

MTNDDL, REFER, TERMED

U.S. District Court
District of New Mexico - Version 3.0 (Albuquerque)
CIVIL DOCKET FOR CASE #: 1:02-cv-01090-WJ-ACT

EEOC, et al v. Bell Gas, Inc., et al
Assigned to: District Judge William P. Johnson
Referred to: Magistrate Judge Alan C. Torgerson
Demand: \$0
Cause: 28:451 Employment Discrimination

Date Filed: 08/29/2002
Date Terminated: 04/06/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **C Emanuel Smith**
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Intervenor Plaintiff

Christine Romero
Applicant in Intervention

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V.

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Defendant

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Defendant

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Defendant**Black Gold Energy Corporation***doing business as*
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Date Filed	#	Docket Text
08/29/2002	<u>1</u>	COMPLAINT for employment discrimination; jury demand (1 Summons issued) (referred to Magistrate Judge Don J. Svet) (mlk) Modified on 08/30/2002 (Entered: 08/30/2002)
09/12/2002	<u>2</u>	NOTICE of refusal to consent to proceed before a US Magistrate Judge by plaintiff (mlk) (Entered: 09/12/2002)

10/08/2002	3	MOTION by intv-pltf to intervene & for issuance of summons (vv) (Entered: 10/08/2002)
12/11/2002	4	WAIVER OF SERVICE of s/c upon defendants A-X Propane, Inc & Black Gold Energy Co on 10/17/02 (mlk) (Entered: 12/12/2002)
12/11/2002	5	WAIVER OF SERVICE of s/c upon defendants Bell Gas, Inc. & A-X Propane, Inc on 10/17/02 (mlk) (Entered: 12/12/2002)
12/11/2002	6	WAIVER OF SERVICE upon defendant Bell Gas, Inc. on 10/17/02 (mlk) (Entered: 12/13/2002)
12/16/2002	9	MOTION by plaintiff for entry of default as to Bell Gas, Inc., A-X Propane, Inc, Cortez Gas Company, Black Gold Energy Co, Conoco #155 (vv) (Entered: 12/19/2002)
12/16/2002	10	AFFIDAVIT of Veronica A Molina regarding motion for entry of default as to Bell Gas, Inc., A-X Propane, Inc, Cortez Gas Company, Black Gold Energy Co, Conoco #155 [9-1] (vv) (Entered: 12/19/2002)
12/17/2002	7	AMENDED CERTIFICATE by plaintiff of service of motion for default and affidavit in support to counsel on 12/17/02 (mlk) (Entered: 12/18/2002)
12/17/2002	8	PRAECIPE: by plaintiff requesting clerk's entry of default (vv) (Entered: 12/19/2002)
12/19/2002	11	CLERK'S ENTRY OF DEFAULT as to defendants (cc: all counsel*) (vv) (Entered: 12/19/2002)
12/20/2002	15	ENTRY OF APPEARANCE for defendants by Debra J. Moulton (mlk) (Entered: 12/30/2002)
12/23/2002	12	ORDER by District Judge William P. Johnson granting intv-pltfs' motion to intervene & for issuance of summons [3-1] (cc: all counsel*) (vv) (Entered: 12/26/2002)
12/23/2002	13	OPPOSED MOTION by defendants to set aside clerk's entry of default (vv) (Entered: 12/26/2002)
12/23/2002	14	ANSWER by defendant [1-1] (vv) (Entered: 12/26/2002)
01/03/2003	16	RESPONSE by plaintiff to motion to set aside clerk's entry of default [13-1] (vv) (Entered: 01/07/2003)
01/03/2003	17	AFFIDAVIT of Veronica A Molina regarding motion response [16-1] (vv) (Entered: 01/07/2003)
01/13/2003	18	OPPOSED MOTION by plaintiff to strike deft's answer filed 12/23/02 (vv) (Entered: 01/13/2003)
01/13/2003	19	INITIAL SCHEDULING ORDER by Magistrate Judge Don J. Svet Rule 16 scheduling conference set for 3/17/03 at 1:30 pm before Alan C Torgerson; provisional discovery plan & IPTR due 3/3/03 (cc: all counsel*) (vv) (Entered: 01/14/2003)
01/15/2003	20	COMPLAINT IN INTERVENTION by intervenor-plaintiff (vv) (Entered: 01/15/2003)

