

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:94-cv-00403-JG-JMA**

Sheppard, et al v. Consolidated Edison
Assigned to: Judge John Gleeson
Referred to: Magistrate Judge Joan M. Azrack
Demand: \$0
Cause: 42:1981 Civil Rights

Date Filed: 01/28/1994
Date Terminated: 08/08/2002
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Dorothy Sheppard
TERMINATED: 08/08/2002

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

James W. Austin
individually and on behalf of all others
similarly situated

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V.

Defendant

Consolidated Edison Company

represented by **Mary Schuette**
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 of New York, Inc.
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Date Filed	#	Docket Text
01/28/1994	1	COMPLAINT filed and summons(es) issued for Consolidated Edison FILING FEE \$ 120.00 RECEIPT # 159144 (Greene, Donna) (Entered: 02/02/1994)
01/28/1994		CASE REFERRED to Magistrate Allyne R. Ross (Greene, Donna) (Entered: 02/02/1994)
02/18/1994	2	AMENDED COMPLAINT by Dorothy Sheppard, Robert W. Berry, Irma J. Mushatt, James M. Carter, Harold McKinzie, Leonard B. Middleton, Derick C. Hewitt, James W. Austin , (Answer due 2/28/94 for Consolidated Edison) amending [1-1] complaint (Dobkin, David) (Entered: 02/22/1994)
02/22/1994	3	RETURN OF SERVICE executed as to Consolidated Edison 2/18/94 Answer due on 3/10/94 for Consolidated Edison (Dobkin, David) (Entered: 02/22/1994)
03/09/1994	4	INTER-OFFICE MEMO from Mag. Ross to Robert Heinemann dated 3/8/94, stating that Mag. Ross owns stock in Con Ed a party in the above case. Therefore, must be recused from the above case. Please have this case assigned to another mag. by random selection. (Dobkin, David) (Entered: 03/09/1994)
03/11/1994		CASE NO LONGER REFERRED TO Magistrate Allyne R. Ross (Vaughn, Terry) (Entered: 03/11/1994)
03/14/1994		CASE REFERRED to Magistrate Joan M. Azrack by random selection. (Vaughn, Terry) (Entered: 03/14/1994)
03/18/1994	5	ANSWER to Complaint by Consolidated Edison (Asreen, Wendy) (Entered: 03/18/1994)
03/18/1994	6	Disclosure of interested parties by Consolidated Edison (Asreen, Wendy) (Entered: 03/18/1994)

03/29/1994	7	INTER-OFFICE MEMO from Magistrate Ross to the Clerk of the Court dated 3/8/94 Re: recusing herself from the action because she owns stock in Con Edison. (Conte, Daniela) (Entered: 03/29/1994)
04/06/1994	8	ORDER, dated 4/5/94 set status conference for 10:00 4/26/94 before Magistrate Joan M. Azrack (signed by Magistrate Joan M. Azrack) (Dobkin, David) (Entered: 04/06/1994)
04/26/1994	9	Calendar entry: Before Mag. Azrack on 4/26/94. Case called for initial conference. Discovery conference set. set status conference for 12:00 6/10/94 before Magistrate Joan M. Azrack (Dobkin, David) (Entered: 04/26/1994)
06/10/1994	10	Calendar entry: Before Mag. Azrack on 6/10/94 at 12:00p.m. Case called for discovery conference. Telephone conference set for 6/20/94 set telephone conference for 11:00 6/20/94 before Magistrate Joan M. Azrack (Dobkin, David) (Entered: 06/14/1994)
06/20/1994	13	Calendar entry: Before Mag. Azrack on 6/20/94 at 11:00a.m. set status conference for 2:00 6/27/94 before Magistrate Joan M. Azrack (Dobkin, David) (Entered: 06/28/1994)
06/22/1994	11	STIP/ORDER dated 6/20/94 ordered that deft consents to plaintiffs' second amended complaint without prejudice to deft's right to answer, move or assert any affirmative defense(other than failure to consent to amend the pleading under Rule 15(a) as herein provided). (signed by Judge David G. Trager) (Dobkin, David) (Entered: 06/22/1994)
06/22/1994	12	SECOND AMENDED COMPLAINT by Dorothy Sheppard, Robert W. Berry, Irma J. Mushatt, James M. Carter, Harold McKinzie, Leonard B. Middleton, Derick C. Hewitt, James W. Austin , (Answer due 7/2/94 for Consolidated Edison) amending [2-1] amended complaint (Dobkin, David) (Entered: 06/22/1994)
06/27/1994	14	Calendar entry: Before Mag. Azrack on 6/27/94 at 2:00p.m. Case called for discovery. Status conference set re: discovery. set status conference for 11:30 10/13/94 before Magistrate Joan M. Azrack (Dobkin, David) (Entered: 06/30/1994)
07/06/1994	15	ORDER dated 7/1/94 ordered that counsel for all parties are instructed to meet, confer and submit a joint order. If any issues cannot be agreed upon, the Court will entertain the matter in a telephone conference. (signed by Magistrate Joan M. Azrack)(endorsed on fax letter dated 6/30/94 from Kenneth Standard to Mag. Azrack). (Dobkin, David) (Entered: 07/06/1994)
08/19/1994	16	ORDER dated 8/16/94 ordered that deft Con Ed provide to plaintiff discovery information from 1984 through 1993 in the above case. (signed by Magistrate Joan M. Azrack) (Dobkin, David) (Entered: 08/19/1994)
08/22/1994	17	ANSWER by Consolidated Edison to second amended complaint (Dobkin, David) (Entered: 08/22/1994)
09/23/1994	19	Calendar entry: Before Mag. Azrack on 9/23/94 at 10:00a.m. Case called. Discovery issue resolved. (Dobkin, David) (Entered: 09/28/1994)
09/28/1994	18	STIP/ORDER of confidentiality. Dated 9/26/94. C/M. (signed by Magistrate Joan M. Azrack) (Dobkin, David) (Entered: 09/28/1994)
10/07/1994	20	STIP/ORDER of confidentiality, in the above case. Dated 9/20/94.(signed by Magistrate Joan M. Azrack) (Dobkin, David) (Entered: 10/07/1994)
10/27/1994		CASE randomly reassigned to Judge John Gleeson from Judge Trager. (Asreen, Wendy) (Entered: 10/27/1994)
11/16/1994	21	NOTICE dated 11/11/94 that a status conference on 12/22/94 at 9:30 is set before Judge Gleeson. (Guzzi, Roseann) (Entered: 11/16/1994)
11/16/1994		Deadline updated; set status conference for 9:30 12/22/94 before Judge John Gleeson (Guzzi, Roseann) (Entered: 11/16/1994)
11/23/1994	22	Calendar entry: Before Mag. Azrack on 11/23/94. Deft to provide personnel manual or its equivalent by 12/22/94. Deposition of Kevin Morgan to be scheduled for 1st 3 weeks of Jan. Inquiry to be limited to issues relating to

