

CLOSED, ECF, MAGCONSENT

**U.S. District Court**  
**United States District Court for the Southern District of New York (White Plains)**  
**CIVIL DOCKET FOR CASE #: 7:04-cv-02472-GAY**

Equal Employment Opportunity Commission v. Quick Quality  
Restaurant, Inc. et al  
Assigned to: Magistrate Judge George A. Yanthis  
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 03/29/2004  
Date Terminated: 10/11/2005  
Jury Demand: None  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Katherine Elizabeth Bissell**  
U.S. Equal Employment Opportunity  
Commission  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael Bruce Ranis**  
Equal Employment Opportunity  
Commission(NYC)  
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New York, NY 10004  
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Email: michael.ranis@eoc.gov  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Quick Quality Restaurant, Inc.**

represented by **Kenneth Ira Nowak**  
Zazzali, Fagella, Nowak, Kleinbaum &  
Friedman P.C.  
One Riverfront Plaza  
Newark, NJ 07102  
973-623-1822  
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**Defendant**

**Candu Management, Inc.**represented by **Kenneth Ira Nowak**  
(See above for address)  
*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****farida kahn**represented by **Julie Ero Gaughran**  
Julie Gaughran, Esq.,  
The Courtyard  
223 Katonah Avenue  
Mount Kisco, NY 10536  
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*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Daniel Fakhoury**represented by **Julie Ero Gaughran**  
(See above for address)  
*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Murad qaqish**represented by **Julie Ero Gaughran**  
(See above for address)  
*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Leila fakhoury**represented by **Julie Ero Gaughran**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
03/29/2004	<a href="#">1</a>	COMPLAINT against Candu Management, Inc., Quick Quality Restaurant, Inc. Document filed by Equal Employment Opportunity Commission.(laq, ) Additional attachment(s) added on 4/1/2004 (laq, ). (Entered: 03/30/2004)
03/29/2004		SUMMONS ISSUED as to Candu Management, Inc., Quick Quality Restaurant, Inc. (laq, ) (Entered: 03/30/2004)
03/29/2004		Magistrate Judge Frank Maas is so designated. (laq, ) (Entered: 03/30/2004)
03/29/2004		Case Designated ECF. (laq, ) (Entered: 03/30/2004)
04/02/2004	<a href="#">2</a>	COMPLAINT against Candu Management, Inc., Quick Quality Restaurant, Inc.. (Filing Fee \$ 150.00.)Document filed by Equal Employment Opportunity Commission.(Graziano, Louis) (Entered: 04/02/2004)
06/14/2004		***REJECTION OF ATTEMPTED PAPER FILING IN ECF CASE. The following document(s) answer and rule 7.1 statement by Tamara Kaplan, were

