

18AG, CLOSED

**U.S. District Court  
North Carolina Middle District (Durham)  
CIVIL DOCKET FOR CASE #: 1:02-cv-00703-WLO**

EEOC v. FURNITURELAND SOUTH  
Assigned to: JUDGE WILLIAM L. OSTEEEN  
Demand: \$0  
Cause: 42:2000 Job Discrimination (National Origin)

Date Filed: 08/26/2002  
Date Terminated: 05/19/2003  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION**

represented by **GWENDOLYN YOUNG REAMS**  
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V.

**Defendant**

**FURNITURELAND SOUTH, INC.**

represented by **JULIANNA COCHRAN THEALL**  
SMITH MOORE LLP  
POB 21927

GREENSBORO, NC 27420  
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**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/26/2002		**Case assigned to Magistrate Judge ELIASON. AO Code 18AG (K. Welch) (Entered: 08/26/2002)
08/26/2002	1	COMPLAINT filed; jury demand (K. Welch) (Entered: 08/26/2002)
08/26/2002	2	NOTICE of Lawsuit and Request for Waiver of Service of Summons by EEOC (K. Welch) (Entered: 08/26/2002)
08/26/2002		Notice of Right to Consent 28 USC 636(c)(2) (K. Welch) (Entered: 08/26/2002)
09/26/2002	3	WAIVER OF SERVICE OF SUMMONS Returned Executed as to FURNITURELAND SOUTH on 8/27/02; Answer due on 10/26/02 for FURNITURELAND SOUTH (K. Mckenzie) (Entered: 09/27/2002)
10/22/2002	4	ANSWER to Complaint by FURNITURELAND SOUTH (Attorney JULIANNA COCHRAN THEALL) (N. Dickerson) (Entered: 10/23/2002)
10/22/2002		CASE AT ISSUE (N. Dickerson) (Entered: 10/23/2002)
10/30/2002	5	NOTICE of Hearing: set Initial Pretrial Conference for 9:30 12/19/02 in COURTROOM #3 (WSA) ( before MAG/JUDGE RUSSELL A. ELIASON ). Ccs. dist. (W. Williamson) (Entered: 10/30/2002)
11/25/2002	6	NOTICE of Hearing: set Initial Pretrial Conference for 9:30 12/12/02 in COURTROOM #3 (WSA) ( before MAG/JUDGE RUSSELL A. ELIASON ). Ccs. dist. (W. Williamson) (Entered: 11/25/2002)
11/29/2002		CASE REFERRED to Mag/Jud Eliason re: proposed Joint Rule 26(f) Report. (W. Williamson) (Entered: 11/29/2002)
12/04/2002	7	Joint Rule 26(f) Report and Order setting Discovery cutoff 5/30/03; JURY; Notice of Intent to file Dsp.Motions due by 6/9/03. CASE MANAGEMENT TRACK-STANDARD. Mediation should be conducted midway through the discovery period. The parties agree that the mediator shall be Jon Harkavy. Plaintiff should be allowed until January 31, 2003 to request leave to join additional parties or amend pleadings. Defendant should be allowed until February 28, 2003 to request leave to join additional parties or amend pleadings. The parties report that reference of the case to a magistrate judge on consent of parties or appointment of a master are not appropriate for this case. ETT 3-4 days. Signed by MAG/JUDGE RUSSELL A. ELIASON. Ccs dist [EOD Date 12/6/02] (L. Simmonds) (Entered: 12/06/2002)
12/04/2002		Standard Case (L. Simmonds) (Entered: 12/06/2002)

12/04/2002		CASE SELECTED FOR MEDIATION (J. Wilson) (Entered: 12/18/2002)
12/04/2002		Mediation Hearing set for no later than 3/4/03 (J. Wilson) (Entered: 12/18/2002)
12/06/2002		CASE NO LONGER REFERRED to Mag/Jud. (L. Simmonds) (Entered: 12/06/2002)
12/19/2002	8	ORDER Appointing Mediator Jonathan R. Harkavy (signed by Clerk). [EOD Date 12/19/02] (J. Wilson) (Entered: 12/19/2002)
01/28/2003	<a href="#">9</a>	NOTICE of Hearing: Set Jury Trial for 9:30 1/5/04 in UNASSIGNED COURTROOM , Set Trial Briefs, etc. deadline to 12/16/03 (R. Winchester) (Entered: 01/29/2003)
03/12/2003		Mediation Hearing held 3/4/2003. (fe) (Entered: 03/19/2003)
05/13/2003		CASE REFERRED to Judge Osteen Re: Proposed Consent Decree executed by both parties. (R. Winchester) (Entered: 05/13/2003)
05/19/2003		CASE NO LONGER REFERRED to Judge. (K. Mckenzie) (Entered: 05/19/2003)
05/19/2003	<a href="#">10</a>	CONSENT DECREE, with Appendix A, that Furnitureland South, Inc. (FLS) shall not discriminate against any of its employees or contract security workers on the basis of national origin or any other category protected by Title VII of the Civil Rights Act of 1964; FLS shall not discriminate or retaliate against any employee or applicant for employment because of opposition to any practice made unlawful under Title VII of the Civil Rights Act of 1964, the Americans with Disabilities Act, the Age Discrimination in Employment Act, or the Equal Pay Act, or because of the filing of a charge, the giving of testimony or assistance, or the participation in any investigation, proceeding or hearing under any of the foregoing statutes; FLS shall pay Bartholomew Toe the sum of \$10,000.00 in settlement of the claims for damages raised in this action as set out; FLS agrees that it shall provide a training program covering federal equal employment opportunity laws to all of its employees at its facility in Jamestown, NC including all contract security personnel working at the facility; at least fifteen (15) days prior to the program, FLS shall provide the Commission with an agenda for the training program; the guidelines of the training program are set out; during the term of this Decree, FLS shall conspicuously post the attached Employee Notice, marked Appendix A, hereby made a part of this Decree, in a place where it is visible to employees at its Jamestown, NC facility; FLS agrees to provide the Commission with semi-annual reports during the term of this Decree as set out; FLS agrees that the Commission may review compliance with this Decree during the term of this Decree as set out; if anytime during the term of this Decree, the Commission believes that FLS is in violation of this Decree, the Commission shall give notice of the alleged violation to the FLS and adhere as set out; the term of this Decree shall be for one (1) year from its entry by the Court; this Court shall retain jurisdiction of this case for purposes of monitoring compliance with this Decree and entry of such further orders as may be necessary or appropriate (signed by JUDGE WILLIAM L. OSTEEEN) [EOD Date 5/19/03]. Copies distributed. (K. Mckenzie) (Entered: 05/19/2003)
05/19/2003		CASE CLOSED. Closing Code 8a (K. Mckenzie) (Entered: 05/22/2003)

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