

CLOSED, USMJ_Mason

**U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Southern Division)
CIVIL DOCKET FOR CASE #: 7:97-cv-00051-F**

EEOC v. H&H Holding Company,, et al
Assigned to: Judge James C. Fox
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 03/07/1997
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

EEOC

represented by **Rosemary J. Fox**
E.E.O.C.
129 W. Trade St.
Suite 400
Charlotte, NC 28202
704-344-6878
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Douglas McCoy

represented by **Charles M. Tighe**
5725 Oleander Dr.
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Wilmington, NC 28403
910-794-4444
Fax: 794-4244
Email: qbeeive@att.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Douglas L. Sanders

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

H&H Holding Company, Inc.
doing business as
The Azelea Inn

represented by **Carl W. "Trey&q Thurman, III**
Shipman & Associates, L.L.P.
11 S. 5th Ave.
Wilmington, NC 28401-0353

910-762-1990
Fax: 762-6752
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gary K. Shipman
Shipman & Associates, LLP
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Wilmington, NC 28401
910-762-1990
Fax: 910-762-6752
Email: gshipman@shipmanlaw.com
TERMINATED: 06/02/1997
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Bert Hoffman

represented by **George Rountree, III**
Rountree, Losee, & Baldwin, L.L.P.
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US
910-763-3404
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Elizabeth Hicks

represented by **Elizabeth Hicks**
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Wilmington, NC 28403
PRO SE

Joseph C. Hearne, II
Linberry, White, Hearne & Ballantine
rlmodlin@aol.com
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Suite B
Wilmington, NC 28403
910-313-3336
Fax: 798-9294
TERMINATED: 02/03/1998
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Defendant

H&H Holding Company, Inc.
doing business as
The Azelea Inn

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(See above for address)
LEAD ATTORNEY
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Intervenor Defendant

Elizabeth Hicks

represented by **Gary K. Shipman**
(See above for address)
TERMINATED: 06/02/1997
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Joseph C. Hearne, II
(See above for address)
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Intervenor Defendant

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TERMINATED: 06/02/1997
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Intervenor Defendant

Bert Hoffman

represented by **Gary K. Shipman**
(See above for address)

TERMINATED: 06/02/1997
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George Rountree, III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Defendant

Elizabeth Hicks

represented by **Gary K. Shipman**
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TERMINATED: 06/02/1997
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph C. Hearne, II
(See above for address)
TERMINATED: 02/02/1998
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Billy Joe Smith

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Harold Lewis

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Charles R. Koos, Jr.

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Andre Steward

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Patsy M. Quesinberry

represented by **Charles M. Tighe**
(See above for address)
LEAD ATTORNEY

*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****John David Capps**

represented by **Charles M. Tighe**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff**Barry Mangum**

represented by **Charles M. Tighe**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff**Tyrone Copeland**

represented by **Charles M. Tighe**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff**Jon Paul Soderena**

represented by **Charles M. Tighe**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/07/1997	1	Complaint filed JURY TRIAL DEMANDED (fdc) (Entered: 03/11/1997)
03/07/1997		(fdc) (Entered: 03/11/1997)
03/20/1997	2	Amended complaint by EEOC , adding addn'l allegations re discrimination :amends [1-1] complaint (st) (Entered: 03/20/1997)
04/25/1997	3	Waiver of Service Returned Executed as to Elizabeth Hicks 4/3/97 Answer due on 6/2/97 for Elizabeth Hicks (fdc) (Entered: 04/29/1997)
04/29/1997	4	Motion to intervene by Billy Joe Smith with attached proposed intervenor-pltf complaint (fdc) (Entered: 04/30/1997)
04/29/1997	5	Motion to intervene by Harold Lewis with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	6	Motion to intervene by Charles R. Koos Jr. with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	7	Motion to intervene by Andre Steward with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	8	Motion to intervene by Patsy M. Quesinberry with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)

