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U.S. District Court
Western District of Oklahoma[LIVE] (Oklahoma City)
CIVIL DOCKET FOR CASE #: 5:00-cv-00676-M

EEOC v. Warren Properties
Assigned to: Honorable Vicki Miles-LaGrange
Demand: \$0
Case in other court: 01-06372
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 04/04/2000
Date Terminated: 04/16/2001
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Holly Waldron Cole**
EEOC-OKC
Equal Employment Opportunity
Commission
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Intervenor

Mark H Davis

represented by **Chanda R Graham**
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V.

Defendant

Warren Properties Inc
a Delaware Corporation
doing business as
 Willow Cliff Lakeshore Apartments

represented by **Tim N Cheek**
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ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|-------------------|----------|---|
| 04/04/2000 | 1 | COMPLAINT (eh) (Entered: 04/05/2000) |
| 04/04/2000 | 2 | PRAECIPE for and issued 1 summons by plaintiff EEOC (fp) (Entered: 04/06/2000) |
| 04/04/2000 | 3 | ATTORNEY APPEARANCE for plaintiff EEOC by Holly Waldron (fp) (Entered: 04/06/2000) |
| 04/11/2000 | 4 | RETURN OF SERVICE executed upon blank (space) Prentice-Hall Corp on 4/6/00 , cert mail signed Sandy Molget (20 days) (fp) (Entered: 04/11/2000) |
| 04/20/2000 | 5 | PRAECIPE for and issued 1 summons by plaintiff EEOC (fp) (Entered: 04/20/2000) |
| 04/24/2000 | 6 | ATTORNEY APPEARANCE for defendant Warren Properties by Tim N Cheek (fp) (Entered: 04/25/2000) |

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| 04/24/2000 | 7 | ANSWER by defendant Warren Properties; jury demand (fp) (Entered: 04/25/2000) |
| 04/25/2000 | 8 | RETURN OF SERVICE by defendant Warren Properties regarding Interrogatories, Req for Admission ad Req for Prod by cert mail signed (illigible) (fp) (Entered: 04/25/2000) |
| 05/02/2000 | | DOCKET SCHEDULING ORDER ; status scheduling conf set for 10:50 6/6/00 (fp) (Entered: 05/03/2000) |
| 05/23/2000 | 9 | MOTION by blank (space) Mark H Davis to intervene in this action on the ground that he is the aggrieved party who filed the original cmp (fp) (Entered: 05/23/2000) |
| 05/26/2000 | 10 | ENTER ORDER by Honorable Vicki Miles-LaGrange; case sched for Status and Sched conf set for 6/6/00 is hereby CONTINUED to the August 2000 dkt (cc: all counsel) [EOD Date 5/26/00] (cjs) (Entered: 05/26/2000) |
| 05/26/2000 | 11 | CERTIFICATE OF SERVICE by plaintiff EEOC re responses to dft Warren Properties, Inc., 1st Req for Prod of Doc and Answers to Dft's 1st Set of Interrogatories was served to cnsl (fp) (Entered: 05/30/2000) |
| 06/07/2000 | 12 | ATTORNEY APPEARANCE for plaintiff EEOC by Michelle M Robertson (fp) (Entered: 06/07/2000) |
| 06/19/2000 | 13 | ORDER by Honorable Vicki Miles-LaGrange granting Mark H. Davis, to intervene in this action on the ground that he is the aggrieved party who filed the original cmp [9-1] (cc: all counsel) [EOD Date 6/19/00] (fp) (Entered: 06/19/2000) |
| 07/07/2000 | 14 | ATTORNEY APPEARANCE for blank (space) Mark H Davis by Chanda R Graham (fp) (Entered: 07/10/2000) |
| 07/10/2000 | 15 | MOTION by blank (space) Mark H Davis to amend Order allowing him to intervene as a "party dft" in this action (fp) Modified on 07/12/2000 (Entered: 07/10/2000) |
| 07/12/2000 | 16 | ORDER by Honorable Vicki Miles-LaGrange granting mtn to amend Order allowing Mark Davis to intervene as a "party" dft' this action [15-1] (cc: all counsel) [EOD Date 7/12/00] (fp) (Entered: 07/12/2000) |
| 08/01/2000 | 17 | STATUS REPORT by plaintiff EEOC, defendant Warren Properties (fp) (Entered: 08/02/2000) |
| 08/09/2000 | 18 | SCHEDULING ORDER Honorable Vicki Miles-LaGrange ; jury trial set for 4/1/01 ; Discovery set for 3/1/01 ;mtn filing ddl set for 2/1/01 ; pretrial report due 3/22/01 ; status scheduling conference held on 10:50 6/6/00 mtns to join due: w/i 30 days of this order mtns to amend due: w/i 30 days of this order pla's wit lst due: & expert wit 2/1/01 pla's exh lst due: 2/1/01 dft's wit lst due: & expert wit w/i 10 days t/a dft's exh lst due: w/i 10 days t/a mtns in limine due: 3/22/01 jury instr due: 3/22/01 voir dire requests due: 3/22/01 trial briefs due : 3/22/01 PFofFact & Concl due: 3/22/01 (cc: all counsel) (fp) (Entered: 08/09/2000) |
| 09/07/2000 | 19 | MOTION by defendant Warren Properties for leave to amend answer (fp) (Entered: 09/08/2000) |

