

CLOSED, MJSELECT

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:01-cv-05127-DLI**

Equal Employment Opp v. Trataros Const., Inc, et al
Assigned to: Judge Dora Lizette Irizarry
Demand: \$0
Cause: 28:451 Employment Discrimination

Date Filed: 08/02/2001
Date Terminated: 03/16/2005
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Monique Joy Roberts**
Equal Employment Opp. Comm.
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Trataros Construction, Inc.

represented by **Alan A. Heller**
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LEAD ATTORNEY
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Intervenor Defendant

Trataros Construction, Inc.
TERMINATED: 05/01/2002

represented by **Linda Moreno**
(See above for address)
TERMINATED: 05/01/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Defendant

Trataros Construction, Inc.

represented by **Chris Georgoulis**
(See above for address)
TERMINATED: 11/20/2001
LEAD ATTORNEY
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Ira G. Rosenstein
(See above for address)
TERMINATED: 11/01/2002
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Linda Moreno
(See above for address)
TERMINATED: 10/30/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Alan A. Heller
(See above for address)

Intervenor Plaintiff**Ruth Campos**

represented by **Rachel S. Levitan**
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Intervenor Plaintiff**Elaine Martinez**

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LEAD ATTORNEY
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Richard F. Bellman
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Intervenor Plaintiff**Edith Cenostin**

represented by **Rachel S. Levitan**
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TERMINATED: 05/19/2004
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Richard F. Bellman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ThirdParty Plaintiff**Trataros Construction, Inc.**

represented by **Alan A. Heller**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Chris Georgoulis
(See above for address)
*TERMINATED: 11/20/2001
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Ira G. Rosenstein
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V.

ThirdParty Defendant

Admiral Insurance Company

represented by **Louis G. Corsi**
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Intervenor Defendant

Admiral Insurance Company

Date Filed	#	Docket Text

08/02/2001	1	COMPLAINT filed and summons(es) issued for Trataros Const., Inc (Bowens, Priscilla) Modified on 08/02/2001 (Entered: 08/02/2001)
08/02/2001		CASE REFERRED to Magistrate Marilyn D. Go (Bowens, Priscilla) (Entered: 08/02/2001)
09/13/2001	2	Notice and order regarding electronic case filing. ECF documents attached. (signed by Magistrate Marilyn D. Go , on 9/10/01) (Chee, Alvin) (Entered: 09/13/2001)
09/13/2001	3	ORDER governing initial conference and required disclosure: An initial conference will be held on 10/10/01 at 2:30 PM before MJ Go in courtroom 373 on the third floor. Initial conference questionnaire attached. (signed by Magistrate Marilyn D. Go , on 9/10/01) (Chee, Alvin) (Entered: 09/13/2001)
09/14/2001	4	ORDER allowing Ruth Campos, Elaine Martinez, and Edith Cenostin to intervene and to file and serve the intervenor complaint. C/M by chambers. (signed by Judge Raymond J. Dearie , undated) (Chee, Alvin) Modified on 09/14/2001 (Entered: 09/14/2001)
09/14/2001	5	MOTION by Ruth Campos, Elaine Martinez, Edith Cenostin for and order granting motion to intervene . (Chee, Alvin) (Entered: 09/14/2001)
09/14/2001	6	MEMORANDUM by Ruth Campos, Elaine Martinez, Edith Cenostin in support of [5-1] motion for and order granting motion to intervene. (Chee, Alvin) (Entered: 09/14/2001)
10/01/2001	7	LETTER dated 9/26/01 from Chris Georgoulis, Esq. to Hon. Raymond Dearie requesting a 30 day extension of time to file an answer to the complaint currently due on 10/2/01. (Chee, Alvin) (Entered: 10/01/2001)
10/01/2001		Endorsed order, application granted extending time 30 days for defendant to answer complaint. Endorsed on document #7. C/M by chambers. (Signed by Judge Raymond J. Dearie , on 9/28/01) (Chee, Alvin) (Entered: 10/01/2001)
10/02/2001	8	LETTER dated 9/26/01 from Chris Georgoulis, Esq. to MJ Go requesting an adjournment of the initial conference from 10/10/01 to 11/10/01. (Chee, Alvin) (Entered: 10/02/2001)
10/02/2001		Endorsed order: Application granted. The next conference is adjourned to 11/9/01 at 11 AM. Notify the other parties. Endorsed on document #8. (Signed by Magistrate Marilyn D. Go , on 9/28/01) (Chee, Alvin) (Entered: 10/02/2001)
10/31/2001	9	NOTICE of change of Address by Equal Employment Opportunity Commission. (changed on docket). (Chee, Alvin) (Entered: 11/02/2001)
11/05/2001	10	ANSWER to Complaint by Trataros Const., Inc. (Chee, Alvin) (Entered: 11/06/2001)
11/05/2001	11	Disclosure of interested parties by Trataros Const., Inc. (Chee, Alvin) (Entered: 11/06/2001)
11/08/2001	12	LETTER dated 11/5/01 from Chris Georgoulis, Esq. to MJ Go requesting a short adjournment of the initial conference from 11/9/01 to the week of 11/26/01. (Chee, Alvin) (Entered: 11/08/2001)

