

U.S. District Court
Southern District of New York (White Plains)
CIVIL DOCKET FOR CASE #: 7:03-cv-05413-SCR-LMS

Equal Employment v. Marjam Supply Co., et al
Assigned to: Judge Stephen C. Robinson
Referred to: Magistrate Judge Lisa Margaret Smith
Demand: \$0
Cause: 42:1981 Equal Rights Under the Law

Date Filed: 07/22/2003
Date Terminated: 06/02/2008
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Michael Bruce Ranis**
Equal Employment Opportunity
Commission(NYC)
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LEAD ATTORNEY

V.

Defendant

Marjam Supply Company, Inc.

represented by **Phyllis A. Ingram**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard Britt Golden
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Defendant

Choice Labor Inc.

represented by **Phyllis A. Ingram**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard Britt Golden

(See above for address)

LEAD ATTORNEY

Intervenor Plaintiff

Police Officer Kevin Dickerson

represented by **Evan M. Foulke**
Foulke Law Offices
1997 Route 17M, P.O. Box 239
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LEAD ATTORNEY
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Intervenor Plaintiff

Dennis Newton

represented by **Evan M. Foulke**
(See above for address)
LEAD ATTORNEY
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Intervenor Plaintiff

Willie Dubose

represented by **Evan M. Foulke**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

Dickerson

TERMINATED: 05/11/2004

Movant

William Dubose

TERMINATED: 05/11/2004

Movant

Dennis Newton

TERMINATED: 05/11/2004

ThirdParty Plaintiff

Police Officer Kevin Dickerson

ThirdParty Plaintiff

Willie Dubose

ThirdParty Plaintiff

Dennis Newton

V.

ThirdParty Defendant

Choice Labor Inc.

ThirdParty Defendant**Marjam Supply Company, Inc.**

Date Filed	#	Docket Text
07/22/2003	1	COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). (jjm) (Entered: 07/23/2003)
07/22/2003		Magistrate Judge Kevin N. Fox is so designated. (jjm) (Entered: 07/23/2003)
08/05/2003	2	NOTICE OF MOTION for an order granting plaintiffs- Intervenor Kevin Dickerson, William Dubose, and Dennis Newton's motion to intervene as a right purs. to FRCP 24(a) and 42 USC 2000e-5(f)(1) and for an order for leave to prosecute their pendent claims under NY State law in this Court's supplemental jurisdiction . Return Date 8/29/03 at 10:00. Affirmation of Evan M. Foulke attached. (sb) (Entered: 08/06/2003)
08/05/2003	3	MEMORANDUM OF LAW by Dickerson, William Dubose, Dennis Newton in support of [2-1] motion for an order granting plaintiffs- Intervenor Kevin Dickerson, William Dubose, and Dennis Newton's motion to intervene as a right purs. to FRCP 24(a) and 42 USC 2000e-5(f)(1), [2-2] motion for an order for leave to prosecute their pendent claims under NY State law in this Court's supplemental jurisdiction. (sb) (Entered: 08/06/2003)
10/17/2003	4	Notice of Case Reassignment to Judge Stephen C. Robinson . Copy of notice and judge's rules mailed to Attorney(s) of record: Michael B. Ranis . (gmo) (Entered: 10/28/2003)
10/17/2003		Magistrate Judge Lisa M. Smith is so designated. (jma) (Entered: 10/31/2003)
10/28/2003	5	RULE 7.1 CERTIFICATE filed by Marjam Supply Co., Choice Labor Inc. (moc) (Entered: 10/30/2003)
10/28/2003	6	ANSWER to Complaint by Marjam Supply Co., Choice Labor Inc. (Attorney Richard Golden from the Firm: Burke, Miele & Golden) . (moc) (Entered: 10/30/2003)
05/11/2004	7	ORDER re: 2 Motion to InterveneMotion for Miscellaneous ReliefMotion for Miscellaneous Relief, Motions terminated: 2 Motion to InterveneMotion for Miscellaneous ReliefMotion for Miscellaneous Relief... Ordered that Plntff-Intervenor, Kevin Dickerson, Dennis Newton, and Willie Dubose, arer hereby granted permission to intervene and file a complaint in the form attached to the moving Foulke Affirmation as Exh. "B".. (Signed by Judge Stephen C. Robinson on 5/10/04) Copies sent by Clerk's Office.(pf,) (Entered: 05/19/2004)
06/04/2004		Minute Entry for proceedings held before Judge Stephen C. Robinson : Initial Pretrial Conference held on 6/4/2004. Pretrial Conference set for 10/8/2004 10:00 AM before Stephen C. Robinson. (pf,) (Entered: 06/08/2004)
06/07/2004	8	SCHEDULING ORDER: The case is to be tried to a jury; Joinder of additional parties by 7/12/04; Amended Pleadings by 8/9/04; Interrogs by 6/30/04; 1st Request for prod of docs by 6/30/04; Depositions to be completed by 10/12/04; Any further interrogs, including expert by 8/16/04; Requests to admit by 8/16/04; All discovery to be complete by 11/3/04; Case Management Conference set for 10/8/2004 10:00 AM before Stephen C. Robinson. (Signed by Judge Stephen C. Robinson on 6/4/04) Copies sent by Clerk's office.(pf,) (Entered: 06/09/2004)
06/24/2004	10	THIRD PARTY COMPLAINT against Choice Labor Inc., Marjam Supply Company, Inc..Document filed by Kevin Dickerson, Willie Dubose, Dennis Newton.(pf,) (Entered: 07/07/2004)