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| 09/08/2000 | 20 | ORDER by Honorable Vicki Miles-LaGrange granting motion for leave to amend answer [19-1] attached as Exhibit "A" to dft's mtn for lv to amend its ans (cc: all counsel) [EOD Date 9/8/00] (fp) (Entered: 09/08/2000) |
| 09/11/2000 | 21 | AMENDED ANSWER [7-1] by defendant Warren Properties; jury demand (fp) (Entered: 09/12/2000) |
| 10/17/2000 | 22 | INTERVENOR'S COMPLAINT by Mark H Davis (fp) Modified on 10/17/2000 (Entered: 10/17/2000) |
| 10/17/2000 | 23 | PRAECIPE for and issued 1 summons by Mark H Davis to Warren Properties, Inc. (fp) Modified on 10/17/2000 (Entered: 10/17/2000) |
| 11/06/2000 | 24 | MOTION by defendant Warren Properties to dismiss Mark Davis' Intervenor Complaint (fp) (Entered: 11/07/2000) |
| 11/16/2000 | 25 | RETURN OF SERVICE executed upon defendant Warren Properties on 10/21/00 by cert mail (cjs) (Entered: 11/16/2000) |
| 11/20/2000 | 26 | OBJECTIONS by intervenor Mark H Davis to dft's motion to dismiss and brief in support [24-1] (fp) Modified on 11/22/2000 (Entered: 11/22/2000) |
| 02/01/2001 | 27 | NOTICE by plaintiff intervenor Mark H Davis adoption of plf's mtn for partial summary judgment (fp) (Entered: 02/01/2001) |
| 02/01/2001 | 28 | ADDL WITNESS list submitted by intervenor Mark H Davis and adopts and incorporates all witnesses and exhibits listed by Plf (fp) (Entered: 02/01/2001) |
| 02/01/2001 | 28 | ADDL EXHIBIT list by intervenor Mark H Davis and adopt and incorporates all witnesses and exhlst listed by Plaintiff (fp) (Entered: 02/01/2001) |
| 02/01/2001 | 29 | WITNESS list submitted by plaintiff EEOC (fp) (Entered: 02/02/2001) |
| 02/01/2001 | 30 | MOTION AND BRIEF IN SUPPORT by defendant Warren Properties for summary judgment (fp) (Entered: 02/02/2001) |
| 02/01/2001 | 31 | MOTION AND BRIEF IN SUPPORT by plaintiff EEOC for partial summary judgment (fp) (Entered: 02/02/2001) |
| 02/02/2001 | 29 | EXHIBIT list by plaintiff EEOC (fp) (Entered: 02/02/2001) |
| 02/12/2001 | 32 | WITNESS list submitted by defendant Warren Properties (fp) (Entered: 02/13/2001) |
| 02/12/2001 | 32 | EXHIBIT list by defendant Warren Properties (fp) (Entered: 02/13/2001) |
| 02/15/2001 | 33 | JOINT MOTION by plaintiff EEOC, defendant Warren Properties, intervenor Mark H Davis to extend response deadline (fp) (Entered: 02/15/2001) |
| 02/20/2001 | 34 | ORDER by Honorable Vicki Miles-LaGrange granting motion to extend response deadline [33-1] The responses to the dispositive mtns are due to be filed on February 27, 2001 (cc: all counsel) [EOD Date 2/20/01] (fp) (Entered: 02/20/2001) |
| 02/26/2001 | | DOCKET TRIAL ; jury trial set for 9:00 4/9/01 (fp) (Entered: 02/26/2001) |
| 02/27/2001 | 35 | RESPONSE by intervenor Mark H Davis to dft's motion for summary judgment [30-1] (fp) (Entered: 02/28/2001) |

