

18AG, CASREF, CLOSED, MEDIATION

**U.S. District Court  
North Carolina Middle District (Durham)  
CIVIL DOCKET FOR CASE #: 1:05-cv-00801-JAB-RAE**

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION v.  
QUIK-CHECK, INC.  
Assigned to: CHIEF JUDGE JAMES A. BEATY, JR  
Referred to: MAG/JUDGE RUSSELL A. ELIASON  
Cause: 42:2000 Unlawful Employment Practices

Date Filed: 09/14/2005  
Date Terminated: 06/28/2006  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION**

represented by **ZOE GABRIELE MAHOOD**  
EQUAL EMPLOYMENT  
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*ATTORNEY TO BE NOTICED*

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V.

**Defendant****QUIK-CHECK, INC.**

represented by **BRIAN STEPHEN CLARKE**  
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**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/14/2005	<a href="#">1</a>	COMPLAINT against QUIK-CHECK, INC., filed by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION.(McClain, Abby) (Entered: 09/14/2005)
09/14/2005	<a href="#">2</a>	CIVIL COVER SHEET, filed by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION.(McClain, Abby) (Entered: 09/14/2005)
09/14/2005		Notice of Right to Consent. (McClain, Abby) (Entered: 09/14/2005)
10/05/2005	<a href="#">3</a>	NOTICE of Appearance by attorney DENA BETH LANGLEY on behalf of Defendant QUIK-CHECK, INC. (LANGLEY, DENA) (Entered: 10/05/2005)
10/05/2005	<a href="#">4</a>	WAIVER of Service of Summons by Defendant QUIK-CHECK, INC.. (LANGLEY, DENA) (Entered: 10/05/2005)
10/05/2005	<a href="#">5</a>	NOTICE of Appearance by attorney BRIAN STEPHEN CLARKE on behalf of Defendant QUIK-CHECK, INC. (CLARKE, BRIAN) (Entered: 10/05/2005)
11/23/2005	<a href="#">6</a>	ANSWER to Complaint by QUIK-CHECK, INC..(LANGLEY, DENA) (Entered: 11/23/2005)
11/23/2005	<a href="#">7</a>	AMENDED DOCUMENT by QUIK-CHECK, INC.. <i>Amended Certificate of Service.</i> (LANGLEY, DENA) (Entered: 11/23/2005)

12/08/2005	<a href="#">8</a>	NOTICE of Hearing:Initial Pretrial Conference set for 1/25/2006 09:30 AM in Winston-Salem Courtroom #3 before MAG/JUDGE RUSSELL A. ELIASON. (Williamson, Wanda) (Entered: 12/08/2005)
01/09/2006	<a href="#">9</a>	Rule 26(f) Report (Joint) filed by all parties by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. (MAHOOD, ZOE) (Entered: 01/09/2006)
01/10/2006		MOTIONS <a href="#">9</a> Rule 26(f) Report (Joint) filed by all parties REFERRED to Mag/Judge Eliason. (Williamson, Wanda) (Entered: 01/10/2006)
01/24/2006	<a href="#">10</a>	ORDER APPROVING JOINT RULE 26F REPORT that this case will be placed on a STANDARD Case Management Track. All discovery shall be completed by July 15, 2006. Notice of Intent to File Disp Motions are due by 7/25/2006. Mediation shall be conducted midway through discovery. Parties agree that the mediator shall be Kenneth P. Carlson, Jr. Plaintiffs Amended Pleadings and joinder of additional parties are due by 3/15/2006. Defendants Amended Pleadings and joinder of additional parties are due by 4/15/2006. Parties have agreed that appointment of a magistrate is not appropriate for this case. ETT 3-4 days w/jury demand. Discovery due by 7/15/2006 . Signed by Judge RUSSELL A. ELIASON on 1/24/06. (Simmonds, Lisa) (Entered: 01/25/2006)
01/24/2006		CASE REFERRED to Mediation. (Gammon, Cheryl) (Entered: 01/27/2006)
01/27/2006		MEDIATION SCHEDULING ORDER; Mediation due by 5/27/2006. (Gammon, Cheryl) (Entered: 01/27/2006)
01/27/2006		SELECTION OF KENNETH P. CARLSON, JR. as mediator. (Gammon, Cheryl) (Entered: 01/27/2006)
01/30/2006	<a href="#">11</a>	ORDER Appointing KENNETH P. CARLSON, JR., as the mediator pursuant to LR 83.10d(a). Signed by John S. Brubaker, Clerk of Court. (Gammon, Cheryl) (Entered: 01/30/2006)
02/15/2006	<a href="#">12</a>	MOTION for Extension of Time to Respond to Plaintiff's First Set of Interrogatories, First Set of Requests for Production of Documents and First Set of Requests for Admissions by QUIK-CHECK, INC.. Responses due by 3/10/2006 (CLARKE, BRIAN) (Entered: 02/15/2006)
02/17/2006		MOTIONS <a href="#">12</a> MOTION for Extension of Time to Respond to Plaintiff's First Set of Interrogatories, First Set of Requests for Production of Documents and First Set of Requests for Admissions REFERRED to Judge Eliason. (Kemp, Donita) (Entered: 02/17/2006)
02/17/2006	<a href="#">13</a>	ORDER Granting <a href="#">12</a> Motion for Extension of Time for thirty (30) days, toand including April 12, 2006 within which Defendant may respond to Plaintiff's First Set Of Interrogatories, First Set Of Requests For Production Of Documents And First Set Of Requests For Admissions. Signed by Judge RUSSELL A. ELIASON on 2/17/06. (Welch, Kelly) (Entered: 02/17/2006)
02/21/2006	<a href="#">14</a>	MOTION for Extension of Time to Respond to Defendant's First Set of Interrogatories and Requests for Production of Documents by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. Responses due by 3/16/2006 (Attachments: # <a href="#">1</a> Text of Proposed Order)(MAHOOD, ZOE) (Entered: 02/21/2006)