		rejected by the Clerk's Office and must be FILED ELECTRONICALLY on the Court's ECF System. (snu, ) (Entered: 06/14/2004)
06/18/2004	<a href="#">3</a>	FIRST MOTION to Intervene. Document filed by farida kahn, Daniel Fakhoury, Murad qaqish, Leila fakhoury. (Gaughran, Julie) (Entered: 06/18/2004)
06/21/2004	<a href="#">4</a>	ANSWER to Complaint. Document filed by Quick Quality Restaurant, Inc..(Nowak, Kenneth) (Entered: 06/21/2004)
06/22/2004	<a href="#">5</a>	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Quick Quality Restaurant, Inc..(Nowak, Kenneth) (Entered: 06/22/2004)
07/23/2004	<a href="#">7</a>	NOTICE OF CASE REASSIGNMENT to Judge Charles L. Brieant. Judge John G. Koeltl no longer assigned to the case. (pf, ) Additional attachment(s) added on 8/2/2004 (pf, ). (Entered: 08/02/2004)
07/23/2004		Magistrate Judge George A. Yanthis is so redesignated. (pf, ) (Entered: 08/02/2004)
07/26/2004	<a href="#">6</a>	SCHEDULING ORDER: Case Management Conference set for 10/1/2004 09:00 AM in Court Room 1, 300 Quarropas Street, White Plains, NY 10601 before Judge Charles L. Brieant. (Signed by Judge Charles L. Brieant on 07/26/04) (fk, ) (Entered: 07/29/2004)
08/02/2004		Mailed notice with Rules 2 & 3 to the attorney(s) of record. (pf, ) (Entered: 08/02/2004)
09/24/2004	<a href="#">8</a>	FIRST MOTION to Intervene. Document filed by Daniel Fakhoury, Leila fakhoury, farida kahn, Murad qaqish. Return Date set for 10/1/2004 09:30 AM. (Gaughran, Julie) (Entered: 09/24/2004)
10/01/2004		Minute Entry for proceedings held before Judge Charles L. Brieant : Motion Hearing held on 10/1/2004 re: <a href="#">3</a> FIRST MOTION to Intervene. filed by Daniel Fakhoury, Leila fakhoury, Murad qaqish, farida kahn. Judge's Decision: Oral Argument heard on motion (doc #3) to intervene. Motion granted. Intervieners are directed by the Court to submit an amended complaint within (20) days. (See transcript). (Submitted by Alice Cama). (Court Reporter Angela O'Donnell) (mde, ) (Entered: 10/08/2004)
10/26/2004	<a href="#">9</a>	SCHEDULING ORDER: This Court requires that this case shall be ready for trial on or after 4/15/05; The case is to be tried to a jury; Joinder of additional parties by 11/17/04; Amended Pleadings by 11/30/04; Interrogs by 11/17/04; 1st Request for Prod of Docs by 11/17/04; Depositions by 4/15/04; Any further interrogs, including expert by 2/18/05; Requests to Admit by 2/18/05; All discovery is to be completed by 4/15/05; Case Management Conference set for 4/15/2005 09:00 AM before Judge Charles L. Brieant. (Signed by Judge Charles L. Brieant on 10/21/04) Copies sent by Clerk's Office.(pf, ) (Entered: 10/26/2004)
11/17/2004	<a href="#">10</a>	Notice of Appearance of <i>Michael Ranis</i> . Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) Modified on 2/10/2005 (fk, ). (Entered: 11/17/2004)
04/20/2005	<a href="#">11</a>	LETTER addressed to Judge Charles L. Brieant from Michael Ranis dated 4/14/05 re: All parties would like to reschedule the conference for as soon as is