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| 02/27/2001 | 36 | RESPONSE by plaintiff EEOC to dft's motion for summary judgment [30-1] (fp) (Entered: 03/01/2001) |
| 02/27/2001 | 37 | RESPONSE AND BRIEF IN SUPPORT by defendant Warren Properties to plf's motion for partial summary judgment [31-1] (fp) Modified on 03/01/2001 (Entered: 03/01/2001) |
| 03/05/2001 | 38 | NOTICE by plaintiff EEOC of Deposition Transcript Designations (fp) (Entered: 03/06/2001) |
| 03/06/2001 | 39 | ORDER by Honorable Vicki Miles-LaGrange ; Settlement conf Tuesday, March 20, 2001 at 9:00 a.m. bf Magistrate Judge Roberts (cc: all counsel) [EOD Date 3/6/01] (fp) Modified on 03/06/2001 (Entered: 03/06/2001) |
| 03/08/2001 | 40 | ENTER ORDER by Magistrate Judge Bana Roberts Settlement conf has been rescheduled for April 2, 2001, at 9:00 a.m. Conf Stmt being due March 28, 2001, by noon. All other provisions of the original Settlement Conf Ord dated March 6, 2001, remain in effect (cc: all counsel) [EOD Date 3/8/01] (fp) Modified on 03/08/2001 (Entered: 03/08/2001) |
| 03/22/2001 | 41 | ORDER by Honorable Vicki Miles-LaGrange granting motion to dismiss Mark Davis' Intervenor Complaint [24-1] IN-PART and DENIES IN-PART 1) The ct Grants the mtn to dismiss as to Davis' Section 1982 claim, and 2) The Ct Denies the mtn to dismiss as to Davis' Title VII Claim. (cc: all counsel) [EOD Date 3/22/01] (fp) (Entered: 03/22/2001) |
| 03/22/2001 | 42 | PROPOSED JURY INSTRUCTIONS submitted by plaintiff EEOC (fp) (Entered: 03/23/2001) |
| 03/22/2001 | 43 | MOTION by plaintiff EEOC in limine to exclude evidence, questions, argument or other mention in the presence of the jury of an arrest and guilty plea to drug possession charge by Mark Davis (fp) (Entered: 03/23/2001) |
| 03/22/2001 | 44 | REQUESTED JURY INSTRUCTIONS submitted by defendant Warren Properties (fp) (Entered: 03/23/2001) |
| 03/22/2001 | 46 | JOINT PRE-TRIAL REPORT (fp) (Entered: 03/23/2001) |
| 03/22/2001 | 47 | PROPOSED JURY INSTRUCTIONS submitted by plaintiff EEOC (fp) (Entered: 03/23/2001) |
| 03/22/2001 | 48 | TRIAL briefs submitted by defendant Warren Properties (fp) (Entered: 03/26/2001) |
| 03/23/2001 | 45 | VOIR DIRE submitted by defendant Warren Properties (fp) (Entered: 03/23/2001) |
| 03/23/2001 | 49 | AFFIDAVIT of Steven Mullins (fp) (Entered: 03/26/2001) |
| 03/27/2001 | 50 | ORDER by Honorable Vicki Miles-LaGrange denying motion for summary judgment [30-1] (more fully set out) (cc: all counsel) [EOD Date 3/27/01] (fp) Modified on 03/27/2001 (Entered: 03/27/2001) |
| 03/28/2001 | 52 | ORDER by Honorable Vicki Miles-LaGrange granting EEOC's motion for partial summary judgment [31-1] (more fully set out) (cc: all counsel) [EOD Date 3/29/01] (fp) (Entered: 03/29/2001) |

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| 03/29/2001 | 53 | AMENDED ANSWER by defendant Warren Properties to answer [7-1] (fp) (Entered: 03/30/2001) |
| 03/29/2001 | 54 | OBJECTIONS by defendant Warren Properties to Plaintiff and Third-Party Plf Intervenor's Pre-Trial Submissions (fp) (Entered: 03/30/2001) |
| 03/29/2001 | 55 | MOTION by defendant Warren Properties for reconsideration of Order of March 29, 2001 (fp) (Entered: 03/30/2001) |
| 04/02/2001 | 56 | RESPONSE by intervenor Mark H Davis to Dft Warren Properties motion for reconsideration of Order of March 29, 2001 [55-1] (fp) (Entered: 04/02/2001) |
| 04/02/2001 | 57 | MINUTE ORDER by Honorable Vicki Miles-LaGrange; This cs is currently set on the Court's April, 2001 trial dkt. On March 29, 2001, dft file a "Mtn to reconsider Order of March 20, 2001" re [55-1]. In light of the upcoming trial, the Ct hereby Shortens plfs' time to file their response to dft's mtn to reconsider and Orders plfs to file their response by Wednesday, April 4, 2001 (cc: all counsel) [EOD Date 4/2/01] (fp) (Entered: 04/02/2001) |
| 04/04/2001 | 58 | RESPONSE by plaintiff EEOC to motion for reconsideration of Order of March 29, 2001 [55-1] (fp) (Entered: 04/04/2001) |
| 04/05/2001 | 59 | ORDER by Magistrate Judge Bana Roberts, ; Settlement conf held April 2, 2001 Case did not settle. (cc: all counsel) [EOD Date 4/5/01] (fp) (Entered: 04/05/2001) |
| 04/05/2001 | 60 | ATTORNEY APPEARANCE for plaintiff EEOC by Toby W Costas (fp) (Entered: 04/05/2001) |
| 04/06/2001 | 61 | ORDER by Honorable Vicki Miles-LaGrange denying dft's motion for reconsideration of Order of March 29, 2001 [55-1 the court finds the Faragher/Ellerth affirmative defense is not available, even if there is an allegation of supervisor participation, when a racially hostile work env claim is based upon direct employer liab under the negligence theory of employer liab and not based upon vicarious employer liab. [EOD Date 4/6/01] (cjs) (Entered: 04/06/2001) |
| 04/06/2001 | 62 | AMENDED JOINT PRE-TRIAL REPORT (fp) (Entered: 04/09/2001) |
| 04/06/2001 | 63 | MOTION by intervenor Mark H Davis to compel dft to prvide certain personnel records req in Plf Intervenor's 1st Req for Prod of Documents to dft, Req No. 3, purs to FRCP #37 (fp) Modified on 05/01/2001 (Entered: 04/09/2001) |
| 04/06/2001 | 64 | STATEMENT/ ADOPTION by plaintiff EEOC of Plf Intervenor' Mtn to Comp dft to prvide certain personnel records req in Plf Intervenor's 1st Req for Prod of Documents to dft, Req No. 3, purs to FRCP #37 [63-1] (fp) Modified on 05/01/2001 (Entered: 04/09/2001) |
| 04/06/2001 | 65 | MOTION AND BRIEF by defendant Warren Properties for leave to allow audio playing of deposition testimony (fp) (Entered: 04/09/2001) |
| 04/06/2001 | 66 | OBJECTIONS by plaintiff EEOC to dft's motion for leave to allow audio playing of deposition testimony [65-1] (fp) (Entered: 04/09/2001) |
| 04/06/2001 | 67 | NOTICE by plaintiff EEOC of Amended Deposition Transcript Designations (fp) (Entered: 04/09/2001) |