07/01/2004	9	ANSWER to Complaint. Document filed by Choice Labor Inc., Marjam Supply Company, Inc..(pf,) (Entered: 07/01/2004)
07/28/2004	11	WAIVER OF SERVICE RETURNED EXECUTED Document filed by Kevin Dickerson, Willie Dubose, Dennis Newton. Choice Labor Inc. waiver sent on 7/15/2004, answer due 9/13/2004; Marjam Supply Company, Inc. waiver sent on 7/15/2004, answer due 9/13/2004. (Foulke, Evan) (Entered: 07/28/2004)
07/30/2004	12	WAIVER OF SERVICE RETURNED EXECUTED Document filed by Equal Employment Opportunity Commission. Choice Labor Inc. waiver sent on 7/14/2004, answer due 9/13/2004; Marjam Supply Company, Inc. waiver sent on 7/14/2004, answer due 9/13/2004. (db,) (Entered: 08/02/2004)
10/18/2004	13	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions and settlement). Referred to Magistrate Judge Lisa Margaret Smith. (Signed by Judge Stephen C. Robinson on 10/13/04) Copies sent by Clekr's Office.(pf,) (Entered: 10/19/2004)
10/25/2004		Minute Entry for proceedings held before Judge Stephen C. Robinson : Interim Pretrial Conference held on 10/25/2004. Order of Ref. entered for General pre-trial, discoery etc. To Judge Lisa Smith. (See transcript) Submitted by: Brandon Skolnik, Courtroom Deputy (Court Reporter Angela O'Donnell) (ll,) (Entered: 10/25/2004)
10/25/2004	14	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge Lisa Margaret Smith. (Signed by Judge Stephen C. Robinson on 10/25/04) Copies sent by Clerk's Office.(pf,) (Entered: 10/26/2004)
11/08/2004	15	ORDER: In order to facilitate the progress of pre-trial discovery of this litigation in a just, speedy and inexpensive manner,...So Ordered: (Signed by Judge Lisa Margaret Smith on 11/8/04) Copies sent by Clerk's Office.(pf,) (Entered: 11/08/2004)
11/09/2004		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 11/9/2004. All depositions to be completed by Feb. 25, 2005. Any requests to admit to be served by March 21, 2005. Adjourned date 2/10/05 at 9:30 AM Submitted by: James Galvin, Courtroom Deputy (ll,) (Entered: 11/09/2004)
02/28/2005	16	PROPOSED MOTION for Discovery <i>Identification of Class Members</i> . Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 02/28/2005)
03/18/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 3/18/2005. Depo. deadline extended to May 2. Pretrial Conference set for 4/21/2005 09:15 AM before Magistrate Judge Lisa Margaret Smith. (ae,) (Entered: 03/21/2005)
03/28/2005	17	DECISION& ORDER re: 16 PROPOSED MOTION for Discovery <i>Identification of Class Members</i> . filed by Equal Employment Opportunity Commission., Motions terminated: 16 PROPOSED MOTION for Discovery <i>Identification of Class Members</i> . filed by Equal Employment Opportunity Commission., (Signed by Judge Stephen C. Robinson on 3/25/05) Copies sent by Clerk's office.(pf,) (Entered: 03/29/2005)
04/11/2005	18	FIRST MOTION for Reconsideration of <i>Decision of March 28, 2005</i> . Document filed by Equal Employment Opportunity Commission. (Ranis, Michael) (Entered: 04/11/2005)
04/21/2005	19	AFFIDAVIT of Phyllis Ingram in Opposition re: 18 FIRST MOTION for Reconsideration of <i>Decision of March 28, 2005</i> .. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (pf,) (Entered: 04/22/2005)

