

**U.S. District Court
District of New Mexico - Version 3.0 (Santa Fe)
CIVIL DOCKET FOR CASE #: 6:01-cv-00054-PJK-RLP**

USA v. Village of Cuba, et al
Assigned to: Circuit Judge Paul Kelly, Jr
Referred to: Magistrate Judge Richard L. Puglisi
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 01/12/2001
Date Terminated: 11/18/2002
Nature of Suit: 442 Civil Rights:
Jobs
Jurisdiction: U.S. Government
Plaintiff

Plaintiff

United States of America

represented by **Bill Lann Lee**
US Department of Justice
Civil Rights Division
PO Box 65998
Washington, DC 20035-5998
(202) 514-4713
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dawn Henry
US Department of Justice
PO Box 65968
Washington, DC 20035-5968
(202) 514-7013
Fax: 514-1005
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Maria H. Rios
U.S. Department of Justice
Civil Rights Div
P.O. Box 65968
Washington, DC 20035-5968
(202) 514-7013
Fax: 514-1005
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Norman C Bay
US Attorney's Office
District of New Mexico
PO Box 607
Albuquerque, NM 87103

(505) 346-7274
Fax: 346-6852
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William B Fenton
US Department of Justice
Civil Rights/Employment
Litigation Secti
PO Box 65968
Washington, DC 20035-5968
(202) 514-6269
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**The Village of Cuba New
Mexico**

represented by **Wayne E Bingham**
Bingham, Hurst, Apodaca & Wile,
PC
3908 Carlisle Blvd, NE
Albuquerque, NM 87107
505-881-4545
Fax: 505-889-0988
Email:
wbingham@binghamhurst.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor

Esther Herrera

represented by **Alan M. Malott**
Malott Law Offices
PO Box 8305
Albuquerque, NM 87198-8305
(505) 268-6500
Fax: 268-8708
Email: alan@malottlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor

Marcella Martinez

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

Date Filed	#	Docket Text
01/12/2001	1	CIVIL RIGHTS COMPLAINT (1 Summons(es) issued) (referred to Magistrate Judge Richard L. Puglisi) (mjr) (Entered: 01/17/2001)
03/16/2001	2	ENTRY OF APPEARANCE for defendant by Wayne E. Bingham (sl) (Entered: 03/16/2001)
03/16/2001	3	ANSWER by defendant Village of Cuba [1-1] (sl) (Entered: 03/16/2001)
03/22/2001	4	INITIAL SCHEDULING ORDER by Magistrate Judge Richard L. Puglisi ; Rule 16 scheduling conference set for 5/2/01 at 9:30 am; provisional discovery plan and IPTR due on 4/23/01 (cc: all counsel*) (sl) (Entered: 03/22/2001)
04/02/2001	5	ENTRY OF APPEARANCE for plaintiff by Maria H. Rios and Dawn Henry (sl) (Entered: 04/02/2001)
04/20/2001	6	PROVISIONAL DISCOVERY PLAN by parties (vv) (Entered: 04/25/2001)
04/30/2001	7	CERTIFICATE of service by pltf of initial disclosures to counsel on 4/16/01 (vv) (Entered: 05/01/2001)
05/02/2001	8	CLERK'S MINUTES: before Magistrate Judge Richard L. Puglisi ; Rule 16 scheduling conference held (sl) (Entered: 05/02/2001)
05/04/2001	9	INITIAL PRE-TRIAL REPORT by Circuit Judge Paul Kelly Jr. and Magistrate Judge Richard L. Puglisi; Discovery set for 8/30/2001; mtn filing ddl set for 11/15/2001; proposed pretrial order due 11/30/2001; non-jury trial set for 8:30 a.m. on 2/11/2002 in Albuquerque NM; Estimated # Trial Days: 3-5; Chances of Settlement: unlikely (cc: all counsel) (mjr) (Entered: 05/04/2001)
05/11/2001	10	ORDER by Magistrate Judge Richard L. Puglisi setting settlement conference for 10/25/01 at 9:00 am in Albuquerque, NM (cc: all counsel*) (sl) (Entered: 05/11/2001)
05/16/2001	11	MOTION by intervenors Esther Herrera and Marcella Martinez