04/29/1997	9	Motion to intervene by John David Capps with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	10	Motion to intervene by Barry Mangum with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	11	Motion to intervene by Tyrone Copeland with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
04/29/1997	12	Motion to intervene by Jon Paul Soderena with proposed intervenor-pltf complaint attached (fdc) (Entered: 04/30/1997)
05/06/1997	13	Memorandum by Billy Joe Smith in support of [4-1] motion to intervene by Billy Joe Smith (fdc) (Entered: 05/07/1997)
05/06/1997	14	Memorandum by Harold Lewis in support of [5-1] motion to intervene by Harold Lewis (fdc) (Entered: 05/07/1997)
05/06/1997	15	Memorandum by Charles R. Koos Jr. in support of [6-1] motion to intervene by Charles R. Koos Jr. (fdc) (Entered: 05/07/1997)
05/06/1997	16	Memorandum by Andre Steward in support of [7-1] motion to intervene by Andre Steward (fdc) (Entered: 05/07/1997)
05/06/1997	17	Memorandum by Patsy M. Quesinberry in support of [8-1] motion to intervene by Patsy M. Quesinberry (fdc) (Entered: 05/07/1997)
05/06/1997	18	Memorandum by John David Capps in support of [9-1] motion to intervene by John David Capps (fdc) (Entered: 05/07/1997)
05/06/1997	19	Memorandum by Barry Mangum in support of [10-1] motion to intervene by Barry Mangum (fdc) (Entered: 05/07/1997)
05/06/1997	20	Memorandum by Tyrone Copeland in support of [11-1] motion to intervene by Tyrone Copeland (fdc) (Entered: 05/07/1997)
05/06/1997	21	Memorandum by Jon Paul Soderena in support of [12-1] motion to intervene by Jon Paul Soderena (fdc) (Entered: 05/07/1997)
05/07/1997	22	Waiver of Service Returned Executed as to Bert Hoffman 4/16/97 Answer due on 6/16/97 for Bert Hoffman (fdc) (Entered: 05/09/1997)
05/07/1997	23	Waiver of Service Returned Executed as to H&H Holding Company, 4/30/97 Answer due on 6/30/97 for H&H Holding Company, (fdc) (Entered: 05/09/1997)
05/08/1997		Received from Counsel for pltf a letter with a copy of a waiver of service for Elizabeth Hicks and an original for Bert Hoffman and one for H&H Holding Company. The court had already received the original of the waiver of service for Ms. Hicks (found at docket entry [3-1]) making her answer due by 6/23/97. The court, however, had not received one for Mr. Hoffman or for H&H Holding Company. (fdc) Modified on 05/09/1997 (Entered: 05/09/1997)
05/23/1997	24	Response by H&H Holding Company, Bert Hoffman, Elizabeth Hicks to

		[12-1] motion to intervene by Jon Paul Soderena, [11-1] motion to intervene by Tyrone Copeland, [10-1] motion to intervene by Barry Mangum, [9-1] motion to intervene by John David Capps, [8-1] motion to intervene by Patsy M. Quesinberry, [7-1] motion to intervene by Andre Steward, [6-1] motion to intervene by Charles R. Koos Jr., [5-1] motion to intervene by Harold Lewis, [4-1] motion to intervene by Billy Joe Smith (fdc) (Entered: 05/27/1997)
05/27/1997		Motion(s) submitted: [12-1] motion to intervene by Jon Paul Soderena submitted, [11-1] motion to intervene by Tyrone Copeland submitted, [10-1] motion to intervene by Barry Mangum submitted, [9-1] motion to intervene by John David Capps submitted, [8-1] motion to intervene by Patsy M. Quesinberry submitted, [7-1] motion to intervene by Andre Steward submitted, [6-1] motion to intervene by Charles R. Koos Jr. submitted, [5-1] motion to intervene by Harold Lewis submitted, [4-1] motion to intervene by Billy Joe Smith submitted to Judge James C. Fox with case files 1&2. (fdc) (Entered: 05/27/1997)
05/28/1997		CASE FILE RETURNED from: Judge James C. Fox (fdc) (Entered: 05/28/1997)
05/28/1997	25	Order granting [12-1] motion to intervene by Jon Paul Soderena, granting [11-1] motion to intervene by Tyrone Copeland, granting [10-1] motion to intervene by Barry Mangum, granting [9-1] motion to intervene by John David Capps, granting [8-1] motion to intervene by Patsy M. Quesinberry, granting [7-1] motion to intervene by Andre Steward, granting [6-1] motion to intervene by Charles R. Koos Jr., granting [5-1] motion to intervene by Harold Lewis, granting [4-1] motion to intervene by Billy Joe Smith signed by Judge James C. Fox. OB Ref: FOXOB#10, pg. 90, cc:counsel. (fdc) (Entered: 05/28/1997)
05/29/1997	26	Answer to Complaint by Bert Hoffman (fdc) (Entered: 05/30/1997)
05/30/1997	27	Answer to Complaint by Elizabeth Hicks (fdc) (Entered: 06/02/1997)
06/02/1997	28	Answer to Complaint by H&H Holding Company, (fdc) (Entered: 06/03/1997)
06/03/1997	29	Request for Discovery Plan: Discovery Plan due by 6/23/97 (fdc) (Entered: 06/03/1997)
06/23/1997	30	Discovery Plan filed by EEOC, Billy Joe Smith, Harold Lewis, Charles R. Koos Jr., Andre Steward, Patsy M. Quesinberry, John David Capps, Barry Mangum, Tyrone Copeland, Jon Paul Soderena (fdc) (Entered: 06/23/1997)
06/23/1997	31	Discovery Plan filed by H&H Holding Company, Bert Hoffman, Elizabeth Hicks (fdc) (Entered: 06/23/1997)
06/24/1997		Case submitted to: USMJ William N. Mason [31-1] discovery submitted, [30-1] discovery submitted for a scheduling order (sent case files 1&2) (fdc) (Entered: 06/24/1997)
06/24/1997		CASE FILE RETURNED from: USMJ William N. Mason (fdc)

