

CLOSED, Jury Trial, USMJ_Daniel

U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Southern Division)
CIVIL DOCKET FOR CASE #: 7:03-cv-00153-F

Equal Employment Opp v. M.D.P., Inc.
Assigned to: Judge James C. Fox
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 09/09/2003
Date Terminated: 12/08/2004
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Bobby C. Simpson**
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V.

Defendant

M.D.P., Inc.
doing business as
Pizza City USA

represented by **Charles S. Lanier**
Lanier and Fountain
114 Old Bridge St.

Jacksonville, NC 28540
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Date Filed	#	Docket Text
09/09/2003	1	Complaint filed JURY TRIAL DEMANDED (se) (Entered: 09/10/2003)
09/09/2003	2	Document filed by plaintiff Equal Employment Opportunity Commission titled: Notice of Lawsuit and Request for Waiver of Service of Summons with proposed waiver attached. (se) (Entered: 09/10/2003)
10/15/2003	3	Waiver of Service Returned Executed as to M.D.P., Inc. on 10/3/03 Answer due on 12/2/03 for M.D.P., Inc. (le) (Entered: 10/16/2003)
11/05/2003	4	Answer to Complaint by M.D.P., Inc.; jury demand (se) (Entered: 11/06/2003)
11/05/2003	5	Corporate Disclosure Filed by defendant M.D.P., Inc. (se) (Entered: 11/06/2003)
11/06/2003	6	Request for Discovery Plan: Discovery Plan due by 12/20/03 (se) (Entered: 11/06/2003)
12/01/2003	7	Discovery Plan filed by Equal Employment Opp, M.D.P., Inc. (se) (Entered: 12/02/2003)
12/02/2003		Case submitted to: USMJ David Daniel [7-1] discovery submitted for an order on scheduling. (se) (Entered: 12/02/2003)
12/02/2003		(se) (Entered: 12/02/2003)
12/16/2003	8	Order on Scheduling by Magistrate Daniel setting Discovery cutoff 5/14/04 Deadline for filing of all motions 6/14/04 Jury Trial scheduled for 11/8/04 before Judge Fox Place: Wilm. Cpys. w/Form 85 to Mahood, Simpson, Barnes, Lanier, Sue Enyart, Scott Cannon, Becky Bowen. (le) (Entered: 12/16/2003)
03/15/2004	9	Motion by Equal Employment Opp to amend [8-1] Scheduling order to extend time to designate experts w/consent and p.o. (le) (Entered: 03/16/2004)
03/16/2004		Motion(s) referred: referred [9-1] motion to amend [8-1] Scheduling order to extend time to designate experts to USMJ David W. Daniel (le) (Entered: 03/16/2004)
03/24/2004	10	Order granting [9-1] motion to amend [8-1] Scheduling order to extend time to designate experts for pltf. up to 4/9/04 and from dft. by 5/10/04. signed by M/J Daniel. (le) (Entered: 03/24/2004)
04/05/2004	11	Return of service executed on 3/25/04 on Christi Smith with a Subpoena In A Civil Case for deposition to take place on 4/8/04 @ 9:30 a.m. at the office of Lanier and Fountain in Jacksonville, NC. (se) (Entered: 04/05/2004)

09/21/2004		Pre-trial conference set at 9:00 10/29/04 before USMJ William A. Webb in Raleigh, NC, Ctrm #6 (se) (Entered: 09/21/2004)
09/21/2004		Jury trial set at 9:00 11/8/04 before Judge James C. Fox in Wilmington, NC, Ctrm #1 (se) (Entered: 09/21/2004)
09/21/2004	12	Order pre-trial conference order signed by USMJ William A. Webb. CC:counsel. (se) (Entered: 09/21/2004)
10/04/2004		Informed by counsel that case has settled. (se) (Entered: 10/05/2004)
10/06/2004	13	Ordered that the court having been advised that the parties have settled all matters in controversy between them, this matter hereby is dismissed without prejudice . The parties are DIRECTED to file their stipulation of dismissal with prejudice on or before 11/5/04 set Response to Order due 11/5/04 signed by Senior Judge James C. Fox. CC:counsel, B. Bowen, S. Cannon, USMJ Webb. (se) (Entered: 10/06/2004)
10/19/2004		Received the parties proposed consent decree in this matter. Will forward to Judge Fox for review and consideration. (se) (Entered: 10/21/2004)
10/21/2004		Case submitted to: Senior Judge James C. Fox for review and consideration of the parties proposed consent decree. (se) (Entered: 10/21/2004)
10/22/2004	14	Document filed by plaintiff Equal Employment Opportunity, defendant M.D.P., Inc. titled: Consent Decree (see order for particulars). Stipulation of Dismissal with prejudice to follow. (se) (Entered: 10/22/2004)
11/30/2004		Case submitted to: Senior Judge James C. Fox for review of the parties failure to respond to [13-1] order dismissed without prejudice. (se) (Entered: 11/30/2004)
12/03/2004		CASE FILE RETURNED from: Senior Judge James C. Fox (se) (Entered: 12/08/2004)
12/08/2004	15	Order that the dismissal without prejudice is EXTENDED indefinitely to comport with the Consent Decree, but the Clerk of Court is DIRECTED to remove this matter from active status signed by Senior Judge James C. Fox. CC:counsel. (se) (Entered: 12/08/2004)
12/08/2004	15	Stipulation of dismissal without prejudice. (se) (Entered: 12/08/2004)
12/08/2004		Case closed NP (se) (Entered: 12/08/2004)

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