01/16/2003		SUMMONS issued as to defendant Raymundo Hildalgo & Ray Bell for complaint in intervention (vv) (Entered: 01/17/2003)
01/21/2003	<u>21</u>	NOTICE by defendants of completion of briefing of opposed mtn to set aside clerk's entry of default [13-1] (vv) (Entered: 01/21/2003)
01/21/2003	<u>22</u>	REPLY by defendant to response to motion to set aside clerk's entry of default [13-1] (vv) (Entered: 01/22/2003)
01/22/2003	<u>23</u>	MOTION by defendant for order to initiate electronic filing (mlk) (Entered: 01/23/2003)
01/23/2003	<u>24</u>	ORDER by Magistrate Judge Don J. Svet granting deft's motion for order to initiate electronic filing [23-1] (cc: all counsel*) (vv) (Entered: 01/23/2003)
01/27/2003	<u>26</u>	APPENDIX filed by defendant re reply to defts' mtn to set aside clerk's entry of default [22-1] (vv) (Entered: 01/27/2003)
01/27/2003	<u>25</u>	RESPONSE by defendant to motion to strike deft's answer filed 12/23/02 [18-1] (vv) (Entered: 01/28/2003)
02/13/2003	<u>28</u>	REPLY by plaintiff to response to motion to strike deft's answer filed 12/23/02 [18-1] (vv) (Entered: 02/13/2003)
02/13/2003	<u>29</u>	NOTICE by plaintiff of completion of briefing of mtn to strike answer filed on 12/23/02 [18-1] (vv) (Entered: 02/13/2003)
02/13/2003	<u>27</u>	MEMORANDUM, OPINION, AND ORDER: by District Judge William P. Johnson granting deft's motion to set aside clerk's entry of default [13-1] [11-1], denying pltf's motion for entry of default [9-1] & to strike deft's answer [18-1] (cc: all counsel*) (vv) (Entered: 02/14/2003)
03/03/2003	<u>30</u>	PROVISIONAL DISCOVERY PLAN by parties (vv) (Entered: 03/04/2003)
03/05/2003	<u>31</u>	MINUTE ORDER: Case referred from Magistrate Judge Svet to Magistrate Judge Alan C. Torgerson (cc: all counsel*) (vv) (Entered: 03/05/2003)
03/11/2003	<u>32</u>	CERTIFICATE by plaintiff of service of initial disclosures to counsel on 03/10/03 (mlk) (Entered: 03/14/2003)
03/17/2003	<u>37</u>	CLERK'S MINUTES: before Magistrate Judge Alan C. Torgerson Rule 16 scheduling conference held (vv) (Entered: 03/27/2003)
03/18/2003	<u>33</u>	ANSWER to complaint in intervention by defendant Raymundo Hildalgo [20-1] (vv) (Entered: 03/18/2003)
03/19/2003	<u>34</u>	CERTIFICATE of service by defendants of initial disclosures to counsel on 3/19/03 (vv) (Entered: 03/19/2003)
03/19/2003	<u>35</u>	ANSWER by defendants to complaint in intervention [20-1] (vv) (Entered: 03/20/2003)
03/25/2003	<u>36</u>	CERTIFICATE of service by plaintiff in intervention's initial disclosure to counsel on 3/24/03 (vv) (Entered: 03/25/2003)
04/21/2003	<u>38</u>	CERTIFICATE of service by plaintiff of 1st supplemental initial disclosures to counsel on 4/17/03 (vv) (Entered: 04/21/2003)