04/21/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 4/21/2005. Deposition deadline extended to 6/3/05; Adjourned date 5/24/05 at 9:15 a.m.. (pf,) (Entered: 04/22/2005)
05/24/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 5/24/2005. Audited Financials to be provided (attorneys eyes only) for 3 years. Deposition due by 6/22/2005. Pretrial Conference set for 6/22/2005 09:30 AM before Magistrate Judge Lisa Margaret Smith. (ae,) (Entered: 05/25/2005)
06/02/2005	20	MEMORANDUM DECISION AND ORDER denying 18 Motion for Reconsideration . (Signed by Judge Stephen C. Robinson on 6/2/05) "The Clerk's Office Has Mailed Copies" (ae,) (Entered: 06/03/2005)
06/15/2005	21	ORDER AUTHORIZING DISCLOSURE PURSUANT TO 42 CFR 2.24: IT IS HEREBY ORDERED pursuant to 42 CFR 2.24, that good cause having been shown on May 24, 2005, that no other available or would be effective, ant the Court having weighed the need for disclosure against the potential injury to the patient, to the physician-patient relationship, and to the treatment services, that the treatment facility/program identified in the accompanying So Ordered Subpoena is directed to release all records maintained for the individual indentified on the So Ordered.....see doc. for more details.... (SO ORDRED AND Signed by Judge Lisa Margaret Smith on 6/15/2005) The Clerk's Office Has Mailed Copies.(jma,) (Entered: 06/16/2005)
06/22/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 6/22/2005. Adjourned Date: 08/03/05 at 10:00 am (cc). Submitted By: James Galvin, Courtroom Deputy. (dcr,) (Entered: 06/23/2005)
07/15/2005	22	STIPULATION AND ORDER OF CONFIDENTIALITY; regarding procedures that shall govern the handling of "Confidential Information." (Signed by Judge Lisa Margaret Smith on 7/15/05) "The Clerk's Office Has Mailed Copies".(ae,) (Entered: 07/20/2005)
08/03/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Telephone Conference held on 8/3/2005. Pretrial Conference set for 8/26/2005 09:00 AM before Magistrate Judge Lisa Margaret Smith. Submitted by: James Galvin, Courtroom Deputy. (tb,) (Entered: 08/04/2005)
08/12/2005	23	ORDER TO SHOW CAUSE: IT IS HEREBY ORDERED that non-party witness David Rodriguez is to appear before this Court on August 26, at 9:00 am to answer why he not appear for a deposition on July 20, 2005, as directed by a subpeona that was served on him July 6th, 2005 by plaintiff... Show Cause Hearing set for 8/26/2005 09:00 AM before Magistrate Judge Lisa Margaret Smith. (Signed by Judge Lisa Margaret Smith on 08/04/05) Clerk's Office Mailed Copies..(dcr,) (Entered: 08/15/2005)
09/12/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 9/12/2005. Remarks: Revised discovery cutoff of October 7, 2005. Orders to show cause to issue re: outstanding medical documents, to be returnable 10/07 at 11:30 am. Adjourned Date: 10/07 at 11:30 am (IP & CC). Submitted By: Jim Galvin, Courtroom Deputy (dcr,) (Entered: 09/12/2005)
09/12/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 9/12/2005. Pretrial Conference set for 10/7/2005 11:30 AM before Magistrate Judge Lisa Margaret Smith. Revised discovery cutoff of 10/7/05 Orders to Show Cause to issue re: outstanding medical documents to be returnable 10/7 at 11:30 a.m. (ae,) (Entered: 09/13/2005)
09/26/2005	26	ORDER AUTHORIZING DISCLOSURE PURSUANT TO 42 CFR 2.64: IT IS HEREBY ORDERED...IT IS FURTHER ORDERED that no disclosure other than as directed above

