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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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U.S. EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

v.

GOLD RIVER OPERATING CORP., *et al.*,

Defendants.

2:04-cv-01349-LRL

ORDER

Before the court is plaintiff's Motion to Quash Defendants' Misrepresented, Irrelevant, and Late-Served Subpoenas (# 29). The court has considered the motion, defendants' Opposition (# 33), and the accompanying documents (## 28, 35, 36, 37). A hearing was held on February 27, 2006, at the conclusion of which the parties were directed to submit a proposed order for the court's consideration.

The Proposed Order (# 56) was filed on March 17, 2006. Based thereon, and for good cause shown,

IT IS ORDERED that the EEOC's Motion to Quash Defendants' Misrepresented, Irrelevant, and Late-Served Subpoenas (# 29) is GRANTED to the following extent:

- (1) The following subpoenas are quashed:
 - (i) the subpoena to Harrah's for the employment file of Carolyn Hultz;
 - (ii) the subpoena to the Edgewater Hotel & Casino for the employment file of Carolyn Hultz, and;
 - (iii) the subpoena to the Avi Hotel & Casino for the employment file of Tammie Harris;
- (2) If any of the listed employers have responded to the subpoenas, defendants shall forthwith provide any and all copies of the subpoenaed materials to the EEOC for destruction;
- (3) The subpoenas to the Flamingo Hilton, Harrah's, and the Riverside Casino for the

1 employment file of Christina Barnes are modified as follows:

2 Christina Barnes's employment application, performance evaluations,
3 documents generated in the course of any internal investigation into
4 performance and/or misconduct by Barnes, disciplinary documents, and
5 employment separation/termination documents are all subject to this
6 subpoena. Any documents not listed above are not subject to this
7 subpoena and shall be withheld or redacted.

8 DATED this 23rd day of March, 2006.

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11 **LAWRENCE R. LEAVITT**
12 **UNITED STATES MAGISTRATE JUDGE**

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