04/30/2003	39	CERTIFICATE of service by intervenor-plaintiff Christine Romero of 1st set of interrogatories to counsel on 4/30/03 (vv) (Entered: 04/30/2003)
04/30/2003	40	CERTIFICATE of service by intervenor-plaintiff Christine Romero of 1st set of requests for production to counsel on 4/30/03 (vv) (Entered: 04/30/2003)
04/30/2003	41	CERTIFICATE of service by plaintiff of 1st set of non-uniform interrogatories to counsel on 4/29/03 (vv) (Entered: 04/30/2003)
04/30/2003	42	CERTIFICATE of service by plaintiff of 1st request for production of documents to counsel on 4/29/03 (vv) (Entered: 04/30/2003)
05/13/2003	43	ORDER by Magistrate Judge Alan C. Torgerson adopting provisional discovery plan [30-1] (cc: all counsel) (vv) (Entered: 05/13/2003)
05/13/2003	44	MOTION by plaintiff & intervenor-plaintiff to extend expert witness disclosure & report deadlines or reinstate originally proposed expert witness report deadlines (vv) (Entered: 05/14/2003)
05/16/2003	45	AMENDED INITIAL PRE-TRIAL REPORT by District Judge William P. Johnson and Magistrate Judge Alan C. Torgerson; Discovery set for 8/14/03; mtn filing ddl set for 10/2/03; proposed pretrial order due 11/17/03; pretrial conference set for 9:00 am on 1/14/04; jury trial set for 9:00 am on 2/2/04; Estimated # of Trial Days: 5-7; Chances of Settlement: unknown (cc: all counsel) (vv) Modified on 05/16/2003 (Entered: 05/16/2003)
05/20/2003	46	RESPONSE by defendant to motion to extend expert witness disclosure & report deadlines or reinstate originally proposed expert witness report deadlines [44-1] (vv) (Entered: 05/20/2003)
05/23/2003	47	NOTICE by defendant Raymundo Hidalgo of filing bankruptcy (vv) (Entered: 05/23/2003)
05/27/2003	48	RESPONSE by deft Raymundo Hidalgo to mtn to extend expert witness disclosure & report deadlines or reinstate originally proposed expert witness report deadlines [44-1] (kd) (Entered: 05/27/2003)
05/27/2003	49	CERTIFICATE of Service by pltf of the 2nd supplemental initial disclosures to counsel on 5/22/03 (kd) (Entered: 05/27/2003)
06/05/2003	50	REPLY by pltf to response to motion to extend expert witness disclosure & report deadlines or reinstate originally proposed expert witness report deadlines [44-1] (dmw) (Entered: 06/09/2003)
06/05/2003	51	NOTICE of completion of briefing of motion for extension of or reinstatement of originally proposed expert witness report deadlines by plaintiff (dmw) (Entered: 06/09/2003)
06/10/2003	52	CERTIFICATE of Service by defts of answers to pltf's 1st set of interrog(s) & response to 1st request for production to counsel on 6/9/03* (pr) (Entered: 06/10/2003)
06/11/2003	53	MOTION by defts to strike expert , or in the alternative to extend the time for defts to name an expert witness of an additional 30 days * (pr) (Entered: 06/11/2003)