		shall be authorized pursuant to this order...SO ORDERED: (Signed by Judge Stephen C. Robinson on 9/26/2005) "The Clerk's Office Has Mailed Copies".(mde,) (Entered: 09/28/2005)
09/27/2005	24	ORDER TO SHOW CAUSE by Marjam Supply Company, Inc., Choice Labor Inc. Show Cause Hearing set for 10/7/2005 11:30 AM in Court Room 420, 300 Quarropas Street, White Plains, NY 10601 before Magistrate Judge Lisa Margaret Smith. (SO ORDERED AND signed by Judge Lisa Margaret Smith on 9/26/2005) "The Clerk's Office Has Mailed Copies.(jma,) (Entered: 09/27/2005)
09/27/2005	25	ORDER TO SHOW CAUSE :...Ordered that a representative of the Richard C. Ward Addiction and Treatment Center... is to appear before the Court on 10/7/05 at 11:30 a.m. to answer why it has not complied with a subpoena that was So Ordered by this Court.... Show Cause Hearing set for 10/7/2005 11:30 AM before Magistrate Judge Lisa Margaret Smith. (Signed by Judge Lisa Margaret Smith on 9/27/05) Copies sent by Clerk's Office. (pf,) (Entered: 09/28/2005)
10/07/2005		Minute Entry for proceedings held before Judge Lisa Margaret Smith : Interim Pretrial Conference held on 10/7/2005. Closed for MJ purposes. Adjourned Sine Die. (ae,) (Entered: 10/11/2005)
10/07/2005		Judge Lisa Margaret Smith no longer assigned to case. (ae,) (Entered: 10/11/2005)
10/07/2005		CASE NO LONGER REFERRED to Magistrate Judge (fk,) (Entered: 10/17/2006)
12/06/2005		Minute Entry for proceedings held before Judge Stephen C. Robinson : Interim Pretrial Conference held on 12/6/2005. Judge's Decision: Next PTC set for 01/27/06 at 10:00 am. Court Reporter: Sue - Submitted By: Brandon Skolnik, Courtroom Deputy (dcr,) (Entered: 12/07/2005)
04/14/2006		Minute Entry for proceedings held before Judge Stephen C. Robinson : Interim Pretrial Conference held on 4/14/2006. Def't's. motion to be filed by 05/22/2006, responses due 06/23/2006, replies due 07/24/2006. Next PTC set for 09/22/2006 at 10am. Court grants parties to extend page limit to 35 pgs. See transcript. Submitted by Brandon Skolnik, Courtroom Deputy. (Court Reporter Mary Stanton) (jma,) (Entered: 04/19/2006)
05/23/2006	27	MOTION for Summary Judgment. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (fk,) (Entered: 05/23/2006)
05/23/2006	28	RULE 56.1 STATEMENT. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (fk,) (Entered: 05/23/2006)
05/23/2006	29	MEMORANDUM OF LAW in Support re: 27 MOTION for Summary Judgment.. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (fk,) (Entered: 05/23/2006)
05/23/2006	30	AFFIDAVIT of Phyllis A. Ingram in Support re: 27 MOTION for Summary Judgment.. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (fk,) (Entered: 05/23/2006)
06/23/2006	31	MEMORANDUM OF LAW in Opposition re: 27 MOTION for Summary Judgment. Document filed by Willie Dubose. (dcr,) (Entered: 06/23/2006)
06/23/2006	32	AFFIDAVIT of Evan M. Foulke in Opposition re: 27 MOTION for Summary Judgment.. Document filed by Willie Dubose. (dcr,) (Entered: 06/23/2006)
06/23/2006	33	RULE 56.1 STATEMENT. Document filed by Willie Dubose. (dcr,) (Entered: 06/23/2006)
06/23/2006	34	MEMORANDUM OF LAW in Opposition re: 27 MOTION for Summary Judgment.. Document filed by Equal Employment Opportunity Commission. (dcr,) (Entered: 06/23/2006)

