrate Judge Eugene M. Bogen on 12/5/97) (jta)
12/15/1997		NOTICE of Jury Trial set at 12:40 10/26/98 Location: Greenville before Chief Judge L. T. Senter Jr. (jta)
08/21/1998	7	NOTICE OF SERVICE 1st Set Interrogatories and Requests for Production of Documents by Henderson Investment to Equal Employment (fcc) Modified on 08/24/1998
09/16/1998	8	MOTION by Equal Employment to Amend [1-1] complaint or to Substitute the Real Party in Interest [8-1] motion referred to Magistrate Judge Eugene M. Bogen (fcc)
09/22/1998	9	CIVIL MINUTES for: Final Pretrial Conference held 9/16/98 Greenville before Magistrate Judge Bogen, set Pretrial Order deadline to 10/5/98 (jta)
09/22/1998		Final Pretrial Conference held 9/16/98 Greenville (jta)

10/19/1998	10	ORDER transferring and reassigning this cause of action to Chief U. S. District Judge Neal Biggers. ( signed by Senior Judge L. T. Senter Jr. on 10/16/98) Date of Entry: 10/19/98 (fcc)
10/19/1998		CASE reassigned to Chief Judge Neal B. Biggers Jr. (fcc)
10/22/1998		NOTICE of Jury Trial reset at 9:30, 3/22/99; Location: Oxford, before Chief Judge Neal B. Biggers Jr. (nfs)
11/02/1998	11	PRETRIAL ORDER filed ( signed by Chief Judge Neal B. Biggers Jr. on 10/30/98) Estimate 1 1/2 day Jury Trial. (jta)
11/24/1998	12	ORDER granting [8-1] motion to Amend [1-1] complaint or to Substitute the Real Party in Interest ( signed by Magistrate Judge Eugene M. Bogen on 11/24/98) Date of Entry: 11/24/98 (jta)
03/08/1999		NOTICE of MVD/jury trial previously scheduled for 03/22/99 before Chief Judge Neal B. Biggers, Jr., has been CONTINUED until further notice of the court. (nfs)
03/22/1999	13	CONSENT by Equal Employment, Mainstream, Inc. (Henderson Investment Co., Inc.) to refer case to Magistrate Judge for trial (fcc)
03/29/1999	14	ORDER granting [13-1] consent motion to refer case to Magistrate Judge for trial ( signed by Chief Judge Neal B. Biggers Jr. on 3/23/99) Date of Entry: 3/29/99 (jta)
03/29/1999		CASE REFERRED to Magistrate Judge Eugene M. Bogen for trial (jta)
04/05/1999		NOTICE of MVD/Jury Trial reset at 9:30 8/23/99 Location: Greenville before Magistrate Judge Eugene M. Bogen (jta) (Entered: 04/06/1999)
06/23/1999	15	NOTICE of Attorney Appearance for Equal Employment by Mildred Byrd. (jta)
08/24/1999	16	PROOF OF SERVICE of Subpoena by Equal Employment Subpoena served 8/17/99 on Doug Delap (fcc)
08/24/1999	17	PROOF OF SERVICE of Subpoena by Equal Employment Subpoena served 8/17/99 on Frances Thompson (fcc)
08/24/1999	18	CIVIL MINUTES for: Jury Trial held 8/23/99 Court Reporter: Linda Jeffcoat; Verdict for defendant (fcc) Modified on 08/25/1999
08/24/1999		Jury Trial held 8/23/99 (fcc)
08/24/1999	19	ORDER impaneling jury with jury as drawn attached (fcc)
08/24/1999	20	Jury instructions given (fcc)
08/24/1999	21	Jury instructions refused (fcc)
08/24/1999	22	Exhibit and Witness list by Equal Employment, Mainstream, Inc. (Exhibits separated from the record in a brown envelope, marked accordingly) (fcc)
08/24/1999	23	JURY VERDICT for Mainstream, Inc. against Equal Employment (fcc)
08/25/1999	24	FINAL JUDGMENT on jury verdict entering a judgment in favor of the defendant, with costs taxed to the plaintiff. ( signed by Magistrate Judge Eugene

		M. Bogen on 8/23/99) COB # 85 pg. 38 Date of Entry: 8/25/99 (fcc)
08/25/1999		Case closed (fcc)
08/27/1999	25	MOTION by Mainstream, Inc. for Allowance of Attorney Fees (jta)
08/30/1999	26	BILL OF COSTS by Mainstream, Inc. Objections due on 9/16/99 (jta)
09/13/1999	27	RESPONSE In Opposition by Equal Employment to [25-1] motion for Allowance of Attorney Fees by Mainstream, Inc. (jta) (Entered: 09/14/1999)
09/23/1999	28	MEMORANDUM OPINION ( signed by Magistrate Judge Eugene M. Bogen on 9/21/99) (fcc)
09/23/1999	29	ORDER denying [25-1] motion for Allowance of Attorney Fees ( signed by Magistrate Judge Eugene M. Bogen on 9/21/99) COB # 85 pg. 97 Date of Entry: 9/23/99 (fcc)
09/28/1999	30	Costs \$ 537.25 taxed for Mainstream, Inc. and included in the judgment (jta)

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<b>Billable Pages:</b>	2	<b>Cost:</b>	0.16