		(Entered: 07/08/1997)
06/26/1997		Discovery hearing set at 2:30PM on 7/23/97 before USMJ William N. Mason in Courtroom Number 1, in Wilmington, NC. CC:counsel, USMJ Mason, S. Thornton, Cookie Wells, Raleigh Div., Southern Div., USMS Raleigh & Wilmington, CSO-Wilmington. (fdc) (Entered: 06/27/1997)
07/08/1997		Discovery hearing reset at 2:30PM on 7/21/97 before USMJ William N. Mason in Wilmington, NC, in courtroom number 2. CC:counsel, S. Thornton, Carol Morgan, Raleigh Div. Office, Southern Div. Office, USMS Raleigh & Wilmington, CSO & USMJ Mason. (fdc) (Entered: 07/08/1997)
07/18/1997		Case submitted to: USMJ Mason [0-0] discovery hearing being held on 7/21/97 (se) (Entered: 07/18/1997)
07/21/1997		Discovery hearing held in Wilmington, NC before USMJ William N. Mason in Courtroom Number 2. All parties and counsel were present. Law Clerk:Michelle Fraser. Scheduling Order to follow. (se) (Entered: 07/21/1997)
07/23/1997		CASE FILE RETURNED from: USMJ William N. Mason (se) (Entered: 07/24/1997)
07/23/1997	32	Order on Scheduling by Magistrate William N. Mason setting Discovery cutoff 3/31/98 Deadline for filing of all motions 4/30/98 Expert Witness List due on 11/3/97 by pltf's and on 12/2/97 by defts, Jury Trial scheduled for 9/28/98 before Judge James C. Fox Place: Wilmington, NC No. of Interrogs. 60, cc:counsel, S. Thornton, Cookie Wells, Cathy Wells. (se) (Entered: 07/24/1997)
08/14/1997	33	Motion by Douglas L. Sanders to intervene by Douglas L. Sanders with proposed complaint attached. (se) (Entered: 08/18/1997)
08/14/1997	34	Memorandum by Douglas L. Sanders in support of [33-1] motion to intervene by Douglas L. Sanders (se) (Entered: 08/18/1997)
08/14/1997	35	Motion by Douglas McCoy to intervene by Douglas McCoy with the complaint attached. (se) (Entered: 08/18/1997)
08/14/1997	36	Memorandum by Douglas McCoy in support of [35-1] motion to intervene by Douglas McCoy (se) (Entered: 08/18/1997)
08/22/1997	37	Response by Bert Hoffman to [35-1] motion to intervene by Douglas McCoy, [33-1] motion to intervene by Douglas L. Sanders (se) (Entered: 08/25/1997)
08/29/1997	38	Response by H&H Holding Company, to [35-1] motion to intervene by Douglas McCoy, [33-1] motion to intervene by Douglas L. Sanders (se) (Entered: 09/02/1997)
09/16/1997		Motion(s) submitted: [35-1] motion to intervene by Douglas McCoy submitted, [33-1] motion to intervene by Douglas L. Sanders submitted with the case files to Judge James C. Fox. (se) (Entered: 09/16/1997)

