

CLOSED, JURY

**U.S. District Court
Southern District of Ohio (Cincinnati)
CIVIL DOCKET FOR CASE #: 1:98-cv-00383-SSB**

EEOC v. Cincinnati Bell Info, et al
Assigned to: Sandra S Beckwith
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 05/29/1998
Date Terminated: 10/24/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff**Equal Employment Opportunity
Commission**

represented by **John DeVore Sargent**
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TERMINATED: 06/21/2000
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Plaintiff**CWA AFL-CIO CLC**

represented by **David Marvin Cook**
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Plaintiff

**Communication Workers of America,
AFL-CIO, CLC Local 4400**

represented by **David Marvin Cook**
(See above for address)
LEAD ATTORNEY
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Mary K O'Melveny
(See above for address)
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Rhonda S Frey
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Timothy Michael Burke
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Plaintiff

**Communication Workers of America,
AFL-CIO, CLC Local 4401**

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LEAD ATTORNEY
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Mary K O'Melveny
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Intervenor Plaintiff

Suzanne Barnett

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V.

Defendant

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Defendant

Cincinnati Bell Telephone Inc

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Katherine Cook Morgan
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LEAD ATTORNEY
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Defendant

Cincinnati Bell Telephone Company

represented by **George Edward Yund**
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Katherine Cook Morgan
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LEAD ATTORNEY
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Defendant

Cincinnati Bell Pension Plan

represented by **George Edward Yund**
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ATTORNEY TO BE NOTICED

Katherine Cook Morgan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Employees Benefit Committee For
The Cincinnati Bell Pension Plan**

represented by **George Edward Yund**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Katherine Cook Morgan
(See above for address)
LEAD ATTORNEY

*ATTORNEY TO BE NOTICED***Defendant**

**Employees Benefit Claim Review
Committee For The Cincinnati Bell
Pension Plan**

represented by **George Edward Yund**
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Katherine Cook Morgan
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Date Filed	#	Docket Text
05/29/1998	1	COMPLAINT (Summonses issued) (no. pgs: 10) (wam) (Entered: 06/02/1998)
06/04/1998	2	ORDER by Judge Sandra S. Beckwith Case referred to Mag. Judge Timothy S. Hogan (cc: all counsel) (no pgs: 2) (tt) (Entered: 06/04/1998)
06/22/1998	3	MOTION for leave to intervene (as a pltf.) by Suzanne Barnett (no pgs: 2) (mb) (Entered: 06/22/1998)
06/23/1998	4	Stipulation and ORDER by Judge Sandra S. Beckwith and parties granting motion for leave to intervene [3-1] by Suzanne Barnett ; Pltf-Intervenor to file and serve proposed complaint in intervention within thirty days of the date of this Order (cc: all counsel) (no pgs: 2) (tt) (Entered: 06/23/1998)
07/01/1998	5	ATTORNEY APPEARANCE for defendants CWA AFL-CIO CLC, CWA Local 4400, and CWA Local 4401 by David Marvin Cook, Timothy Michael Burke, and Rhonda S Frey (no pgs: 3) (tt) (Entered: 07/02/1998)
07/01/1998	6	MOTION by defendants CWA AFL-CIO CLC, CWA Local 4400, and CWA Local 4401 for admission of attorney Mary K. O'Melveny pro hac vice (no pgs: 5+Proposed Order and Receipt #401269 in the amount of \$50.00 for payment of application fee) (tt) (Entered: 07/02/1998)
07/08/1998	7	ORDER by Judge Sandra S. Beckwith granting motion for admission of attorney Mary K. O'Melveny pro hac vice [6-1] (cc: all counsel) (no pgs: 2) (tt) (Entered: 07/08/1998)
07/10/1998	8	INTERVENOR'S COMPLAINT by intervenor-plaintiff Suzanne Barnett (no pgs: 17) (ls) (Entered: 07/13/1998)
07/30/1998	9	Stipulation and ORDER by Judge Sandra S. Beckwith :extending time until 9/11/98 for defts to respond to complaint in intervention (cc: all counsel) (no pgs: 2) (ph) (Entered: 07/30/1998)
08/03/1998	10	ANSWER by defendant CWA AFL-CIO CLC, defendant CWA Local

