

**U.S. District Court
Southern District of Ohio (Columbus)
CIVIL DOCKET FOR CASE #: 2:93-cv-00472-JPK-TPK**

USA v. Dept Of Rehab, et al
Assigned to: Senior Judge Joseph P Kinneary
Referred to: Terence P Kemp
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 05/05/1993
Date Terminated: 08/30/1995
Jury Demand: None
Nature of Suit: 442 Civil Rights:
Jobs
Jurisdiction: U.S. Government
Plaintiff

Plaintiff

USA

represented by **Barbara E Thawley**
555 Republic Drive
Suite 111
Plano, TX 75074-5427
972/424-1165
TERMINATED: 07/13/1993
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Donald LeRoy Smith, Jr.
United States Attorney's Office - 2
303 Marconi Boulevard
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TERMINATED: 11/09/1993
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U.S. Department of Justice
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V.

Defendant

**Ohio Department of
Rehabilitation & Corrections**

represented by **John Franklin Berry**
PO Box 950
707 Sixth Street
Portsmouth, OH 45662
740-353-4191
Email: jberry@adsglobal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lima Correctional Institution

represented by **John Franklin Berry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Harry K Russell
*in his official capacity as Warden
of the Lima Correctional
Institution*

represented by **John Franklin Berry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ohio State of

represented by **John Franklin Berry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/05/1993	1	COMPLAINT (Summons issued) (referred to Mag. Judge Terence P. Kemp) (no. pgs: 4) (aq) (Entered: 05/05/1993)

05/05/1993	2	MOTION by USA to consolidate case with C2-77-013 (no pgs: 10) (aq) (Entered: 05/05/1993)
05/14/1993	3	NOTICE of ATTORNEY APPEARANCE for defendants by John F. Berry, Esq. (no pgs: 2) (aq) (Entered: 05/18/1993)
05/25/1993	4	MEMORANDUM by defendant Dept Of Rehab, defendant Harry K Russell in opposition to [2-1] (no pgs: 40) (wh) (Entered: 05/26/1993)
05/25/1993	5	ANSWER by defendant Dept Of Rehab, defendant Lima Corr Inst, defendant Harry K Russell (no pgs: 3) (wh) (Entered: 05/26/1993)
06/08/1993	6	REPLY by plaintiff USA to response to motion to consolidate case with C2-77-013 [2-1] (no pgs: 10 + exhibits) (wh) (Entered: 06/09/1993)
06/10/1993	7	NOTICE setting this action for Preliminary PTC 1:50 7/27/93 no pgs: 1 (cc: all counsel) (wh) (Entered: 06/11/1993)
06/23/1993	8	ORDER by Mag. Judge Terence P. Kemp denying motion to consolidate case with C2-77-013 [2-1] (cc: all counsel) (no pgs: 8) (wh) (Entered: 06/24/1993)
06/28/1993	10	RETURN OF SERVICE executed upon defendant Dept Of Rehab, defendant Ohio State of on 5/27/93 (no pgs: 2) (wh) (Entered: 06/30/1993)
06/28/1993	11	RETURN OF SERVICE executed upon defendant Lima Corr Inst, defendant Harry K Russell on 5/26/93 (no pgs: 2) (wh) (Entered: 06/30/1993)
06/29/1993	9	NOTICE re-setting this action for Preliminary PTC 1:50 8/24/93 no pgs: 1 (cc: all counsel) (wh) (Entered: 06/30/1993)
07/01/1993	12	MOTION by all defendants for summary judgment (no pgs: 19 + exhibits) (wh) (Entered: 07/06/1993)
07/13/1993	13	ATTORNEY SUBSTITUTION: terminating attorney Barbara E Thawley for USA and substituting attorney Robert S Libman, Leslie T Annexstein (no pgs: 2) (wh) (Entered: 07/13/1993)
07/19/1993	14	JOINT MOTION by plaintiff & defendants to stay proceedings (no pgs: 4) (wh) (Entered: 07/19/1993)
07/26/1993	16	ORDER by Mag. Judge Terence P. Kemp granting motion to stay proceedings [14-1] ; Prelim pretrial conf vacated 1:50 8/24/93; Written Status report ddl set for 9/30/93 (cc: all counsel) (no pgs: 1) (wh) (Entered: 07/29/1993)