09/18/1997		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 09/18/1997)
09/18/1997	39	Order granting [35-1] motion to intervene by Douglas McCoy, granting [33-1] motion to intervene by Douglas L. Sanders signed by Judge James C. Fox. OB Ref: FOXOB#11, pg. 77, cc:counsel. (se) (Entered: 09/18/1997)
09/18/1997	40	Intervenor's complaint by Douglas McCoy against H&H Holding Company, Bert Hoffman, Elizabeth Hicks (cc:copy of page 1 to counsel) (se) (Entered: 09/18/1997)
09/18/1997	41	Intervenor's complaint by Douglas L. Sanders against H&H Holding Company, Bert Hoffman, Elizabeth Hicks (cc: page 1 for counsel) (se) (Entered: 09/18/1997)
10/03/1997		Issued Notice of Hearing: set status conference before USMJ William N. Mason for 10:00AM on 10/20/97 in Wilmington, NC in courtroom number 3 cc:counsel, S. Thornton, C. Morgan, Raleigh & Wilmington Div. Office, USMS Raleigh & Wilmington, CSO, Court Reporter, Deputy Clerk (se) Modified on 10/03/1997 (Entered: 10/03/1997)
10/16/1997		Received phone call from USMJ Mason's chambers...this case has settled and the status conference set for 10/20/97 has now been cancelled. Phoned Carol Morgan and Court Reporter and informed them. The parties have until 10/27/97 to file the settlement paperwork. (se) (Entered: 10/16/1997)
01/13/1998		Spoke with counsel for Bert Hoffman for status of settlement paperwork. Was advised that a consent decree is in process but that they are having problems obtaining a signature from deft. Hicks. Counsel hopes to have all parties meet by 1/16/98 and have this resolved. They will advise this office by then. (se) (Entered: 01/13/1998)
01/22/1998		Received a phone call from Brian Bishop asking if the court had received a letter from deft. Elizabeth Hicks in regards to her firing her attorney. I informed him that we had not. He then faxed to me a copy of what he received and a letter stating to the court how he obtained it. Will forward the information to Judge Fox and Judge Mason. (se) (Entered: 01/22/1998)
01/22/1998		Case submitted to: Judge James C. Fox [0-0] remark submitted for review. (se) (Entered: 01/22/1998)
01/23/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 01/23/1998)
01/26/1998	42	Motion by Bert Hoffman for status conference with consent by all parties except for intervening pltf's; counsel left a message for Charles Tighe, counsel for intervening pltf's. (se) (Entered: 01/26/1998)
01/26/1998		Motion(s) submitted: [42-1] motion for status conference submitted Judge James C. Fox (se) (Entered: 01/26/1998)

