

FRC, PROTECTIVE ORD, TERMINATED,

**U.S. District Court
District of Oregon (Portland (3))
CIVIL DOCKET FOR CASE #: 3:06-cv-01362-KI**

Equal Employment Opportunity Commission et al v. Video Only,
Inc.
Assigned to: Judge Garr M. King
Cause: 28:451 Employment Discrimination

Date Filed: 09/25/2006
Date Terminated: 07/30/2008
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights:
Employment
Jurisdiction: U.S. Government Plaintiff

Plaintiff**Equal Employment Opportunity
Commission**

represented by **John F. Stanley**
Equal Employment Opportunity
Commission (EEOC)
909 First Avenue
Suite 400
Seattle, WA 98104-1061
(206) 220-6896
Fax: (206) 220-6911
Email: john.stanley@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Teri L. Healy
Equal Employment Opportunity
Commission (EEOC)
909 First Avenue
Suite 400
Seattle, WA 98104
(206)220-6916
Fax: (206) 220-6911
Email: teri.healy@eeoc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kathryn Blaire Olson
Equal Employment Opportunity
Commission (EEOC)
909 First Avenue
Suite 400
Seattle, WA 98104-1061
(206) 220-6895
Fax: (206) 220-6869
Email: Kathryn.olson@eeoc.gov
TERMINATED: 05/29/2007

William R. Tamayo
U.S. Equal Employment Opportunity
Commission

450 Golden Gate Ave.
5th Floor West
PO Box 36025
San Francisco, CA 94102-3661
415-522-3366
Fax: 415-522-3425
Email: william.tamayo@eoc.gov

V.

Intervenor Plaintiff

Michael Gonzales
TERMINATED: 08/13/2008

represented by **Andrew M. Altschul**
Buchanan Angeli Altschul & Sullivan LLP
321 SW 4th Avenue
Suite 600
Portland, OR 97204
503-974-5015
Fax: 971-230-0337
Email: andrew@baaslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Jayson Lewis
TERMINATED: 08/13/2008

represented by **Andrew M. Altschul**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Video Only, Inc.

represented by **Clarence M. Belnavis**
Fisher & Phillips, LLP
111 S.W. Fifth Avenue
Suite 4040
Portland, OR 97204
503-242-4262
Fax: 503-242-4263
Email: cbelnavis@laborlawyers.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sharon Bolesky
Buchanan Angeli Altschul & Sullivan, LLP
321 S.W. 4th Avenue
Suite 600
Portland, OR 97204
503-974-5015
Fax: 971-230-0337
Email: sharon@baaslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David G. Hosenpud

Lane Powell, PC
 601 SW Second Avenue
 Suite 2100
 Portland, OR 97204-3158
 503-778-2100
 Fax: 503-778-2200
 Email: hosenpudd@lanepowell.com
ATTORNEY TO BE NOTICED

Rachelle K.H. Barton

Fisher & Phillips, LLP
 111 S.W. Fifth Avenue
 Suite 4040
 Portland, OR 97204
 (503) 242-4262, ext. 18
 Fax: (503) 242-4263
 Email: rbarton@laborlawyers.com
ATTORNEY TO BE NOTICED

Sean M. Driscoll

Ogletree Deakins Nash Smoak & Stewart
 P.C.
 222 SW Columbia Street
 Suite 1500
 Portland, OR 97201
 503-552-2140
 Fax: 503-224-4518
 Email: sean.driscoll@ogletreedeakins.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/25/2006	1	Complaint. Summons issued as to Video Only, Inc., c/o David Buchanan, Registered Agent. Filed by Equal Employment Opportunity Commission against Video Only, Inc.. (eo) (Entered: 09/26/2006)
09/25/2006	2	Discovery and Pretrial Scheduling Order and Notice of Case Assignment to the Honorable Garr M. King. Discovery is to be completed by 1/23/2007. Joint Alternate Dispute Resolution Report is due by 2/22/2007. Pretrial Order is due by 2/22/2007. Ordered by Judge Garr M. King. (eo) (Entered: 09/26/2006)
10/25/2006	3	Unopposed Motion to Intervene. Filed by Michael Gonzales, Jayson Lewis. (Attachments: # 1 Exhibit A) (Altschul, Andrew) (Entered: 10/25/2006)
10/27/2006	4	ORDER - Granting Plaintiffs-Intervenors Unopposed Motion to Intervene 3 . Plaintiff-Intervenors shall separately file their Complaint within 10 days. Ordered by Judge Garr M. King. (mja) (Entered: 10/27/2006)
11/02/2006	5	Intervener Complaint. Filed by Michael Gonzales, Jayson Lewis against Video Only, Inc.. (pvh) (Entered: 11/06/2006)
12/01/2006	6	Answer to Complaint <i>by the EEOC</i> . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 12/01/2006)