		settlement. Status re: progress of ADR set. set status conference for 10:30 2/6/95 before Magistrate Joan M. Azrack (Dobkin, David) (Entered: 11/25/1994)
01/06/1995	23	Calendar entry: Before Judge Gleeson on 1/6/95 case called for status conference. All counsel present. Case still referred to Mag Azrack for all pretrial purposes. (Greves, Liz) (Entered: 01/11/1995)
02/06/1995	24	Calendar entry: Before Mag. Judge Azrack on Feb. 6, 1995, at 10:30 a.m., case called and status conference held. For plaintiff: Alterman, Reginal Boddie and Esmeralda Simmons. For defendant: Kenneth Standard and Saddie Smith. Court sets status conference for 2:00 3/20/95 before Magistrate Joan M. Azrack . Con Ed to provide profile data base by 3/6/95. Status hrg. on 3/20/95 re progress of ADR. (Vaughn, Terry) (Entered: 02/07/1995)
03/15/1995	25	LETTER dated 3/7/95 from Daniel L. Alterman for the plaintiff to Magistrate Azrack requesting an extension from 3/6/95 to 3/15/95 to turn over the computerized educational and training records. (Guzzi, Roseann) (Entered: 03/15/1995)
03/15/1995		Endorsed order dated 3/9/95 on document #25 granting application of plaintiff for extension of time to 3/15/95 to turn over the computerized educational and training records. (Signed by Magistrate Joan M. Azrack) (Guzzi, Roseann) (Entered: 03/15/1995)
03/29/1995	26	LETTER dated 3/20/95 from Daniel Alterman to Kenneth G. Standard re: Con Ed matter is adjourned from 3/20/95 at 2:00 until 4/3/95 at 10:00. (McGee, Maryann) (Entered: 03/29/1995)
05/01/1995	27	Calendar entry: Conference held on 5/1/95 before Magistrate Azrack. Set status conference for 12:00 on 6/12/95 before Magistrate Joan M. Azrack . Discovery plan on class to be provided by week of June 5, 1995. (Guzzi, Roseann) (Entered: 05/09/1995)
06/13/1995	28	LETTER dated 6/9/95 from Carole Sobin, counsel for ConEd to Magistrate Azrack requesting that the conference of 6/12/95 be adjourned to 6/26/95 in order to respond to plaintiffs proposed discovery received yesterday. (Asreen, Wendy) (Entered: 06/13/1995)
06/13/1995		Endorsed order on page 2 of document# 28, resetting status conference for 4:00 on 6/28/95 before Magistrate Joan M. Azrack and that Ms. Lobin is to notify all parties. (Signed by Magistrate Joan M. Azrack, dated 6/9/95) (Asreen, Wendy) (Entered: 06/13/1995)
06/28/1995	29	Calendar entry: Conference held with Magistrate Azrack on 6/28/95. Plaintiffs to serve prospective interrogatories but plaintiffs will not request information regarding officers or attorneys. Set status conference for 4:00 on 9/14/95 before Magistrate Joan M. Azrack . (Asreen, Wendy) (Entered: 07/05/1995)
07/24/1995	30	Calendar entry: Conference held on 7/24/95 before Magistrate Azrack. Consolidated Edison's attorney will submit the subject report for an in camera review. Decision is reserved regarding self-critical analysis privilege. (Guzzi, Roseann) (Entered: 07/26/1995)
07/28/1995	31	MEMORANDUM AND ORDER dated 7/26/95 that to the extent the reports contain evaluative material, this court will not require defendant to disclose this information. The underlying facts and statistics, however, are not effected by the self-critical analysis privilege and must be disclosed. SEE DOCUMENT #31 FOR FURTHER DETAILS. (signed by Judge John Gleeson) (Guzzi, Roseann) (Entered: 07/28/1995)
09/12/1995	32	Calendar entry: Before Mag. Judge Azrack on 9.12.95 conference held. Andrew Carboy for pltf. and Ken Standard for deft. Representative of Con Ed may sit in of deposition of Middleton . (Greene, Donna) (Entered: 09/19/1995)
09/14/1995	33	Calendar entry: Before Mag. Judge Azrack on 9.14.95 at 4:00 p.m. case called for discovery conference. Parties present. Set status conference for 10:00 12/1/95 before Magistrate Joan M. Azrack . Pltf. to provide authorization with conformed order regasrding medical and psych. evaluation. Deposition to be held at Court

		House. (Greene, Donna) (Entered: 09/21/1995)
12/01/1995	34	Calendar entry: Conference on 12/1/95 before Magistrate Azrack adjourned. Set status conference for 12/15/95 before Magistrate Joan M. Azrack . (Guzzi, Roseann) (Entered: 12/05/1995)
12/28/1995	35	ORDER dated 12/22/95 setting the following disclosures and schedule. See document #35 for detailed schedule. (signed by Magistrate Joan M. Azrack) (Guzzi, Roseann) (Entered: 12/28/1995)
02/29/1996	36	LETTER dated 2/22/96 from Louise Falcone, Secretary to Magistrate Azrack to All Counsel that the 2/29/96 scheduled conference has been re-scheduled for 4/1/96 at 3:30 before Magistrate Azrack. (Guzzi, Roseann) (Entered: 02/29/1996)
04/01/1996	37	Calendar entry: Discovery conference held before Magistrate Azrack on 4/1/96. Counsel for all sides present. 1) From today forward the parties will exchange deposition transcripts and witnesses will be provided with their deposition transcript prior to their next scheduled deposition, if that desposition is not scheduled to resume the next day or shortly thereafter. Apparently, there was confusion such that defendant incurred costs for prior transcripts. I will not require plaintiffs to reimburse the defendants for the costs thus far because I believe that the transcript issue should have been resolved among the parties or failing that, brought immediately to my attention, wherein I would have ordered the arrangement I am ordering today. I will not penalize the plaintiffs because I believe they were under a misunderstanding with respect to how the transcript costs would be shared. 2) Plaintiffs are required to reimburse former Con Ed employee witnesses, produced by the defendant, for one half of their travel expenses. 3) Plaintiffs depositions are to be scheduled to be completed within as short a time span as possible. 4) Defendants are to provide plaintiff's counsel with a list detailing any omissions in the plaintiffs medical records. Defendants are not required to complete the plaintiff's depositions until they have received all relevant medical records. 5) Plaintiff's applications to depose Eugene McGrath and Arthur Hauspurg are denied at this time. Plaintiff's application to depose James O'Brien is granted. 6) With respect to any issues regarding outstanding interrogatories, counsel are to abide by the Local Rules of this District and attempt informal resolution of the issues prior to seeking court intervention. 7) With regard to the "Zellner List" plaintiffs are to consult with Ms. Zellner as to whether she is able to use any data provided by defendants pursuant to this courts order of December 22,1995. The parties are to attempt informal resolution of this matter and, that failing, seek court intervention. (Johnson, Tanya) (Entered: 04/08/1996)
05/29/1996	38	Calendar entry: Conference of 5/29/96 adjourned to 7/31/96 before Magistrate Joan M. Azrack. (Greves, Liz) (Entered: 07/10/1996)
10/04/1996	40	Calendar entry: Conference held on 10/4/96 before Magistrate Azrack. Set status conference for 10:00 on 12/17/96 before Magistrate Joan M. Azrack . (Guzzi, Roseann) (Entered: 10/15/1996)
10/15/1996	39	LETTER dated 9/25/96 from Jonathan A. Fields to Andrew Carboy, Esq. advising that the 9/27/96 conference has been rescheduled to 10/16/96 at 11:00. (Guzzi, Roseann) (Entered: 10/15/1996)
10/24/1996	41	ORDER dated 10/15/96 supplementing prior discovery order. Set status conference for 10:00 on 12/17/96 before Magistrate Joan M. Azrack . (signed by Magistrate Joan M. Azrack) (Guzzi, Roseann) (Entered: 10/24/1996)
12/17/1996	42	Calendar entry: Conference held before Magistrate Azrack on 12/17/96. Status discovery going well. Set status conference for 10:00 on 3/13/97 before Magistrate Joan M. Azrack . (Murphy, Margaret) (Entered: 01/07/1997)
03/20/1997	43	Calendar entry: Conference held on 3/20/97 before Magistrate Azrack. Upon in camera review of the submitted Con Edison documents I find the following: 1a) Samuel Darrell's performance review- not discoverable. b) Darrell's complaints to Con Edison re: performance review are discoverable. 2) Tony Bagby disability material are not relevant. 3) Tony Bagby workers comp file is discoverable. 4) Complaints of Johnson, Darrell &Cox are discoverable. 5) Cox performance evaluation is discoverable. 6) Earl Johnson's written comments re: performance