01/27/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 01/27/1998)
01/28/1998		Status conference set at 11:00 a.m. on 2/2/98 before USMJ William N. Mason in Wilmington, NC, courtroom number 3; notice sent to USMJ Mason, Judge Fox, counsel, S. Thornton, C. Morgan, Raleigh & Southern Div. office, USMS Raleigh & Wilmington, CSO, Court Reporter, Courtroom Deputy & GSA (se) (Entered: 01/28/1998)
01/28/1998		Case submitted to: USMJ William N. Mason upcoming status conference on 2/2/98 in Courtroom No. 3 (se) (Entered: 01/28/1998)
02/02/1998		Status conference held before USMJ William N. Mason. Court Reporter: Jim Palmer, Courtroom Deputy: Susan Enyart. All the parties were in attendance for a status update on this case. Counsel for Mr. Hoffman informed the court about the proposed settlement which was the reason for no discovery in this case. All the parties were in agreement on settlement except for Ms. Hicks. The court also addressed Mr. Hearne on his understanding as counsel for Ms. Hicks. He wishes to withdraw due to many differences between counsel and Ms. Hicks. The court allowed him to withdraw but still wants a formal motion. Ms. Hicks has until 2/20/98 to inform the court who her new counsel will be. Ms. Hicks is to also provide the court with a correct address wherein she receives mail. Counsel for Mr. Hoffman asked the court for an extension in the discovery deadlines. The court will extend the discovery deadline to 5/1/98 and motion filing deadline to 6/1/98. The trial date is not changed. An order to follow. (se) (Entered: 02/02/1998)
02/02/1998		Motion in open court, for J.C. Hearne to withdraw as attorney a formal motion in writing is forthcoming and ordered by the court to produce (se) (Entered: 02/03/1998)
02/02/1998		Oral Order granting [0-0] motion for J.C. Hearne to withdraw as attorney (Terminated attorney Joseph C. Hearne for Elizabeth Hicks Entered by USMJ William N. Mason. Elizabeth Hicks is directed to have new counsel file a notice of appearance in this matter or advise the court if she intends to proceed pro se on or before 2/20/98. (se) Modified on 02/03/1998 (Entered: 02/03/1998)
02/03/1998		CASE FILE RETURNED from: USMJ William N. Mason (se) (Entered: 02/03/1998)
02/03/1998	43	Amended Order on Scheduling by Magistrate William N. Mason setting Discovery cutoff 5/1/98 Deadline for filing of all motions 6/1/98 before Judge James C. Fox Place: Wilmington, NC; this case remains calendared for Judge Fox's terms of court beginning 9/28/98. Defendant Elizabeth Hicks is directed to have new counsel file a notice of appearance in this matter or advise the court if she intends to proceed pro se on or before 2/20/98. CC:counsel & E. Hicks. (se) (Entered: 02/03/1998)
02/10/1998	44	Motion by Elizabeth Hicks for J.C. Hearne and Stephen Lore (out of state counsel) to withdraw as her attorney with a proposed order (the court was

		aware of this motion during the status conference) (se) Modified on 02/10/1998 (Entered: 02/10/1998)
02/10/1998		Motion(s) referred: referred [44-1] motion for J.C. Hearne and Stephen Lore (out of state counsel) to withdraw as her attorney to USMJ William N. Mason (se) (Entered: 02/10/1998)
02/11/1998	45	Order granting [44-1] motion for J.C. Hearne and Stephen Lore (out of state counsel) to withdraw as her attorney (Terminated J.C. Hearne) signed by USMJ William N. Mason. CC:counsel, & E. Hicks. (se) (Entered: 02/13/1998)
02/19/1998	46	Response by defendant Elizabeth Hicks to [43-1] Scheduling order (se) (Entered: 02/20/1998)
02/23/1998		Transcript Filed - regarding hearing on February 2, 1998 before Magistrate William N. Mason Court Reporter - Jim Palmer (se) (Entered: 02/23/1998)
03/17/1998		Received a phone call from counsel for the pltf informing the court that they have a signed consent decree from ALL parties and is forwarding it to our office today, for Judge Fox to consider. (se) (Entered: 03/17/1998)
03/23/1998		Received the consent decree in this case signed by the parties. Will submit to Judge Fox for review and consideration. (se) (Entered: 03/23/1998)
03/23/1998		Case submitted to: Judge James C. Fox [0-0] remark submitted with proposed consent decree for his review and consideration. (se) (Entered: 03/23/1998)
03/26/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 03/26/1998)
04/08/1998	48	Affidavit by Elizabeth Hicks Re: [47-1] order regarding decree; this order shall be filed and shall remain UNDER SEAL until such time as this case finally is closed, [47-2] relief, this affidavit is in response to the court's order. Attached to the affidavit is the revised signature pages. PER THE COURT'S ORDER OF 4/9/98, THIS DOCUMENT IS NOW LOCATED WITH THE PROPOSED CONSENT DECREE AND MADE A PART OF THAT DOCUMENT. SEE COURT'S ORDER AT [50-1]. (se) Modified on 04/10/1998 (Entered: 04/09/1998)
04/09/1998		Case submitted to: Judge James C. Fox [48-1] affidavit submitted for review. Have included the sealed documents for the court to review and consider. (se) (Entered: 04/09/1998)
04/09/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 04/10/1998)
04/09/1998	49	Order, it hereby is ORDERED that by the terms thereof, the 4/8/98 "Affidavit of deft. Elizabeth Hicks" is attached to and made a part of the parties' proposed Consent Decree which was submitted for the court's perusal and signature on 3/23/98 signed by Judge James C. fox. OB Ref:

		FOXOB#12, pg. 214, cc:counsel & deft. Hicks. (se) (Entered: 04/10/1998)
04/09/1998	50	Order provisionally approving consent decree notice shall be give of this provisionally approved consent decree by the Commission, at its expense, to all employees whose whereabouts are known to the Commission, who were employed by defts on or before 7/20/98 in the form attached and incorporated as exhibit B to the consent decree; any objections to final approval of the decree shall be filed in writing with the Clerk of Court on or before 8/10/98. The Commission shall notify the court on or before 8/14/98 whether & how many objections have been timely filed. A final hearing on the approval of the Consent Decree will be conducted by the court on 8/28/98 at 3:00 p.m. in Courtroom 1. It is further ordered that the court's 3/26/98 order is unsealed effective immediately; signed by Judge James C. Fox. OB Ref: FOXOB#12, pg. 215, cc:counsel & deft. Hicks. (se) (Entered: 04/10/1998)
04/10/1998		Issued Notice of Hearing: on Approval of Consent Decree cc:counsel, E. Hicks, Judge Fox, S. Thornton, C. Morgan, Raleigh & Southern Div. Office, Court Reporter, Courtroom Deputy, USMS Raleigh & Wilm., CSO & GSA. The hearing is set for 8/28/98 @ 3:00 p.m. in Courtroom Number 1. (se) (Entered: 04/10/1998)
04/23/1998		Received back in the mail the certified copies of the court's orders of 4/9/98 that were sent to deft. Elizabeth Hicks with a note "no such number" on the envelope. Address to which the orders were sent is the address as represented by the defendant to the court. The court, thereby has no further information as to an alternate addressed to forward her mail to at this time. Will forward the case to Judge Fox. (se) Modified on 04/23/1998 (Entered: 04/23/1998)
04/23/1998		Case submitted to: Judge James C. Fox [0-0] remark submitted for review (se) Modified on 04/23/1998 (Entered: 04/23/1998)
04/24/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 04/24/1998)
06/25/1998	51	Motion by EEOC to extend time for filing pltf's proposed distribution list with consent from everyone accept E. Hicks and a proposed order (se) (Entered: 06/26/1998)
06/25/1998	52	Affidavit by EEOC, (Counsel) Re: [51-1] motion to extend time for filing pltf's proposed distribution list (se) (Entered: 06/26/1998)
06/26/1998		Motion(s) submitted: [51-1] motion to extend time for filing pltf's proposed distribution list submitted to Judge James C. Fox (se) (Entered: 06/26/1998)
06/30/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 06/30/1998)
06/30/1998	53	Order granting [51-1] motion to extend time for filing pltf's proposed distribution list signed by Judge James C. Fox. OB Ref: FOXOB#13, pg.