12/01/2006	7	Answer to Intervener Complaint. Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 12/01/2006)
01/03/2007	8	Scheduling Order by Garr M. King. Order - Granting the parties' letter request to extend case schedule as follows: Discovery is to be completed by 5/31/2007. Dispositive Motions are due by 6/7/2007. Setting a Telephone Rule 16 Conference is set for 5/15/2007 at 09:30AM. The court will initiate the call to the following parties: Teri L. Healy (206)220-6916, Kathryn Blaire Olson (206) 220-6895, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262, and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 01/03/2007)
01/05/2007	9	Scheduling Order by Garr M. King. Order - The Pretrial Order is due by 7/6/2007. Ordered by Judge Garr M. King. (mja) (Entered: 01/05/2007)
05/03/2007	10	Joint Motion for Extension of Discovery & PTO Deadlines <i>Stipulated Joint Motion to Extend Discovery and all Pretrial Deadlines</i> . Filed by all defendants. (Belnavis, Clarence) (Entered: 05/03/2007)
05/08/2007	11	Scheduling Order by Garr M. King. Order - Due to a conflict in the court's schedule, the court is resetting the Telephone Rule 16 Conference from 5/15/2007 to 5/14/2007 at 02:00PM. The court will initiate the call to the following parties: Teri L. Healy (206)220-6916, Kathryn Blaire Olson (206) 220-6895, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262, and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 05/08/2007)
05/14/2007	12	MINUTES of Telephone Conference: Order - The parties' Joint Motion to Extend Discovery and all Pretrial Deadlines 10 is GRANTED as follows: Discovery to be completed by 9/28/2007. Dispositive Motions are due by 10/29/2007. Plaintiff shall designate the names of experts by 10/15/2007. Defendant shall designate the names of experts by 10/31/2007. The parties shall exchange Expert Reports 2/8/2008. Pretrial Order is waived. Setting a Pretrial Conference for 2/11/2008 at 1:30PM in Portland, Courtroom 9A, before Judge Garr M. King. Setting a 4-day Jury Trial for 2/19/2008 at 9:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Teri Healy present as counsel for plaintiff(s). Rachelle K.H. Barton and Clarence m. Belnavis present as counsel for defendant(s). Andrew Altschul present as counsel for intervenor plaintiff. Court Reporter: Nancy Walker. Garr M. King presiding. (mja) (Entered: 05/15/2007)
05/14/2007	13	Trial Management Order. Signed on 05/14/07 by Judge Garr M. King. (pvh) (Entered: 05/15/2007)
05/18/2007	14	Joint Motion to Compel. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/18/2007)
05/18/2007	15	Joint Motion to Compel <i>Investigation Materials or Alternatively Motion for Partial Summary Judgment On Defendant's Second Affirmative Defense</i> . Oral Argument requested Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/18/2007)
05/18/2007	16	Joint Memorandum in Support <i>Motion to Compel</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion to compel 14 .) (Healy, Teri) (Entered: 05/18/2007)
05/18/2007	17	Joint Memorandum in Support <i>Investigation Materials or Alternatively Motion for Partial Summary Judgment On Defendant's Second Affirmative Defense</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion to compel 15 .) (Healy, Teri) (Entered: 05/18/2007)
05/18/2007	18	Declaration of Teri L. Healy <i>IN SUPPORT OF PLAINTIFFS JOINT MOTION TO COMPEL AND PLAINTIFFS JOINT MOTION TO COMPEL INVESTIGATION</i>

		<i>MATERIALS OR ALTERNATIVELY MOTION FOR PARTIAL SUMMARY JUDGMENT.</i> Filed by Equal Employment Opportunity Commission. (Related document(s): Motion to compel 15 , Motion to compel 14 .) (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G# 8 Exhibit H# 9 Exhibit I# 10 Exhibit J# 11 Exhibit K# 12 Exhibit L# 13 Exhibit M# 14 Exhibit N# 15 Exhibit O# 16 Exhibit P# 17 Exhibit Q# 18 Exhibit R# 19 Exhibit S# 20 Exhibit T# 21 Exhibit U# 22 Exhibit V# 23 Exhibit W) (Healy, Teri) (Entered: 05/18/2007)
05/18/2007	19	Declaration of Andrew Altschul <i>in Support of Plaintiffs' Joint Motions to Compel</i> . Filed by Michael Gonzales, Jayson Lewis. (Related document(s): Motion to compel 15 , Motion to compel 14 .) (Attachments: # 1 Exhibit 1# 2 Exhibit 2, part 1# 3 Exhibit 2, part 2# 4 Exhibit 3# 5 Exhibit 4# 6 Exhibit 5# 7 Exhibit 6, part 1# 8 Exhibit 6, part 2# 9 Exhibit 7# 10 Exhibit 8# 11 Exhibit 9# 12 Exhibit 10) (Altschul, Andrew) Modified text on 5/23/2007 (Hunt, Patricia). (Entered: 05/18/2007)
05/29/2007	20	Notice of Attorney Withdrawal: Filed by Equal Employment Opportunity Commission. (Stanley, John) (Entered: 05/29/2007)
05/31/2007	21	Motion for Extension of Time to File a Response/Reply <i>Defendant's Motion to Extend Time to Respond to Joint Motion to Compel Investigation Materials or Alternatively Motion for Partial Summary Judgment On Defendant's Second Affirmative Defense</i> 15 , Joint Motion to Compel 14 . Filed by all defendants. (Belnavis, Clarence) (Entered: 05/31/2007)
06/01/2007	22	ORDER - Granting Defendant's Motion for Extension of Time to File Response 21 up to and including 6/4/2007. Ordered by Judge Garr M. King. (mja) (Entered: 06/01/2007)
06/04/2007	23	Declaration of <i>Rachelle Hong Barton in Support of Defendant's Response and Opposition to Plaintiffs' Motion to Compel or Alternatively Motion for Partial Summary Judgment</i> . Filed by all defendants. (Related document(s): Motion to compel 15 , Motion to compel 14 .) (Attachments: # 1 Exhibit # 2 Exhibit # 3 Exhibit # 4 Exhibit # 5 Exhibit # 6 Exhibit # 7 Exhibit # 8 Exhibit # 9 Exhibit) (Belnavis, Clarence) (Entered: 06/04/2007)
06/04/2007	24	Response <i>Defendant's Response to Plaintiffs' Joint Motion to Compel Non-Investigation Materials</i> to Joint Motion to Compel 14 . Filed by all defendants. (Belnavis, Clarence) (Entered: 06/04/2007)
06/04/2007	25	Response <i>Defendant's Response and Opposition to Joint Motion to Compel Investigation Materials or Alternatively Motion for Partial Summary Judgment On Defendant's Second Affirmative Defense</i> 15 . Filed by all defendants. (Belnavis, Clarence) (Entered: 06/04/2007)
06/18/2007	26	Reply to Joint Motion to Compel <i>Investigation Materials or Alternatively Motion for Partial Summary Judgment On Defendant's Second Affirmative Defense</i> 15 Oral Argument requested. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 06/18/2007)
06/18/2007	27	Supplemental Declaration of Andrew Altschul <i>in Support of Plaintiffs' Joint Motion for Partial Summary Judgment on Defendant's Second Affirmative Defense</i> . Filed by Michael Gonzales, Jayson Lewis. (Related document(s): Motion to compel 15 .) (Altschul, Andrew) (Entered: 06/18/2007)
06/20/2007	28	Scheduling Order by Garr M. King. Order - Setting a Telephone Conference to discuss the parties' Joint Motions to Compel or Alternatively Motion for Summary Judgment 14 & 15 for 6/28/2007 at 10:45AM. The court will initiate the call to the following parties: Teri L. Healy(206) 220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. This conference is being set for the Judge to ask counsel