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| 04/06/2001 | 68 | BRIEF PRELIMINARY STATEMENT by plaintiff EEOC (fp) Modified on 04/09/2001 (Entered: 04/09/2001) |
| 04/06/2001 | 69 | BRIEF PRELIMINARY STATEMENT by defendant Warren Properties (fp) (Entered: 04/09/2001) |
| 04/06/2001 | 70 | RESPONSE by defendant Warren Properties to Plf's Mark Davis' Mtn to Compel Production of Certain Employee Personnel Files [63-1] (fp) Modified on 04/09/2001 (Entered: 04/09/2001) |
| 04/06/2001 | 71 | RESPONSE by defendant to Plf Equal Employment Opportunity comm's and Plf Intervenor's Mtn to Compel Documents and Mtn to Allow Introduction of Evidence of Dft's Financial Status at Trial (fp) (Entered: 04/09/2001) |
| 04/06/2001 | 75 | MOTION AND BRIEF IN SUPPORT by plaintiff EEOC, intervenor Mark H Davis to compel documents and Mtn to Allow Introduction of Evidence of Dft's Financial Status at trial (fp) (Entered: 04/09/2001) |
| 04/09/2001 | 72 | ORDER by Honorable Vicki Miles-LaGrange approving Amended Pre Trl Rpt [62-1] (cc: all counsel) [EOD Date 4/9/01] (fp) (Entered: 04/09/2001) |
| 04/09/2001 | 73 | COURTROOM MINUTES: Enter As Above: Jury duly empaneled and admonished. Oath to try cs administered. Plf & Dft make opening stmt. Ct adjourns to 9:00 a.m. on Tuesday April 10, 2001. (fp) Modified on 05/01/2001 (Entered: 04/09/2001) |
| 04/09/2001 | 74 | ORDER by Honorable Vicki Miles-LaGrange Granting-In-Part and Denied-In-Part. 1) The Ct Grants the mtn to compel as to the personnel files of Albert Davis and Larry Glass. Dft is ordered to produce sd personnel files by 9:00 a.m., Monday, April 9, 2001. Sd production to be subject to an agreed confidentiality order as to any personal information contained in such files. 2) The Ct Denies the mtn to compel as to the personnel filed of Tom Yardy, Pam Yardy, Kenneth Bledsoe, Carrie Lonzo, David Lonzo, Geraldine Heenan, John Hennan, and Wendy Bledsoe. [63-1] (cc: all counsel) [EOD Date 4/9/01] (fp) Modified on 05/01/2001 (Entered: 04/09/2001) |
| 04/09/2001 | 76 | ORDER by Honorable Vicki Miles-LaGrange granting motion to compel documents and Mtn to Allow Introduction of Evidence of Dft's Financial Status at trial [75-1] (cc: all counsel) [EOD Date 4/9/01] (fp) (Entered: 04/09/2001) |
| 04/09/2001 | 77 | ORDER by Honorable Vicki Miles-LaGrange denying motion for leave to allow audio playing of deposition testimony [65-1] (cc: all counsel) [EOD Date 4/9/01] (fp) (Entered: 04/09/2001) |
| 04/10/2001 | 78 | MOTION by plaintiff EEOC, intervenor Mark H Davis to reconsider the Court's April 2001 Ruling (fp) (Entered: 04/11/2001) |
| 04/10/2001 | 79 | MOTION by plaintiff EEOC, intervenor Mark H Davis in limine to exclude evidence re the fact that Mark H. Davis claimed worker's compensation benefits fm an employee prior to and an employer after the period of his employment with the Dft (fp) (Entered: 04/11/2001) |
| 04/10/2001 | 81 | COURTROOM MINUTES: Plf present cs in chief with testimony of witnesses. Jnt exh admitted 1-4. Plf's exh admitted 109 & 108. Juror Bohanon Calls in this morning with add'l medical information and informs the Ct that she can not be in |

