

CLOSED

**U.S. District Court**  
**Eastern District of New York (Central Islip)**  
**CIVIL DOCKET FOR CASE #: 2:05-cv-03161-ADS-WDW**

Equal Employment Opportunity Commission v. Empire  
Healthchoice HMO, Inc.

Assigned to: Senior-Judge Arthur D. Spatt

Referred to: Magistrate-Judge William D. Wall

Cause: 29:621 Job Discrimination (Age)

Date Filed: 06/29/2005

Date Terminated: 09/04/2007

Jury Demand: Plaintiff

Nature of Suit: 442 Civil Rights: Jobs

Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Equal Employment Opportunity  
Commission**

represented by **Elizabeth Grossman**

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V.

**Defendant**

**Empire Healthchoice HMO, Inc.**

**Defendant**

**Wellchoice, Inc.**

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
06/29/2005	<a href="#"><u>1</u></a>	COMPLAINT against Empire Healthchoice HMO, Inc., filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet)(Romano, Daniel) Additional attachment(s) added on 7/26/2005 (Romano, Daniel). (Entered: 07/07/2005)
06/29/2005		Summons Issued as to Empire Healthchoice HMO, Inc.. (Romano, Daniel) (Entered: 07/07/2005)
08/16/2005	<a href="#"><u>2</u></a>	AMENDED COMPLAINT against Empire Healthchoice HMO, Inc., filed by Equal Employment Opportunity Commission.(Graziano, Louis) (Entered: 08/16/2005)

10/17/2005	<a href="#">3</a>	Corporate Disclosure Statement by Wellchoice, Inc.. (Attachments: # <a href="#">1</a> Certificate of Service)(Warner, David) (Entered: 10/17/2005)
10/17/2005	<a href="#">4</a>	ANSWER to Amended Complaint by Wellchoice, Inc.. (Attachments: # <a href="#">1</a> Certificate of Service)(Warner, David) (Entered: 10/17/2005)
10/18/2005	<a href="#">5</a>	CERTIFICATE OF SERVICE by Wellchoice, Inc. (Warner, David) (Entered: 10/18/2005)
07/20/2006	<a href="#">6</a>	ORDER: Scheduling initial conference for 8/17/06. See order and attachments. Ordered by Judge William D. Wall on 7/20/06. (Attachments: # <a href="#">1</a> WDW rules# <a href="#">2</a> ECF notice) c/e(Disbrow, Sandra) (Entered: 07/20/2006)
08/15/2006	<a href="#">7</a>	NOTICE by Wellchoice, Inc., Empire Healthchoice HMO, Inc. <i>Joint Discovery Plan and Proposed Order</i> (Warner, David) (Entered: 08/15/2006)
08/17/2006	<a href="#">8</a>	Minute Entry & ORDER for proceedings held before William D. Wall : Initial Conference held on 8/17/2006. The joint proposed discovery plan <a href="#">7</a> has been adopted and So Ordered with exceptions. Paragraphs 6-10 are deleted, additional deadlines established. Next pretrial conference will be held on 5/10/07. See attached order. Ordered by William D. Wall on 8/17/06. c/g (Disbrow, Sandra) (Entered: 08/17/2006)
03/02/2007	<a href="#">9</a>	Joint MOTION for Extension of Time to Complete Discovery <i>And Subsequent Deadlines</i> by Wellchoice, Inc.. (Attachments: # <a href="#">1</a> [PROPOSED] AMENDED SCHEDULING ORDER) (Warner, David) (Entered: 03/02/2007)
03/05/2007		ELECTRONIC ORDER granting <a href="#">9</a> Motion for Extension of Time to Complete Discovery. The proposed Amended Scheduling Order attached to the motion is hereby So Ordered. The pretrial conference scheduled for 5/10/07 is adjourned to 7/10/07 at 10:30 a.m. No further extensions will be granted absent a showing of manifest injustice. Ordered by JudgeWilliam D. Wall on 3/5/07. (Disbrow, Sandra) (Entered: 03/05/2007)
06/26/2007	<a href="#">10</a>	Proposed Scheduling Order ( <i>Amended</i> ) by Wellchoice, Inc., Equal Employment Opportunity Commission (Attachments: # <a href="#">1</a> Text of Proposed Order) (Warner, David) (Entered: 06/26/2007)
06/26/2007		ELECTRONIC ORDER re <a href="#">10</a> Proposed Scheduling Order filed by Equal Employment Opportunity Commission, Wellchoice, Inc. Court-ordered deadlines may not be extended by the parties without leave of the court. To the extent that this filing may be construed as an application to extend those deadlines, it is denied without prejudice to renew for failure to comply with the undersigned's individual rules 1(C) and/or 2(C). Any request for court intervention must be electronically filed as a "Motion." Ordered by Judge William D. Wall on 6/26/07. (Disbrow, Sandra) (Entered: 06/26/2007)
06/26/2007	<a href="#">11</a>	MOTION for Extension of Time to File by Wellchoice, Inc., Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Warner, David) (Entered: 06/26/2007)
06/27/2007		ELECTRONIC ORDER granting <a href="#">11</a> Motion. Any party seeking to make a dispositive motion shall serve its Rule 56.1 statement by 8/30/07. The pretrial conference scheduled for 7/10/07 is adjourned to 9/10/07 at 10:30 a.m. Ordered

		by Judge William D. Wall on 6/27/07. (Disbrow, Sandra) (Entered: 06/27/2007)
08/30/2007		ORDER The conference scheduled for September 10, 2007 must be adjourned to September 17 at 2:30 p.m. Counsel shall confirm the new date with one another upon receipt of this electronic order. Any request to adjourn this conference must be docketed as a letter motion or motion, and must include alternative dates acceptable to all parties. Ordered by Judge William D. Wall on 8/30/07. (Hepworth, F.) (Entered: 08/30/2007)
08/31/2007	<a href="#">12</a>	STIPULATION <i>and Proposed Consent Decree</i> by Wellchoice, Inc., Equal Employment Opportunity Commission (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C) (Warner, David) (Entered: 08/31/2007)
09/04/2007	<a href="#">13</a>	ORDER granting <a href="#">12</a> Proposed Consent Decree. Case Closed. (Signed by Judge Arthur D. Spatt on 9/4/07). (Coleman, Laurie) (Entered: 09/12/2007)
09/06/2007		ELECTRONIC ORDER: In light of the parties' filing of a proposed consent decree, the pretrial conference before the undersigned scheduled for 9/17/07 is adjourned without date. Ordered by Judge William D. Wall on 9/6/07. (Disbrow, Sandra) (Entered: 09/06/2007)

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