06/12/2003	54	CERTIFICATE of service by intervenor-plaintiff Christine Romero of supplemental initial disclosures to counsel on 6/11/03 (sl) (Entered: 06/12/2003)
06/12/2003	55	CERTIFICATE by pltf of service of third supplemental initial disclosures to counsel on 6/12/03 (dmw) (Entered: 06/12/2003)
06/12/2003	56	ORDER by Magistrate Judge Alan C. Torgerson granting in part pltf & pltf-in-intervention's mtn to extend expert witness disclosure & report deadlines; w/pltf & pltf-in-intervention to provide rpts by 6/20/03 & defts by 7/21/03 [44-1] (cc: all counsel*) (pr) (Entered: 06/13/2003)
06/18/2003	57	ORDER by Magistrate Judge Alan C. Torgerson setting settlement conference for 9/9/03 at 9:00 am (cc: all counsel*) (vv) (Entered: 06/18/2003)
06/18/2003	58	MOTION by defendant Raymundo Hildalgo to withdraw attorney (vv) (Entered: 06/19/2003)
06/19/2003	59	ORDER by Magistrate Judge Alan C. Torgerson denying motion to withdraw attorney [58-1] by Raymundo Hildalgo (cc: all counsel) (vv) (Entered: 06/19/2003)
06/20/2003	60	MOTION by defendant for protective order re discovery (vv) (Entered: 06/20/2003)
06/20/2003	61	MOTION by defendant for protective order directing that deft is not obligated to answer deposition questions , to quash subpoena issued on 6/5/03 and notice of non-appearance at deposition on 6/23/03 (vv) (Entered: 06/20/2003)
06/20/2003	62	CERTIFICATE of service by defendant Bell Gas, Inc. of 1st set of interrogatories, requests for production & admissions to counsel on 6/20/03 (vv) (Entered: 06/20/2003)
06/20/2003	63	NOTICE by intervenor-plaintiff of change of address (vv) (Entered: 06/20/2003)
06/24/2003	64	CERTIFICATE of service by intervenor-plaintiff of Rule 26 expert report (vv) (Entered: 06/24/2003)
06/26/2003	65	RESPONSE by intervenor-plaintiff to motion for protective order directing that deft is not obligated to answer deposition questions [61-1] (vv) (Entered: 06/27/2003)
06/27/2003	66	UNOPPOSED MOTION by defendant to withdraw attorney (vv) (Entered: 06/27/2003)
06/30/2003	67	OPPOSED MOTION by plaintiff to compel responses to 1st set of non-uniform interrogatories & 1st request for production (vv) (Entered: 06/30/2003)
06/30/2003	68	MEMORANDUM by plaintiff in support of motion to compel responses to 1st set of non-uniform interrogatories & 1st request for production [67-1] (vv) (Entered: 06/30/2003)
07/02/2003	69	APPENDIX filed by plaintiff re motion to compel responses to 1st set of non-uniform interrogatories & 1st request for production [67-1] (vv) (Entered: 07/02/2003)

07/02/2003	70	RESPONSE by plaintiff to motion for protective order directing that deft is not obligated to answer deposition questions [61-1], to quash subpoena issued on 6/5/03 and notice of non-appearance at deposition on 6/23/03 [61-2] (vv) (Entered: 07/02/2003)
07/02/2003	71	APPENDIX [EXHIBITS] filed by plaintiff re motion response [70-1] (vv) (Entered: 07/02/2003)
07/02/2003	72	OPPOSED MOTION by plaintiff for order to show cause why Raymundo Hidalgo should not be held in contempt of court (vv) (Entered: 07/02/2003)
07/03/2003	73	RESPONSE by intervenor-plaintiff to motion for protective order re discovery [60-1] (vv) (Entered: 07/03/2003)
07/03/2003	74	NOTICE of non-appearance by defendant Bell Gas, Inc. for deposition on 7/10/03 (vv) (Entered: 07/03/2003)
07/03/2003	78	APPENDIX filed by plaintiff re response to motion for protective order directing that deft is not obligated to answer deposition questions [61-1] (vv) (Entered: 07/09/2003)
07/07/2003	75	ORDER by District Judge William P. Johnson granting motion to withdraw attorney [66-1] Lee Deschamps for Raymundo Hildalgo (cc: all counsel) (vv) (Entered: 07/07/2003)
07/07/2003	76	NOTICE by defendant Raymundo Hildalgo's counsel of withdrawal (vv) (Entered: 07/07/2003)
07/07/2003	76	ENTRY OF APPEARANCE for defendant Raymundo Hildalgo pro se (vv) (Entered: 07/07/2003)
07/07/2003	76	ORDER by Magistrate Judge Alan C. Torgerson re withdrawal of counsel (cc: all counsel) (vv) (Entered: 07/07/2003)
07/08/2003	77	CERTIFICATE of service by plaintiff of 2nd request for production of documents to counsel on 7/2/03 (vv) (Entered: 07/09/2003)
07/10/2003	79	MOTION by defendant to quash subpoena & Notice of non-appearance (vv) (Entered: 07/10/2003)
07/10/2003	80	NOTICE by defts of non-appearance of Pete Peterson at 7/15/03 deposition (vv) (Entered: 07/10/2003)
07/10/2003	81	NOTICE by defendants of non appearance of Yvette Martinez for 7/17/03 deposition (vv) (Entered: 07/10/2003)
07/10/2003	82	NOTICE by defendants of non-appearance of Tom Lancaster for 7/16/03 deposition (vv) (Entered: 07/10/2003)
07/11/2003	83	REPLY by defendant to response to motion for protective order directing that deft is not obligated to answer deposition questions [61-1] (vv) (Entered: 07/11/2003)
07/15/2003	84	NOTICE by defendants of non-appearance of Ray Bell for 7/23/03 deposition (vv) (Entered: 07/15/2003)