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| | | today because of those medical reasons. The Judge excuses this juror fm the jury panel. Ct adjourns to 9:00 on Wednesday, April 11, 2001. (fp) (Entered: 04/13/2001) |
| 04/11/2001 | 80 | AGREED PROTECTIVE ORDER by Honorable Vicki Miles-LaGrange between Plf Intervenor Mark Davis and Dft Warren Properties, Inc. (cc: all counsel) (fp) Modified on 04/11/2001 (Entered: 04/11/2001) |
| 04/11/2001 | 82 | COURTROOM MINUTES: Plf continues cs in chief w/testimony of witnesses. Plf rest. Plf's exh admitted 105. Dft's exh admitted 217. Mtn for Judgment as a matter of law by dft (denied) Dft present cs in chief w/testimony of witnesses. Ct adjourns on Thursday, April 12, 2001. (fp) (Entered: 04/13/2001) |
| 04/12/2001 | 85 | COURTROOM MINUTES: Further Jury Trial: Dft's exhibits admitted 220, 209. Dft continues cs in chief w/testimony of witnesses. Dft rest. Plf presents rebuttal evidence w/testimony of witnesses. Mtn for Jgm as a Matter of Law by dft (denied) Mtn for Dir Verdict by Dft (denied). Parties rest. Closing arguments 4:50 p.m. Ct instructs the jury 5:30 p.m. Ct adjourns to 12:30 p.m. on Friday, April 13, 2001. (fp) Modified on 05/01/2001 (Entered: 04/16/2001) |
| 04/13/2001 | 83 | ORDER by Honorable Vicki Miles-LaGrange denying motion to reconsider the Court's April 2001 Ruling [78-1] (cc: all counsel) [EOD Date 4/13/01] (fp) (Entered: 04/13/2001) |
| 04/13/2001 | 84 | OBJECTIONS by plaintiff EEOC, intervenor Mark H Davis to The Court's Rulings on Deposition Designations [83-1] (fp) Modified on 05/01/2001 (Entered: 04/13/2001) |
| 04/13/2001 | 86 | COURTROOM MINUTES: Further Jury Trial: Jury returns with verdict at 3:15 p.m. in favor of plaintiff on one clm & dft on one clm. Jury is polled. Cnsl view verdict. Jury is discharged. The Ct Request all cnsl to withdraw all pending any appeal. (fp) Modified on 05/01/2001 (Entered: 04/16/2001) |
| 04/13/2001 | 87 | COURT'S EXHIBITS (fp) (Entered: 04/16/2001) |
| 04/13/2001 | 88 | VERDICT Form (fp) (Entered: 04/16/2001) |
| 04/16/2001 | 89 | JURY INSTRUCTIONS submitted by Honorable Vicki Miles-LaGrange (fp) (Entered: 04/16/2001) |
| 04/16/2001 | 90 | JUDGMENT: by Honorable Vicki Miles-LaGrange, in favor of EEOC, and plf intervenor Mark H. Davis, agnst dft, Warren Properties, Inc., in the amt of \$700.00 compensatory damages and \$700.00 punitive damages, w/int thereon at the rate provided by law dismissing case (cc: all counsel) (fp) (Entered: 04/16/2001) |
| 04/26/2001 | 91 | NOTICE by plaintiff EEOC to The Ct regarding req for determination of injunctive relief (fp) (Entered: 04/26/2001) |
| 04/30/2001 | 92 | MOTION by plaintiff EEOC for leave of Court to enter Stipulated Backpay Award (fp) Modified on 05/01/2001 (Entered: 05/01/2001) |
| 04/30/2001 | 93 | MOTION AND BRIEF IN SUPPORT by intervenor Mark H Davis for attorney fees (fp) (Entered: 05/01/2001) |