		review is discoverable. 7) Banire File– only disclose racial notes and Con Edison reply. Set status conference for 10:30 on 4/7/97 before Magistrate Joan M. Azrack . (Guzzi, Roseann) (Entered: 03/26/1997)
03/26/1997	44	SCHEDULING ORDER dated 3/20/97 setting dates of depositions. Defendant is to repsond to outstanding requests by 4/4/96. Status conference scheduled for 6/5/97. See document #44 for details. (signed by Magistrate Joan M. Azrack) (Guzzi, Roseann) (Entered: 03/26/1997)
04/07/1997	45	Calendar entry:, Before Mag. Azrack on 4/7/97. Status Conference adjourned to 4/28/97 before Magistrate Joan M. Azrack . (Piper, Francine) (Entered: 04/15/1997)
04/28/1997	46	Calendar entry: Discovery conference held on 4/28/97 before Magistrate Azrack. Discovery rulings made. (Guzzi, Roseann) (Entered: 05/09/1997)
06/05/1997	47	Calendar entry: Status conference on 6/5/97 is ADJOURNED. Reset status conference for 7/17/97 before Magistrate Joan M. Azrack . (Guzzi, Roseann) (Entered: 06/12/1997)
07/17/1997	48	Calendar entry: Before Mag. Azrack on 7/17/97 at 10:00 a.m., case called. conference adjourned to 9/5/97 (Lui, Lin) (Entered: 07/17/1997)
11/13/1997	49	Calendar entry:Before Mag Azrack Civil Conf. adjourned. , set scheduling conference for 12/18/97 before Magistrate Joan M. Azrack (Jackson, Ramona) (Entered: 12/02/1997)
12/19/1997	50	ORDER dtd. 12/16/97 GRANTED On ltr. dtd. 12/15/97 from Alan L.Fuschberg we seek an increase of the limit of 25 pages, set by your honor's rules, for our supporting memo. of law, and request a 50 page limit. We expect factual portion of the brief to include the follow: see document (signed by Judge John Gleeson) (Jackson, Ramona) (Entered: 12/19/1997)
01/09/1998	51	Calendar entry:Before Mag Azrack Civil Conf. Discovery conf. held. Rulings attached. (Jackson, Ramona) (Entered: 01/16/1998)
03/06/1998	52	Calendar entry:Before Mag Azrack Civil Conf. Counsel to send letetr re: revised briefing schedule on class cert. motion. (Jackson, Ramona) (Entered: 03/13/1998)
03/18/1998	53	LETTER dated 3/6/98 from Alan L.Fuschberg to Mag Azrack parties have agreed on the following changes in briefing schedule: see document (Jackson, Ramona) (Entered: 03/18/1998)
03/18/1998	54	Calendar entry:Before Mag Azrack Civil Cause for conf. Pties to meet by APRil 1,1998 to discuss respectiove codes &definitions for proper statistical analyses for expert repts. (Jackson, Ramona) (Entered: 03/25/1998)
07/28/1998	55	ORDER dtd. 7/21/98 The application is REFERRED to Mag Judge Azrack, to whom the motion for class certification is respectfully referred. On ltr. dtd. 7/16/98 from Larry Carbone request a page limit for its opposition memo. to 75 pages. (signed by Judge John Gleeson) (Jackson, Ramona) Modified on 07/30/1998 (Entered: 07/28/1998)
07/30/1998		Endorsed order dtd. 7/23/98 granting [55–1] order (Signed by Magistrate Joan M. Azrack) (Jackson, Ramona) (Entered: 07/30/1998)
07/30/1998	56	SCHEDULING ORDER dtd. 7/23/98. Pltff's expert reports 8/17/98, set scheduling order deadlines: Expert Discovery deadline on 9/14/98 Deadline for filing of motion for class certification by 9/21/98 Opposition papers 10/5/98 Pltff's reply 10/12/98. Report &Recommendation on submissions unless hearing requested. (signed by Magistrate Joan M. Azrack) (Jackson, Ramona) (Entered: 07/30/1998)
09/22/1998	57	STIPULATION and ORDER dtd. 9/16/98 Expert reports 10/1/98; Pltff's motion for class certification upon deft's 9/18/98 @ 3:00; Def't's opposition to pltff's motion for class certification 11/17/98; Reply to motion 12/15/98. (see document for all other orders) signed/ by Magistrate Joan M. Azrack Copies mailed (Jackson, Ramona) (Entered: 09/22/1998)

10/21/1998	58	ORDER dtd. 10/16/98 Application GRANTED On ltr. dtd. 10/16/98 from K Standard new dates for the service and filing of the opposition papers of the deflt. and reply papers of plttf's; 12/15/98 for deflt's papers Plttf's papers 1/18/99. (signed by Magistrate Joan M. Azrack) (Jackson, Ramona) (Entered: 10/21/1998)
10/21/1998	59	ORDER dtd. 10/19/98 Application GRANTED. On ltr. dtd. 10/19/98 from Kenneth Standard Request oral argument not occur until at least 3 weeks after plttf's reply memo. served & filed. (signed by Magistrate Joan M. Azrack) (Jackson, Ramona) (Entered: 10/21/1998)
11/27/1998	60	LETTER dated 11/20/98 from Alan L. Fuchsberg to Magistrate Judge Azrack, asking that the Court deny defense counsel's request to again extend the briefing schedule in this case. (Reddy, Lisa) (Entered: 11/27/1998)
11/27/1998	61	ORDER, granting defendant's request to extend briefing schedule. However, defendant must submit its Memo of Law by 1/15/99. Plaintiff's Reply Memo is then adjusted according to the 1/15/99 date . (Signed by Magistrate Joan M. Azrack, dated 11/23/98). Copies faxed by Chambers. See letter dated 11/20/98 from Jeanmarie Schieler to Magistrate Judge Azrack. (Reddy, Lisa) (Entered: 11/27/1998)
01/20/1999	62	Calendar entry: Before Magistrate Azrack on 1/8/98 for a Conference. Defendant to serve supplemental expert report by January 15, 1999. Plaintiff to notify chambers and defendant if they will serve a supplemental reply. Defendant to serve reply brief opposing class motion by February 12, 1999. Plaintiff to serve surreply by March 26, 1999. SO ORDERED. (Gonzalez, Mary) (Entered: 01/20/1999)
02/17/1999	63	AFFIDAVIT of ANDREW J. CARBOY Dorothy Sheppard et al (Jackson, Ramona) (Entered: 02/17/1999)
02/17/1999	64	AFFIDAVIT by Dorothy Sheppard Re: information in databasea (Jackson, Ramona) (Entered: 02/17/1999)
02/17/1999	65	AFFIDAVIT by Dorothy Sheppard Re: stip. of confidentiality (Jackson, Ramona) (Entered: 02/17/1999)
03/24/1999	66	ORDER dtd. 3/23/99 APPROVED On ltr. dtd. 3/19/99 from Andrew J Carboy request the court approve modification schedule. Plttf's reply 3/26/99 Reply memo. 4/30/99. (signed by Magistrate Joan M. Azrack) (Jackson, Ramona) (Entered: 03/24/1999)
04/13/1999	67	ORDER dtd. 4/1/99 Pl app granted to 4/30 Oral argument will not be scheduled prior to 5/14 Oral argument 6/4/99 @ 10:00 On ltr. dtd. 3/24/99 from Kenneth Standard. (signed by Magistrate-Judge Joan M. Azrack) (Jackson, Ramona) (Entered: 04/13/1999)
05/04/1999	68	LETTER dated 5/3/99 from Andrew J Carboy to Clerk enclosed plttf's moving papers. (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	69	MEMORANDUM by Dorothy Sheppard et al in support of motion for Class Certification (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	70	MEMORANDUM by Consolidated Edison in opposition to motion for class certification (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	71	AFFIDAVIT of GEORGE CHRISTO Consolidated Edison Re: (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	72	AFFIDAVIT of CLAUDE TRAHAN Consolidated Edison (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	73	REPLY MEMORANDUM OF LAW by Dorothy Sheppard in further support of motion for class certification. (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	74	Plttf's Appendix: Sworn statements of Representative plttf's and sworn complaints of Class Members. (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	75	AFFIDAVIT of ALAN L. FUCHSBERG Dorothy Sheppard et al (Jackson, Ramona) (Entered: 05/04/1999)