		questions and give his rulings on the motions. There is no need for counsel to prepare for argument. Ordered by Judge Garr M. King. (mja) (Entered: 06/20/2007)
06/21/2007	29	Scheduling Order by Garr M. King. Order - At the Plaintiff's request, the Court is resetting the Telephone Conference from 6/28/2007 to 6/27/2007 at 01:30PM. The Court will initiate the call to the following parties: Teri L. Healy(206) 220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 06/21/2007)
06/26/2007	30	Notice <i>OF UNAVAILABILITY OF COUNSEL</i> . Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 06/26/2007)
06/27/2007	31	MINUTES of Telephone Conference: Order - Plaintiffs' Joint Motion to Compel 14 is GRANTED in PART and DENIED in PART as stated on the record. Order - Plaintiffs' Joint Motion to Compel Investigation Materials or Alternatively Motion for Partial Summary Judgment on Defendant's Second Affirmative Defense 15 is DENIED with leave to RENEW Partial Summary Judgment Motion. Teri Healy and John Stanley present as counsel for plaintiff(s). Andrew M. Altschul present as counsel for intervenor plaintiff. Clarence Belnavis and Rachelle Barton present as counsel for defendant. Court Reporter: Steven Hardgrove. Garr M. King presiding. (mja) (Entered: 06/27/2007)
07/26/2007	32	Stipulated Motion for Protective Order. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 07/26/2007)
07/30/2007	33	Stipulation and Protective Order. Signed on 07/30/07 by Judge Garr M. King. (pvh) (Entered: 07/30/2007)
09/18/2007	34	Unopposed Motion for Extension of Discovery & PTO Deadlines. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 09/18/2007)
09/19/2007	35	Scheduling Order by Garr M. King. Order - Setting a Telephone Conference to discuss Plaintiff's Unopposed Motion for Extension of Discovery and PTO Deadlines 34 for 9/27/2007 at 09:30AM. The Court will initiate the call to the following parties: Teri L. Healy(206) 220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 09/19/2007)
09/27/2007	36	MINUTES of Telephone Conference: Order - Intervenor Plaintiffs' Unopposed Motion for Extension of Discovery & PTO Deadlines 34 is GRANTED as follows: Discovery is to be completed by 11/28/2007. Dispositive Motions are due by 12/28/2007. Exchange expert reports by 3/18/2008. Resetting the Pretrial Conference from 2/11/2008 to 4/14/2008 at 02:30PM in Portland, Courtroom 9A, before Judge Garr M. King. Resetting the 4-day Jury Trial from 2/19/2008 to 4/22/2008 at 09:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Teri Healy and Andrew Altschul present as counsel for plaintiff(s). Rachelle K. H. Barton present as counsel for defendant(s). Court Reporter: Nancy Walker. Garr M. King presiding. Presiding Judge: King, Garr M. (Entered: 09/27/2007)
10/22/2007	37	Unopposed Motion <i>to extend discovery and dispositive motion deadlines</i> . Filed by Video Only, Inc.. (Barton, Rachelle) (Entered: 10/22/2007)
10/24/2007	38	Scheduling Order by Garr M. King. Order - Setting a Telephone Conference to discuss Defendant's Unopposed Motion to Extend Discovery and Dispositive Motion Deadlines 37 for 11/1/2007 at 01:45PM. The court will initiate the call to the following parties: Teri L. Healy(206) 220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 10/24/2007)

