

CLOSED

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:99-cv-08591-JGK-THK

E.E.O.C. v. Golden Lender
Assigned to: Judge John G. Koeltl
Referred to: Magistrate Judge Theodore H. Katz
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 08/03/1999
Date Terminated: 06/28/2002
Jury Demand: None
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Andree Peart**
33 Whitehall Street,
New York, NY 10004
(212) 336-3746
LEAD ATTORNEY

Elizabeth A. Grossman
Equal Employment Opportunity
Commission
New York District Office
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V.

Defendant

Golden Lender Financial Group

Date Filed	#	Docket Text
08/03/1999	1	COMPLAINT filed; Summons issued and Notice pursuant to 28 U.S.C. 636(c); FILING FEE \$ USA (bm) (Entered: 08/04/1999)
08/03/1999		Magistrate Judge Katz is so Designated. (bm) (Entered: 08/04/1999)
10/08/1999	2	NOTICE OF MOTION by Golden Lender purs to Rules 12(b)(1), 12(b)(6) and/or for summary judgment, purs to FRCP 56 of the FRCP, dismissing the complaint in its entirety , Return date 10/8/99; Attached is Affidavit of Lawrence R. Sandak. (docmt filed in night dep. on 10/08/99 at 3:53 p.m.) (djc) (Entered: 10/12/1999)

10/08/1999	3	MEMORANDUM of LAW by Golden Lender in support of [2-1] motion purs to Rules 12(b)(1), 12(b)(6), [2-2] motion for summary judgment, purs to FRCP 56 of the FRCP, dismissing the complaint in its entirety; (djc) (Entered: 10/12/1999)
10/22/1999	4	MEMORANDUM OF LAW by E.E.O.C. in opposition to [2-1] motion purs to Rules 12(b)(1), 12(b)(6), [2-2] motion for summary judgment, purs to FRCP 56 of the FRCP, dismissing the complaint in its entirety. Received in night deposit on 10/22/99 at 8:52 p.m. (jp) (Entered: 10/28/1999)
11/03/1999	5	REPLY MEMORANDUM OF LAW by Golden Lender (pl) (Entered: 11/05/1999)
11/16/1999	6	RULE 1.9 CERTIFICATE filed by Golden Lender. (sac) (Entered: 11/17/1999)
04/13/2000	7	OPINION AND ORDER #83807; that the claims of a pattern and practice of race and national origin discrimination are dismissed ; denying [2-1] motion purs to Rules 12(b)(1), 12(b)(6); that the claim of a pattern and practice of sex discrimination is denied; the case is stayed for thirty days to permit the parties to engage in conciliation ; (signed by Judge John G. Koeltl); copies mailed (ls) (Entered: 04/14/2000)
04/26/2000	8	NOTICE OF MOTION (filed on service date) by E.E.O.C. for reconsideration of its Order of April 12, 2000, to the extent it dismissed the EEOC's claims of pattern or practice of race and national origin harassment . Return date not indicated (djc) (Entered: 04/28/2000)
04/27/2000	9	MEMORANDUM OF LAW by E.E.O.C. in support of [8-1] motion for reconsideration of its Order of April 12, 2000, to the extent it dismissed the EEOC's claims of pattern or practice of race and national origin harassment (djc) (Entered: 04/28/2000)
06/26/2000	10	ORDER; defendant response to motion reset to 7/5/00 for [8-1] motion for reconsideration of its Order of April 12, 2000, to the extent it dismissed the EEOC's claims of pattern or of race and national origin harassment ; plaintiff reply to response to motion reset to 7/12/00 for [8-1] motion for reconsideration of its Order of April 12, 2000, to the extent it dismissed the EEOC's claims of pattern or practice of race and national origin harassment . (signed by Judge John G. Koeltl); Copies mailed. (pl) (Entered: 06/26/2000)
08/11/2000	11	ORDER; that for the reasons set forth on this Order, the [8-1] motion for reconsideration is granted; on reconsideration, the deft's motion to dismiss the claims of race and national origin harassment is denied . (signed by Judge John G. Koeltl); Copies mailed. (jp) (Entered: 08/14/2000)
08/22/2000	12	NOTICE OF MOTION (FILED ON SERVICE DATE) by Golden Lender for an order purs. to Local Civil Rule 1.4 granting leave for Lawrence R. Sandak to withdraw as attorney of record for deft . No return date indicated. Affidavit of Lawrence R. Sandak in support

