

Cat03, Protect, Standard, Termed

**U.S. District Court  
Northern District of Ohio (Toledo)  
CIVIL DOCKET FOR CASE #: 3:98-cv-07731-DAK**

Equal Employment Opportunity Commission v. J.H. Routh  
Packing Company  
Assigned to: Hon. David A. Katz  
Cause: 42:12131 Americans with Disabilities

Date Filed: 12/07/1998  
Date Terminated: 04/18/2002  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff****Equal Employment Opportunity  
Commission**

represented by **C. Larry Watson**  
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V.

**Defendant****J.H. Routh Packing Company**represented by **Bari E. Goggins**

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*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text

12/07/1998	<a href="#">1</a>	Complaint with jury demand, (1 summons and Magistrate Consent Forms issued)(filing fee waived) against J.H. Routh Packing Co. Filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Civil Cover Sheet) Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)
12/07/1998	<a href="#">2</a>	Case Information Statement ; Recommended track: Standard, filed by Equal Employment Opportunity Commission. (B, T) (Entered: 08/20/2001)
01/22/1999	<a href="#">3</a>	Waiver of Summons Returned <i>executed upon defendant J.H. Routh Packing Company on 12/17/98</i> filed by J.H. Routh Packing Co. Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)
02/12/1999	<a href="#">4</a>	Answer to Complaint by defendant, J.H. Routh Packing Company, (Related Doc # <a href="#">1</a> ) Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)
02/26/1999	<a href="#">5</a>	Case Management Conference Scheduling Notice: Case Management Conference set 3/29/99 at 3:30 p.m.; parties and counsel to attend conference. (B, T) (Entered: 08/20/2001)
03/26/1999	<a href="#">6</a>	Report of Parties' Planning Meeting , filed by all parties. Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)
03/26/1999	<a href="#">7</a>	Preliminary Estimate/Budget of Amount of Fees and Expenses filed by Equal Employment Opportunity Commission. (Related document(s) <a href="#">5</a> ) (B, T) (Entered: 08/20/2001)
03/30/1999	<a href="#">8</a>	Case Management Conference Order: Case Management Conference held 3/29/99; Track Designation: Standard; discovery to be completed 10/15/99; deadline for amending pleadings 6/30/99; deadline for adding parties 6/30/99; Motion filing deadline 11/15/99; 3 weeks for response after filing said Motions; 10 calendar days for reply; status conference on 7/19/99 by telephone at 9:15 a.m.; final pretrial conference on 2/28/00 at 3:30 p.m.; jury trial 3/28/00; expert disclosures with reports due for plaintiff by 8/16/99; for defendant by 9/13/99; parties shall file a letter with the Court to notify the Court of the outcome of any pending litigation relevant to this matter. Judge David A. Katz(B, T) (Entered: 08/20/2001)
03/30/1999	<a href="#">9</a>	Trial Order: Case is scheduled for jury trial 3/28/00 at 9:00 a.m.; plaintiff to submit stipulations regarding undisputed trial facts by 2/29/00; objections due 3/7/00; final stipulations due to Court by 3/14/00; trial briefs and motions in limine, if any shall be filed at least 14 calendar days before the date of trial, all other instructions per Order. Judge David A. Katz(B, T) (Entered: 08/20/2001)
03/31/1999	<a href="#">10</a>	Preliminary Estimate/Budget of Amount of Fees and Expenses filed by J.H. Routh Packing Co.. (Related document(s) <a href="#">5</a> ) (B, T) (Entered: 08/20/2001)
04/06/1999	<a href="#">11</a>	Preliminary Estimate/Budget of Amount of Fees and Expenses ( <i>second</i> ) filed by J.H. Routh Packing Co.. (Related document(s) <a href="#">5</a> ) (B, T) (Entered: 08/20/2001)