10/29/2007	39	Scheduling Order by Garr M. King. Order - Due to a conflict in the Court's schedule, the Court is resetting the TIME set for the Telephone Conference from 11/1/2007 at 1:45PM to 11/1/2007 at 9:00AM. The court will initiate the call to the following parties: Teri L. Healy (206) 220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 10/29/2007)
10/30/2007	40	Order - At the parties' request, the court is resetting Telephone Conference from 11/1/2007 to 11/2/2007 at 8:30AM.. The court will initiate the call to the following parties: Teri L. Healy (206) 220-6916, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 and Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 10/30/2007)
11/02/2007	41	MINUTES of Proceedings held before Judge Garr M. King - ORDER - Defendant's Unopposed Motion to extend discovery and dispositive motion deadlines 37 is GRANTED , as follows: The deadline for completion of discovery is extended to 1/28/2008. Dispositive Motions are now due by 2/26/2008. Parties shall exchange expert reports by 3/18/08. The Pretrial Conference is RESET to 5/27/2008 at 01:30PM, in Courtroom #9A, before Judge Garr M. King. The 4-day Jury Trial is RESET to 6/3/2008 at 09:00AM, in Courtroom #9A, before Judge Garr M. King. Teri L. Healy and Andrew Altschul present as counsel for plaintiffs. Rachelle Barton present as counsel for defendant(s). Court Reporter: Nancy Walker. (kb) (Entered: 11/02/2007)
11/06/2007	42	Scheduling Order by Garr M. King. Order - Due to a conflict in the court's schedule, the court is resetting the TIME set for the Pretrial Conference from 5/27/2008 at 1:30PM to 5/27/2008 at 02:30PM in Portland, Courtroom 9A, before Judge Garr M. King. Ordered by Judge Garr M. King. (mja) (Entered: 11/06/2007)
11/09/2007	43	Notice <i>OF UNAVAILABILITY OF COUNSEL</i> . Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 11/09/2007)
01/04/2008	44	Motion for Extension of Discovery & PTO Deadlines. Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 01/04/2008)
01/07/2008	45	Scheduling Order by Garr M. King. Order - Setting a Telephone Conference to discuss Defendant's Motion for Extension of Discovery & PTO Deadlines 44 for 1/28/2008 at 11:00AM. The Court will initiate the call to the following parties: Teri L. Healy (206)220-6916, John Freeman Stanley (206) 220-6896, Rachelle K.H. Barton (503) 242-4262, ext. 18, Clarence M. Belnavis (503) 242-4262 amd Andrew M. Altschul (503)417-0444. Ordered by Judge Garr M. King. (mja) (Entered: 01/07/2008)
01/15/2008	46	Motion to Consolidate. Oral Argument requested Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 01/15/2008)
01/15/2008	47	Memorandum in Support of <i>Motion to Consolidate</i> . Filed by Michael Gonzales, Jayson Lewis. (Related document(s): Motion to Consolidate 46 .) (Attachments: # 1 Exhibit A) (Altschul, Andrew) (Entered: 01/15/2008)
01/17/2008	48	Response <i>Defendant Video Only, Inc.'s Opposition to Plaintiff-Intervenors' Motion to Consolidate</i> to Motion to Consolidate 46 . Filed by Video Only, Inc.. (Barton, Rachelle) (Entered: 01/17/2008)
01/17/2008	49	Declaration of Rachelle Hong Barton <i>in Support of Defendant Video Only, Inc.'s Opposition to Plaintiff-Intervenors' Motion to Consolidate</i> . Filed by Video Only, Inc.. (Related document(s): Motion to Consolidate 46 .) (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C) (Barton, Rachelle) (Entered: 01/17/2008)
01/25/2008	50	Reply to Motion to Consolidate 46 Oral Argument requested. Filed by Michael Gonzales,