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| 04/30/2001 | 94 | MOTION AND BRIEF IN SUPPORT by defendant Warren Properties to amend judgment Purs to Rule 59(e) (fp) (Entered: 05/01/2001) |
| 04/30/2001 | | BILL OF COSTS submitted by intervenor Mark H Davis re findings of fact judgment dismissing case [90-1] agnst Warren Properties Inc., in the amt of \$849.65. Date and Time of Hearing on Costs 6/5/01 at 9:00 am. (fp) (Entered: 05/01/2001) |
| 04/30/2001 | | BILL OF COSTS submitted by plaintiff EEOC re findings of fact judgment dismissing case [90-1] agnst Warren Properties in the amt of \$5,097.99. Date and time of Hearing is 9:00 a.m. June 5, 2001. (fp) (Entered: 05/01/2001) |
| 04/30/2001 | | BILL OF COSTS submitted by defendant Warren Properties re findings of fact judgment dismissing case [90-1] agnst Warren Properties, Inc., in the amt of \$4,313.99. Date and Time of hearing June 5, 2001 at 9:00 a.m. (fp) (Entered: 05/01/2001) |
| 04/30/2001 | 95 | MEMORANDUM BRIEF by defendant Warren Properties in support of bill of costs [0-0] (fp) (Entered: 05/01/2001) |
| 05/04/2001 | 96 | OBJECTIONS by defendant Warren Properties to Plaintiff Intervenor's motion for leave of Court to enter Stipulated Backpay Award [92-1] (fp) (Entered: 05/04/2001) |
| 05/04/2001 | 97 | APPLICATION by plaintiff EEOC for order for entry of Judgment for Equitable relief (fp) (Entered: 05/07/2001) |
| 05/07/2001 | 98 | MOTION AND BRIEF IN SUPPORT by intervenor Mark H Davis to quash Subpoena (fp) Modified on 05/09/2001 (Entered: 05/07/2001) |
| 05/08/2001 | 100 | RESPONSE by defendant Warren Properties to motion to quash Subpoena and brief in support [98-1] or in the alternative, Mtn for Evidentiary hrg (fp) (Entered: 05/09/2001) |
| 05/09/2001 | 99 | MINUTE ORDER by Honorable Vicki Miles-LaGrange; On May 7, 2001, plf intervenor Mark H. Davis filed a "Mtn to Quash Subpoena" re [98-1]. Plf intervenor seeks to quash a deposition subpoena commanding plf intervenor's cnsl to appr for a deposition on May 11, 2001. In light of the date of the deposition, the Ct hereby SHORTENS dft's time to file its response to plf intervenor's mtn to quash subpoena and ORDERS dft to file its response by Wednesday, May 9, 2001. (cc: all counsel) [EOD Date 5/9/01] (fp) (Entered: 05/09/2001) |
| 05/09/2001 | 101 | RESPONSE AND OBJECTION by plaintiff EEOC to Dft's Bill of Costs and Brief in Support (fp) (Entered: 05/09/2001) |
| 05/09/2001 | 102 | RESPONSE AND OBJECTION by plaintiff EEOC to Dft's motion to amend judgment Purs to Rule 59(e) [94-1] (fp) (Entered: 05/09/2001) |
| 05/10/2001 | 103 | ORDER by Honorable Vicki Miles-LaGrange granting motion to quash Subpoena [98-1] Additionally, the Ct ORDERS Ms. Graham to submit by May 18, 2001, a supplemental affidavit addressing the twelve factors to be considered regarding the reasonableness of the atty fee award. Dft shl hv (18) days fm the date Ms. Graham filed her supplemental affidavit w/i which to file its objection to plf intervenor's mtn for atty fees. Finally, the Ct DENIES dft's Mtn for |