		06/26/2006)
06/23/2006	35	AFFIDAVIT of Michael B. Ranis in Opposition re: 27 MOTION for Summary Judgment.. Document filed by Equal Employment Opportunity Commission. (dcr,) (Entered: 06/26/2006)
06/23/2006	36	RULE 56.1 STATEMENT. Document filed by Equal Employment Opportunity Commission. (dcr,) (Entered: 06/26/2006)
07/24/2006	37	ENDORSED LETTER addressed to Judge Robinson from Phyllis A. Ingram dated 07/20/06 re: Request that the Court approve the filing of one reply breif of no more than twenty pages rather than two separate ten page breifs in reply to each of the plaintiff's opposition breifs as had been previously agreed upon. ENDORSED: Application Granted.. (Signed by Judge Stephen C. Robinson on 07/21/06) Clerk's Office Mailed Copies..(dcr,) (Entered: 07/24/2006)
07/25/2006	38	REPLY MEMORANDUM OF LAW re: 27 MOTION for Summary Judgment.. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (jma,) (Entered: 07/26/2006)
07/25/2006	39	AFFIDAVIT of Phyllis A. Ingram re: 27 MOTION for Summary Judgment.. Document filed by Marjam Supply Company, Inc., Choice Labor Inc.. (jma,) (Entered: 07/26/2006)
08/18/2006	40	ENDORSED LETTER addressed to Judge Robinson from Evan M. Foulke dated 08/11/06 re: Intervenor-Plaintiffs request that they be permitted an opportunity to rebut defendants' new found contention. ENDORSED: Application Granted..Intervenor-Plaintiffs must file any reply by August 25, 2006. (Signed by Judge Stephen C. Robinson on 08/16/06) (dcr,) (Entered: 08/21/2006)
08/18/2006	41	ENDORSED LETTER addressed to Judge Robinson from Michael Ranis dated 08/10/06 re: Plaintiff EEOC respectfully requests permission to reply to defendants' Reply Memo of July 25, 2006. ENDORSED: Application Granted. Plaintiff must file any reply by August 25, 2006.. (Signed by Judge Stephen C. Robinson on 08/10/06) (dcr,) (Entered: 08/21/2006)
08/25/2006	42	MEMORANDUM OF LAW in Opposition re: 27 MOTION for Summary Judgment.. Document filed by Equal Employment Opportunity Commission, Kevin Dickerson, Dennis Newton, Willie Dubose.. (cg,) (Entered: 08/28/2006)
09/05/2006	43	ENDORSED LETTER addressed to Judge Stephen C. Robinson from Phyllis A. Ingram dated 8/16/2006 re: Response to EEOC request and request to file Sur-reply.. Endorsement: Defendant may file a sur-reply of no longer than ten (10) pages by Sept.9,2006. Application Granted.. (Signed by Judge Stephen C. Robinson on 9/1/2006) The Clerk's Office Has Mailed Copies.(cg,) (Entered: 09/05/2006)
09/11/2006	44	Defendants' Response to Sur Reply. re: 42 Memorandum of Law in Opposition to Motion. Document filed by Marjam Supply Company, Inc., Choice Labor Inc., Choice Labor Inc., Marjam Supply Company, Inc.. (cg,) (Entered: 09/11/2006)
11/29/2006		Minute Entry for proceedings held before Judge Stephen C. Robinson : Oral Argument held on 11/29/2006 re: 27 MOTION for Summary Judgment. filed by Marjam Supply Company, Inc., Choice Labor Inc.....Decision reserved. Next PTC set for 4/20/2007 at 10:00am. (Court Reporter Sue Ghorayeb) (jma,) (Entered: 11/30/2006)
11/29/2006		Set/Reset Hearings: Pretrial Conference set for 4/20/2007 10:00 AM in Court Room, 300 Quarropas Street, White Plains, NY 10601 before Stephen C. Robinson. (jma,) (Entered: 11/30/2006)
09/14/2007	45	ORDER CASE ELIGIBLE FOR MEDIATION...the above-entitled action is eligible for mediation, pursuant to the Civil Justice Expense and Delay Reduction Plan. This action is