		practicable w/ the Court. Document filed by farida kahn, Daniel Fakhoury, Murad qaqish, Leila fakhoury, Equal Employment Opportunity Commission.(ae, ) (Entered: 04/21/2005)
04/21/2005	12	LETTER addressed to Ken and Julie from Michael Ranis dated 4/18/05 re: This will confirm that the conference w/ Judge Brieant has been adjourned until 4/29/05 at 9:00 a.m. Document filed by Equal Employment Opportunity Commission.(ae, ) (Entered: 04/22/2005)
05/02/2005	<a href="#">13</a>	LETTER addressed to Judge Charles L. Brieant from Michael Ranis dated 4/27/05 re:.....request a 45 day extension of the period for completing discovery in this case..... Document filed by Daniel Fakhoury, Equal Employment Opportunity Commission.(pf, ) (Entered: 05/03/2005)
06/27/2005	<a href="#">14</a>	LETTER addressed to Judge Charles L. Brieant from Kenneth I. Nowak dated 6/23/05 re: telephone conversation from Michael Ranis, of the EEOC advising that the conference in this action is scheduled for 6/24/05 at 9:00 a.m. All the attorneys thought that the conference was scheduled for 6/29/05; Defendant's request that the conference be adjourned at a convenient time for Your Honor. Document filed by Quick Quality Restaurant, Inc..(ae, ) (Entered: 06/28/2005)
07/11/2005	<a href="#">15</a>	LETTER addressed to Judge Charles L. Brieant from Kenneth I. Nowak dated 6/28/05 re: This will confirm the telephone message left by Mrs. Cama on this date advising that the Final Pretrial Conference before Your Honor is scheduled for 7/15/05 at 9:00 a.m., w/ no adjournment. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.(ae, ) (Entered: 07/12/2005)
07/11/2005		Set Deadlines/Hearings: Final Pretrial Conference set for 7/15/2005 09:00 AM before Judge Charles L. Brieant. (ae, ) (Entered: 07/12/2005)
07/11/2005	<a href="#">16</a>	LETTER addressed to Judge Charles L. Brieant from Kenneth I. Nowak dated 6/30/05 re: Defendants request that the Court deny the Plaintiff's request to compel discovery of financial information because the defendants' wealth or financial condition is generally not discoverable until after the trier of fact has determined the defendant's liability for punitive damages. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.(ae, ) (Entered: 07/12/2005)
07/11/2005	<a href="#">17</a>	LETTER addressed to Judge Charles L. Brieant from Kenneth I. Nowak dated 6/23/05 re: Defendant requests that the Court adjourn the conference scheduled for 6/24/05 at 9:00 a.m. at a convenient time for Your Honor. Document filed by Quick Quality Restaurant, Inc..(ae, ) (Entered: 07/12/2005)
07/15/2005		Minute Entry for proceedings held before Judge Charles L. Brieant : Interim Pretrial Conference held on 7/15/2005. (Court Reporter Sue Ghorayeb) (pf, ) (Entered: 07/18/2005)
07/15/2005	<a href="#">18</a>	LETTER addressed to Judge Charles L. Brieant from Kenneth Nowak dated 7/13/05 re:.....to inform you of scheduled non-refundable vacation plans for myself and the dfts-witnesses..... Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(pf, ) (Entered: 07/18/2005)
07/15/2005	<a href="#">19</a>	CONSENT TO JURISDICTION BY A US MAGISTRATE JUDGE (Case No Longer Referred to Magistrate Judge) CASE ASSIGNED to Magistrate Judge

		George A. Yanthis. (Signed by Judge Charles L. Briant on 7/15/05) (ae, ) (Entered: 07/19/2005)
07/19/2005	<a href="#">20</a>	TRIAL ORDER: Jury selection 9/19/05 at 9:30 a.m. in courtroom 118; Trial 9/19/05; Proposed voir dire and witness lists by 9/6/05; Proposed jury instructions, optional trial memoranda and motions in limine by 9/6/05; Responses to motions in limine by 9/13/05; So Ordered: (Signed by Judge George A. Yanthis on 7/18/05) Copies sent by Clerk's Office.(pf, ) (Entered: 07/19/2005)
07/19/2005	<a href="#">21</a>	LETTER addressed to Dear Judge Briant from Kenneth I. Nowak dated 7/13/2005 re: In anticipation of Your Honor setting a trial date, I wish to inform you of scheduled, non-refundable vacation plans for myself and the deft's witnesses..... Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(jma, ) (Entered: 07/20/2005)
09/06/2005	<a href="#">22</a>	Proposed Jury Instructions. Document filed by Equal Employment Opportunity Commission.(Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">23</a>	Proposed Voir Dire Questions. Document filed by Equal Employment Opportunity Commission.(Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">24</a>	JOINT MOTION in Limine re: <i>Unemployment Benefits</i> . Document filed by Equal Employment Opportunity Commission. Return Date set for 9/19/2005 09:30 AM. (Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">25</a>	JOINT MOTION in Limine re: <i>Habit Evidence</i> . Document filed by Equal Employment Opportunity Commission. Return Date set for 9/19/2005 09:30 AM. (Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">26</a>	Witness List. Document filed by Equal Employment Opportunity Commission.(Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">27</a>	JOINT MOTION in Limine re: <i>EEOC's Interviews and File</i> . Document filed by Equal Employment Opportunity Commission. Return Date set for 9/19/2005 09:30 AM. (Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">28</a>	JOINT MOTION in Limine re: <i>Testimony re: Heart Attack of D. Fakhoury</i> . Document filed by Equal Employment Opportunity Commission. Return Date set for 9/19/2005 09:30 AM. (Ranis, Michael) (Entered: 09/06/2005)
09/06/2005	<a href="#">29</a>	MOTION in Limine to exclude testimony and clinical notes. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments: # <a href="#">1</a> Exhibit in support of motion)(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">30</a>	MOTION in Limine exclude testimony & information re: calculation of front pay damages. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments: # <a href="#">1</a> Exhibit in support of motion)(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">31</a>	MOTION in Limine to bar medical diagnosis and causation evidence in absence of expert testimony. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments: # <a href="#">1</a> Exhibit in support of motion)(Nowak, Kenneth) (Entered: 09/06/2005)