		144, cc:counsel & Ms. Hicks. (se) (Entered: 06/30/1998)
06/30/1998	54	Order provisionally approving proposed distribution list signed by Judge James C. Fox. OB Ref: FOXOB#13, pg. 145, cc:counsel & Ms. Hicks. (se) (Entered: 06/30/1998)
07/13/1998		Letter From: Ed Singletary, Esq. pursuant to Paragraph 6e of the Consent Decree; copy of the Commission's 7/8/98 letter to Vincent J. Perino. Mr. Perino is to be part of the distribution list. (se) (Entered: 07/15/1998)
07/29/1998		Received from Lisa L. Poff, former employee of Azalea Inn, letter in regards to what she received from the EEOC ref:settlement. A copy of this letter went to G. Rountree, W. Singletary & M. Weinstein. This is located in a separate file folder. (se) Modified on 08/17/1998 (Entered: 07/30/1998)
08/05/1998		Received from Albert Leon Brown his claim form. He will forward a copy to EEOC as well. This is located in a separate file folder. (se) Modified on 08/17/1998 (Entered: 08/05/1998)
08/10/1998	55	Document filed by plaintiff EEOC titled: Claim Form for John T. Lochbittler. This document is attached in a separate file with this case. (se) Modified on 08/17/1998 (Entered: 08/11/1998)
08/10/1998		Received objections to the settlement in this case from Yvonia E. Lewis, John Galbraith and Eula Mae Hamilton. This is located in a separate file folder. (se) Modified on 08/17/1998 (Entered: 08/11/1998)
08/11/1998		Case submitted to: Judge James C. Fox for review of claims and objections filed to the settlement by various parties in this case (claimants). (Refer to court's orders at [54-1] and [50-1]) (se) Modified on 08/11/1998 (Entered: 08/11/1998)
08/17/1998		CASE FILE RETURNED from: Judge James C. Fox (se) (Entered: 08/17/1998)
08/19/1998	56	Document filed by plaintiff EEOC titled: Notice of Objections and Untimely Claims (cc:Judge James C. Fox) (se) (Entered: 08/20/1998)
08/20/1998		Letter From: Brian Thomas Re: In reference to his claim being denied by the EEOC. (se) (Entered: 08/20/1998)
08/21/1998		Letter From: E. Singletary Re: Copy of letter sent to John Lochbihler (with attachments) (se) (Entered: 08/24/1998)
08/28/1998		Case submitted to: Judge James C. Fox for upcoming hearing on settlement decree. (se) (Entered: 08/28/1998)
08/28/1998	57	Document filed by plaintiff EEOC titled: EEOC's Response to Objections and Late Claims filed pursuant to the consent decree (se) (Entered: 08/28/1998)
08/28/1998	58	Affidavit by EEOC, Ed Singletary Re: [57-1] document(s) (se) (Entered: 08/28/1998)

08/28/1998		Miscellaneous hearing re: hearing on approval of consent decree before Judge James C. Fox, in courtroom number 1 in Wilmington, NC. Courtroom Deputy: Susan Enyart; Court Reporter: Jim Palmer; Law Clerk: Libby Jordan. Counsel for the parties were present as well as Ms. Hicks (prose) for this hearing. Counsel for the EEOC requested permission by the court to file an amended distribution list. The court heard arguments in regards to Ms. Hamilton's claim. The court hereby adopts the consent decree as modified accept for the objections as to Ms. Popf. Counsel for the EEOC should file their revised distribution list by 9/2/98. (se) (Entered: 08/31/1998)
09/03/1998		Received proposed order approving consent decree from EEOC with final distribution list attached. (se) (Entered: 09/03/1998)
09/03/1998		Transcript Filed - regarding hearing on Settlement on 8/28/98 before Judge James C. Fox Court Reporter - Jim Palmer (se) (Entered: 09/03/1998)
09/04/1998	59	Order Approving Consent Decree with the final distribution list attached; deft. Bert Hoffman shall disburse the specified monetary relief to those individuals identified in the Final Distribution List within 10 days of service of this order; set Response to Order due 9/18/98 signed by Judge James C. Fox. OB Ref: FOXOB#14, pg. 81, cc:counsel & deft. Hicks. (se) (Entered: 09/08/1998)
09/04/1998	60	Judgment; IT IS ORDERED AND ADJUDGED that the provisional consent decree previously submitted to the court herewith is FINALLY APPROVED, and hereafter shall be referred to as the consent decree; this court specifically incorporates herein the Final Distribution list, attached hereto as Exhibit A, which, pursuant to the consent decree, directs the distribution of the monetary relief specified therein; pursuant to the terms of the consent decree, deft. Bert Hoffman shall disburse the specified monetary relief to those individuals identified in the Final Distribution List, attached hereto as Exhibit A, within ten days of service of this order; Counsel for the Commission are DIRECTED to notify the court in writing at such time(s) as are appropriate, of the enforcement status of this matter as contemplated by paragraph 15 of the consent decree; although the court retains jurisdiction for enforcement purposes for a period not to exceed three years, this action otherwise may be considered closed; signed by David W. Daniel, Clerk by Sarah Thornton, Deputy Clerk. OB Ref: FOXOB#14, pg. 82; cc: counsel & deft. Hicks. (se) (Entered: 09/08/1998)
09/04/1998		Case closed NP (se) (Entered: 09/08/1998)
09/16/1998	61	Document filed by defendant Bert Hoffman titled: Notice of Compliance (cc:Judge James C. Fox) (se) (Entered: 09/16/1998)

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