		4400, defendant CWA Local 4401 (no pgs: 7) (ls) (Entered: 08/06/1998)
08/03/1998	11	UNOPPOSED MOTION by defendants CWA AFL-CIO CLC, CWA Local 4400 and CWA Local 4401 for order realigning CWA dfts as party plaintiffs (no pgs: 2) (ls) (Entered: 08/06/1998)
08/13/1998	12	AGREED ORDER by Judge Sandra S. Beckwith granting motion for order realigning CWA dfts as party plaintiffs [11-1] (cc: all counsel) (no pgs: 4) (ph) (Entered: 08/13/1998)
09/11/1998	13	ANSWER by defendants ; No jury demand (no pgs: 5) (tt) (Entered: 09/14/1998)
09/11/1998	14	ANSWER to Complaint in Intervention by defendants ; No jury demand (no pgs: 8) (tt) (Entered: 09/14/1998)
09/24/1998	15	NOTICE of scheduling conf 10:00 10/30/98 before M.J. Hogan (cc: all counsel) (ls) (Entered: 09/28/1998)
10/19/1998	16	MOTION by plaintiff EEOC to file first amended complaint (no pgs: 4+Amended Complaint) (tt) (Entered: 10/20/1998)
11/03/1998	17	Stipulation and ORDER by Mag. Judge Timothy S. Hogan and parties ; Plaintiff-Intervenor Suzanne Barnett has to 2/4/99 for filing a motion for class certification (cc: all counsel) (no pgs: 2) (tt) (Entered: 11/03/1998)
11/04/1998	18	CALENDAR ORDER by Mag. Judge Timothy S. Hogan ; Trial scheduled for 11/00 ; Specific trial date to be assigned by the District Court ; Discovery ddl for liability only set for 10/1/99 ; Discovery ddl for damages only set for 10/1/00 ; Final pretrial conf scheduled for 10/00 ; Specific fptc date to be assigned by the District Court ; Mtn filing ddl set for 12/1/99 ; Pltfs expert witnesses and expert reports ddl set for 6/1/00 ; Defts expert witnesses and expert reports ddl set for 8/1/00 ; Notice of Rule 26 Compliance due 8/10/00 ; Parties to exchange witness list and summary by 9/29/00 , and ; A/complaint ddl set for 1/31/99 (cc: counsel) (no pgs: 1) (tt) (Entered: 11/04/1998)
11/25/1998	19	ORDER by Mag. Judge Timothy S. Hogan granting motion to file first amended complaint [16-1] (cc: all counsel) (no pgs: 2) (lw) (Entered: 11/25/1998)
11/25/1998	20	AMENDED COMPLAINT by plaintiff EEOC; jury demand (no pgs: 9+) (lw) (Entered: 11/25/1998)
02/01/1999	21	MOTION by intervenor-plaintiff Suzanne Barnett to extend time to 4/5/99 for filing motion for class certification (no pgs: 2) (tt) (Entered: 02/02/1999)
02/03/1999	22	ORDER by Mag. Judge Timothy S. Hogan granting motion to extend time to 4/5/99 for filing motion for class certification [21-1] (cc: all counsel) (no pgs: 1) (tt) (Entered: 02/03/1999)
03/31/1999	23	SECOND MOTION by intervenor-plaintiff Suzanne Barnett to extend time from 4/5/99 to 6/4/99 for filing motion re class certification (no