05/04/1999	76	MOTION by Dorothy Sheppard, James W. Austin Class Certification consisting of all African American Management and Upper Level Union Employees , Motion hearing [76-1] motion (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	77	AFFIDAVIT of KENNETH G. STANDARD Consolidated Edison (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	78	Exhibit list by Dorothy Sheppard et al Binder 1 of 4 (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	79	Exhibit list by Dorothy Sheppard 2 of 4 (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	80	Exhibit list by Dorothy Sheppard et al Binder 3 of 4 (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	81	Exhibit list by Dorothy Sheppard et al Binder 4 of 4 (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	82	AFFIDAVIT ANDREW J. CARBOY Dorothy Sheppard Re:in support [76-1] motion Class Certification consisting of all African American Management and Upper Level Union Employees (Jackson, Ramona) (Entered: 05/04/1999)
05/04/1999	83	AFFIDAVIT of LARRY CARBONE Dorothy Sheppard Re:n support [76-1] motion Class Certification consisting of all African American Management and Upper Level Union Employees (Jackson, Ramona) (Entered: 05/04/1999)
09/10/1999	84	ORDER, for report and recommendations Granting plttf's motion for certification of class under Rule 23 [76-1] (signed by Magistrate-Judge Joan M. Azrack , on 9/9/99) (Jackson, Ramona) (Entered: 09/10/1999)
09/22/1999	85	ORDER, granting defendant's request to extend time until 10/15/99 to file objections to Magistrate Judge Azrack's R &R . (Signed by Judge John Gleeson on 9/17/99). C/M by Chambers. See letter dated 9/15/99 from Kenneth G. Standard to Judge Gleeson. (Reddy, Lisa) (Entered: 09/22/1999)
10/07/1999	86	ORDER Granted On ltr. dtd. 10/4/99 from Kenneth G Standard def'ts objections to Report &Recommendation to Nov. 8,1999 (signed by Judge John Gleeson , on 10/5/99) (Jackson, Ramona) (Entered: 10/07/1999)
11/10/1999	87	ORDER GRANTED. On ltr. dtd. 10/27/99 from Kenneth G Standard settlement negotiations. Request to adjourn due date of def'ts objections to Mag Azrack's report &recommendations from Nov. 8,1999. (signed by Judge John Gleeson , on 11/3/99) (Jackson, Ramona) (Entered: 11/10/1999)
12/08/1999	88	ORDER GRANTED. The pending motion shall remain in abeyance. A further report shall be filed no later than 12/20/99. On ltr. dtd. 11/30/99 from Alan L Fuchsberg. (signed by Judge John Gleeson , on 12/1/99) (Jackson, Ramona) (Entered: 12/08/1999)
01/19/2000	89	Calendar entry:Before Judge Gleeson Civil Cause for status conf. Court Reporter/ESR Mickey Breymer Case called. Counsel for all sides pres. Status conf. held. Motion for class certification is held in abeyance until 3/7/2000 (Jackson, Ramona) (Entered: 01/27/2000)
01/26/2000	156	Calendar entry:.,Before Mag Azrack Civil Conf set scheduling conference for 11:00 2/8/01 before Magistrate Joan M. Azrack Plaintiff Only, terminated due deadlines (Jackson, Ramona) (Entered: 01/29/2001)
06/09/2000	90	ORDER, Motion for class certification Reinstated Objections to report &recommendation 7/14/2000; Plttf's reply 7/28/2000 set scheduling conference for 10:00 8/11/00 before Judge John Gleeson , terminated past due deadlines (signed by Judge John Gleeson , on 6/5/00) (Jackson, Ramona) (Entered: 06/09/2000)
06/21/2000	92	STIPULATION and ORDER for settlement with attachments numbered 1-14. Attachment No. 3 is the Notice of Conditional Class Certification, Proposed Settlement, Objections and Opt Out Rights, and Hearing on Proposed Settlement of Class Action. Anyone wishing to object or comment on the Settlement and appear at the hearing may mail a letter, with the letter postmarked by Oct. 2, 2000, stating your written objections or comments and a statement of intent to appear at the