11/08/2001		Endorsed order: The initial conference is adjourned to 11/30/01 at 10:30 AM. Notify counsel for plaintiff and the intervener. Endorsed on document #12. (Signed by Magistrate Marilyn D. Go , on 11/6/01) (Chee, Alvin) (Entered: 11/08/2001)
11/20/2001	13	Disclosure pursuant to FRCP 26(a)(1) by Trataros Const., Inc to Monique Roberts, Esq. and Racheal Levitan, Esq. Trataros Construction discloses the names and address of each individual likely to have discoverable information relevant to disputed facts. (Chee, Alvin) (Entered: 11/20/2001)
11/20/2001	14	NOTICE of attorney appearance for Trataros Const., Inc by Ira G. Rosenstein. (Chee, Alvin) (Entered: 11/20/2001)
11/30/2001	15	Calendar entry: before MJ Go on 11/30/01 for initial conference. Counsel for parties present. Application for leave to amend by 1/31/02. Factual discovery by 4/30/02. The depositions of the parties may be longer than 7 hours as follows: plaintiff Campos- up to 14 hours; plaintiffs Martinez and Cenostin- up to 10 hours. Settlement and the schedule for expert discovery and dispositive motions will be discussed at next conference. Parties must file by 12/14/01 either a consent or objection to ECF. Next conference scheduled for 5/1/02 at 10:30 AM. (Chee, Alvin) (Entered: 12/04/2001)
04/16/2002	16	LETTER dated 4/2/02 from Chris Georgoulis, Esq. to MJ Go seeking an order to admit Linda Moreno pro hac vice for deft. (Chee, Alvin) (Entered: 04/16/2002)
04/16/2002		Endorsed order: The application to admit Linda Moreno pro hac vice is denied without prejudice for failure to comply with local civil rule 1.3(c), which requires certificate of good standing to be dated within 30 days of the application. The court will act on this application if timely certificates are submitted within 30 days. Endorsed on document #16. (Signed by Magistrate Marilyn D. Go , on 4/15/02) (Chee, Alvin) (Entered: 04/16/2002)
04/22/2002	17	LETTER dated 4/17/02 from Monique Roberts, Esq. to MJ Go requesting an extension of time until 7/1/02 to complete factual discovery. (Chee, Alvin) (Entered: 04/22/2002)
04/22/2002		Endorsed order: Discovery is extended to 7/1/02 and the next conference is adjourned to 7/2/02 at 4 PM. Notify other parties. Endorsed on document #17. (Signed by Magistrate Marilyn D. Go , on 4/19/02) (Chee, Alvin) (Entered: 04/22/2002)
05/01/2002	18	ORDER: The motion of Linda Morena for admission to practice pro hac vice as counsel for deft is granted. (signed by Magistrate Marilyn D. Go , on 4/29/02) (Chee, Alvin) (Entered: 05/01/2002)
05/01/2002	19	Intervenor's COMPLAINT by Ruth Campos, Elaine Martinez, Edith Cenostin against Trataros Construction, Inc. (Chee, Alvin) (Entered: 05/02/2002)
05/01/2002	19	DEMAND for jury trial by Ruth Campos, Elaine Martinez, Edith Cenostin. (Chee, Alvin) (Entered: 05/02/2002)
05/24/2002	20	ANSWER by Trataros Const., Inc to [19-1] intervenor complaint. (Chee, Alvin) (Entered: 05/28/2002)

07/02/2002	21	Calendar entry: Status conference held before Magistrate Go. Counsel for all parties present. Discovery is completed except for the following, which are to be promptly concluded: plaintiffs may take one additional deposition of a deft employee; the parties are to try to resolve the dispute regarding production of the EEO and if they are unable to do so, to make an application to the Court; defts should submit a proposed protective order by 7/12/02 and produce financial information of tax returns promptly there after, as may be agreed by the parties or determined by the Court. Defts' pre-motion letter must be served by 7/31/02 and plaintiffs response is due 8/7/02. The parties must be prepared to discuss settlement at the next conference and should call for an earlier conference if they are ready to engage in meaningful discussions. Next conference scheduled for 8/9/02 at 10:00. (fe) (Entered: 07/09/2002)
08/02/2002	22	LETTER dated 7/30/02 from Ira Rosenstein, Esq. to MJ Go requesting that the time for deft Trataros Construction to file a pre-motion letter be extended to 8/7/02. (Chee, Alvin) (Entered: 08/02/2002)
08/02/2002		Endorsed order: Application granted. Deft Trataros Construction's time to file pre-motion letter extended to 8/7/02. Plaintiff's and intervener's time to respond extended to 8/14/02. Endorsed on document #22. (Signed by Magistrate Marilyn D. Go , on 7/30/02) (Chee, Alvin) (Entered: 08/02/2002)
08/23/2002	23	SCHEDULING ORDER: A pre-motion conference has been scheduled for 9/18/02 at 3:30 PM before Judge Dearie. C/M by chambers. (signed by Judge Raymond J. Dearie , on 8/22/02) (Chee, Alvin) (Entered: 08/23/2002)
08/27/2002	24	LETTER dated 8/14/02 from Richard Bellman, Esq., Lisa Sirkin, Esq. to Hon. Raymond Dearie responding to the 8/7/02 letter of deft Trataros Construction, which sets forth its intention to file a Rule 56 motion for summary judgment. The EEOC and intervenors intend to file a joint opposition to Trataros' anticipated motion. (Chee, Alvin) (Entered: 08/27/2002)
09/04/2002	25	LETTER dated 9/4/02 from Linda Moreno, Esq. to MJ Go requesting an adjournment of the 9/5/02 conference. (Chee, Alvin) (Entered: 09/04/2002)
09/04/2002		Endorsed order: The 9/5/02 conference is adjourned to 9/18/02 at 2:30 PM. Endorsed on document #25. (Signed by Magistrate Marilyn D. Go , on 9/4/02) (Chee, Alvin) (Entered: 09/04/2002)
09/17/2002	26	Calendar entry: Case called before Mag. Go on 09/17/02 for a Settlement Conf. counsel for all parties present. Rulings: Settlement discussions held, but the parties are far apart. Any Motion for a protective order is due 9/24/02 and opposing papers are due 10/01/02. If the parties cannot reach an agreement on a proposed confidentiality order, defts must submit their proposed version by 09/24/02. Pltfs request to extend discovery to conduct a 30 (b) (6) deposition of defts employee in lieu of Elliatus, who is no longer employed by deft, is granted. however, pltfs are warned that any delay in completing this deposition shall not be a basis for extending their time to respond to any motion for summary judgement. Next Conf. scheduled for 10/16/02 at 12:00 noon. (Sica, Michele) (Entered: 09/19/2002)
10/16/2002	27	Calendar entry: before MJ Go on 10/16/02 for status conference. Counsel for parties present. In light of the contemplated withdrawal of counsel for deft, the