		pgs: 2) (tt) (Entered: 03/31/1999)
04/30/1999	24	ORDER by Mag. Judge Timothy S. Hogan granting motion to extend time from 4/5/99 to 6/4/99 for filing motion re class certification [23-1] (cc: all counsel) (no pgs: 1) (tt) (Entered: 04/30/1999)
06/04/1999	25	SECOND MOTION by intervenor-plaintiff Suzanne Barnett to extend time to 8/4/99 for filing motion for class certification (no pgs: 2) (tt) (Entered: 06/07/1999)
08/11/1999	26	ORDER by Mag. Judge Timothy S. Hogan granting motion to extend time for filing motion for class certification [25-1] ; Plaintiff-Intervenor Suzanne Barnett has to 8/31/99 for filing motion for class certification (cc: all counsel) (no pgs: 2) (tt) (Entered: 08/11/1999)
08/27/1999	27	MOTION by intervenor-plaintiff Suzanne Barnett to extend the current class certification ddl of 8/31/99 to 10/31/99 (no pgs: 2) (tt) (Entered: 08/27/1999)
09/03/1999	28	ORDER by Mag. Judge Timothy S. Hogan granting motion to extend the current class certification ddl of 8/31/99 to 10/31/99 [27-1] (cc: all counsel) (no pgs: 2) (tt) (Entered: 09/03/1999)
02/23/2000	29	ATTORNEY SUBSTITUTION: terminating attorneys Rhonda S Frey and Timothy Michael Burke for CWA AFL-CIO CLC, AFL-CIO Local 4401, and AFL-CIO Local 4400 and substituting attorney David M Cook (no pgs: 3) (tt) (Entered: 02/24/2000)
03/02/2000	30	NOTICE of hearing ; Final pretrial/settlement conference set for 10:00 11/3/00 ; Trial for 1:00 11/27/00 ; All discovery regarding liability should now be complete ; All discovery regarding damages must be completed by 10/1/00 ; Motions for summary judgment were due by 12/1/99 ; Case is 1st on trailing docket ; Trial packet was mailed to all counsel (cc: all counsel) (tt) (Entered: 03/02/2000)
06/15/2000	31	MOTION by intervenor-plaintiff Suzanne Barnett to amend complaint ; Motion is not opposed by any party (no pgs: 3 + Proposed Amended Intervenor Complaint) (tt) Modified on 06/15/2000 (Entered: 06/15/2000)
06/15/2000	32	MOTION by plaintiff EEOC to file second amended complaint with jury demand instantner ; Motion is supported by all of the parties and proposed parties to this action (no pgs: 7 + Proposed Second Amended Complaint With Jury Demand) (tt) Modified on 06/15/2000 (Entered: 06/15/2000)
06/15/2000	33	JOINT MOTION by plaintiff EEOC and defendants for approval and entry of attached consent decree ; Counsel for plaintiff-intervenor and plaintiff Communication Workers of America are in agreement and have no objections (no pgs: 4+Proposed Consent Decree) (tt) (Entered: 06/15/2000)
06/15/2000	34	JOINT MOTION by all parties for preliminary approval of the settlement, approval of forms of notice to class members, and scheduling of a fairness hearing (no pgs: 19+Proposed Settlement Agreeeme) (tt)