		hearing. Any request to appear & be heard orally at the hearing must be included with your objections. Opt out requests must be sent by first-class mail, postmarked by August 14, 2000. The Fairness Hearing is scheduled for Nov. 1, 2000, at 10 a.m. (Signed by Judge John Gleeson and all signatories and dated June 21, 2000) (Vaughn, Terry) (Entered: 06/26/2000)
06/23/2000	91	SEALED DOCUMENT placed in vault Exhibit 4 (Jackson, Ramona) (Entered: 06/23/2000)
07/27/2000	93	NOTICE / Opt Out of Victor H. Spencer (Jackson, Ramona) (Entered: 07/27/2000)
07/27/2000	94	NOTICE / Opt Out of Carl G Smith (Jackson, Ramona) (Entered: 07/27/2000)
07/27/2000	95	NOTICE / Opt Out of Kenneth G Standard (Jackson, Ramona) (Entered: 07/27/2000)
07/27/2000	96	NOTICE / Opt Out of SAMUEL R. DARRELL (Jackson, Ramona) (Entered: 07/27/2000)
08/01/2000	97	ORDER Whether or not objections to the proposed settlement are received, the parties are directed to address the following issues in their submissions prior to the fairness hearing scheduled for Nov. 1, 2000. 1) reasonableness of the proposed settlement premium to be awarded to the class representative. 2) reasonableness of the proposed amount of attorney's fees. Submissions by Oct. 16, 2000. (signed by Judge John Gleeson , on 7/28/2000) (Jackson, Ramona) (Entered: 08/01/2000)
08/03/2000	98	AFFIDAVIT of Service by Consolidated Edison Re: [92-1] order for settlement, [92-2] relief (Jackson, Ramona) (Entered: 08/03/2000)
08/09/2000	99	Opt Out of MUHAMMAD A RAHMAN (Jackson, Ramona) (Entered: 08/09/2000)
08/09/2000	100	Opt Out of Mercia St Rose (Jackson, Ramona) (Entered: 08/09/2000)
08/11/2000	101	NOTICE/ Opt Out of DANNETTE BLAIR filed (Jackson, Ramona) (Entered: 08/11/2000)
08/11/2000	102	NOTICE / Opt Out of THOMAS H. REID filed. (Jackson, Ramona) (Entered: 08/11/2000)
08/11/2000	103	LETTER dated 8/2/2000 from Alfred d Williams to Con Edison advise African-Americans such as myself did not receive notification of class settlement. (Jackson, Ramona) (Entered: 08/11/2000)
08/11/2000	104	NOTICE / Opt Out of AFRED T. THOMPSON (Jackson, Ramona) (Entered: 08/11/2000)
08/11/2000	105	NOTICE/ Opt Out of VALERIE F. WRIGHT & CLEO D. JOHNSON (Jackson, Ramona) (Entered: 08/11/2000)
08/14/2000	107	NOTICE/ Opt Out of Pamela D. Mason Rollins. (Lee, Tiffeny) (Entered: 08/22/2000)
08/18/2000	106	LETTER dated 8/11/2000 from Stanley Thompson to John D McMahon did not receive notification of my inclusion. (Jackson, Ramona) (Entered: 08/18/2000)
08/24/2000	108	MODIFICATION OF PRELIMINARY ORDER Class Members to opt out by 9/11/2000. Deft. to send letter as exhibit A to persons listed on exhibit B within 5 business days of order. See document for all other orders. (signed by Judge John Gleeson , on 8/22/2000) Copies mailed (Jackson, Ramona) (Entered: 08/24/2000)
08/24/2000	109	LETTER dated 8/16/2000 from E.Simmons & L.Carbone to Judge Gleeson adequate funds set aside to cover making awards to these seven newly identified class members. (Jackson, Ramona) (Entered: 08/24/2000)
08/24/2000	110	OPT OUT. of Gwendolyn Bacon, Alfred d Williams, Margaret Farran, Dawn King, Floyd L.Howard, Nelson F.Lewis, Willie Mae Rice, Lynette Huggins, Arline J Leone, Joseph A Sands, Kenneth Davis, Cornell Everett, Alphonso Robertson, Rennett Williams, Herman Miles, Floyd L.Howard, Dorothy Borny, William G White, Jennifer Whyte, Herman S Dorsey, Robert Brantley, Michael R Gachette,

		Nathaniel Howard, Doris McGill, Crystal Franklin, Debra Howard, Soanie G Meadows, Joaquin Rosa, and Matirice Moore. (Jackson, Ramona) (Entered: 08/24/2000)
08/25/2000	111	LETTER dated 8/16/2000 from Counsels to Judge Gleeson regarding extension of time to opt out. (Jackson, Ramona) (Entered: 08/25/2000)
09/07/2000	112	NOTICE/ Opt Out of MARK A DAVIS (Jackson, Ramona) (Entered: 09/07/2000)
09/11/2000	113	NOTICE / Opt Out of ALIX MARIETTE (Jackson, Ramona) (Entered: 09/11/2000)
09/11/2000	114	LETTER from Renaldo Clarke to Clerk of the Court unfair amount of settlement. (Jackson, Ramona) (Entered: 09/11/2000)
09/11/2000	117	LETTER (with attachment) dated 8.4.00 from Maya S. Rao, MD to Whom it May Concern advising the Court that Mr. Coleman has been under psychiatric care at the Adult Psychiatric Clinic at the Queens Hospital Center, since June 1990. (Hunter, Tara) (Entered: 09/15/2000)
09/12/2000	115	NOTICE /Opt Out of Robert Johnson (Jackson, Ramona) (Entered: 09/12/2000)
09/12/2000	116	NOTICE/ Opt Out of Mazetta F.Ford–Medina (Jackson, Ramona) (Entered: 09/12/2000)
09/15/2000	121	LETTER dated 9/13/00 from Renaldo Clarke to Clerk of Court, in accordance with Section VII of the Tentative Settlement, requesting in writing the opportunity to speak at the schedule hearing, 11/1/00. (Greene, Donna) (Entered: 09/29/2000)
09/20/2000	118	LETTER dated 9/6/2000 from Renaldo Clarke to Clerk of the Court regarding objections mailed. (Jackson, Ramona) (Entered: 09/20/2000)
09/25/2000	119	BRIEF of Renaldo Clarke filed. (Jackson, Ramona) (Entered: 09/25/2000)
09/27/2000	120	LETTER dated 9/23/2000 from Rosa Nobles–Turner to Clerk of the Court object to settlement. (Jackson, Ramona) (Entered: 09/27/2000)
10/03/2000	122	LETTER from Renaldo Clarke to Judge Gleeson Proposed Changes Notice of Settlement. (Jackson, Ramona) (Entered: 10/03/2000)
10/03/2000	123	ORDER / SECOND MODIFICATION OF THE PRELIMINARY ORDER [97–1] (signed by Judge John Gleeson , on 9/29/2000) (Jackson, Ramona) (Entered: 10/03/2000)
10/03/2000	124	Ltr. to Alan L.Fuchsberg from Lois L.Pounds dtd. 9/24/2000 RESPONSE in opposition to [123–1] sections noted below of the "Notice of Conditional Class Certification Proposed Settlement, Objections and Opt Out Rights etc. (Jackson, Ramona) (Entered: 10/03/2000)
10/11/2000	125	LETTER from Clydine Hope regarding working conditions. (Jackson, Ramona) (Entered: 10/11/2000)
10/12/2000	126	LETTER dated 10/1/2000 from Howard L.Washington to Clerk of the Court attached my written comments objecting to proposed action settlement. (Jackson, Ramona) (Entered: 10/12/2000)
10/13/2000	127	LETTER from Frederick L.Harris the amount we will receive under the settlement is \$2,709.00, less applicable taxes. (Jackson, Ramona) (Entered: 10/13/2000)
10/20/2000	128	AFFIDAVIT of GERALDINE R. EURE Consolidated Edison Re: (Jackson, Ramona) (Entered: 10/20/2000)
10/20/2000	129	MEMORANDUM by Consolidated Edison in support of [92–1] the fairness of the Proposed Stip. of Settlement. (Jackson, Ramona) (Entered: 10/20/2000)
10/20/2000	130	AFFIDAVIT of KENNETH G. STANDARD Consolidated Edison Re:in support of deft's motion for approval of the stip. of settlement under Rule 23 (e). (Jackson, Ramona) (Entered: 10/20/2000)