		to intervene (sl) (Entered: 05/16/2001)
05/16/2001	12	MEMORANDUM by intervenors Esther Herrera and Marcella Martinez in support of motion to intervene [11-1] (sl) (Entered: 05/16/2001)
05/22/2001	13	CERTIFICATE of service by pltf of interrogatories, requests to produce documents to counsel on 5/18/01 (vv) (Entered: 05/22/2001)
06/29/2001	14	NOTICE of hearing Status hearing set on 7/25/01 @ 2:00 pm before Judge Paul Kelly Jr in Albuquerque, NM (cc: all counsel*) (dmw) (Entered: 06/29/2001)
07/09/2001	15	AFFIDAVIT of service by Alan M. Malott of copy of motion to intervene and brief in support of motion to counsel on 7/9/01 (sl) Modified on 07/24/2001 (Entered: 07/10/2001)
07/13/2001	16	CERTIFICATE of service by pltf of ntc of depositions of Kathy Romero to counsel on 7/6/01 (vv) Modified on 07/24/2001 (Entered: 07/16/2001)
07/30/2001	17	CERTIFICATE of service by plaintiff of second interrogatories and request for production documents to counsel on 7/23/01 (sl) (Entered: 07/30/2001)
08/02/2001	20	JOINT MOTION for Extension of two-weeks extension of discovery deadline by USA (sl) (Entered: 08/03/2001)
08/03/2001	18	ORDER by Circuit Judge Paul Kelly Jr. granting Esther Herrera, Marcella Martinez and Lorraine Sanchez's motion to intervene [11-1] (cc: all counsel*) (sl) (Entered: 08/03/2001)
08/03/2001	19	CLERK'S MINUTES: before Circuit Judge Paul Kelly Jr. Status conference held 8/3/01 C/R: Denise Kopan (sl) Modified on 08/08/2001 (Entered: 08/03/2001)
08/03/2001	21	ORDER by Magistrate Judge Richard L. Puglisi granting parties joint motion for extension of discovery deadline [20-1] ; Discovery cutoff 9/13/01 (cc: all counsel) (sl) (Entered: 08/03/2001)
08/06/2001	22	INTERVENOR'S COMPLAINT by intervenors (sl) (Entered: 08/07/2001)
08/06/2001		SUMMONS issued as to defendant Village of Cuba (sl) (Entered: 08/07/2001)
08/17/2001	23	ANSWER by deft to complaint in intervention [22-1] (vv) (Entered: 08/20/2001)

08/29/2001	24	CERTIFICATE of service by deft of answers to 2nd interrogatories & requests to produce documents to counsel on 8/29/01 (vv) (Entered: 08/30/2001)
10/05/2001	25	NOTICE of hearing before Circuit Judge Paul J. Kelly, Jr. Status conference set for 10/31/01 at 10:00 am in Albuquerque, NM (cc: all counsel*) (sl) Modified on 10/10/2001 (Entered: 10/05/2001)
10/26/2001	26	ORDER by Circuit Judge Paul Kelly Jr. Status hearing vacated (cc: all counsel) (vv) (Entered: 10/26/2001)
10/29/2001	27	MINUTE ORDER: Telephonic Status hearing set for 11/2/01 at 10:00 am before Judge Puglisi (cc: all counsel*) (vv) (Entered: 10/29/2001)
11/16/2001		SETTLEMENT CONFERENCE held before Magistrate Judge Richard L. Puglisi (sl) (Entered: 11/16/2001)
11/27/2001	28	SETTLEMENT AGREEMENT AND ORDER THERON by Circuit Judge Paul Kelly Jr. (see order for specifics) (cc: all counsel) (mjr) (Entered: 11/27/2001)
05/22/2002	29	JOINT MOTION to extend settlement agreement filed on 11/27/01 to provide for completion of all provisions of the agreement (sl) Modified on 05/29/2002 (Entered: 05/22/2002)
05/28/2002	30	ORDER by Circuit Judge Paul Kelly Jr. granting motion to extend settlement agreement filed on 11/27/01 to provide completion of all provisions of the ageement [29-1] (cc: all counsel) (mjr) (Entered: 05/28/2002)
08/27/2002	31	MOTION by USA for order requiring deft to show cause why it should not be held in contempt for failing to comply with all of the provisions of the settlement agreement (sl) (Entered: 08/28/2002)
08/27/2002	32	MEMORANDUM by USA in support of motion for order requiring deft to show cause why it should not be held in contempt for failing to comply with all of the provisions of the settlement agreement [31-1] (sl) (Entered: 08/28/2002)
08/27/2002	33	CERTIFICATE by plaintiff of service of motion for order to show cause to counsel on 08/01/02 (mlk) Modified on 09/05/2002 (Entered: 08/28/2002)
08/27/2002	34	AMENDED CERTIFICATE by plaintiff of service of motion for order to show cause to counsel on 08/05/02 (mlk) Modified on 09/05/2002 (Entered: 08/28/2002)

09/05/2002	35	ORDER by Circuit Judge Paul Kelly Jr. granting USA's motion for order requiring deft to show cause why it should not be in contempt for failing to comply with all of the of the settlement agreement [31-1] show cause hearing is set for 9/30/02 at 9:00 am in Santa Fe, NM (cc: all counsel*) (sl) (Entered: 09/06/2002)
09/19/2002	36	NOTICE of hearing before Circuit Judge Paul J. Kelly on Order to Show Cause 9/30/02 at 9:00 am in Albuquerque, NM (cc: all counsel*) (sl) (Entered: 09/20/2002)
10/03/2002	37	CLERK'S MINUTES: before Circuit Judge Paul Kelly Jr. show cause hearing held on 9/30/02 C/R: Irene Delgado (sl) (Entered: 10/04/2002)
10/15/2002	38	ORDER by Circuit Judge Paul Kelly Jr. re; [31-1] (see order for specifics) (cc: all counsel) (mjr) (Entered: 10/15/2002)
11/18/2002	39	JOINT CERTIFICATE OF COMPLIANCE w/the settlement agreement by deft Village of Cuba (mjr) Modified on 11/20/2002 (Entered: 11/18/2002)
11/18/2002	40	DISCHARGE ORDER by Circuit Judge Paul Kelly Jr. discharging the Show Cause order entered on 10/15/02 re [35-1] (cc: all counsel) (mjr) (Entered: 11/18/2002)
11/18/2002	41	ORDER by Circuit Judge Paul Kelly Jr. of dismissal of case w/prejudice dismissing case (cc: all counsel) (mjr) (Entered: 11/18/2002)