		(Entered: 06/15/2000)
06/28/2000	35	NOTICE of hearing setting conference on motion for approval and entry of consent decree [33-1] and motion for preliminary approval of class settlement [34-1] at 10:00 8/1/00 before Judge Sandra S Beckwith in Room 810 (cc: all counsel) (tt) (Entered: 06/28/2000)
08/14/2000	36	JOINT MOTION (REVISED) for preliminary approval of class settlement () (mb) (Entered: 08/14/2000)
08/14/2000	37	CONSENT DECREE & ORDER by Judge Sandra S. Beckwith granting motion for approval and entry of attached consent decree. [33-1] (cc: all counsel) (no pgs: 26) (mb) (Entered: 08/14/2000)
08/14/2000	38	ORDER certifying class, Preliminarily approving class settlement, Notice to class members and Scheduling of fairness hearing by Sandra S. Beckwith. This court conditionally certifies this action as a class action and designates Suzanne Barnett as the rep. Fairness hearing is set for December 4, 2000 @ 9:00 a.m. [36-1] (cc: all counsel) (no pgs: 10) (mb) (Entered: 08/14/2000)
09/11/2000	39	NOTICE OF INTENT/OBJECTIONS by Linda L Asher to Settlement Agreement being considered at the Final Approval and Fairness Hearing scheduled for 12/4/00 [38-1] ; Ms Asher plans to attend the Hearing (no pgs: 2+) (tt) (Entered: 09/12/2000)
10/30/2000	40	OBJECTIONS to the proposed settlement by Linda J. Maxey (no pgs: 4+exhs.) (mb) (Entered: 10/30/2000)
11/30/2000	41	NOTICE by defendants of compliance with class notice procedures (no pgs: 7) (mb) Modified on 11/30/2000 (Entered: 11/30/2000)
11/30/2000	42	JOINT RESPONSE to objections to proposed class [40-1], to [39-1] (no pgs: 22+exhs.) (mb) (Entered: 11/30/2000)
12/04/2000	43	CIVIL MINUTES: Fairness hearing held before Judge Sandra S. Beckwith. Conditions of proposed settlement outlined by counsel. Objectors: Linda Asher, Linda Maxey, Gerald Reece, & Alice Kendal Thomas (Asher & Maxey stated reasons for objections in open court). Matter taken under submission. M.A. Ranz (Official), Ct. Rptr. (no pgs: 1) (mb) (Entered: 12/04/2000)
12/11/2000	44	TRANSCRIPT filed of Fairness Hearing held on 12/4/00 before Judge Sandra S Beckwith ; Mary Ann Ranz Official Court Reporter (no pgs: 43) (tt) (Entered: 12/11/2000)
01/08/2001	45	ORDER OF FINAL APPROVAL by Judge Sandra S. Beckwith regarding the Settlement Agreement and Consent Decree (cc: all counsel) (no pgs: 16) (tt) (Entered: 01/08/2001)
01/24/2001		NOTATION ORDER by Judge Sandra S. Beckwith granting motion to file second amended complaint with jury demand instanter ; Motion is supported by all of the parties and proposed parties to this action [32-1] (cc: all counsel) (mb) (Entered: 01/24/2001)

01/24/2001	46	SECOND AMENDED COMPLAINT by plaintiff (no pgs: 13+exhs.) (cmtc) (mb) (Entered: 01/24/2001)
01/24/2001		NOTATION ORDER by Judge Sandra S. Beckwith granting motion to amend complaint ; Motion is not opposed by any party [31-1] (cc: all counsel) (mb) (Entered: 01/24/2001)
01/24/2001	47	AMENDED COMPLAINT in intervention (no pgs: 15) (cmtc) (mb) (Entered: 01/24/2001)
10/17/2001	48	NOTICE by parties regarding completion of the settlement agreement and consent decree (no pgs: 4+Proposed Final Order) (tt) (Entered: 10/18/2001)
10/24/2001	49	FINAL ORDER by Judge Sandra S. Beckwith approving the Settlement Agreement and dismissing plaintiff-intervenors Rule 23 claims with prejudice terminating case , and terminating case referral to Mag. Judge Timothy S. Hogan (cc: all counsel) (no pgs: 3) (tt) (Entered: 10/24/2001)
11/20/2001	50	JOINT MOTION by the parties to amend Final Order of Dismissal (no pgs: 4) (tt) (Entered: 11/20/2001)
11/20/2001	51	AMENDED FINAL ORDER OF DISMISSAL by Judge Sandra S. Beckwith of plaintiff-intervenor's Rule 23 claims and Rule 19(a) plaintiffs claims (cc: all counsel) (no pgs: 3) (tt) (Entered: 11/20/2001)

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