07/27/1993	15	MOTION to intervene by Ohio Civil Service Employees Association, AFSCME, Local 11, AFL-CIO (no pgs: 6) (wh) (Entered: 07/28/1993)
08/16/1993	17	STATUS REPORT by defendants (no pgs: 2) (wh) (Entered: 08/16/1993)
08/16/1993	18	JOINT MOTION by defendants & OCSEA to extend to 10/30/93 for m/c motion to intervene (no pgs: 3) (wh) (Entered: 08/16/1993)
08/19/1993	19	RESPONSE by plaintiff to motion to intervene [15-1] (no pgs: 17) (wh) (Entered: 08/20/1993)
08/23/1993	20	ORDER by Mag. Judge Terence P. Kemp granting motion to extend to 10/30/93 for m/c motion to intervene [18-1] (cc: all counsel) (no pgs: 1) (wh) (Entered: 08/24/1993)
09/02/1993	21	JOINT MOTION by plaintiff, defendants to stay proceedings , and to extend time for status rpt (no pgs: 4) (wh) (Entered: 09/02/1993)
09/09/1993	22	ORDER by Mag. Judge Terence P. Kemp granting motion to stay proceedings [21-1], granting motion to extend time for status rpt [21-2] ; Status report ddl set for 10/29/93 (cc: all counsel) (no pgs: 1) (wh) (Entered: 09/09/1993)
10/28/1993	23	MEMO IN OPPO by defendant to motion to intervene [15-1] (no pgs: 9) (wh) (Entered: 10/29/1993)
10/29/1993	24	STATUS REPORT by plaintiff USA (no pgs: 6) (pl) (Entered: 11/03/1993)
10/29/1993	25	MOTION by plaintiff USA to extend time to 11/8/93 to respond to defts' motion for S/J (no pgs: 7) (pl) (Entered: 11/03/1993)
10/29/1993	26	MOTION by plaintiff USA to stay proceedings pending a preliminary PT Conf or settlement week proceedings (no pgs: 8) (pl) (Entered: 11/03/1993)
10/29/1993	27	STATUS REPORT by defendants (no pgs: 37) (wh) (Entered: 11/05/1993)
11/03/1993	28	MOTION by defendants to amend ans (no pgs: 5) (wh) (Entered: 11/05/1993)
11/03/1993	29	RESPONSE by defendant to motion to extend time to 11/8/93 to respond to defts' motion for S/J [25-1] (no pgs: 3) (wh) (Entered: 11/05/1993)
11/05/1993	30	ORDER by Mag. Judge Terence P. Kemp Clerk to set case for

		prelim ptrl conf (cc: all counsel) (no pgs: 1) (wh) (Entered: 11/05/1993)
11/05/1993	31	NOTICE setting this action for Preliminary PTC 2:00 11/23/93 no pgs: 1 (cc: all counsel) (wh) (Entered: 11/05/1993)
11/09/1993	32	ATTORNEY SUBSTITUTION: terminating attorney Donald LeRoy Smith Jr. for USA and substituting attorney Philip Lee Brady (no pgs: 2) (wh) (Entered: 11/09/1993)
11/09/1993	33	REPLY by plaintiff to response to motion to stay proceedings pending a preliminary PT Conf or settlement week proceedings [26-1], motion to extend time to 11/8/93 to respond to defts' motion for S/J [25-1] (no pgs: 3) (wh) (Entered: 11/09/1993)
12/04/1993	34	PRELIMINARY SCHEDULING ORDER by Mag. Judge Terence P. Kemp ; Preliminary pretrial conf was held on 2:00 11/23/93; CASE PLACED ON INACTIVE STATUS UNTIL 8:00 A.M. MAY 31, 1995 (no pgs: 3) (cc: all counsel) (wh) (Entered: 12/06/1993)
01/14/1994	35	OPINION AND ORDER: by Judge Joseph P. Kinneary Sr. denying motion to intervene [15-1] filed by Ohio Civil Service Employees Association, AFSCME, Local 11, AFL-CIO (cc: all counsel) (no pgs: 8) (wh) (Entered: 01/14/1994)
01/19/1994	36	NOTICE by defendant of withdrawal of motion to amend ans [28-1], motion for summary judgment [12-1] (no pgs: 2) (wh) (Entered: 01/20/1994)
08/18/1995	37	JOINT MOTION by plaintiff, defendants to dismiss (no pgs: 7) (wh) (Entered: 08/21/1995)
08/30/1995	38	ORDER by Judge Joseph P. Kinneary Sr. granting motion to dismiss [37-1] (cc: all counsel) (no pgs: 1) (wh) (Entered: 08/30/1995)