02/22/2006		MOTIONS <a href="#">14</a> MOTION for Extension of Time to Respond to Defendant's First Set of Interrogatories and Requests for Production of Documents REFERRED to Judge Eliason. (Kemp, Donita) (Entered: 02/22/2006)
02/22/2006	<a href="#">15</a>	ORDER Granting <a href="#">14</a> Motion for Extension of Time for Plaintiff to Respond to Defendant's First Set of Interrogatories and Requests for Production of Documents to and including April 5, 2006. Signed by Judge RUSSELL A. ELIASON on 2/22/06. (Simmonds, Lisa) (Entered: 02/22/2006)
02/27/2006	<a href="#">16</a>	NOTICE of Hearing: Jury Trial set for 1/8/2007 09:30 AM in Unassigned Courtroom; Set Trial Brief, etc. deadline to 12/19/2006. (Kemp, Donita) (Entered: 02/27/2006)
05/25/2006	<a href="#">17</a>	REPORT of Mediator; Session completed 5/19/06 by Mediator KENNETH P. CARLSON, JR. (CARLSON, KENNETH) (Entered: 05/25/2006)
06/21/2006		Case Reported Settled at Mediation (Gammon, Cheryl) (Entered: 06/21/2006)
06/21/2006		Set Deadlines/Hearings: Stipulation of Dismissal due by 7/21/2006. (Gammon, Cheryl) (Entered: 06/21/2006)
06/27/2006		Proposed Consent Decree REFERRED to Judge Beaty. (Kemp, Donita) (Entered: 06/27/2006)
06/28/2006	<a href="#">18</a>	CONSENT DECREE that the Defendant shall not discriminate against any person on the basis of race or any other protected category within the meaning of Title VII of the Civil Rights Act of 1964; Defendant shall not discriminate or retaliate as set out; Defendant shall pay Wanda Smith the sum of \$11,500.00 in settlement of the claims raised in this action as set out; payment shall be made within fifteen (15) days after the Court approves this Consent Decree and shall be mailed as set out; Defendant's employment records of Wanda Smith shall be maintained as set out; within fifteen (15) days of the entry of this decree by the Court, Defendant agrees to provide Wanda Smith with a neutral letter of reference as set out; Defendant does not currently conduct business within the US or within any foreign jurisdiction; if Defendant resumes the operation of a business subject to Title VII jurisdiction within the US or within any foreign jurisdiction during the term of this Decree, Defendant agrees to provide as set out in paragraphs 7 through 10; in the event there is no activity to report pursuant to this paragraph, Defendant shall send EEOC a "negative" report indicating no activity; the Commission may review compliance with this Decree; the term of this Decree shall be for five (5) years from its entry by the Court; each party shall bear its own costs and attorney's fees; this Court shall retain jurisdiction of this cause for the reason set out; Signed by Judge JAMES A. BEATY JR. on 6/28/06(McKenzie, Keayba) (Entered: 06/28/2006)

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