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General Docket

US Court of Appeals for the Second Circuit

INDIV HEARD
CLOSED C90315
LG I05 4

Court of Appeals Docket #: 99-6011
Nsuit: 1442 CIVIL RIGHTS-Jobs
EEOC v. Staten Island Saving, et al
Appeal from: U.S. District Court EDNY

Filed: 1/7/99

Case type information:

- 1) Civil
- 2) USA as party
- 3) none

Lower court information:

District: 0207-01: 97-cv-5142
Trial Judge: Reena Raggi
Magistrate Judge: Roanne L. Mann
Date Filed: 9/8/97
Date order/judgment: 11/6/98
Date NOA filed: 12/29/98

Fee status: waived

Prior cases:

None

Current cases:

None

Panel Assignment:

Panel: WF RJC RDS 1705 :CA2 10/28/99 am
Date of decision: 3/23/00

Docket as of December 11, 2000 1:31 am

Page 1

INDIV HEARD
CLOSED C90315
LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION
Plaintiff - Appellant

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 GUARDIAN LIFE INSURANCE
 COMPANY
 Defendant

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STATEN ISLAND SAVINGS BANK
 Defendant - Appellee

Roger H. Briton, Esq.
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 [COR LD NTC ret]
 Jackson, Lewis, Schnitzler
 & Krupman
 1000 Woodbury Rd.
 Woodbury, NY 11797

v.

EQUAL EMPLOYMENT ADVISORY
 COUNCIL
 Amicus Curiae

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CHAMBER OF COMMERCE OF THE
 UNITED STATES OF AMERICA
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Docket as of December 11, 2000 1:31 am

Page 2

INDIV HEARD
 CLOSED C90315
 LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

Official Caption 1/

Docket No. [s] : 99-6011

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff-Appellant,

v.

STATEN ISLAND SAVINGS BANK,

Defendant-Appellee,

GUARDIAN LIFE INSURANCE,

Defendant,

Authorized Abbreviated Caption 2/

Docket No. [s] : 99-6011

EEOC v STATEN ISLAND SAVING

- 1/ Fed. R. App. P. Rule 12 [a] and 32 [a].
- 2/ For use on correspondence and motions only.

Docket as of December 11, 2000 1:31 am

Page 3

INDIV HEARD
CLOSED C90315
LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

- 1/7/99 Copy of notice of appeal and district court docket entries on behalf of Appellant EEOC filed. [99-6011] Form C due on 1/8/99. Form D due on 1/8/99. (ag40)
- 1/28/99 Notice of appeal acknowledgment letter from Roger H. Briton for Appellee Staten Island Saving received. (ag40)
- 1/28/99 Notice of appeal acknowledgment letter from Frank C. Morris for Appellee Guardian Life Insur received. (ag40)
- 1/28/99 Notice of appeal acknowledgment letter from Jodi B. Danis for Appellant EEOC received. (ag40)
- 1/28/99 Appellant EEOC Form C filed, with proof of service. [99-6011] Form C deadline satisfied. (ag40)
- 1/28/99 Appellant EEOC Form D filed, with proof of service. [99-6011] Form D deadline satisfied. (ag40)
- 2/4/99 Pre-Argument Conference Notice and Order from Lisa Greenberg filed. (ag40)
- 2/4/99 Scheduling order #1 filed. Record on appeal due on 2/26/99. Appellant's brief and appendix due on 3/5/99. Appellee's brief due on 4/5/99. Argument as early as week of 5/17/99. (Pre-Argument Conference scheduled for Wednesday 17 February 1999 @ 10.00 PM). (ag40)
- 2/17/99 First pre-argument conference held by Staff Counsel LG. (lg)
- 2/19/99 Letter received Jodi B. Danis counsel for the EEOC that they will not intent to pursue its appeal against defendant Guardian Life Insurance Co., and will be pursuing its appeal only against Staten Island Savings Bank. (cc: to LG) (ag40)
- 3/4/99 IT IS HEREBY ORDERED that the above-captioned appeals are consolidated for purposes of oral argument only. IT IS FURTHUR ORDERED that the following scheduling order shall govern both appeals: The index to the record on appeal, certified copy of the docket entries, and the clerk's certificate shall be filed on or before March 5, 1999; the appellant's brief and joint appendix shall be filed on or before March 22, 1999; the appellee's brief shall be filed on or before April 21, 1999; and argument of these appeals shall be heard no earlier than the week of June 1, 1999 FILED. (ag40)
- 3/4/99 The CAPTION PAGE for this appeal has been AMENDED. (ag40)
- 3/4/99 New scheduling order number #2 filed. New record on appeal due date is 3/15/99. New appellant's brief due date is 3/22/99. New appellee's brief due date is 4/21/99, . New

argument week as early as 6/1/99. (ag40)

Docket as of December 11, 2000 1:31 am

Page 4

INDIV HEARD
CLOSED C90315
LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

3/4/99 Notice of order consolidating the appeals and new scheduling order issued to all counsels. (ag40)