		Jayson Lewis. (Altschul, Andrew) (Entered: 01/25/2008)
01/28/2008	51	MINUTES of Telephone Conference: Order - Intervenor Plaintiffs' Motion to Consolidate 46 is DENIED with leave to RENEW. Defendant's Motion for Extension of Discovery & PTO Deadlines 44 is GRANTED as follows: Discovery is to be completed by 2/27/2008. Dispositive Motions are due by 3/27/2008. Resetting the Pretrial Conference from 5/27/2008 to 7/7/2008 at 02:30PM in Portland, Courtroom 9A, before Judge Garr M. King. Resetting the 4-day Jury Trial from 6/3/2008 to 7/15/2008 at 09:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Teri Healy present as counsel for plaintiff(s). Rachelle Barton, Clarence Belnavis and Andrew Altschul present as counsel for defendant(s). Court Reporter: Nanacy Walker. Garr M. King presiding. (mja) (Entered: 01/28/2008)
01/30/2008	52	Scheduling Order by Garr M. King. Order - At the plaintiff's request, the court is resetting the Pretrial Conference from 7/7/2008 to 7/24/2008 at 10:30AM in Portland, Courtroom 9A, before Judge Garr M. King. the 4-day Jury Trial is reset from 7/15/2008 to 8/5/2008 at 09:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Ordered by Judge Garr M. King. (mja) (Entered: 01/30/2008)
02/25/2008	53	Corporate Disclosure Statement. Filed by Video Only, Inc.. (Barton, Rachelle) (Entered: 02/25/2008)
03/05/2008	54	Unopposed Motion for Extension of Time <i>Re Dispositive Motion Deadline and for Waiver of LR 56.1's Concise Statement of Facts Requirement</i> . Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 03/05/2008)
03/06/2008	55	ORDER - Intervenor Plaintiffs' Unopposed Motion for Extension of Time <i>Re Dispositive Motion Deadline and for Waiver of LR 56.1's Concise Statement of Facts Requirement</i> 54 is GRANTED in PART. Motions due April 10, 2008. The Court will defer ruling on waiving the requirement to file a concise statement of material facts until it learns the positions of the other parties. Ordered by Judge Garr M. King. (mja) (Entered: 03/06/2008)
03/17/2008	56	Motion for Order to Show Cause <i>Application For Order to Show Cause and Proposed Order</i> . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 03/17/2008)
03/17/2008	57	Memorandum in Support <i>Defendant Video Only, Inc.'s Memorandum in Support of Application for Order to Show Cause</i> . Filed by Video Only, Inc.. (Related document(s): Motion for order to show cause 56 .) (Belnavis, Clarence) (Entered: 03/17/2008)
03/17/2008	58	Declaration of <i>Rachelle Hong Barton in Support of Application for Order to Show Cause</i> . Filed by Video Only, Inc.. (Related document(s): Motion for order to show cause 56 .) (Belnavis, Clarence) (Entered: 03/17/2008)
03/20/2008	59	Order - Intervenor Plaintiffs' Unopposed Motion for Extension of Time <i>Re Dispositive Motion Deadline and for Waiver of LR 56.1's Concise Statement of Facts Requirement</i> 54 is GRANTED in PART. Local Rule 56.1's concise statement of material facts requirement is WAIVED. Ordered by Judge Garr M. King. (mja) (Entered: 03/20/2008)
03/20/2008	60	Order to Show Cause. Show Cause Hearing is set for 4/24/2008 at 03:00PM in Portland before Judge Garr M. King. Signed on 03/18/08 by Judge Garr M. King. (pvh) (Entered: 03/20/2008)
04/02/2008	61	<i>Notice of Change of Address of Counsel for Plaintiffs in Intervention</i> . Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 04/02/2008)
04/03/2008	62	Unopposed Motion for Extension of Time <i>Unopposed Motion to Extend the Dispositive Motion Deadline</i> . Filed by Video Only, Inc.. (Barton, Rachelle) (Entered: 04/03/2008)

04/08/2008	64	ORDER - Defendant's Unopposed Motion to Extend the Dispositive Motion Deadline 62 is GRANTED up to and including 4/24/2008. Ordered by Judge Garr M. King. (mja) (Entered: 04/08/2008)
04/21/2008	65	Motion to Consolidate. Oral Argument requested. Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 04/21/2008)
04/21/2008	66	Memorandum in Support of <i>Plaintiff's Motion to Consolidate</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion to Consolidate 65 .) (Attachments: # 1 Declaration# 2 Exhibit A) (Healy, Teri) (Entered: 04/21/2008)
04/24/2008	67	Joint Motion for Partial Summary Judgment <i>Defendant's Second Affirmative Defenses</i> . Oral Argument requested. Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 04/24/2008)
04/24/2008	68	Memorandum in Support. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment 67 .) (Healy, Teri) NOTE: Counsel contacted the Court and indicated that the PDF document attached to this filing was incorrect. The PDF has been removed, and a corrected version of the Memorandum in Support has been filed as documents # 70 . Please disregard this entry. (Oss, Eric). (Entered: 04/24/2008)
04/24/2008	69	Declaration of <i>Teri Healy</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment 67 .) (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D - PART 1# 5 Exhibit D - PART 2# 6 Exhibit E# 7 Exhibit F# 8 Exhibit G# 9 Exhibit H# 10 Exhibit I# 11 Exhibit J# 12 Exhibit K# 13 Exhibit L# 14 Errata M# 15 Exhibit N# 16 Exhibit O# 17 Exhibit P# 18 Exhibit Q# 19 Errata R# 20 Exhibit S) (Healy, Teri) (Entered: 04/24/2008)
04/24/2008	70	CORRECTED Memorandum in Support. Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment 67 .) (Healy, Teri) NOTE: This document corrects docket #68, which was filed with an incorrect PDF attachment. (Oss, Eric). (Entered: 04/24/2008)
04/24/2008	71	Order for Administrative Correction of the Record regarding Memorandum in Support (# 68) filed by Equal Employment Opportunity Commission. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. NOTE: The Court was informed by Plaintiff's counsel that document #68, the Memorandum in Support, was filed with an incorrect PDF attachment. A corrected version was immediately filed as document # 70 . The Court has removed the erroneous PDF attachment to docket #68. Please refer to docket # 70 as the Corrected Memorandum in Support of Plaintiff's Joint Motion for Partial Summary Judgment (# 67), and disregard docket #68. (eo) (Entered: 04/24/2008)
04/24/2008	72	Motion for Summary Judgment on <i>Plaintiff-Intervenor's Fair Credit Reporting Act Claim</i> . ORAL ARGUMENT requested. Filed by Michael Gonzales and Jayson Lewis. (Altschul, Andrew) (Entered: 04/24/2008)
04/24/2008	73	Memorandum in Support of <i>Plaintiff-Intervenor's Motion for Summary Judgment on Their Fair Credit Reporting Act Claim</i> . Filed by Michael Gonzales and Jayson Lewis. (Related document(s): Motion for Summary Judgment 72 .) (Altschul, Andrew) (Entered: 04/24/2008)
04/24/2008	74	Joint Motion for Summary Judgment on <i>Plaintiffs' Claims of Retaliation</i> . ORAL ARGUMENT requested. Filed by Michael Gonzales, Jayson Lewis, Equal Employment Opportunity Commission. (Altschul, Andrew) (Entered: 04/24/2008)