07/16/2003	85	OPPOSED MOTION by defendants for 30 day stay and extension of time to retain new counsel (vv) (Entered: 07/16/2003)
07/18/2003	86	MOTION by defendants Bell Gas, Inc., A-X Propane, Inc, Cortez Gas Company, Black Gold Energy to extend time for 30 days to provide expert reports (vv) Modified on 07/31/2003 (Entered: 07/21/2003)
07/22/2003	87	MOTION by defendants for protective order & notice of non-appearance for Texie Baggs' deposition for 7/30/03 (vv) (Entered: 07/22/2003)
07/22/2003	88	MOTION by defendants for protective order & notice of non-appearance for Debra Chittenden's deposition for 7/29/03 (vv) (Entered: 07/22/2003)
07/24/2003	89	OPPOSED MOTION by plaintiff to compel depositions (vv) (Entered: 07/24/2003)
07/24/2003	90	MEMORANDUM by plaintiff in support of motion to compel depositions [89-1] (vv) (Entered: 07/24/2003)
07/28/2003	91	RESPONSE by pltf EEOC to deft's mtn for 30 day stay [85-1] and for extension of time to retain new counsel [85-2] (kd) (Entered: 07/28/2003)
07/29/2003	92	APPENDIX filed by plaintiff re memorandum in support of motion to compel depositions [89-1] (vv) (Entered: 07/29/2003)
07/31/2003	93	MOTION by defendant to withdraw attorney (vv) (Entered: 07/31/2003)
07/31/2003	94	ENTRY OF APPEARANCE for defts by Nancy Ruth Long and Mark E. Komer (mjr) (Entered: 07/31/2003)
07/31/2003	95	RESPONSE by intervenor-plaintiff Christine Romero to motion for 30 day stay [85-1] & extension of time to retain new counsel [85-2] (vv) (Entered: 07/31/2003)
07/31/2003	96	RESPONSE by intervenor-plaintiff Christine Romero to motion to extend time for 30 days to provide expert reports [86-1] (vv) (Entered: 07/31/2003)
07/31/2003	97	NOTICE by defendants of non appearane at deposition of Raymundo Hidalgo (vv) (Entered: 07/31/2003)
07/31/2003	98	MOTION by defendants for protective order re deposition of deft Hidalgo on 8/1/03 (vv) (Entered: 07/31/2003)
08/01/2003	99	APPENDIX (EXHIBITS A and B) filed by defts re motion for protective order re deposition of deft Hidalgo on 8/1/03 [98-1] (mjr) (Entered: 08/04/2003)
08/04/2003	100	CERTIFICATE of service by defts of notices of deposition and subpoena to counsel on 8/1/03 (mjr) (Entered: 08/04/2003)
08/04/2003	101	ORDER by Magistrate Judge Alan C. Torgerson granting/denying in part motions [85-1], [85-2], denying motion to compel [67-1] granting motion [79-1] granting motions for protective order [88-1], [87-1], denying motion to compel depositions [89-1]; granting to extend time [86-1], granting motion for protective order re discovery [60-1], granting motions to quash subpoena [61-2] [61-1], granting motion for protective order re deposition of deft Hidalgo [98-1], denying motion for order to show cause [72-1] (cc: all counsel*) (vv) Modified on