09/06/2005	<a href="#">32</a>	MOTION in Limine <i>to exclude memoranda of EEOC Investigator Marchese</i> . Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">33</a>	TRIAL MEMORANDUM. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">34</a>	Proposed Jury Instructions. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments: # <a href="#">1</a> Jury Verdict Form-Daniel Fakhoury# <a href="#">2</a> Jury Verdict Form-Murad Qaqish# <a href="#">3</a> Jury Verdict Form-Farida Kahn# <a href="#">4</a> Jury Verdict Form-Laila Fakhoury# <a href="#">5</a> Jury Verdict Form-Maged Eid)(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">35</a>	Proposed Voir Dire Questions. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">36</a>	Witness List. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(Nowak, Kenneth) (Entered: 09/06/2005)
09/06/2005	<a href="#">39</a>	LETTER addressed to Judge George A. Yanthis from Kenneth I. Nowak dated 7/19/2005 re: For Your Honors's convenience, I am enclosing a copy of both letters.... Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(mde, ) (Entered: 09/08/2005)
09/06/2005	<a href="#">40</a>	LETTER addressed to Judge George A. Yanthis from Kenneth I. Nowak dated 8/15/2005 re: Please accept this letter as response in opposition the the 8/2/2005 letter from Michael Ranis... Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc..(mde, ) (Entered: 09/08/2005)
09/06/2005	<a href="#">41</a>	LETTER addressed to Judge George A. Yanthis from Michael Ranis dated 8/2/2005 re: I was on leave and unable to meet you at the conference on 7/15 regarding the scheduling of the trial in this matter, nor discuss the unresolved discovery issue... Document filed by Equal Employment Opportunity Commission.(mde, ) (Entered: 09/08/2005)
09/06/2005	<a href="#">42</a>	MEMORANDUM DECISION AND ORDER; regarding resolution of the discovery disputes in regards to the financial information concerning the defendants. (Signed by Judge George A. Yanthis on 9/6/05) "The Clerk's Office Has Mailed Copies".(ae, ) (Entered: 09/08/2005)
09/07/2005	<a href="#">37</a>	MOTION in Limine. Document filed by Daniel Fakhoury. Return Date set for 9/19/2005 09:30 AM. (Attachments: # <a href="#">1</a> Appendix Exhibit 1)(Gaughran, Julie) (Entered: 09/07/2005)
09/07/2005	<a href="#">38</a>	MOTION in Limine. Document filed by Daniel Fakhoury. Return Date set for 9/19/2005 09:30 AM. (Attachments: # <a href="#">1</a> Appendix Exhibits 1 and 2)(Gaughran, Julie) (Entered: 09/07/2005)
09/12/2005	<a href="#">43</a>	RESPONSE in Opposition re: <a href="#">31</a> MOTION in Limine <i>to bar medical diagnosis and causation evidence in absence of expert testimony.</i> , <a href="#">29</a> MOTION in Limine <i>to exclude testimony and clinical notes.</i> . Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 09/12/2005)
09/12/2005	<a href="#">44</a>	RESPONSE in Opposition re: <a href="#">25</a> JOINT MOTION in Limine <i>re: Habit Evidence.</i> . Document filed by Quick Quality Restaurant, Inc., Candu