04/24/2008	75	Memorandum in Support of <i>Plaintiffs' Joint Motion for Summary Judgment on Their Claims of Retaliation</i> . Filed by Michael Gonzales, Jayson Lewis, Equal Employment Opportunity Commission. (Related document(s): Motion for Summary Judgment 74 .) (Altschul, Andrew) (Entered: 04/24/2008)
04/24/2008	76	Declaration of Andrew Altschul <i>in Support of Plaintiffs' Motions for Summary Judgment</i> . Filed by Michael Gonzales, Jayson Lewis. (Related document(s): Motion for Summary Judgment 72 , Motion for Summary Judgment 74 .) (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 10) (Altschul, Andrew) Modified text of Exhibit on 4/25/2008 (Hunt, Patricia). Modified to restrict internet access to exhibits 7 & 8 due to the existence of personal identifiers on 9/26/2011 (eo). (Entered: 04/24/2008)
04/24/2008	77	MINUTES of Show Cause Hearing: Order - Pranil Singh appeared for the hearing and agreed to make himself available for deposition on May 2, 2008 at 1:00PM, at Fisher & Phillips, LLP. Teri L. Healy present as counsel for plaintiff(s). Dana Sullivan for Andrew Altschul present as counsel for intervenor plaintiffs. Clarence M. Belnavis present as counsel for defendant(s). Court Reporter: Nancy Walker. Garr M. King presiding. (mja) (Entered: 04/24/2008)
04/24/2008	78	Order for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. Intervenor plaintiffs' Motion for Summary Judgment and Memorandum in Support 72 & 73 are corrected to reflect that they are filed by both intervenor plaintiffs. The Clerk is directed to edit the docket text to reflect both parties as the filers. (mja) (Entered: 04/24/2008)
04/24/2008	79	Motion for Partial Summary Judgment. Oral Argument requested. Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 04/24/2008)
04/24/2008	80	Memorandum in Support. Filed by Video Only, Inc.. (Related document(s): Motion for Partial Summary Judgment 79 .) (Belnavis, Clarence) (Entered: 04/24/2008)
04/24/2008	81	Declaration of Rachele Hong Barton. Filed by Video Only, Inc.. (Related document(s): Motion for Partial Summary Judgment 79 .) (Attachments: # 1 Exhibits 1 - 9) (Belnavis, Clarence) Modified text of attachment on 4/25/2008 (Hunt, Patricia). (Entered: 04/24/2008)
04/25/2008	82	Response in Opposition to <i>EEOC's</i> to Motion to Consolidate 65 . Filed by Video Only, Inc.. (Driscoll, Sean) (Entered: 04/25/2008)
04/25/2008	83	Scheduling Order by Garr M. King. Order - Setting Oral Argument on Plaintiff's Motion for Partial Summary Judgment 57 , Intervenor Plaintiffs' Motion for Partial Summary Judgment 72 , Plaintiff and Intervenor Plaintiffs' Motion for Summary Judgment 74 and Defendant Video Only, Inc.'s Motion for Partial Summary Judgment 79 for 6/11/2008 at 09:30AM in Portland, Courtroom 9A, before Judge Garr M. King. Ordered by Judge Garr M. King. (mja) (Entered: 04/25/2008)
04/30/2008	84	Notice of Association of Attorney Sharon Bolesky and David G. Hosenpud for Video Only, Inc.. Filed by Video Only, Inc.. (Hosenpud, David) (Entered: 04/30/2008)
04/30/2008	85	Defendant Video Only, Inc.'s Expert Witness Disclosure Statement. Filed by Video Only, Inc.. (Belnavis, Clarence) Modified text of ECF entry on 5/1/2008 (Hunt, Patricia). DOCUMENT FILED IN ERROR AND HAS BEEN REMOVED FROM PUBLIC VIEWING (SEE ORDER 87) . Modified on 5/1/2008 (Austad, Mary). Modified on 5/1/2008 (Austad, Mary). (Entered: 04/30/2008)