10/24/2000	131	LETTER dated 10/16/2000 from Kenneth G.Standard to Judge Gleeson enclosed Con Edison's memo. in support of the Fairness of Proposed stip. of settlement. (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	132	MEMORANDUM by Dorothy Sheppard in support of [92-1] order the fairness of the proposed stip. of settlement. (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	133	Appendix A (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	134	AFFIDAVIT by Irma J. Mushatt Re: [92-1] order for settlement (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	135	AFFIDAVIT by James M. Carter Re: [92-1] order for settlement (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	136	Assessment of Economic Loss (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	137	Appendix B (Jackson, Ramona) (Entered: 10/24/2000)
10/24/2000	138	AFFIDAVIT of Bernard R.Siskin and David Griffin (Jackson, Ramona) (Entered: 10/24/2000)
10/26/2000	139	LETTER dated 10/10/2000 from Alan L.Fuchsberg to Judge Gleeson request to increase page limit of our brief. (Jackson, Ramona) (Entered: 10/26/2000)
10/26/2000	140	ORDER Granted. On ltr. dtd. 10/16/2000 from Alan L.Fuchsberg allowing plfff. to submit supplemental affirmation by Alan Fuchsberg in the next few days. On ltr. dtd. 10/16/2000 from Alan L.Fuchsberg. (signed by Judge John Gleeson , on 10/17/2000) (Jackson, Ramona) (Entered: 10/26/2000)
10/26/2000	141	ORDER So ordered. On ltr. dtd. 10/12/2000 from Kenneth G Standard request a 20 page extension in length of deflt's memo. in support to address Rule 23 issues. (signed by Judge John Gleeson , on 10/16/2000) (Jackson, Ramona) (Entered: 10/26/2000)
10/27/2000	142	AFFIDAVIT of Jerome M.Staller PHD. (Jackson, Ramona) (Entered: 10/27/2000)
11/01/2000	143	AFFIDAVIT of Service by Dorothy Sheppard Re: [132-1] support memorandum (Jackson, Ramona) (Entered: 11/01/2000)
11/01/2000	144	Calendar entry:Before Judge Gleeson Civil Cause for motion for Fairness Hearing held. Case called. Counsel for all sides pres. Motion hearing held. Decision Reserved. (Jackson, Ramona) (Entered: 11/02/2000)
11/02/2000	145	NOTICE of Renaldo Clarke regarding settlement filed. (Jackson, Ramona) (Entered: 11/02/2000)
11/02/2000	146	LETTER dated 10/30/2000 from Kenneth G Standard to Judge Gleeson neither of these objections should bar approval of this settlement under which approximately 2400 class members stand to substantially benefit. (Jackson, Ramona) (Entered: 11/02/2000)
11/09/2000	147	NOTICE/ Election to join the class of JUDY HONEYWELL (Jackson, Ramona) (Entered: 11/09/2000)
12/18/2000	148	ORDER Parties seeking approval of the proposed settlement are diected to provide the answers to the following questions by 12/15/2000. see document (signed by Judge John Gleeson , on 12/14/2000) (Jackson, Ramona) (Entered: 12/18/2000)
12/27/2000	149	MEMORANDUM and ORDER For the foregoing reasons, I decline to give my approval to the settlement. A status conf. will be held on Jan 4,2001 @ 9:30. (signed by Judge John Gleeson , on 12/21/2000) (Jackson, Ramona) (Entered: 12/27/2000)
12/28/2000	150	NOTICE of Address Change of Patrick Gabbicion filed. (Jackson, Ramona) (Entered: 12/28/2000)
01/03/2001	151	Election to Join The Class of Annette DeMendonca. (Jackson, Ramona) Modified on 01/30/2002 (Entered: 01/03/2001)

01/04/2001	152	ORDER, adjn. to status conference for 9:30 1/11/01 before Judge John Gleeson , On ltr. dtd. 12/22/2000 from Kenneth Standard terminated past due deadlines (signed by Judge John Gleeson , on 12/22/2000) (Jackson, Ramona) (Entered: 01/04/2001)
01/11/2001	153	ORDER, set scheduling conference for 2:00 1/26/01 before Magistrate Joan M. Azrack , terminated past due deadlines (signed by Magistrate Joan M. Azrack , on 1/9/01) (Jackson, Ramona) (Entered: 01/11/2001)
01/11/2001	155	Calendar entry:Before Judge Gleeson Civil Cause for status conf. Ct Rep. Shelly Silverman Case called. Status Conf. held. (Jackson, Ramona) (Entered: 01/16/2001)
01/12/2001	154	TRANSCRIPT filed for Status Conf. before Judge Gleeson for dates of 1/11/01 (Jackson, Ramona) (Entered: 01/12/2001)
02/21/2001	157	NOTICE ofPatrick A Gabbidon will receive settlement in the amount \$1,258.00 less taxes. Address change attached. (Jackson, Ramona) (Entered: 02/21/2001)
03/01/2001	158	LETTER dated 2/26/01 from Esmeraldo Simmons to Mag Azrack regarding Dr Siskind's report. (Jackson, Ramona) (Entered: 03/01/2001)
04/06/2001	244	LETTER dated 4/6/01 from Esmeralda Simmons to Judge Gleeson, re: status. (DiLorenzo, Krista) (Entered: 01/10/2003)
06/27/2001	159	ORDER Granted. Status of settlement to June 20,2001. On ltr. dtd. 6/13/01 from Alan L Fuchsberg. (signed by Judge John Gleeson , on 6/19/01) (Jackson, Ramona) (Entered: 06/27/2001)
06/27/2001	160	ORDER stating that if the Court appoints a legal advisor to assist the Court, either with respect to the approval of a proposed settlement as a whole or with respect to payments to class representatives as part of such a settlement, the Court will do so only in the context of proposed settlement. The Court awaits word from the parties as to whether such a proposal will be presented for preliminary approval. (Signed by Judge Gleeson on 6/7/01). See letter dated 6/5/01 from Daniel L. Alterman to Judge Gleeson. Copies faxed by Chambers. (DiLorenzo, Krista) (Entered: 06/27/2001)
06/27/2001	161	LETTER dated 6/19/01 from Alan L.Fuchsberg to Judge Gleeson motion seeking the court's approval of a modified settlement that would provide: see document. request pre motion conf. (Jackson, Ramona) (Entered: 06/27/2001)
07/31/2001	162	ORDER stating that the proposed motion shall be filed within 60 days of this order. (Signed by Judge John Gleeson on 7/28/01). See letter dated 7/26/01 from Alan L. Fuchsberg to Judge Gleeson. C/M by Chambers. (DiLorenzo, Krista) (Entered: 08/01/2001)
08/10/2001	163	ORDER: On 5/14/01 parties met in Chambers to discuss prospect of settlement. No court reporter was present. The parties have agreed to contact Chambers within 30 days to advise on how they will proceed. (Signed by Judge John Gleeson on 5/14/01). (DiLorenzo, Krista) (Entered: 08/10/2001)
10/03/2001	164	ORDER granting pltf's request to extend time to submit a proposed Stipulation of Settlement from 9/26/01 to 10/10/01 . (Signed by Judge John Gleeson on 9/26/01). See faxed letter dated 9/24/01 from Joan Gibbs to Judge Gleeson. C/M by Chambers. (DiLorenzo, Krista) (Entered: 10/03/2001)
10/11/2001	245	LETTER dated 10/10/01 from Alan Fuchsberg to Judge Gleeson, enclosing an amended stipulation of settlement. (DiLorenzo, Krista) (Entered: 01/10/2003)
10/18/2001	165	ORDER Preliminarily approving Class Action Settlement, Conditionally Certifying Class, Providing for Notice, and Scheduling a Fairness Hearing on 02/26/02 at 11:15. (Signed by Judge John Gleeson on 10/16/01). Copies faxed by Chambers on 10/17/01. (DiLorenzo, Krista) (Entered: 10/18/2001)
10/29/2001	166	ORDER setting the following dates to class members opting out of settlement class and objecting to settlement: Elections to opt out of settlement class by 1/10/02, objections or comments to the proposed settlement by 1/10/02. (Signed by Judge John Gleeson on 10/25/01). Copies faxed by Chambers on 10/26/01. (DiLorenzo,