		08/08/2003 (Entered: 08/04/2003)
08/05/2003	102	NOTICE of hearing Jury selection/trial reset for 8/9/04 at 9:00 am before Judge Johnson (cc: all counsel*) (vv) (Entered: 08/05/2003)
08/19/2003	103	ORDER by Magistrate Judge Alan C. Torgerson granting deft's motion to withdraw attorney [93-1] (cc: all counsel*) (vv) (Entered: 08/19/2003)
08/29/2003	104	CERTIFICATE of service by depts of responses to 2nd request for production of documents to counsel on 8/29/03 (td) (Entered: 08/29/2003)
09/02/2003	105	UNOPPOSED MOTION by plaintiff to extend deadline to refile pltf's opposed mtn to compel (vv) (Entered: 09/02/2003)
09/09/2003	106	SETTLEMENT CONFERENCE held before Magistrate Judge Torgerson; case did not settle (vv) (Entered: 09/12/2003)
09/16/2003	107	ORDER by Magistrate Judge Alan C. Torgerson granting pltf's motion to extend deadline to refile pltf's opposed mtn to compel [105-1]; mtn due 10/2/03 (cc: all counsel) (vv) (Entered: 09/16/2003)
09/23/2003	108	CERTIFICATE by intervenor-plaintiff of service of 1st set of interrogs to counsel on 9/23/03 (emr) (Entered: 09/24/2003)
11/06/2003	109	CERTIFICATE by intervenor-plaintiff of service of 1st set of requests for production to counsel on 11/06/03 (emr) (Entered: 11/07/2003)
11/17/2003	110	MOTION by intervenor-plaintiff to compel answers to interrogatories to deft Hidalgo (vv) (Entered: 11/18/2003)
11/17/2003	111	MEMORANDUM by intervenor-plaintiff in support of motion to compel answers to interrogatories to deft Hidalgo [110-1] (vv) (Entered: 11/18/2003)
12/03/2003	112	MOTION by defendants to compel pltf's expert to furnish raw data , to extend deadline for defense expert report and for order to establish reasonable fees for deposition of pltf's expert * (vv) (Entered: 12/04/2003)
12/05/2003	113	MOTION by defendants to withdraw motion to compel * (vv) (Entered: 12/05/2003)
12/24/2003	114	ORDER by Magistrate Judge Alan C. Torgerson granting pltf in intervention's motion to compel answers to interrogatories to deft Hidalgo [110-1] (cc: all counsel) (vv) (Entered: 12/24/2003)
12/29/2003	115	MOTION by intervenor-plaintiff to compel answers to requests for production of documents to deft Hidalgo (vv) (Entered: 12/30/2003)
12/29/2003	116	MEMORANDUM by intervenor-plaintiff in support of motion to compel answers to requests for production of documents to deft Hidalgo [115-1] (vv) (Entered: 12/30/2003)
12/30/2003	117	STIPULATED MOTION by parties to extend time of certain deadlines concerning parties' damages experts (vv) (Entered: 12/30/2003)
12/30/2003	118	STIPULATED ORDER by Magistrate Judge Alan C. Torgerson granting parties' motion to extend time of certain deadlines concerning parties' damages experts [117-1] as described herein (cc: all counsel) (vv) (Entered: 12/30/2003)

01/08/2004	119	CERTIFICATE of service by defts of answers to intvps 1st set of interrogatories & requests for production to counsel on 1/7/04 (td) (Entered: 01/09/2004)
01/13/2004	120	MOTION by intervenor-plaintiff for Rule 37 sanctions against deft Hidalgo (vv) (Entered: 01/13/2004)
01/13/2004	121	MEMORANDUM by intervenor-plaintiff in support of motion for Rule 37 sanctions against deft Hidalgo [120-1] (vv) (Entered: 01/13/2004)
01/23/2004	122	ORDER by Magistrate Judge Alan C. Torgerson granting pltf-intv's motion to compel answers to requests for production of documents to deft Hidalgo [115-1] (cc: all counsel) (vv) (Entered: 01/23/2004)
02/11/2004	123	ORDER TO SHOW CAUSE: by Magistrate Judge Alan C. Torgerson; deft Hildago to appear on 2/19/04 at 1:30 pm (cc: all counsel*) (vv) (Entered: 02/11/2004)
02/20/2004	124	NOTICE by intervenor-plaintiff to withdraw mtn for Rule 37 sanctions against deft Hidalgo (vv) (Entered: 02/23/2004)
04/06/2004	125	ORDER [CONSENT DECREE] by District Judge William P. Johnson dismissing case with prejudice (cc: all counsel) (vv) (Entered: 04/06/2004)

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06/14/2007 08:15:56

PACER Login:	hs0328	Client Code:	eeoc
Description:	Docket Report	Search Criteria:	1:02-cv-01090-WJ-ACT
Billable Pages:	7	Cost:	0.56