05/01/2008	86	Scheduling Order by Garr M. King. Order - At the plaintiffs' request, the Court is resetting the Oral Argument Hearing from 6/11/2008 to 6/3/2008 at 11:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Ordered by Judge Garr M. King. (mja) (Entered: 05/01/2008)
05/01/2008	87	Order regarding Witness statement 85 filed by Video Only, Inc. for Administrative Correction of the Record. A Clerical error has been discovered in the case record. In accordance with Fed. R. Civ. P. 60(a), the Clerk is directed to make the following administrative corrections to the record and to notify all parties accordingly. Defendant's Expert Witness Disclosure Statement 85 was filed in error. The Clerk is directed to remove the document from docket sheet. (mja) (Entered: 05/01/2008)
05/02/2008	88	ORDER: Denying Plaintiff's Motion to Consolidate 65 . Signed on 5/2/2008 by Judge Garr M. King. (See formal order, 2-pages) (ecp) (Entered: 05/07/2008)
05/08/2008	89	Motion for Leave to <i>File Overlength Response Brief</i> . Expedited Consideration Requested. Filed by Video Only, Inc.. (Driscoll, Sean) Modified text of ECF entry on 5/13/2008 (Hunt, Patricia). (Entered: 05/08/2008)
05/08/2008	90	Declaration of Sean M. Driscoll <i>in Support of LR 7.2 Motion for Leave to File Overlength Brief</i> . Filed by Video Only, Inc.. (Related document(s): Motion for Leave 89 .) (Driscoll, Sean) (Entered: 05/08/2008)
05/08/2008	91	Response in Opposition to Motion for Partial Summary Judgment 79 Oral Argument requested. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/08/2008)
05/08/2008	92	Supplemental Declaration of Andrew Altschul. Filed by Michael Gonzales, Jayson Lewis. (Related document(s): Response in Opposition to Motion 91 .) (Altschul, Andrew) (Entered: 05/08/2008)
05/08/2008	93	Declaration of Clarence M. Belnavis <i>in Support of Defendant Video Only's Opposition to Plaintiffs' Motions for Summary Judgment</i> . Filed by Video Only, Inc.. (Related document(s): Motion for Summary Judgment 72 , Motion for Partial Summary Judgment 67 , Motion for Summary Judgment 74 .) (Attachments: # 1 Exhibits A, B, C, D; # 2 Exhibit E; # 3 Exhibits F, G, H, I) (Belnavis, Clarence) Modified ECF text of attachment description on 5/13/2008 (Hunt, Patricia). (Entered: 05/08/2008)
05/08/2008	94	Response in Opposition to Joint Motion for Summary Judgment <i>on Plaintiffs' Claims of Retaliation</i> 74 . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 05/08/2008)
05/08/2008	95	Response in Opposition to Motion for Summary Judgment <i>on Plaintiff-Intervenor's Fair Credit Reporting Act Claim</i> 72 . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 05/08/2008)
05/08/2008	96	Response in Opposition to Joint Motion for Partial Summary Judgment <i>Defendant's Second Affirmative Defenses</i> 67 . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 05/08/2008)
05/14/2008	97	Trial Management Order. Signed on 05/14/08 by Judge Garr M. King. (pvh) (Entered: 05/15/2008)
05/16/2008	98	ORDER - Defendant's Motion for Leave to File Overlength Response Brief 89 is GRANTED up to and including 40 pages. Ordered by Judge Garr M. King. (mja) (Entered: 05/16/2008)
05/20/2008	99	Unopposed Motion for Extension of Time to File a Response/Reply <i>By One Day</i> to Motion for Summary Judgment <i>on Plaintiff-Intervenor's Fair Credit Reporting Act Claim</i> 72 , Motion for Partial Summary Judgment 79 , Joint Motion for Partial Summary

		Judgment <i>Defendant's Second Affirmative Defenses</i> 67 , Joint Motion for Summary Judgment <i>on Plaintiffs' Claims of Retaliation</i> 74 . Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/20/2008)
05/21/2008	100	ORDER - Granting Defendants Michael Gonzales and Jayson Lewis' Unopposed Motion for Extension of Time to File a Response/Reply by One Day to their Motion for Summary Judgment on Plaintiff-Intervenor's Fair Credit Reporting Act Claim, Defendant Video Only's Motion for Partial Summary Judgment, Plaintiffs' Joint Motion for Partial Summary Judgment Defendant's Second Affirmative Defenses, and Plaintiffs' Joint Motion for Summary Judgment on Plaintiffs' Claims of Retaliation 99 . Ordered by Judge Garr M. King. (mja) (Entered: 05/21/2008)
05/23/2008	101	Notice <i>OF UNAVAILABILITY</i> . Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 05/23/2008)
05/23/2008	102	Reply to Motion for Partial Summary Judgment 79 . Filed by Video Only, Inc.. (Belnavis, Clarence) (Entered: 05/23/2008)
05/23/2008	103	Declaration of Rachelle Hong Barton. Filed by Video Only, Inc.. (Related document(s): Reply to Motion 102 .) (Attachments: # 1 Exhibits 1 & 2) (Belnavis, Clarence) Modified text of attachments on 5/28/2008 (Hunt, Patricia). (Entered: 05/23/2008)
05/23/2008	104	Reply to Joint Motion for Summary Judgment <i>on Plaintiffs' Claims of Retaliation</i> 74 Oral Argument requested. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/23/2008)
05/23/2008	105	Reply to Motion for Summary Judgment <i>on Plaintiff-Intervenor's Fair Credit Reporting Act Claim</i> 72 Oral Argument requested. Filed by Michael Gonzales, Jayson Lewis. (Altschul, Andrew) (Entered: 05/23/2008)
05/23/2008	106	Reply to Joint Motion for Partial Summary Judgment <i>Defendant's Second Affirmative Defenses</i> 67 Oral Argument requested. Filed by Equal Employment Opportunity Commission. (Healy, Teri) (Entered: 05/23/2008)
05/23/2008	107	Declaration of Teri L. Healy <i>in Support of Plaintiff's Reply to their Partial Motion for Summary Judgment on Defendant's Second Affirmative Defense</i> . Filed by Equal Employment Opportunity Commission. (Related document(s): Motion for Partial Summary Judgment 67 .) (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C) (Healy, Teri) (Entered: 05/23/2008)
05/27/2008	108	Motion to Reset Hearing Date on Cross Motions for Summary Judgment. Oral Argument-Expedited Consideration Requested requested. Filed by Video Only, Inc.. (Hosenpud, David) Modified text of ECF entry on 5/28/2008 (Hunt, Patricia). (Entered: 05/27/2008)
05/27/2008	109	Declaration of David G. Hosenpud <i>in Support of Motion to Reset Hearing Date on Cross Motions for Summary Judgment</i> . Filed by Video Only, Inc.. (Related document(s): Motion for Hearing 108 .) (Hosenpud, David) (Entered: 05/27/2008)
05/28/2008	110	ORDER - Defendant's Motion to Reset Hearing Date on Cross Motions for Summary Judgment 108 is GRANTED as follows: The Oral Argument Hearing set for June 3, 2008 is STRICKEN. The Court will reset oral argument if necessary. Ordered by Judge Garr M. King. (mja) (Entered: 05/28/2008)
06/04/2008	111	Motion for Leave <i>to File Surreply to Plaintiffs' Reply in Support of Their Joint Motion for Summary Judgment on Their Claim of Retaliation</i> . Filed by Video Only, Inc.. (Driscoll, Sean) (Entered: 06/04/2008)
06/04/2008	112	Memorandum in Support of <i>Defendant's Motion for Leave to File Surreply to Plaintiffs' Reply in Support of Their Joint Motion for Summary Judgment on Their Claim of</i>