		attached. (sn) (Entered: 08/23/2000)
09/13/2000	13	ORDER TO SHOW CAUSE by Lawrence R. Sandak, Esq., counsel for Golden Lender Financial Group; Show Cause Hearing set for 10:00 a.m. on 9/15/00; for an order permitting Lawrence R. Sandak, Esq. to be relieved as the attny. of record for Golden Lender Financial Group in this matter purs. to Local Civil Rule 1.4 ; (signed by Judge John G. Koeltl); Copies mailed; Affidvt. of Lawrence R. Sandak in support attached (lf) (Entered: 09/14/2000)
09/13/2000	14	ORDER; the EEOC's motion to vacate the Order dated 8/7/00 is granted. The EEOC's motion for reconsideration is again granted. On reconsideration, the deft's motion to dismiss the claims of race and national origin discrimination is denied. (signed by Judge John G. Koeltl); Copies mailed. (sac) (Entered: 09/14/2000)
09/20/2000	15	ORDER, granting [12-1] motion for an order purs. to Local Civil Rule 1.4 for leave for Lawrence R. Sandak to withdraw as attorney of record for deft; The defendant is required to appear by new counsel by 10/13/00; if the defendant fails to appear by new counsel by 10/13/00, the plaintiff may seek to enter a default judgment against the defendant; the current counsel should serve a copy of this order and the transcript on the defendant at the defendant's last known address by 9/22/00 . (signed by Judge John G. Koeltl); Copies mailed. (ae) (Entered: 09/20/2000)
09/21/2000	16	Affidavit of service of a true and complete copy of this Court's Order of 9/15/00, granting defts' counsel's motion to withdraw as counsel for deft, and the transcript of the proceeding held on 9/15/00 before the Honorable John G. Koeltl, U.S.D.J., at which the motion was granted, via overnight mail and via U.S. mail by depositing a true copy of same enclosed in a postage paid properly addressed wrapper under the exclusive care and custody of the United States Postal Service within the State of New Jersey, to the following address, which is the last known address of the addressee: Golden Lender Financial Group 711 Third Ave., New York, N.Y. 10017 on 9/19/00 (lf) Modified on 09/22/2000 (Entered: 09/22/2000)
09/21/2000	16	Affidavit of service of a true and complete copy of this Court's Order on 9/15/00, granting deft's counsel's motion to withdraw as counsel for deft, and the transcript of the proceeding held on 9/15/00 before the Honorable John G. Koeltl, U.S.D.J., at which the motion was granted, via overnight mail and via U.S. Mail by depositing a true copy of same enclosed in a postage paid properly addressed wrapper under the exclusive care and custody of the United States Postal Service within the State of New Jersey, to the following address, which is the last known address of the addressee: Andree M. Peart, Esq., United States Equal Employment Opportunity Commission 7 World Trade Center New York, N.Y. 10048 on 9/20/00 (lf) (Entered: 09/22/2000)
11/01/2000	17	Transcript of record of proceedings before Judge John G. Koeltl for the date(s) of 9/15/00 @ 11:10am. (lam) (Entered: 11/02/2000)