		Krista) (Entered: 10/29/2001)
11/26/2001	167	Opt out as to Alix M. Mariette on 11/20/01. Forwarded to Chambers. (DiLorenzo, Krista) (Entered: 11/30/2001)
11/27/2001	184	AFFIDAVIT of Service by Consolidated Edison Re: First notice and list of people served. (DiLorenzo, Krista) (Entered: 01/15/2002)
11/30/2001	168	Opt out as to Victor Spencer on 11/28/01. (DiLorenzo, Krista) (Entered: 12/03/2001)
12/04/2001	169	Opt Out as to Cornell Everett on 11/29/01. (DiLorenzo, Krista) (Entered: 12/06/2001)
12/11/2001	170	Opt out as to Alfred T. Thompson on 12/6/01. (DiLorenzo, Krista) (Entered: 12/11/2001)
12/20/2001	171	LETTER dated 12/18/01 from Gloria Harvin to "Whom it may concern: seeking why the money amounts are so different." (DiLorenzo, Krista) (Entered: 12/28/2001)
12/26/2001	179	LETTER dated 12/12/01 from Maylene Brown to "Whom it May Concern" advising that she signed the petition and moved out of NY. C/M. (DiLorenzo, Krista) (Entered: 01/10/2002)
12/26/2001	186	Opt out as to Dara Richardson-Feron on 12/20/01. (DiLorenzo, Krista) (Entered: 01/16/2002)
01/02/2002	172	Opt out as to Dorathy Barney on 12/10/01. (DiLorenzo, Krista) (Entered: 01/02/2002)
01/02/2002	173	NOTICE of OPT OUT of class filed by Harold Wallis Reid. (Permaul, Jenny) Modified on 01/30/2002 (Entered: 01/04/2002)
01/02/2002	174	NOTICE of OPT OUT of class filed by Monica Harte. (Permaul, Jenny) Modified on 01/30/2002 (Entered: 01/04/2002)
01/02/2002	175	NOTICE of OPT OUT of class by William T. Harvin. (Permaul, Jenny) (Entered: 01/04/2002)
01/03/2002	177	Opt out as to Micahel Gachette on 12/31/01. (DiLorenzo, Krista) (Entered: 01/07/2002)
01/04/2002	176	Opt out as to Kenneth Standard, Derick Hewitt, Lori Posey, Beverly James, Floyd Howard. (DiLorenzo, Krista) (Entered: 01/07/2002)
01/07/2002	178	Opt out as to Herman Miles on 1/4/02. (DiLorenzo, Krista) (Entered: 01/08/2002)
01/09/2002	180	Opt out as to Samuel Darrel and Matricia Moore. (DiLorenzo, Krista) (Entered: 01/10/2002)
01/09/2002	181	Opt out as to Dawn King on 1/3/02. (DiLorenzo, Krista) (Entered: 01/10/2002)
01/09/2002	185	LETTER dated 1/8/02 from Glen Williams to Clerk of Court, advising that "I am reserving a seat at the hearing scheduled for 2/26/02 at 11:15." (DiLorenzo, Krista) (Entered: 01/16/2002)
01/10/2002	187	Objection to Proposed Settlement by Pltfs. (DiLorenzo, Krista) (Entered: 01/17/2002)
01/10/2002	190	LETTER dated 1/8/02 from David S. Ratner to Clerk of Court, enclosing Ms. Sheppard's "Opt Out" form. {Forwarded to Chambers}. (DiLorenzo, Krista) (Entered: 02/05/2002)
01/11/2002	182	Objection to proposed settlement by pltfs. (DiLorenzo, Krista) (Entered: 01/14/2002)
01/11/2002	183	Opt out as to Gwendolyn E. Bacon, Muhammad A. Rahman, Debra Howard, Lynette Huggins, Sheryl Franklin, Alan Jones, Nathaniel Howard, Robert Brantley, Dorothy Sheppard. (DiLorenzo, Krista) (Entered: 01/14/2002)

01/15/2002	189	"Objections, Comments and Documents to class counsel and to CECONY's counsel by Frederick Harris." (DiLorenzo, Krista) (Entered: 01/18/2002)
01/18/2002	188	Objections to the Settlement and Fairness by Renaldo Clarke. (DiLorenzo, Krista) (Entered: 01/18/2002)
01/30/2002	191	LETTER dated 01.28.02 from Larry Carbone to USDC enclosing an alphabeized and numbered list of the opt outs received by Con Ed and Plt's counsel, and a copy of those opt outs. (Noh, Kenneth) (Entered: 02/07/2002)
02/07/2002	192	LETTER from Harold Wallis Reid to USDJ Gleeson requesting guidance as to his best path of action in pursuing this case on his own. W/encls. (Noh, Kenneth) (Entered: 02/07/2002)
02/12/2002	193	ORDER granting dft's request to extent the page limitation to 40 pages of the Amended Stipulation of Settlement. (Signed by Judge John Gleeson on 2/7/02). See letter dated 2/5/02 from Larry Carbone to Judge Gleeson. C/M. (DiLorenzo, Krista) (Entered: 02/12/2002)
02/15/2002	194	ORDER that the Judge does not want to hear from pltf.. They may submit their contortions and applications in writing. (Signed by Judge John Gleeson on 2/13/02). See letter dated 2/6/02 from Alan Fuchsberg to Judge Gleeson. Copies faxed by Chambers on 2/14/02. (DiLorenzo, Krista) (Entered: 02/15/2002)
02/21/2002	195	Pltfs' MEMORANDUM of Law in support of the proposed settlement. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	196	MEMORANDUM of Law by Consolidated Edison in support of the fairness of the proposed amended stipulation of settlement. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	197	AFFIDAVIT of Geraldine R. Eure on behalf of Consolidated Edison. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	198	AFFIDAVIT of Liliana Gonzalez on behalf of Consolidated Edison. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	199	Affirmation of LARRY Carbone on behalf of Consolidated Edison. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	200	Affirmation of Mary Schuette on behalf of Consolidated Edison. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	201	AFFIDAVIT of Kenneth G. Standard on behalf of Consolidated Edison. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	202	Pltfs' Appendices – Volume I of III. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	203	Pltfs' Appendices – Volume II of III. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/21/2002	204	Pltfs' Appendices – Volume III of III. (DiLorenzo, Krista) (Entered: 02/22/2002)
02/26/2002	205	Calendar entry: Before Judge Gleeson on 2/26/02. Motion hearing held. Pltf. Dorothy Sheppard's motion for summary judgment due by 3/15/02; opposition due by 3/29/02; reply due by 4/5/02. Oral argument set for 4/19/02. If case survives motion for summary judgment, jury selection and trial is tentatively set for 5/6/02 at 9:30. Status conf. for pltf. Derrick Hewitt will be held on 3/5/02 at 11:30. Motion to approve proposed class settlement taken under advisement. (DiLorenzo, Krista) (Entered: 03/01/2002)
03/04/2002	207	LETTER dated 2/28/02 from Renaldo Clarke to Judge Gleeson, asking the Court to condiser his addemdum as part of his statement towards final resolution and settlement. (DiLorenzo, Krista) (Entered: 03/06/2002)
03/05/2002	206	Calendar entry: Before Judge Gleeson on 3/5/02. Status conf. held. (DiLorenzo, Krista) (Entered: 03/06/2002)
03/07/2002	208	MAIL RETURNED: letter sent to Esmeralda Simmons, Esq. Returned on 3/7/02; "Returned to Sender." (DiLorenzo, Krista) (Entered: 03/07/2002)