		deadline for completion for remaining discovery will be discussed after disposition of any motion to withdraw. The motion must be filed by 10/18/02. Notwithstanding any motion, deft must provide a copy of any applicable insurance policy, including documents pertaining to the insurer's disclaimer of coverage. Next conference scheduled for 12/6/02 at 11 AM. (Chee, Alvin) (Entered: 10/21/2002)
10/16/2002	30	Calendar entry: before Judge Dearie on 10/16/02 for pre-motion conference. Counsel for parties present. Case called for pre-motion conference regarding defts request for permission to file motion for summary judgment. Defense counsel informs court that her client is in the process of hiring new counsel. Court: The motion for summary judgment must be filed within 30 days from today, not later than 11/30/02. Court Reporter: Ron Tolkin. (Chee, Alvin) (Entered: 10/22/2002)
10/21/2002	28	PROTECTIVE ORDER regarding confidentiality. (signed by Magistrate Marilyn D. Go , on 10/17/02) (Chee, Alvin) (Entered: 10/21/2002)
10/21/2002	29	LETTER dated 10/18/02 from Linda Moreno, Esq. to MJ Go requesting until 10/23/02 to file application to withdraw as counsel. (Chee, Alvin) (Entered: 10/21/2002)
10/21/2002		Endorsed order: Application granted. Ms. Moreno to file application to withdraw as counsel by 10/23/02. Endorsed on document #29. (Signed by Magistrate Marilyn D. Go , on 10/18/02) (Chee, Alvin) (Entered: 10/21/2002)
10/24/2002	31	MOTION by Trataros Const., Inc for Linda Moreno to withdraw as attorney . Motion hearing [31-1] motion . (Chee, Alvin) (Entered: 11/01/2002)
10/24/2002	32	AFFIDAVIT by Linda Moreno, Esq. in support of [31-1] motion for Linda Moreno to withdraw as attorney. (Chee, Alvin) (Entered: 11/01/2002)
10/24/2002	33	AFFIDAVIT by Ira Rosenstein, Esq. in support of stipulation and order of withdrawal of co-counsel withdrawing the law firm of Orrick, Herrington & Sutcliffe LLP as attorneys for Trataros. (Chee, Alvin) (Entered: 11/01/2002)
10/24/2002	34	Affidavit of Service: Stipulation and order of withdrawal of co-counsel and affidavit of Ira Rosenstein served upon Monique Roberts, Esq. and Racheal Levitan, Esq. on 10/24/02. (Chee, Alvin) (Entered: 11/01/2002)
10/30/2002		Endorsed order granting [31-1] motion for Linda Moreno to withdraw as attorney (Terminated attorney Linda Moreno for Trataros Const., Inc, attorney Linda Moreno for Trataros Const., Inc. C/M. Endorsed on document #31. (Signed by Judge Raymond J. Dearie , on 10/30/02) (Chee, Alvin) (Entered: 11/01/2002)
11/01/2002	35	STIPULATION and ORDER for Ira Rosenstein to withdraw as attorney (Terminated attorney Ira G. Rosenstein for Trataros Const., Inc, attorney Ira G. Rosenstein for Trataros Inc . C/M. (signed by Judge Raymond J. Dearie , on 10/30/02) (Chee, Alvin) (Entered: 11/01/2002)
11/06/2002	36	LETTER dated 11/1/02 from Allan Heller, Esq. to Hon. Raymond Dearie requesting an opportunity to submit opposition papers regarding the fee dispute with Trataros' former counsel. (Chee, Alvin) (Entered: 11/06/2002)