11/01/2000	18	Transcript of record of proceedings before Judge John G. Koeltl for the date(s) of 9/6/00 @6:10pm. (lam) (Entered: 11/02/2000)
12/21/2000	19	ORDER TO SHOW CAUSE by E.E.O.C.; Show Cause Hearing set for 9:30 1/5/01; for an order for default judgment against Golden Lender . (signed by Judge John G. Koeltl); Copies mailed. (pl) (Entered: 12/21/2000)
01/02/2001	20	ORDER TO SHOW CAUSE by E.E.O.C.; Show Cause Hearing set for 9:30 1/5/01 for default judgment against Golden Lender (signed by Judge John G. Koeltl); Copies mailed. (cd) (Entered: 01/03/2001)
01/02/2001	21	AFFIDAVIT of Andree Peart by E.E.O.C. in support of [20-1] motion for default judgment against Golden Lender . (cd) (Entered: 01/03/2001)
01/10/2001	22	ORDER; granting [19-1] motion for an order for default judgment against Golden Lender; granting [20-1] motion for default judgment against Golden Lender; because the exact amount of the default jdgmt. to be entered is unliquidated, the matter is referred to the Magistrate Judge for an inquest on damages and the formulation of any other appropriate terms of a judgment ; (signed by Judge John G. Koeltl); Copies mailed; forwarded orig. doc. to Mag. Judge Katz Assignment Clerk (lf) Modified on 01/11/2001 (Entered: 01/11/2001)
01/10/2001	23	Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for Inquest. (After default) (signed by Judge John G. Koeltl). Referred to Magistrate Judge Theodore H. Katz. (kw) Modified on 01/12/2001 (Entered: 01/11/2001)
02/16/2001	24	ORDER; the inquest shall be held on 3/21/01 at 10:00 a.m., in Room 17A. By 3/9/01, plttfs shall serve and file Proposed Findings of Fact and Conclusion of Law with respect to the damages being sought on any claims in the Complaint as to which liability has now been established as the result of deft's default. Deft may attend and participate in the inquest, but should be aware that only the issue of damages will be addressed. If deft wishes to submit any written opposition to plttfs' submission, it shall do so by 3/16/01. (signed by Magistrate Judge Theodore H. Katz); Copies mailed. (sac) (Entered: 02/16/2001)
03/09/2001	25	PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW by E.E.O.C. . Received in night deposit on 3/9/01 at 9:33 p.m. (jp) (Entered: 03/13/2001)
03/21/2001		Memorandum to Docket Clerk: Inquest held (cd) (Entered: 03/26/2001)
05/07/2001	26	Transcript of record of proceedings before Magistrate Judge Theodore H. Katz for the date(s) of 3/21/01. (jco) (Entered: 05/07/2001)
08/31/2001		Terminated document 13-1 pursuant to instructions of Judge Koeltl. (rag) (Entered: 08/31/2001)
05/21/2002	27	REPORT AND RECOMMENDATIONS of Magistrate Judge Theodore H. Katz; that for the reasons set forth in this Report, Magistrate Judge Katz recommend that a default judgment be entered against defendant

		Golden Lender, and that it contain the following damage awards: (1) Gloria Grijalva - back pay and prejudgment interest in the amount of \$6,882.38, and compensatory damages in the amount of \$20,000; (2) Maritza Rivera - back pay and prejudgment interest in the amount of \$29,928.48, and compensatory damages of \$1,500.00; (3) Debra Popolow - compensatory damages in the amount of \$1,000.00. Objections to R and R due by 6/4/02. (kkc) (Entered: 05/22/2002)
05/21/2002	28	Transcript of record of proceedings before Magistrate Judge Theodore H. Katz for the date(s) of 3/21/01. (db) (Entered: 05/23/2002)
06/26/2002	29	ORDER, the Court concludes that it should adopt Mag. Judge Katz's thorough and well-reasoned Report and Recommendation ; for the reasons explained by Mag Judge Katz, the Clerk of the Court is directed to enter judgment in accordance with the Conclusion of the Report and Recommendation dated 5/20/02 and to close this case (signed by Judge John G. Koeltl); Copies mailed; forwarded orig. doc. to Judgment Clerk (cd) (Entered: 06/28/2002)
06/28/2002	30	DEFAULT JUDGMENT #02,1222, that for the reasons stated in the Court's Order dated 6/23/02, and the Report and Recommendation of Magistrate Judge Katz dated 5/20/02, judgment is hereby entered against defendant Golden Lender Finaancial Group and in favor of: 1) Gloria Grijalva - back pay and prejudgment interest in the amount of \$6,882.38, and compensatory damages in the amount of \$20,000; 2) Maritza Rivera - back pay and prejudgment interest in the amount of \$29,928.48, and compensatory damages of \$1,500.00; and 3) Debra Popolow - compensatory damages in the amount of \$1,000. (signed by James M. Parkison, Clerk of Court). Entered On Docket: 7/3/02. (kw) (Entered: 07/03/2002)
06/28/2002		Case closed. (kw) (Entered: 07/03/2002)
03/06/2003	31	NOTICE of change of address by E.E.O.C. . (pl) Modified on 03/14/2003 (Entered: 03/14/2003)

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