		Management, Inc.. (Attachments: # <a href="#">1</a> Exhibit Defendants' Response in Opposition to Plaintiffs' Motion in Limine Seeking Admission of Testimony Regarding Defendants' Routine Practices)(Nowak, Kenneth) (Entered: 09/12/2005)
09/12/2005	<a href="#">45</a>	RESPONSE in Opposition re: <a href="#">27</a> JOINT MOTION in Limine re: <i>EEOC's Interviews and File.</i> . Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 09/12/2005)
09/12/2005	<a href="#">46</a>	RESPONSE in Opposition re: <a href="#">24</a> JOINT MOTION in Limine re: <i>Unemployment Benefits.</i> . Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 09/12/2005)
09/12/2005	<a href="#">47</a>	RESPONSE in Opposition re: <a href="#">28</a> JOINT MOTION in Limine re: <i>Testimony re: Heart Attack of D. Fakhoury.</i> . Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 09/12/2005)
09/12/2005	<a href="#">48</a>	RESPONSE in Opposition re: <a href="#">30</a> MOTION in Limine <i>exclude testimony &amp; information re: calculation of front pay damages. Requesting Admission of Charts.</i> Document filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> )(Ranis, Michael) (Entered: 09/12/2005)
09/12/2005	<a href="#">49</a>	RESPONSE in Opposition re: <a href="#">29</a> MOTION in Limine <i>to exclude testimony and clinical notes. Admission of Emotional Distress Witnesses and Medical Notes.</i> Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 09/12/2005)
09/13/2005	<a href="#">50</a>	MOTION in Limine <i>Opposition.</i> Document filed by farida kahn, Daniel Fakhoury, Murad qaqish, Leila fakhoury. (Gaughran, Julie) (Entered: 09/13/2005)
09/18/2005	<a href="#">51</a>	MOTION in Limine <i>Re: Def. Financial Documents.</i> Document filed by Equal Employment Opportunity Commission. Return Date set for 9/19/2005 09:30 AM. (Attachments: # <a href="#">1</a> Exhibit Exhibits 1-7# <a href="#">2</a> Exhibit 8-11 to Brief)(Ranis, Michael) (Entered: 09/18/2005)
09/19/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Selection held on 9/19/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/19/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial begun on 9/19/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/19/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Motion Hearing held on 9/19/2005 re: <a href="#">31</a> MOTION in Limine <i>to bar medical diagnosis and causation evidence in absence of expert testimony.</i> filed by Quick Quality Restaurant, Inc., Candu Management, Inc., <a href="#">32</a> MOTION in Limine <i>to exclude memoranda of EEOC Investigator Marchese.</i> filed by Quick Quality Restaurant, Inc., Candu Management, Inc., <a href="#">50</a> MOTION in Limine <i>Opposition.</i> filed by Daniel Fakhoury,, Leila fakhoury,, Murad qaqish,, farida kahn,, <a href="#">51</a> MOTION in Limine <i>Re: Def. Financial Documents.</i> filed by Equal Employment Opportunity Commission,, <a href="#">27</a> JOINT MOTION in Limine re: <i>EEOC's Interviews and File.</i> filed by Equal Employment Opportunity Commission,, <a href="#">28</a> JOINT MOTION in Limine re: <i>Testimony re: Heart Attack of D. Fakhoury.</i> filed by Equal