03/07/2002	209	MAIL RETURNED: letter sent to Reginald Alonso Boddie, Esq. Returned on 3/7/02; "Returned to Sender." (DiLorenzo, Krista) (Entered: 03/07/2002)
03/11/2002	210	LETTER dated 3/5/02 from Alan L. Fruchsberg to Judge Gleeson, enclosing a copy of the article title "Making it Worth Pltf's whuile and supporting the settlement agreement. {Forwarded to Chambers}. (DiLorenzo, Krista) (Entered: 03/11/2002)
03/13/2002	211	ORDER that dft's summary judgment motion is due on 4/5/02. Pltf's response due on 4/19/02. Dft's reply, if any, due on 4/26/02. Oral argument set for 5/3/02 at 11:30. The trial date is adjourned to 5/20/02 at 9:30. (Signed by Judge John Gleeson on 3/12/02). See letter dated 3/11/02 from Mary Schuette to Judge Gleeson. Copies faxed by Chambers. (DiLorenzo, Krista) (Entered: 03/13/2002)
03/28/2002	212	LETTER dated 3/19/02 from Patrice Baldur to Judge Gleeson, requesting to be part of this case. (DiLorenzo, Krista) (Entered: 03/28/2002)
04/11/2002	213	ORDER denying pltf's request for a two week extension of time to file opposition papers. (Signed by Judge John Gleeson on 4/9/02). See letter dated 4/8/02 from David Ratner to Judge Gleeson. Copies faxed by Chambers on 4/10/02. (DiLorenzo, Krista) (Entered: 04/11/2002)
04/25/2002	214	ORDER granting dft's request to extend the page limit to 20 pages to reply to the matters raised in pltf's responsive brief. (Signed by Judge John Gleeson on 4/23/02). See letter dated 4/23/02 from Larry Carbone to Judge Gleeson. Copies faxed by Chambers on 4/24/02. (DiLorenzo, Krista) (Entered: 04/25/2002)
04/26/2002	215	Notice of MOTION by Consolidated Edison for summary judgment . Motion hearing not set . (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	216	MEMORANDUM by Consolidated Edison in support of [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	217	Rule 56.1 Statement(formerly Rule 3(g) by Consolidated Edison re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	218	Certification of Larry Carbone, Esq. on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	219	Certification of George Christ on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	220	Certification of Robert Hedlund on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	221	Certification of Francis Mulderrig on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	222	Certification of Richard Muzikar on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	223	Certification of Daniel O'Brien on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	224	MEMORANDUM of Law by Dorothy Sheppard in opposition to [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	225	Pltf Dorothy Sheppard's response to Rule 56.1 Statement. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	226	AFFIDAVIT of Martha M. McBrayer on behalf of Dorothy Sheppard in opposition to [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	227	REPLY MEMORANDUM OF LAW by Consolidated Edison in further [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)
04/26/2002	228	Reply Certification of Larry Carbone on behalf of Consolidated Edison Re: [215-1] motion for summary judgment. (DiLorenzo, Krista) (Entered: 04/29/2002)

05/03/2002	229	Calendar entry: Before Judge Gleeson on 5/3/02. Motion hearing held. Case called. Counsel for both sides present. Decision reserved. (DiLorenzo, Krista) (Entered: 05/07/2002)
05/21/2002	230	ORDER denying dft's [215-1] motion for summary judgment in its entirety. The trial date is adjourned on pltf's motion to 9/16/02 at 9:30. Final pretrial conf. set for 9/6/02 at 10:00. (Signed by Judge John Gleeson on 5/16/02). C/M. (DiLorenzo, Krista) (Entered: 05/21/2002)
05/30/2002	231	MAIL RETURNED: Order sent to Esmeralda Simmons, Esq.; returned on 5/30/02 "Attempted not known." (Latka (Entered: 06/03/2002)
06/04/2002	232	MAIL RETURNED: order sent to Reginald Boddie, Esq; returned on 6/4/02 "Attempted not known." (Latka (Entered: 06/05/2002)
07/16/2002	233	TRANSCRIPT filed for Hearing before Judge Gleeson on 2/26/02; Court Reporter: Anthony Mancuso. {Received in Dcoketing on 7/16/02}. (DiLorenzo, Krista) (Entered: 07/16/2002)
07/31/2002	234	Pltfs' Appendices- Volume 1A. (DiLorenzo, Krista) (Entered: 07/31/2002)
08/05/2002	235	MEMORANDUM and ORDER that all claims against Con Ed are dismissed with prejudice as against those members of the Settlement Class who have not timely exercised their right to be excluded from the Settlement. (Signed by Judge John Gleeson on 8/1/02). C/M by Chambers. {Forwarded for judgment}. (DiLorenzo, Krista) (Entered: 08/05/2002)
08/08/2002	236	ORDER dismissing the action in its entirety with prejudice and without costs or attys' fees to any party . (Signed by Judge John Gleeson on 8/8/02). C/M by Chambers. (DiLorenzo, Krista) (Entered: 08/08/2002)
08/08/2002	237	Calendar entry: Before Judge Gleeson on 8/8/02. Status conf. held. Case called. Counsel for all sides present. Case settled. Stip. signed and filed. (DiLorenzo, Krista) (Entered: 08/12/2002)
08/13/2002	238	JUDGMENT for Consolidated Edison against James W. Austin, Derick C. Hewitt, Leonard B. Middleton, Harold McKinzie, James M. Carter, Irma J. Mushatt, Robert W. Berry, Dorothy Sheppard; Order and Adjudged judgment is hereby entered that the Settlement Class is certified; that the Settlement is approved pursuant to Rule 23(e)Fed.R.Civ.P.; that all claims against Con Ed by those members of the Settlement Class who have not timely exercised their right to be excluded from the Settlement are dismissed with prejudice; and that class counsels' requested fees and costs are approved. (Signed by Robert Heinemann on 8.7.02). C/M , (Latka (Entered: 08/13/2002)
08/13/2002		Case closed. (Latka (Entered: 08/13/2002)
08/19/2002	239	MAIL RETURNED: Judgmentsent to Esmeralda Simmons and Reginald Boddie; returned on 8/19/02; "Attempted not Known." (DiLorenzo, Krista) (Entered: 08/21/2002)
08/26/2002	240	ORDER adpoting pltfs' suggestion and hereby direct that hte residual funds in the amount of \$593,843 be distributed among the class members in a manner agreed upon by parties. (Signed by Judge John Gleeson on 8/22/02). C/M. (DiLorenzo, Krista) (Entered: 08/26/2002)
08/26/2002	241	LETTER dated 8/12/02 from Esmeralda Simmons to Judge Gleeson, advising the Court that the Memorandum and Order dated 8/1/02 does not state how the remaining funds should be deposited. (DiLorenzo, Krista) (Entered: 08/26/2002)
08/26/2002	242	LETTER dated 8/19/02 from Mary Schuette to Judge Gleeson, opposing class counsel's letter dated 8/12/02. (DiLorenzo, Krista) (Entered: 08/26/2002)
08/26/2002	243	LETTER undated from Esmeralda Simmons to Judge Gleeson, requesting that the Court issue an order directing that the remaining \$593,843 from the \$715,000 set aside for the named pltfs. be so disbursed to the class members. (DiLorenzo, Krista) (Entered: 08/26/2002)

03/05/2003	246	LETTER dated 2/28/03 from Jessie Janowitz to Harold Wallis Reid, advising that, since you apted out of the settlement class, you must pursue your claim separately. (DiLorenzo, Krista) (Entered: 03/05/2003)
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