11/06/2002		Endorsed order: The Court will not involve itself in the resolution of a fee dispute, and suggest no position on the merits of the controversy. Endorsed on document #36. C/M. (Signed by Judge Raymond J. Dearie , on 11/4/02) (Chee, Alvin) (Entered: 11/06/2002)
11/08/2002	37	LETTER dated 11.1.02 from Alan A. Heller to USDJ Raymond J. Dearie requesting an opportunity to opposition papers on Trataros' behalf re: legal fees. (Noh, Kenneth) (Entered: 11/08/2002)
11/19/2002	38	NOTICE of attorney appearance for Trataros Const., Inc, Trataros Const., Inc by Allan Heller, Esq. (Chee, Alvin) (Entered: 11/20/2002)
11/20/2002	39	LETTER dated 11/14/02 from Ricard Bellman, Esq. to Donald Glazier, Vice president of claims for Monitor Liability Managers, Inc. to formally advise Mr. Glazier of the claims and to demand that Admiral Insurance Co. acknowledge its coverage. (Chee, Alvin) (Entered: 11/20/2002)
11/20/2002	40	LETTER dated 11/14/02 from Allan Heller, Esq. to Hon. Raymond Dearie advising the Court of certain recent developments. First, deft intends to commence a third party impleader action against the insurance carrier under FRCP 14. Second, Mr. Heller requests that the deadline for making summary judgment motions be extended 45 days from the original 11/18/02 date. Finally, deft rquests that the Court schedule a conference so that the issues presented herein can be discussed. (Chee, Alvin) (Entered: 11/20/2002)
11/20/2002		Endorsed order: Any opposition from plaintiff's counsel to Mr. Heller's 11/14/02 letter requests must be submitted in writing by the close of business on 11/22/02. Endorsed on document #40. C/M and faxed. (Signed by Judge Raymond J. Dearie , on 11/19/02) (Chee, Alvin) (Entered: 11/20/2002)
11/21/2002	41	LETTER dated 11/18/02 from Monique Roberts, Esq. to MJ Go confirming the conference scheduled for 12/10/02 at 10:30 AM. (Chee, Alvin) (Entered: 11/21/2002)
11/21/2002	42	NOTICE of change of address by EEOC. Docket updated. (Chee, Alvin) (Entered: 11/21/2002)
11/25/2002	43	LETTER dated 11/19/02 from Alan Heller, Esq. to Hon. Raymond Dearie requesting permission to commence a third party impleader against the insurance carrier under FRCP 14. (Chee, Alvin) (Entered: 11/25/2002)
11/25/2002		Endorsed order: Rule 14 motion to commence third party impleader granted. Endorsed on document #43. C/M by chambers. (Signed by Judge Raymond J. Dearie , on 11/20/02) (Chee, Alvin) (Entered: 11/25/2002)
12/05/2002	44	ORDER: The Court is in receipt of a letter dated 11/14/02, from the newly-retained counsel for deft requesting an extension of 45 days from its original deadline of 11/18/02, by which time it was to have filed a motion for summary judgment. On 11/19/02, this Court issued an order requesting that any opposition to the extension by plaintiff's counsel be made by 11/22/02. The Court received no letter of opposition from plaintiff's counsel; on the contrary, on 11/20/02, it received a letter from plaintiff's counsel stating that it did not object to the extension. Accordingly, deft's request for an extension of time of 45 days to file its motion for summary judgment is hereby granted. C/M. (signed by

		Judge Raymond J. Dearie , on 12/4/02) (Chee, Alvin) (Entered: 12/05/2002)
12/09/2002	45	THIRD-PARTY COMPLAINT by Trataros Const., Inc against Admiral Insurance Co. (Chee, Alvin) (Entered: 12/10/2002)
12/10/2002	46	Calendar entry: before MJ Go on 12/10/02 for status conference. Counsel for parties present. Discovery is extended to 1/23/03 in order for plaintiffs to conduct a 30(b)(6) deposition of deft and for the parties to resolve their dispute regarding disclosure of financial documents. The schedule for defts summary judgment motion will be set at the next conference after the parties have a further opportunity to explore settlement in discussions with the third party deft. All parties, including the third party deft, must attend the next conference. Next conference scheduled for 1/24/03 at 11 AM. (Chee, Alvin) (Entered: 12/11/2002)
01/09/2003	47	LETTER dated 1/3/03 from Richard Bellman to USDJ Raymond J. Dearie requesting, as intervenor plts, leave to amend the complaint. (Noh, Kenneth) (Entered: 01/09/2003)
01/09/2003		Endorsed order on doc # 47 granting application to amend the complaint. (Signed by Judge Raymond J. Dearie on 1/8/03). C/m. (Noh, Kenneth) (Entered: 01/09/2003)
01/09/2003	48	First AMENDED COMPLAINT of plt intervenors Ruth Campos, Elaine Martinez, Edith Cenostin, amending [19-1] intervenor complaint against Admiral Insurance Company. (Noh, Kenneth) (Entered: 01/09/2003)
01/15/2003		CASE REFERRED to Magistrate Viktor V. Pohorelsky. Chambers notified by e'mail. (Vaughn, Terry) (Entered: 01/15/2003)
01/17/2003	49	ANSWER by Admiral Insurance Co to [45-1] third-party complaint. (Chee, Alvin) (Entered: 01/17/2003)
01/17/2003	50	CERTIFICATE OF SERVICE by Trataros Const., Inc: Third party summons and complaint served upon Admiral Insurance Company on 12/23/02. (Chee, Alvin) (Entered: 01/17/2003)
02/05/2003	51	ORDER: A conference is scheduled for 3/4/03 at 10:30 AM before the undersigned in room 521. (signed by Magistrate Viktor V. Pohorelsky , on 2/4/03) (Chee, Alvin) (Entered: 02/05/2003)
02/11/2003	52	LETTER dated 2/10/03 from Louis Corsi, Esq. to Hon. Raymond J. Dearie requesting a pre-motion conference to file a motion to dismiss the Intervening plaintiffs' claim against Admiral. (Chee, Alvin) (Entered: 02/11/2003)
02/13/2003	53	LETTER dated 2/11/03 from Richard Bellman, Esq. to Hon. Raymond J. Dearie informing the Court that the intervenors intend to cross-move for summary judgment against Admiral. (Chee, Alvin) (Entered: 02/13/2003)
02/20/2003	54	LETTER dated 2/18/03 from Louis Corsi, Esq. to Hon. Raymond J. Dearie requesting that the Court deny the Intervening plaintiff's claims pursuant to Rule 12(b)(6) of the FRCP, and deny the intervening plaintiff's contemplated motion for summary judgment. (Chee, Alvin) (Entered: 02/20/2003)
03/03/2003	55	SCHEDULING ORDER setting a pre-motion conf for 3/31/03 at 10:30am. (signed by Judge Raymond J. Dearie , on 3/3/03). C/M by chambers. (Fahey, Lauren) (Entered: 03/03/2003)