		eligible for mediation subject to the limitations and restrictions as noted: ALL ISSUES ARE ELIGIBLE. (Signed by Judge Stephen C. Robinson on 9/14/07) The Clerk's Office Has Mailed Copies.(fk) (Entered: 09/17/2007)
10/25/2007	46	NOTICE SELECTING MEDIATOR - Notice of selection of mediator.(sc) (Entered: 10/25/2007)
06/02/2008	49	****VACATED PER DOC # 50****ORDER:... without costs....ORDERED, that the above entitled action be and hereby is discontinued... SO ORDERED. (Signed by Judge Stephen C. Robinson on 06/02/2008) "The Clerk's Office Has Mailed Copies".(gco) Modified on 7/3/2008 (fk). (Entered: 06/03/2008)
07/01/2008	50	STIPULATION AND ORDER...the Order discontinuing this action entered on 6/3/08 is vacated....The proposed Consent Decree, if approved by the Court, would stay in effect instead of the discontinuance of this action. So Ordered. (Signed by Judge Stephen C. Robinson on 7/1/08) (fk) (Entered: 07/03/2008)
10/17/2008	51	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for All Matters. Referred to Magistrate Judge Lisa Margaret Smith. So Ordered (Signed by Judge Stephen C. Robinson on 10/17/08) (rj) (Entered: 10/20/2008)
10/20/2008	52	SCHEDULING ORDER: Conference set for 11/6/2008 at 11:00 AM before Magistrate Judge Lisa Margaret Smith. SO ORDERED. (Signed by Magistrate Judge Lisa Margaret Smith on 10/20/2008) "The Clerk's Office Has Mailed Copies".(gco) (Entered: 10/21/2008)
11/07/2008	53	ENDORSED LETTER addressed to Judge Lisa M. Smith from Evan M. Foulke dated 11/03/2008 re: Request for appearance. ENDORSEMENT: Deemed letter motion. Motion granted. SO ORDERED. (Signed by Magistrate Judge Lisa Margaret Smith on 11/06/2008) The Clerk's Office Has Mailed Copies".(rj) (Entered: 11/10/2008)
11/14/2008		Minute Entry for proceedings held before Magistrate Judge Lisa Margaret Smith: Pretrial Conference held on 11/14/2008. Report and Recommendation to issue on question of settlement interpretation. Sine Die. (rj) (Entered: 11/17/2008)
11/17/2008	54	REPORT AND RECOMMENDATIONS Objections to R&R due by 12/8/2008.....To the degree that any interpretation of the settlement agreement is required, I further report, and respectfully recommend, that such settlement agreement should be interpreted in accordance with the Draft Consent Decree, which I conclude fairly reflects the understanding and intention of the parties at the time of the entry of the handwritten settlement agreement, except that the time periods in paragraphs 15 and 20 should be modified to 30-days, and paragraph 15 should reference only Exhibit B (referencing complaint procedures), and not exhibit A (referencing equal employment polices and procedures).... (Signed by Magistrate Judge Lisa Margaret Smith on 11/14/2008) Clerks office mailed copies.(jma) (Entered: 11/17/2008)
11/19/2008		Received returned mail re: 54 Report and Recommendations,,,. Mail was addressed to Evan M. Foulke of Foulke Law Offices at 1997 Route 17M, P.O. Box 239 Goshen, NY 10924 and was returned for the following reason(s): Foward time expired. (jma) (Entered: 11/19/2008)
04/14/2009	55	CONSENT DECREE.....This Decree will remain in effect for three years from the date of entry. The court retains jurisdiction over this action during the duration of this Decree. The matter may be administratively closed but will not be dismissed during the duration of this Decree. Within 30-days after the date set for the expiration of this Decree, the parties will submit a stipulation of dismissal to the Court. (Signed by Judge Stephen C. Robinson on 4/14/2009) The Clerk's Office Has Mailed Copies.(jma) (Entered: 04/14/2009)

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