		Employment Opportunity Commission,, <a href="#">37</a> MOTION in Limine. filed by Daniel Fakhoury,, <a href="#">29</a> MOTION in Limine <i>to exclude testimony and clinical notes</i> . filed by Quick Quality Restaurant, Inc., Candu Management, Inc.,, <a href="#">24</a> JOINT MOTION in Limine <i>re: Unemployment Benefits</i> . filed by Equal Employment Opportunity Commission,, <a href="#">38</a> MOTION in Limine. filed by Daniel Fakhoury,, <a href="#">30</a> MOTION in Limine <i>exclude testimony &amp; information re: calculation of front pay damages</i> . filed by Quick Quality Restaurant, Inc., Candu Management, Inc.,, <a href="#">25</a> JOINT MOTION in Limine <i>re: Habit Evidence</i> . filed by Equal Employment Opportunity Commission,. Motions Resolved. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/20/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial held on 9/20/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/21/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial held on 9/21/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484)) (ae, ) (Entered: 09/28/2005)
09/22/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial held on 9/22/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/23/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial held on 9/23/2005. (Court Reporter Sue Ghorayeb) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/26/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial held on 9/26/2005. (Court Reporter Albi Gorn) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/27/2005		Minute Entry for proceedings held before Judge George A. Yanthis : Jury Trial completed on 9/27/2005. Clerk to enter judgment. (Court Reporter Albi Gorn) (Tape 21 to 1484) (ae, ) (Entered: 09/28/2005)
09/27/2005		JURY VERDICT, in favor of both.(ae, ) (Entered: 09/28/2005)
09/28/2005	<a href="#">52</a>	AFFIDAVIT of Stanley J. Moskowitz; regarding his appointment by the Court as an "Accounting Expert". (ae, ) (Entered: 09/28/2005)
10/11/2005	<a href="#">53</a>	FIRST MOTION for New Trial <i>on Basis of Voir Dire</i> . Document filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Exhibit Part I, Exhibits# <a href="#">2</a> Exhibit Part 2 of Exhibits)(Ranis, Michael) (Entered: 10/11/2005)
10/11/2005	<a href="#">54</a>	JUDGMENT... ORDERED, ADJUDGED AND DECREED: that the verdict handed down by the jury on September 27, 2005, is in favor of all defendants and the case is hereby closed in accordance with the jury verdict. (Signed by Judge George A. Yanthis and Clerk of Courts J. Michael McMahon on 10/11/2005) (tb, ) (Entered: 10/12/2005)
10/21/2005	<a href="#">55</a>	ENDORSED LETTER addressed to USMJ Yanthis from Cynthia Revesz dated 10/20/05 re:... to request an extension of time to answer the EEOC's motion for a new trial....ENDORSEMENT: Application Granted. So Ordered: (Signed by Judge George A. Yanthis on 10/20/05) Copies sent by Clerk's Office.(pf, ) (Entered: 10/21/2005)



10/27/2005	<a href="#">56</a>	RESPONSE to Motion re: <a href="#">53</a> FIRST MOTION for New Trial <i>on Basis of Voir Dire</i> .. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 10/27/2005)
10/28/2005	<a href="#">57</a>	FIRST MOTION to Amend/Correct <i>To Submit Voir Dire Transcript to Motion for New Trial</i> . Document filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> )(Ranis, Michael) (Entered: 10/28/2005)
11/03/2005	<a href="#">58</a>	BILL OF COSTS in favor of Defendants against Plaintiffs for the sum of \$29,582.58.(ae, ) (Entered: 11/07/2005)
11/03/2005	<a href="#">59</a>	AFFIDAVIT of Kenneth I. Nowak in Support re: <a href="#">58</a> Bill of Costs. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc. (ae, ) (Entered: 11/07/2005)
11/03/2005	<a href="#">60</a>	NOTICE of Hearing: on Bill of Costs, that on 11/16/05, at 10:00 a.m., or as soon thereafter as counsel may be heard, the Deputy-in-Charge, Robert Rogers, of the U.S.D.C., S.D.N.Y., U.S. Courthouse, 300 Quarropas Street, White Plains, New York, shall hear defendants' request for the taxing of their costs, as set forth in their Bill of Costs, to be included in the judgment of the w/in matter. (ae, ) (Entered: 11/07/2005)
11/03/2005	<a href="#">61</a>	AFFIDAVIT of Elaine Barnett re: <a href="#">58</a> Bill of Costs. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments:, # <a href="#">1</a> )(ae, ) (Entered: 11/07/2005)
11/03/2005	<a href="#">62</a>	CERTIFICATE OF SERVICE of Notice of Hearing on Bill of Costs together w/ Aff. of Kenneth I. Nowak, Esq. and the Aff. of Elaine Barnett, and exhibits annexed hereto served on Michael Ranis and Julie E. Gaughran on 11/2/05. Service was made by UPS Overnight Service. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (ae, ) (Entered: 11/07/2005)
11/18/2005	<a href="#">63</a>	BILL OF COSTS <i>STIPULATION BTW. PARTIES</i> Document filed by Equal Employment Opportunity Commission.(Ranis, Michael) (Entered: 11/18/2005)
11/22/2005	<a href="#">64</a>	STIPULATION AND ORDER REGARDING DEFENDANTS' BILL OF COSTS. (Signed by Judge George A. Yanthis on 11/21/05) (ae, ) (Entered: 11/23/2005)
11/23/2005	65	ORDER denying <a href="#">53</a> Motion for New Trial, denying <a href="#">57</a> Motion to Amend/Correct... Court believes that no prejudicial error exists in the record and that plaintiff EEOC received a fair trial by an impartial jury. Accordingly, EEOC's motion for post-verdict relief is Denied. (Signed by Judge George A. Yanthis on 11/23/2005) Copies Mailed by Chambers.(tb, ) (Entered: 11/28/2005)
12/05/2005	<a href="#">66</a>	MOTION for Attorney Fees. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Attachments: # <a href="#">1</a> # <a href="#">2</a> # <a href="#">3</a> )(Nowak, Kenneth) (Entered: 12/05/2005)
12/05/2005	<a href="#">67</a>	MOTION for Attorney Fees. Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. Return Date set for 12/19/2005 09:00 AM. (Attachments: # <a href="#">1</a> Affidavit Affidavit of Counsel in Support of Application for Attorneys' Fees# <a href="#">2</a> Exhibit Exhibit 1 to Affidavit of Counsel)(Nowak, Kenneth) (Entered: 12/05/2005)