04/02/2003	56	Calendar entry: before MJ Pohorelsky on 4/2/03 for status and scheduling conference. Counsel for parties present. The next conference is adjourned sine die. Counsel shall advise the court promptly upon receiving dispositions on the various motions. Counsel for the 3rd party deft shall advise chambers in writing, on or about 6/30/03, of the status of the various motions, i.e., the schedules that have been set and the anticipated argument dates, if any, for the motions. (Chee, Alvin) (Entered: 04/04/2003)
04/02/2003	57	Calendar entry: before Judge Dearie on 4/2/03 for pre-motion conference. Counsel for parties present. Discussion held. Counsel will submit agreed upon briefing schedule to Court in writing. Court Reporter: Gene Rudolph. (Chee, Alvin) (Entered: 04/10/2003)
04/02/2003		CASE NO LONGER REFERRED TO Magistrate Viktor V. Pohorelsky (Sica, Michele) (Entered: 04/29/2003)
04/02/2003		Magistrate Judge Pohorelsky has been selected by random selection to handle any matters that may be referred in this case. (Sica, Michele) (Entered: 04/29/2003)
05/01/2003	58	LETTER dated 4/30/03 from Lori Wolmetz, Esq. to Richard Bellman, Esq. enclosing Admiral's motion to dismiss and supporting papers. (Chee, Alvin) (Entered: 05/02/2003)
05/21/2003	59	Letter dated 5/1/03 from Lori Wolmetz, Esq. to Alan Heller, Esq. enclosing Admiral's motion for summary judgment and supporting papers. (Chee, Alvin) (Entered: 05/21/2003)
06/04/2003	60	Letter dated 5/30/03 from Richard Bellman, Esq. to Louis Corsi, Esq. enclosing papers in opposition to deft Admiral's motion to dismiss plaintiffs-intervenors' claim against Admiral and plaintiffs-intervenors' cross-motion against Admiral for summary judgment. (Chee, Alvin) (Entered: 06/04/2003)
06/05/2003	61	TRANSCRIPT of motion before Hon. Raymond J. Dearie for date of 4/2/03; Court Reporter: Gene Rudolph. (Chee, Alvin) (Entered: 06/05/2003)
06/23/2003	62	Letter dated 6/20/03 from Lori Wolmetz, Esq. to Richard Bellman, Alan Heller, Esq. enclosing the following papers: 1) Admiral's opposition Rule 56.1 statement to the intervenor-plaintiff's statement in support of their cross motion for summary judgment; 2) Admiral's reply memo in further support of motion to dismiss; 3) Admiral's opposition Rule 56.1 statement to Trataros' Construction, Inc.'s statement in support of its cross-motion for summary judgment; 4) Admiral's reply memo of law in further support of its motion for summary judgment against Trataros and in opposition to Trataros' cross-motion. (Chee, Alvin) (Entered: 06/25/2003)
06/30/2003	63	Letter dated 6/25/03 from Richard Bellman, Esq. to Louis Corsi, Esq. confirming that plaintiffs-intervenors' time to serve their reply in support of their cross-motion against Admiral for summary judgment is extended from 6/30/03 to 7/2/03. (Chee, Alvin) (Entered: 06/30/2003)
07/02/2003	64	Letter dated 7/2/03 from Richard Bellman, Esq. to Louis Corsi, Esq. enclosing Intervenor's reply memo of law in support of its motion for summary judgment. (Chee, Alvin) (Entered: 07/15/2003)