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| | | Evidentiary Hrg at this time. (cc: all counsel) [EOD Date 5/10/01] (fp) (Entered: 05/10/2001) |
| 05/15/2001 | 104 | ADOPTION OF PLAINTIFF'S RESPONSE AND OBJECTION by intervenor Mark H Davis to Dft's Mtn and Brief to Amend Judgment Purs to Rule 59(e) (fp) (Entered: 05/16/2001) |
| 05/15/2001 | 105 | PLAINTIFF'S ADOPTION OF RESPONSE AND OBJECTION by intervenor Mark H Davis to Dft's Bill of Costs and Brief In Support (fp) (Entered: 05/16/2001) |
| 05/17/2001 | 106 | RESPONSE AND OBJECTION by defendant Warren Properties to Plaintiff EEOC's Bill of Costs (fp) (Entered: 05/17/2001) |
| 05/17/2001 | 107 | RESPONSE by defendant Warren Properties to Plaingiff Intervenor's Bill of Costs (fp) (Entered: 05/17/2001) |
| 05/18/2001 | 108 | SUPPLEMENTAL AFFIDAVIT of Chanda R. Graham in support of Plf Intervenor's Mtn for Atty Fees (fp) (Entered: 05/21/2001) |
| 05/18/2001 | 109 | MOTION by intervenor Mark H Davis to strike Dft's Response and Objection to Plf Intervenor's Bill of Costs (fp) (Entered: 05/21/2001) |
| 05/22/2001 | 110 | RESPONSE by defendant Warren Properties to EEOC and Plaintiff Intervenor, Mark Davis' motion for order for entry of Judgment for Equitable relief [97-1] (fp) (Entered: 05/23/2001) |
| 05/23/2001 | 111 | RESPONSE by defendant Warren Properties to motion to strike Dft's Response and Objection to Plf Intervenor's Bill of Costs [109-1] (cjs) (Entered: 05/24/2001) |
| 05/30/2001 | 112 | MOTION by plaintiff EEOC for leave to file a reply to dft's resp to plfs' application for the entry of judg for equitable relief (ap) (Entered: 05/31/2001) |
| 06/05/2001 | 113 | ORDER by Honorable Vicki Miles-LaGrange denying motion to strike Dft's Response and Objection to Plf Intervenor's Bill of Costs [109-1] (more fully set out) (cc: all counsel) [EOD Date 6/5/01] (fp) (Entered: 06/05/2001) |
| 06/05/2001 | 114 | OBJECTIONS by defendant Warren Properties to Plf Intervenor's motion for attorney fees [93-1] (fp) (Entered: 06/05/2001) |
| 06/25/2001 | 115 | ORDER by Honorable Vicki Miles-LaGrange granting motion for leave to file a reply brief attached to the Application is accepted and deemed filed as of the date of this order (cc: all counsel) [EOD Date 6/25/01] (fp) (Entered: 06/25/2001) |
| 06/28/2001 | 116 | MOTION by intervenor Mark H Davis for leave to file a Reply to Dft's Objection to Plf Intervenor's Application for Attorney Fees (fp) (Entered: 06/29/2001) |
| 07/02/2001 | 117 | ORDER by Honorable Vicki Miles-LaGrange granting motion for leave to file a Reply to Dft's Objection to Plf Intervenor's Application for Attorney Fees [116-1]; due nlt 7/9/01 (cc: all counsel) [EOD Date 7/2/01] (kw) (Entered: 07/02/2001) |
| 07/03/2001 | 118 | REPLY by intervenor Mark H Davis to obj/ response to motion for attorney fees [93-1] (cjs) (Entered: 07/03/2001) |

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| 08/08/2001 | 119 | ORDER by Honorable Vicki Miles-LaGrange; The Ct GRANTS dft's Mtn and Brief to Amend Judgment Pursuant to Rule 59(e) [94-1] (cc: all counsel) [EOD Date 8/8/01] (fp) (Entered: 08/08/2001) |
| 08/08/2001 | 120 | JUDGMENT: by Honorable Vicki Miles-LaGrange; The Ct ORDERS that judgment shld be and is hereby entered in favor of plf, Equal Employment Opportunity Commission, and plf intervenor, Mark H. Davis, agnst dft, Warren Properties, Inc., a Delaware corporation dba Warren Cliff Apts, on the claim of hostile work environment in the amt of \$700.00 compensatory damages and \$700.00 punitive damages, with int thereon at the rate provided by law, and the Ct ORDERS that judgment shld be and is hereby entered in favor of dft, WARREN PROPERTIES, INC., a Delaware corporation dba Warren Cliff Apartments, agnst plf, EQUAL EMPLOYMENT OPPORTUNITY COMMISSION and plf intervenor, MARK H. DAVIS, on the claim of retaliation (cc: all counsel) (fp) (Entered: 08/08/2001) |
| 08/08/2001 | 121 | ORDER by Honorable Vicki Miles-LaGrange denying motion for leave of Court to enter Stipulated Backpay Award [92-1] (cc: all counsel) [EOD Date 8/8/01] (fp) (Entered: 08/08/2001) |
| 08/10/2001 | 122 | ORDER by Honorable Vicki Miles-LaGrange DENIES motion for order for entry of Judgment for Equitable relief [97-1] (more fully set out) (cc: all counsel) [EOD Date 8/10/01] (fp) (Entered: 08/10/2001) |
| 09/10/2001 | 123 | MOTION by defendant Warren Properties for order ruling that the Mtns for Atty Fee filed herein hv the same effect under Rule 4(a)(4) of the Federal Rules of Appellate procedure as a timely Mtn under FRCP Rule 59 (fp) (Entered: 09/11/2001) |
| 09/20/2001 | 124 | COSTS taxed by EEOC in the amount of \$ 6075.94 against defendant Warren Properties (cc: all counsel) (fp) (Entered: 09/20/2001) |
| 09/20/2001 | 125 | COSTS taxed by defendant Warren Properties in the amount of \$ 0 against defendant Warren Properties (cc: all counsel) (fp) (Entered: 09/20/2001) |
| 09/20/2001 | 126 | COSTS taxed for intervenor Mark H Davis in the amount of \$ 849.65 against defendant Warren Properties (cc: all counsel) (fp) (Entered: 09/20/2001) |
| 09/24/2001 | 127 | OBJECTIONS by plaintiff EEOC to motion for order ruling that the Mtns for Atty Fee filed herein hv the same effect under Rule 4(a)(4) of the Federal Rules of Appellate procedure as a timely Mtn under FRCP Rule 59 [123-1] (fp) (Entered: 09/25/2001) |
| 09/24/2001 | 128 | MOTION AND BRIEF IN SUPPORT by defendant Warren Properties for order to Review Ruling on Bill of Costs Made by The Court Clerk (fp) (Entered: 09/25/2001) |
| 09/27/2001 | 129 | RESPONSE AND OBJECTION by plaintiff EEOC to motion for order to Review Ruling on Bill of Costs Made by The Court Clerk [128-1] (fp) (Entered: 09/28/2001) |
| 10/03/2001 | 130 | MOTION by defendant Warren Properties for leave to file a Reply to plf intervenor's Objection to dft's Appl for Order ruling that the Mtn for Atty Fees filed herein have the same effect under Rule 4(a)(4) of the Federal Rules of Appellate Procedure as a timely filed Mtn under FRCP Rule 59 (fp) (Entered: 10/03/2001) |