12/09/2005	<a href="#">68</a>	ENDORSED LETTER addressed to Judge Magistrate Judge George A. Yanthis from Cynthia M. Revesz dated 12/7/05 re: This letter is to confirm that the Defendants have agreed to a two week extension of time, until 1/2/06, for the EEOC to respond to Defendants' Motion for Attorneys Fees and further request that the hearing date on Defendants' Motion for Attorneys' Fees be adjourned for 2 weeks until 1/13/06; Application granted. The parties will be notified if oral argument is scheduled. (Signed by Judge George A. Yanthis on 12/8/05) "Copies Faxed By Chambers".(ae, ) (Entered: 12/09/2005)
12/09/2005		Set/Reset Deadlines as to <a href="#">67</a> MOTION for Attorney Fees.. Responses due by 1/2/2006 (ae, ) (Entered: 12/09/2005)
01/03/2006	<a href="#">69</a>	RESPONSE in Opposition re: <a href="#">66</a> MOTION for Attorney Fees., <a href="#">67</a> MOTION for Attorney Fees.. Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 01/03/2006)
01/05/2006	<a href="#">70</a>	RESPONSE in Support re: <a href="#">66</a> MOTION for Attorney Fees., <a href="#">67</a> MOTION for Attorney Fees. <i>Defendants' Reply to EEOC's Preliminary Opposition</i> . Document filed by Quick Quality Restaurant, Inc., Candu Management, Inc.. (Nowak, Kenneth) (Entered: 01/05/2006)
01/20/2006	<a href="#">71</a>	NOTICE of APPEAL under FRAP 3. Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 01/20/2006)
02/14/2006	<a href="#">72</a>	NOTICE OF DISMISSAL OF APPEAL. <i>Appeal to Second Circuit of 1/20</i> . Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) Modified on 4/4/2006 (fk, ). (Entered: 02/14/2006)
02/17/2006	<a href="#">73</a>	DECISION AND ORDER: Plaintiffs' action was not frivolous, unreasonable, or groundless; nor did plaintiff continue to litigate after it clearly became so. Accordingly, the motion by defendants for attorneys fees as prevailing parties is denied. SO ORDERED: (Signed by Judge George A. Yanthis on 2/16/2006) "The Clerk's Office Has Mailed Copies".(mde, ) (Entered: 02/17/2006)

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