07/02/2003	65	MOTION to Dismiss <i>the intervenor-plaintiffs' direct claims against Admiral</i> by Admiral Insurance Company. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	66	Declaration of Lori Wolmetz, Esq. in support of Admiral Insurance Company's [65] MOTION to Dismiss the intervenor-plaintiffs' direct claims against Admiral. Exhibits A-C attached. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	67	MEMORANDUM by Admiral Insurance Company in Support of [65] MOTION to Dismiss <i>the intervenor-plaintiffs' direct claims against Admiral</i> . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	68	MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> by Admiral Insurance Company. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	69	RULE 56.1 STATEMENT re [68] MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> by Admiral Insurance Company. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	70	MEMORANDUM by Admiral Insurance Company in Support of [68] MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	71	DECLARATION of Lori Wolmetz, Esq. in Support of Admiral's [68] MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> Exhibits A-Q attached. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	72	MOTION for Summary Judgment <i>against third-party deft Admiral Insurance Company</i> by Ruth Campos, Edith Cenostin, Elaine Martinez. Rule 56.1 statement, Declaration of Richard Bellman, Esq., Exhibits 1-3, attached. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	73	MEMORANDUM by Ruth Campos, Edith Cenostin, Elaine Martinez in Opposition to Admiral's [65] MOTION to Dismiss <i>the intervenor-plaintiffs' direct claims against Admiral</i> and in support of plaintiff-intervenors' [72] motion for summary judgment . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	74	Cross MOTION for Summary Judgment <i>against Admiral Insurance Company</i> by Trataros Construction, Inc. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	75	RULE 56.1 STATEMENT re [74] Cross MOTION for Summary Judgment <i>against Admiral Insurance Company</i> by Trataros Construction, Inc. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	76	MEMORANDUM by Trataros Construction, Inc. in Opposition to Admiral's [68] MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> and in support of its [74] cross-motion for summary judgment . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	77	Admiral Insurance Company's opposition Rule 56.1 statement to intervenor-plaintiffs' statement in support of their cross-motion for summary judgment . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	78	REPLY by Admiral Insurance Company in further Support of Admiral's [65] MOTION to Dismiss <i>the intervenor-plaintiffs' direct claims against Admiral</i> and in opposition to plaintiffs-intervenors' [72] cross-motion . (Chee, Alvin) (Entered: 07/15/2003)

		07/15/2003)
07/02/2003	79	Admiral Insurance Company's opposition Rule 56.1 statement to Trataros Construction, Inc.'s statement in support of its cross-motion. (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	80	REPLY by Admiral Insurance Company in further Support of Admiral's [68] MOTION for Summary Judgment <i>against Trataros Construction, Inc.</i> and in opposition to Trataros' [74] cross motion . (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	81	REPLY by Ruth Campos, Edith Cenostin, Elaine Martinez in Support of [72] MOTION for Summary Judgment <i>against third-party deft Admiral Insurance Company.</i> (Chee, Alvin) (Entered: 07/15/2003)
07/02/2003	82	REPLY by Trataros Construction, Inc. in further Support of [74] Cross MOTION for Summary Judgment <i>against Admiral Insurance Company</i> . (Chee, Alvin) (Entered: 07/15/2003)
07/15/2003	83	SCHEDULING ORDER: Oral argument has been scheduled for 12/5/03 at 3 PM before Judge Dearie. C/M by chambers. Signed by Judge Raymond J. Dearie on 7/14/03. (Chee, Alvin) (Entered: 07/15/2003)
08/04/2003	84	Letter dated 7/15/03 from Monique J. Roberts, Esq. to USMJ Pohorelsky requesting a conference, either in person or by phone, to resolve an outstanding discovery dispute. (Nieves, Adrian) (Entered: 08/04/2003)
08/04/2003	85	Letter dated 7/21/03 from Alan A. Heller, Esq. to USMJ Pohorelsky responding to the opposing comments made in the letter dated 7/15/03 from Monique J. Roberts, Esq. (Nieves, Adrian) (Entered: 08/05/2003)
08/05/2003	86	Letter dated 7/22/03 from Louis G. Corsi, Esq. to USMJ Pohorelsky responding to the 7/15/03 letter from counsel for the EEOC and the 7/21/03 letter from counsel for Trataros on the issue whether a deposition of Trataros should proceed at this time. (Nieves, Adrian) (Entered: 08/05/2003)
08/05/2003	87	Letter dated 7/23/03 from Louis G. Corsi to USMJ Pohorelsky responding to the 7/23/03 letter from Richard F. Bellman Esq. (Nieves, Adrian) (Entered: 08/05/2003)
08/05/2003	88	Letter dated 7/23/03 from Richard F. Bellman, Esq. to USMJ Pohorelsky writing to set forth the Intervenor's position with respect to the discovery issue raised by counsel for the EEOC in her letter of 7/13/03. (Nieves, Adrian) (Entered: 08/05/2003)
08/05/2003	89	Decision: The plt seeks an order compelling the dft Trataros to produce a witness for a deposition as previously ordered by the court. Upon consideration of the various letters submitted by all the parties, including the intervening parties, the dft Trataros is directed to produce a witness or witnesses to testify regarding the two areas identified in the plt's letter dated 7/15/03, at a time convenient for all parties within the next 45 days. See document for further details. Signed by Judge Viktor V. Pohorelsky on 7/30/03. (Nieves, Adrian) (Entered: 08/05/2003)
09/10/2003	90	ORDER endorsed on letter dated 9/5/03 from Alan Heller, Esq. to Hon. Raymond J. Dearie: Application granted. Oral argument re-scheduled to 12/4/03 at 12:30 PM. Mr. Heller is directed to notify all counsel. C/M. Signed by Judge