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| | | 10/03/2001) |
| 10/09/2001 | 131 | ORDER by Honorable Vicki Miles-LaGrange denying motion for order ruling that the Mtns for Atty Fee filed herein hv the same effect under Rule 4(a)(4) of the Federal Rules of Appellate procedure as a timely Mtn under FRCP Rule 59 [123-1] (cc: all counsel) [EOD Date 10/9/01] (fp) (Entered: 10/09/2001) |
| 10/09/2001 | 132 | ORDER by Honorable Vicki Miles-LaGrange granting motion for leave to file a Reply to plf intervenor's Objection to dft's Appl for Order ruling that the Mtn for Atty Fees filed herein have the same effect under Rule 4(a)(4) of the Federal Rules of Appellate Procedure as a timely filed Mtn under FRCP Rule 59 [130-1] (cc: all counsel) [EOD Date 10/9/01] (fp) (Entered: 10/09/2001) |
| 10/09/2001 | 133 | REPLY by defendant Warren Properties to Plaintiff Intervenor's Objection to dft's Application for Order ruling that the Mtns for Atty Fees filed herein hv the same effect under Rule 4(a)(4) of the Federal Rules of Appellate Procedure as a timely filed Mtn Under FRCP Rule 59 re [129-1] (fp) (Entered: 10/09/2001) |
| 10/09/2001 | 134 | NOTICE OF APPEAL by plaintiff EEOC from Dist. Court decision transcript order set for 10/21/01 [122-1] (FE) (Entered: 10/10/2001) |
| 10/11/2001 | 135 | CLERK'S LETTER re: service of Notice of Appeal, with copy of letter, Notice of Appeal and docket sheet as preliminary record mailed to CCA and counsel (FE) (Entered: 10/11/2001) |
| 10/15/2001 | 136 | APPELLATE Docket Number 01-6372 (dl) (Entered: 10/15/2001) |
| 10/25/2001 | 137 | ORDER by Honorable Vicki Miles-LaGrange denying motion for order to Review Ruling on Bill of Costs Made by The Court Clerk [128-1] (cc: all counsel) [EOD Date 10/25/01] (fp) (Entered: 10/25/2001) |
| 10/25/2001 | 138 | ORDER by Honorable Vicki Miles-LaGrange granting motion for attorney fees [93-1] ans AWARDS Davis \$31,741.02 in atty fees. (cc: all counsel) [EOD Date 10/25/01] (fp) (Entered: 10/25/2001) |
| 10/25/2001 | 139 | JUDGMENT: by Honorable Vicki Miles-LaGrange; By an Order entered this date, that plf intervenor Mark H. Davis is entitled to atty's fees, the Ct hereby enters judgment in favor of plf intervenor Mark H. Davis for atty's fees in the amt of \$31,741.02 agnst dft Warren Properties, Inc. (cc: all counsel) (fp) (Entered: 10/25/2001) |
| 10/29/2001 | 140 | NOTICE of Transcript Order Form by plaintiff EEOC that transcripts are not necessary; transcript order satisfied 10/29/01 (FE) (Entered: 11/01/2001) |
| 11/01/2001 | 141 | CLERK'S letter to CCA and counsel advising no transcripts are necessary, therefore, the record is ready for appeal purposes. (FE) (Entered: 11/01/2001) |
| 11/19/2001 | 142 | MANDATE from Circuit Court of Appeals dismissing the appeal [134-1] due to the stipulation filed by the parties to dismiss the appeal. (dl) (Entered: 11/19/2001) |
| 02/08/2002 | 143 | SATISFACTION OF JUDGMENT re findings of fact judgment [139-1] as to intervenor Mark H Davis (fp) (Entered: 02/11/2002) |

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