07/16/1999	<a href="#">12</a>	Motion for judgment on the pleadings <i>with Memorandum in Support</i> , filed by J.H. Routh Packing Co.. (Related document(s) <a href="#">1</a> ) (B, T) (Entered: 08/20/2001)
07/16/1999	<a href="#">13</a>	Order: Court conducted Status Conference on 7/19/99; New discovery and dispositive motion deadlines will be set, if necessary after the Court rules on defendant's motion. Judge David A. Katz(B, T) (Entered: 08/20/2001)
07/29/1999	<a href="#">14</a>	Motion for extension of time <i>to respond to defendant's Motion for Judgment on the Pleadings until 8/13/99, filed by Equal Employment Opportunity Commission. (Related document(s)<a href="#">12</a>) Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)</i>
08/06/1999	<a href="#">15</a>	Marginal Entry Order: Granting plaintiff's Motion for extension of time until 8/13/99 to respond to defendant's Motion for Judgment on the Pleadings. Judge David A. Katz (Related Doc # <a href="#">14</a> ) (B, T) Modified on 8/20/2001 (B, T). (Entered: 08/20/2001)
08/16/1999	<a href="#">16</a>	Opposition (Related Motion(s) <a href="#">12</a> ) <i>to defendant's Motion for Judgment on the Pleadings, filed by Equal Employment Opportunity Commission. Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)</i>
08/26/1999	<a href="#">17</a>	Motion for leave <i>by defendant to file Reply Brief Instanter to plaintiff's Brief in Opposition to Motion for Summary Judgment</i> , filed by J.H. Routh Packing Co.. (B, T) (Entered: 08/20/2001)
09/02/1999	<a href="#">18</a>	Marginal Entry Order: Granting defendant's Motion for leave to file reply Brief to plaintiff's Brief in Opposition to Motion for Summary Judgment. Judge David A. Katz (Related Doc # <a href="#">17</a> ) (B, T) (Entered: 08/20/2001)
09/02/1999	<a href="#">19</a>	Reply (Related Motion(s) <a href="#">12</a> ) <i>by defendant to plaintiff's Brief in Opposition to Motion by defendant for Judgment on the Pleadings, filed by J.H. Routh Packing Co. Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)</i>
10/13/1999	<a href="#">20</a>	Memorandum Opinion: Defendant's Motion for Judgment on the Pleadings is granted. (related document(s)# <a href="#">12</a> ) Judge David A. Katz 8/27/2001 Modified on 9/11/2001 (B, T) (Entered: 08/20/2001)
10/13/1999	<a href="#">21</a>	Judgment Entry: Ordered that defendant's Judgment on the Pleadings is granted dismissing case. Judge David A. Katz (B, T) (Entered: 08/20/2001)
12/02/1999	<a href="#">22</a>	Notice of Appeal <i>by plaintiff regarding case dismissal in favor of defendant on 10/13/99; (cc: counsel-notice only) USCA-notice and documents mailed on 12/2/99; Fee not required.</i> filed by Equal Employment Opportunity Commission. (Related document(s) <a href="#">21</a> ) (B, T) (Entered: 08/21/2001)
12/27/1999	<a href="#">23</a>	<i>Transcript Order Form by plaintiff received. Transcript is unnecessary for Appeal purposes. (B,T) (Entered: 08/21/2001)</i>
12/28/1999	<a href="#">24</a>	Acknowledgment from USCA for the 6th Circuit of receipt of plaintiff-