		Raymond J. Dearie on 9/10/03. (Chee, Alvin) (Entered: 09/15/2003)
09/16/2003	91	ORDER endorsed on letter dated 9/5/03 from Alan Heller, Esq. to MJ Pohorelsky: Application granted extending time until 10/14/03 for Trataros to produce a witness to testify regarding the Areas. Signed by Judge Viktor V. Pohorelsky on undated. (Chee, Alvin) (Entered: 09/16/2003)
01/08/2004	92	SCHEDULING ORDER: Oral argument has been re-scheduled to 2/5/04 at 3 PM before Judge Dearie. C/M by chambers. Signed by Judge Raymond J. Dearie on 1/7/04. (Chee, Alvin) (Entered: 01/08/2004)
02/02/2004	93	Letter dated 1/29/04 from Louis Corsi, Esq. to Hon. Raymond J. Dearie bringing to the Court's attention two recent decisions in Vargas v. Boston Chicken and Lang v. Hanover Ins. Co. (Chee, Alvin) (Entered: 02/02/2004)
02/05/2004	94	SCHEDULING ORDER: Oral argument has been re-scheduled to 2/25/04 at 12 PM before Judge Dearie. C/M by chambers. Signed by Judge Raymond J. Dearie on 2/4/04. (Chee, Alvin) (Entered: 02/05/2004)
02/25/2004	95	Minute Entry for proceedings held before Raymond J. Dearie : Oral argument held on 2/25/2004. Counsel for parties present. Argument heard. Decision reserved. (Court Reporter: ESR.) (Chee, Alvin) (Entered: 03/08/2004)
03/31/2004	96	MEMORANDUM & ORDER: The EEOC Notice of Charges is not a claim under the Admiral policy, and thus Trataros gave timely notice to Admiral. Accordingly, Trataros is entitled to summary judgment. The Court further finds that the Intervening-Plaintiffs do not have standing to bring their direct action against the insurer, and thus Admiral's [65] Motion to Dismiss their complaint is granted. The Intervening-Plaintiffs' cross-motion for summary judgment is denied as moot. C/M. Signed by Judge Raymond J. Dearie on 3/31/04. (Chee, Alvin) (Entered: 04/01/2004)
04/14/2004	97	MOTION for Reconsideration re 96 Order on Motion to Dismiss,, by Admiral Insurance Company. (Attachments: # 1 Memo of Law)(Wolmetz, Lori) (Entered: 04/14/2004)
04/27/2004	98	Plaintiffs-Intervenors' MEMORANDUM of Law in Opposition to Admiral's 97 MOTION for Reconsideration re 96 Order on Motion to Dismiss. (Chee, Alvin) (Entered: 04/28/2004)
04/27/2004	99	Deft/Third-Party Plaintiff's MEMORANDUM of Law in Opposition to Admiral's 97 MOTION for Reconsideration re 96 Order on Motion to Dismiss. (Chee, Alvin) (Entered: 04/28/2004)
04/30/2004	101	NOTICE OF APPEAL as to 96 Memo and Order on Motion to Dismiss filed 3/31/04 by attorney for Admiral Insurance Company. Filing fee \$ 255.00, receipt number 293404. Affidavit of service attached. Forms C and D mailed to attorney Louis G. Corsi. USCA notified. Acknowledgment requested. (McGee, Mary Ann) (Entered: 05/05/2004)
05/03/2004	100	REPLY to Response to Motion re 97 MOTION for Reconsideration re 96 Order on Motion to Dismiss,, filed by Admiral Insurance Company. (Wolmetz, Lori) (Entered: 05/03/2004)

05/05/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 101 Notice of Appeal, (McGee, Mary Ann) (Entered: 05/05/2004)
05/17/2004	102	TRANSCRIPT of conference before Hon. Raymond J. Dearie for date of 2/25/04; Court Transcriber: Aria Transcriptions. (Chee, Alvin) (Entered: 05/18/2004)
05/19/2004	103	ORDER: Richard Bellman, Esq. is substituted for the law firm of Steel Bellman Ritz & Clark, P.C. as the attorney for plaintiffs-intervenors Ruth Campos, Elaine Martinez, and Edith Cenostin. C/M. Signed by Judge Raymond J. Dearie on 5/14/04. (Chee, Alvin) (Entered: 05/19/2004)
07/01/2004	104	USCA Scheduling Order as to 101 Notice of Appeal, filed by Admiral Insurance Company. Appeal Record due by 7/29/2004. USCA#04/2592CV. Appellant's brief shall be filed on or before 8/5/04. Appellee brief shall be filed on or before 9/6/04. That the argument of the appeal shall be heard no ealier than the week of 10/18/04.(Drayton, Lorraine) (Entered: 07/09/2004)
08/19/2004	105	MEMORANDUM & ORDER denying 97 Motion for Reconsideration: Admiral Insurance Company asks this Court to reconsider its decision on the cross motions for summary judgment by Admiral and third-party plaintiff Trataros Construction, Inc. pursuant to Local Rule 6.3. The request is denied. In its application, Admiral does little more than reargue the same points already considered and rejected by the Court. Admiral also requests certification pursuant to Rule 54(b) of the FRCP, or pursuant to 28 U.S.C.: 1292(b). The request for certification is also denied. Admiral will suffer no great prejudice, and resolution of this limited coverage issue will not likely expedite the resolution of the case. Rehearing denied. C/M . Signed by JudgeRaymond J. Dearie on 8/18/04. (Chee, Alvin) (Entered: 08/19/2004)
09/10/2004		Case reassigned to Judge Dora Lizette Irizarry. Judge Raymond J. Dearie no longer assigned to the case. (Villanueva, William) (Entered: 09/10/2004)
09/29/2004	106	Letter dated 9/27/2004 from Monique Roberts, Esq. to Judge Irizarry Regarding request for conference. (Lee, Tiffeny) (Entered: 09/29/2004)
09/29/2004	107	ADMINISTRATIVE ORDER 2004-08: THIS IS AN E-FILING COURT. You are NOW REQUIREDto file all original documents electronically. In the future, please ensure that all original documents in this action are filed electronically. Clearly marked hard copy-courtesy documents should be submitted to Chambers. Courtesy copies should also indicate that the original of the submitted document has already been electronically filed. Hard copy of this Order and Registration forms have been mailed to Richard Bellman, Esq. (Lee, Tiffeny) (Entered: 09/29/2004)
10/04/2004	108	NOTICE TO COUNSEL: Please be advised that this matter has been scheduled for a conference before the Honorable Dora L. Irizarry, United States District Judge, on Monday, October 18, 2004 at 11:00a.m. Parties are directed to report to Room #364 upon arrival. Any requests for adjournment must be made in writing at least 48 hours before the scheduled conference or they will not be considered. Such requests should also be filed electronically with courtesy copies sent to Chambers. (Williams-Jackson, Sandy) (Entered: 10/04/2004)