3/5/99 First pre-argument conference held by Staff Counsel LG. (lg)

3/8/99 New scheduling order number #3 filed. New record on appeal due date is 3/15/99. New appellant's brief due date is 4/5/99. New appellee's brief due date is 5/18/99, . New argument week as early as 6/28/99. (ag40)

3/8/99 Notice of new scheduling order #3 issued to all counsels. (ag40)

3/10/99 Copy of Court Reporter Acknowledgment received. (ag40)

3/11/99 Order filed stating that the above-captioned appeals docket nos. 99-6035 and 99-6011 appeals shall be heard in tandem subject to the approval of the presiding judge. (LG, Staff Counsel) (ag40)

3/11/99 Ordered that the following appeals Docket Nos: 99-6035, 99-6011 are to be heard together. (ag40)

3/24/99 The CAPTION PAGE for this appeal has been AMENDED removing Guardian Life Insurance Co as a party. (ag40)

4/8/99 Notice of appearance form on behalf of Jodi Beth Danis, Esq., filed. (Orig in acco, copy to Calendar) (ag40)

4/8/99 Appellant EEOC brief RECEIVED. Problem: awaiting record on appeal. (ag40)

4/8/99 Appellant EEOC Joint appendix received. . Problem: awaiting record on appeal. (ag40)

4/15/99 Record on appeal index in lieu of record filed. (ag40)

4/15/99 Appellant EEOC brief FILED with proof of service. (ag40)

4/15/99 Appellant EEOC joint appendix filed w/pfs. (ag40)

5/4/99 Appellant EEOC motion to extend time to file reply brief FILED (w/pfs). [1391728-1] (ag40)

5/7/99 Order FILED GRANTING motion for extended time [1391728-1] by Appellant EEOC, endorsed on motion form dated 5/4/99. Extended appellee's brief due date is 5/21/99. Extended appellant's reply brief due on 6/14/99. Extended argument week as early as 7/5/99 (ag40)

5/7/99 Notice of so ordered motion for extension of time issued to counsel. (ag40)

Docket as of December 11, 2000 1:31 am

Page 5

INDIV HEARD
CLOSED C90315

LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

5/21/99 Appellee Staten Island Saving defective appellee's brief filed. Notice sent to party to correct by 5/28/99. Please note: caption is incorrect and an addendum has been attached without permission from the Court. (em)

5/21/99 Appellee Staten Island Saving brief filed with proof of service. (ag41)

5/27/99 Appellee Staten Island Saving motion to attach addendum to brief, FILED (w/pfs). [1406876-1] (ag45)

5/28/99 Amicus Curiae EEAC, Amicus Curiae Chamber of Commerce brief filed with proof of service. (ag45)

6/1/99 Order FILED GRANTING motion to file brief with attachments [1406876-1] by Appellee Staten Island Saving, endorsed on motion form 5/27/99. "IT IS HEREBY ORDERED that the motion be and it hereby is granted." [For the Court: LG] (ag41)

6/1/99 Notice to counsel regarding order granting motion to attach documents to appellee's brief. (ag41)

6/1/99 Appellee Staten Island Saving defective Appellee's brief cured. Satisfy defective document response due. (ag41)

6/17/99 Appellant EEOC reply brief received. Problem: Addendum contains copy of a published decision. (ag41)

6/21/99 Letter Jodi B. Danis, esq. dated June 18, 1999 requesting that court remove the decision from the addendum of the EEOC's reply brief received (ag41)

6/30/99 Appellant EEOC 28(J) letter received. (ag40)

8/31/99 Proposed for argument the week of 10/25/99. (ca93)

9/20/99 Set for argument on 10/28/99 . [99-6011] (ca91)

10/14/99 Notice of appearance form on behalf of Barbara L. Sloan, Esq., filed. (Orig in acco, copy to Calendar) (ag40)

10/28/99 Case heard before FEINBERG, CARDAMONE, SACK C.JJ. (TAPE: #68) (ca95)

1/13/00 Appellee Staten Island Saving 28(J) letter received. (ag40)

3/7/00 Appellant EEOC 28(J) letter FILED. (ag40)

3/23/00 Judgment of the district court is AFFIRMED by published signed opinion filed. (RDS, CJ) [99-6011] (ag40)

3/23/00 Judgment filed. [Entry Date: 3/23/00] (ag40)

4/4/00 Note: The OPINION PRICE is \$ 3.60 (rek)

Docket as of December 11, 2000 1:31 am

Page 6

INDIV HEARD
CLOSED C90315
LG I05 4

99-6011 EEOC v. Staten Island Saving, et al

4/26/00 Errata sheet re: pages 1868, 1874, 1875 and lines 30, 6-9,
2,3 per RDS, CJ filed. (ag40)

10/19/00 Judgment MANDATE ISSUED. (ag40)

12/8/00 Record on appeal RETURNED to lower court. No. of volumes:
1 (ref)

Docket as of December 11, 2000 1:31 am

Page 7

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PACER Login:	hs0328	Client Code:	eeoc
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