		appellant's Notice of Appeal (USCA #: 99-4482) - date received 12/7/99; date filed 12/8/99(B, T) (Entered: 08/21/2001)
11/02/2000		Certified original pleadings mailed to USCA for the 6th Circuit on 11/3/00 (B, T) Modified on 8/21/2001 (B, T). (Entered: 08/21/2001)
11/20/2000	<a href="#">25</a>	Acknowledgment from USCA for the 6th Circuit of receipt of plaintiff-appellant's Notice of Appeal (USCA #: 99-4482) - date received 11/3/00; date filed 11/6/00 (1 volume of pleadings) (B, T) (Entered: 08/21/2001)
04/25/2001	<a href="#">26</a>	Information Copy of Order from USCA reversing the District Court's grant of the defendant's Motion for Judgment on the Pleadings, and remanding for further proceedings. Clerk: Leonard Green; Chief Judge: Martin; Circuit Judges: Jones and Cole. Information Copy issued 4/19/01 ( this is not a mandate Order). (B, T) Modified on 8/21/2001 (B, T). (Entered: 08/21/2001)
07/20/2001	<a href="#">27</a>	(Mandate) True Copy Order from USCA reversing and remanding the decision of the District Court [Appeal[22-1]]. Mandate issued 7/6/01; Cost:\$269.50. Appeal record return deadline 9/18/01; CASE RE-OPENED (B, T) (Entered: 09/26/2001)
07/25/2001		Record on Appeal returned from USCA for the 6th Circuit ( 1 volume of pleadings). (B, T) (Entered: 08/21/2001)
07/30/2001	<a href="#">28</a>	Order: Telephone Status Hearing set 8/13/01 at 11:00 a.m. Judge David A. Katz(B, T) (Entered: 08/21/2001)
08/02/2001	<a href="#">29</a>	Motion to substitute attorney <i>Jeffrey A. Sterns as trial attorney</i> , filed by Equal Employment Opportunity Commission. (B, T) (Entered: 08/21/2001)
08/17/2001	<a href="#">30</a>	Order: Telephone status conference held 8/13/01; discovery deadline is 3/1/02; plaintiffs expert disclosures with reports due 11/11/01; defendants expert disclosures due 12/3/01; dispositive motion deadline 3/25/02, with 3 weeks for response and 10 days for reply; telephone status conference set 11/26/01 at 9:45 a.m.; final pretrial set 6/10/02 at 2:00 p.m. and jury trial set 7/16/02. Judge David A. Katz (B, T) (Entered: 08/21/2001)
08/17/2001	<a href="#">31</a>	Trial Order: Jury trial 7/16/02 at 9:00 a.m.; stipulations as to undisputed facts due 6/25/02; objections due 7/2/02; signed stipulations to Court by 7/9/02; trial briefs and motions in limine, if any, by 7/9/02. Judge David A. Katz Modified on 9/11/2001 (B, T) (Entered: 08/21/2001)
09/11/2001	<a href="#">32</a>	Notice of Placement of case in the CM/ECF Docketing System (S, D) (Entered: 09/11/2001)
09/14/2001	<a href="#">33</a>	Joint Motion for extension of time <i>for Expert Disclosures</i> filed by Equal Employment Opportunity Commission. (Stern, Jeffrey) (Entered: 09/14/2001)
09/17/2001	<a href="#">34</a>	ORDER. Judge David A. Katz. This case is ordered into the Court's Electronic Filing System. All pleadings/orders shall be filed electronically. (B, C) (Entered: 09/17/2001)

10/01/2001	<a href="#">35</a>	Notice of Service of <i>first interrogatories and requests for production</i> filed by J.H. Routh Packing Company. (N, D) (Entered: 10/03/2001)
10/03/2001	<a href="#">36</a>	Stipulation & Order. Plaintiff's expert disclosure w/reports by 11/26/01; Defendant's expert disclosure w/report by 12/17/01. (Katz, David) (Entered: 10/03/2001)
10/17/2001	<a href="#">37</a>	STIPULATED CONFIDENTIALITY ORDER re: all documents, drawings or plans for the cut floor of deft, as produced or disclosed by deft J.H. Routh Packing Co. Judge David A. Katz. (B, C) (Entered: 10/17/2001)
10/17/2001	<a href="#">38</a>	Notice of Substitution of Counsel removing attorney <i>Bari E. Goggins</i> and adding attorney Timothy J. Downing filed by on behalf of all defendants. (Downing, Timothy) (Entered: 10/17/2001)
11/13/2001	<a href="#">39</a>	Notice of Service of <i>EEOC's second interrogatories and requests for production of records</i> filed by J.H. Routh Packing Company. (G, D) (Entered: 11/15/2001)
11/27/2001	<a href="#">40</a>	ORDER. Phone conference held 11/26/01. Defendant to submit disputed responses for in camera review by 12/10/01. (Katz, David) (Entered: 11/27/2001)
12/06/2001	<a href="#">41</a>	Notice of <i>production of documents for in camera inspection</i> filed by J.H. Routh Packing Company. (G, D) (Entered: 12/11/2001)
12/21/2001	<a href="#">42</a>	Notice to take Deposition of <i>William R. Bauer, M.D. or the Records Custodian for William R. Bauer, M.D. and William R. Bauer, M.D., Inc.</i> on <i>January 4, 2002</i> filed by J.H. Routh Packing Company. (Coppeler, John) (Entered: 12/21/2001)
04/12/2002	<a href="#">43</a>	Proposed Stipulation filed by Equal Employment Opportunity Commission. (Attachments: # <a href="#">1</a> Settlement Agreement)(Stern, Jeffrey) (Entered: 04/12/2002)
04/18/2002	<a href="#">44</a>	Marginal Order granting stipulated dismissal with prejudice, each party to bear its own fees and costs, subject to terms of settlement agreement. (Judge David A. Katz) (Related document(s) <a href="#">43</a> ) (R, Ci) (Entered: 04/18/2002)

<b>PACER Service Center</b>			
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<b>Billable Pages:</b>	4	<b>Cost:</b>	0.32