10/18/2004	109	Minute Entry for proceedings held before Dora Lizette Irizarry : Status Conference held on 10/18/2004. Status report due 12/6/2004. See calendar for full detail. (Court Reporter Henry Shapiro) (Lee, Tiffeny) (Entered: 10/19/2004)
12/06/2004	110	Letter from Monique J. Roberts to Judge Dora L. Irizarry Regarding Progress of Settlement Negotiations. (Roberts, Monique) (Entered: 12/06/2004)
12/09/2004		SCHEDULING ORDER : A settlement conference will be held in this matter on Monday, January 10, 2005 promptly at 12:00 p.m. All counsel must participate. Counsel for PLAINTIFF E.E.O.C. is directed to immediately notify all counsel of this conference date and time. Applications for adjournment must be made on consent VIA ECF at least 48 hours prior to the scheduled conference. SO ORDERED by Judge Dora Lizette Irizarry on 12/9/04. (Irizarry, Dora) (Entered: 12/09/2004)
01/10/2005		Minute Entry for proceedings held before Dora Lizette Irizarry : Settlement Conference held on 1/10/2005. Case called. Counsel for all sides present: Monique Roberts for EEOC; Richard Bellman for Intervenor Plaintiffs; Stuart Blander for Trataros Construction; Louis Corsi for Admiral Insurance; and Jennifer Redmond of Scotto, Georgoulis & Scotto, prior counsel for Trataros Construction. Further settlement/status conference scheduled for Monday, February 7, 2005 at 11:00 a.m. Should the case settle prior to the next conference the parties are to notify the Court and file appropriate documents on ecf.(Court Reporter Allan Sherman.) (Carosella, Christy) (Entered: 01/10/2005)
02/04/2005		ELECTRONIC ORDER - In light of representation by plaintiff's counsel, Mr. Bellman, that the parties have reached a settlement agreement, the conference previously scheduled for MONDAY, FEBRUARY 7, 2005 at 11:00 a.m. is adjourned sine die. Counsel for PLAINTIFF is directed to notify all counsel of this adjournment immediately. The parties must submit a stipulation of settlement/discontinuance to the Court, via ecf, within 20 days. SO ORDERED by Judge Dora Lizette Irizarry on 2/4/05. (Irizarry, Dora) (Entered: 02/04/2005)
03/09/2005	111	STIPULATION ORDER AND JUDGMENT OF DISMISSAL WITH PREJUDICE ON BEHALF OF ALL PARTIES by Admiral Insurance Company. (Corsi, Louis) (Entered: 03/09/2005)
03/10/2005		Email Test - DO NOT REPLY (Lee, Tiffeny) (Entered: 03/10/2005)
03/10/2005		ORDER re 111 Stipulation filed by Admiral Insurance Company --- ELECTRONIC ENDORSED ORDER: SO ORDERED by Judge Dora Lizette Irizarry on 03/10/05. (Irizarry, Dora) (Entered: 03/10/2005)
03/10/2005	112	SETTLEMENT AGREEMENT <i>Consent Decree</i> by Equal Employment Opportunity Commission. (Roberts, Monique) (Entered: 03/10/2005)
03/16/2005	113	CONSENT DECREE. Signed by Judge Dora Lizette Irizarry, on 3/11/2005. (Barrett, C.) (Entered: 03/16/2005)
03/16/2005		Copy of Document No. 113 Mailed to Richard F. Bellman, Steel Bellman Ritz & Clark, P.C., 225 Broadway, Suite 2501, New York, NY 10007. (Barrett, C.) (Entered: 03/16/2005)

04/27/2005	114	MANDATE of USCA as to 101 Notice of Appeal filed by Admiral Insurance Company. It is stipulated that the appeal is withdraw with prejudice,without costsm & without attorney's fees. Certified on 4/19/2005. (Gonzalez, Mary) (Entered: 04/29/2005)
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