		<i>Retaliation</i> . Filed by Video Only, Inc.. (Related document(s): Motion for Leave 111 .) (Attachments: # 1 Defendant Video Only, Inc.'s Surreply to Plaintiffs' Joint Motion for Summary Judgment on Their Claim of Retaliation) (Driscoll, Sean) (Entered: 06/04/2008)
06/05/2008	113	Amended Motion for Leave <i>to File Surreply to Plaintiffs' Reply in Support of Their Joint Motion for Summary Judgment on Their Claim of Retaliation</i> . Filed by Video Only, Inc.. (Driscoll, Sean) (Entered: 06/05/2008)
06/09/2008	114	ORDER - Defendant's Amended Motion for Leave to File Surreply to Plaintiffs' Reply in Support of Their Joint Motion for Summary Judgment on Their Claim of Retaliation 113 is GRANTED. Ordered by Judge Garr M. King. (mja) (Entered: 06/09/2008)
06/09/2008	115	Sur-Reply <i>to Plaintiffs Joint Motion for Summary Judgment on Their Claim of Retaliation</i> . Filed by Video Only, Inc.. (Driscoll, Sean) (Entered: 06/09/2008)
06/11/2008	116	OPINION AND ORDER . Plaintiffs' Joint Motion for Summary Judgment on Defendant's Second Affirmative Defense (#67) is granted. Plaintiff-Intervenors' Motion for Summary Judgment on their Fair Credit Reporting Act Claim (#72) is granted in part. Plaintiffs' Joint Motion for Summary Judgment on their Claims of Retaliation (#74) is granted. Defendant Video Only's Motion for Partial Summary Judgment (#79) is granted in part and denied in part. IT IS SO ORDERED. Signed on 06/11/08 by Judge Garr M. King. (pvh) (Entered: 06/12/2008)
06/30/2008	117	Scheduling Order by Garr M. King. Order - Setting a Telephone Conference to discuss the trial date for 6/30/2008 at 03:00AM. The Court will initiate the call to the following parties: Teri Healy (206) 220-6916, Andrew M. Altschul(503)974-5015 and David G. Hosenpud (503) 778-2100. Ordered by Judge Garr M. King. (mja) (Entered: 06/30/2008)
06/30/2008	118	MINUTES of Telephone Conference: Order - At the request of the parties, the Court is resetting the Pretrial Conference from 7/24/2008 to 9/2/2008 at 02:30PM in Portland, Courtroom 9A, before Judge Garr M. King. Resetting the 4-day Jury Trial from 8/5/2008 to 9/9/2008 at 09:00AM in Portland, Courtroom 9A, before Judge Garr M. King. Teri Healy present as counsel for plaintiff(s). David Hosenpud, and Dana Sullivan present as counsel for defendant(s). Andrew Atschul present as counsel for Intervenor Plaintiffs. Court Reporter: Dennis Grube. Garr M. King presiding. (mja) (Entered: 06/30/2008)
07/23/2008	119	Stipulated Motion <i>for Entry of Consent Decree</i> . Filed by Equal Employment Opportunity Commission. (Attachments: # 1 Exhibit A# 2 Proposed Order) (Healy, Teri) (Entered: 07/23/2008)
07/30/2008	120	Consent Decree. Signed on 07/30/08 by Judge Garr M. King. (pvh) (Entered: 07/31/2008)
08/12/2008	121	Stipulation (<i>Filed as Stipulated Judgment of Dismissal Between Plaintiffs-Intervenors and Defendant</i>) by Video Only, Inc.. Filed by Video Only, Inc.. (Hosenpud, David) (Entered: 08/12/2008)
08/13/2008	122	Stipulated Judgment of Dismissal Between Plaintiffs-Intervenors and Defendant. Signed on 8/13/08 by Judge Garr M. King. (mja) (Entered: 08/13/2008)

PACER Service Center			
Transaction Receipt			
06/06/2017 13:15:21			
PACER Login:	hs0328:2563377:0	Client Code:	

Description:	Docket Report	Search Criteria:	3:06-cv-01362-KI Start date: 1/1/1970 End date: 6/6/2017
Billable Pages:	12	Cost:	1.20