

CLOSED, SEALDC, STANDARD

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:04-cv-03243-AB**

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION v.
CREATIVE PLAYTHINGS, INC.
Assigned to: HONORABLE ANITA B. BRODY
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 07/09/2004
Date Terminated: 09/13/2005
Jury Demand: Both
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION**

represented by **IRIS SANTIAGO FLORES**
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Date Filed	#	Docket Text

07/09/2004	1	COMPLAINT against CREATIVE PLAYTHINGS, INC. , filed by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION.(tj,) (Entered: 07/09/2004)
07/09/2004		Summons Issued; 1 Mailed to counsel 7/9/04 as to CREATIVE PLAYTHINGS, INC. (tj,) (Entered: 07/09/2004)
07/09/2004		DEMAND for Trial by Jury by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. (tj,) (Entered: 07/09/2004)
08/16/2004	2	Affidiavit of Service of JACKEY B. GRIFFIN re: service of Summons and Complaint upon JARED KANE on behalf of DEFENDANT CREATIVE PLAYTHINGS, INC. by Personal Servie on 8/5/2004, answer due 8/25/2004. (jpd) (Entered: 08/16/2004)
08/23/2004	3	STIPULATION AND ORDER THAT DEFENDANT CREATIVE PLAYTHINGS, INC. SHALL HAVE UNTIL 9/10/2004 IN WHICH TO ANSWER THE PLAINTFFS COMPLAINT. SIGNED BY JUDGE ANITA B. BRODY ON 8/23/04. 8/23/04 ENTERED AND COPIES MAILED AND FAXED BY CHAMBERS ON 8/20/04. (jpd) (Entered: 08/23/2004)
09/09/2004	4	DEMAND for Trial by Jury by CREATIVE PLAYTHINGS, INC., Certificate of Service. (EDWARDS, DAVID) Modified on 9/13/2004 (md) (Entered: 09/09/2004)
09/09/2004	5	Defendant's ANSWER to Complaint, with Affirmative Defenses, Jury Demand, and Certificate of Service, filed by CREATIVE PLAYTHINGS, INC. (EDWARDS, DAVID) Modified on 9/13/2004 (md) (Entered: 09/09/2004)
09/10/2004	6	NOTICE of Hearing:SCHEDULING CONFERENCE IS SET FOR 9/27/2004 04:30 PM IN JUDGE'S CHAMBERS BEFORE HONORABLE ANITA B. BRODY. (9/10/04) ENTERED AND COPIES SENT VIA ECF AND U.S. MAIL.(mo,) (Entered: 09/10/2004)
09/17/2004	7	ORDER THAT THE RULE 16 CONFERENCE SCHEDULED FOR MONDAY, SEPTEMBER 27, 2004 AT 4:30 P.M. IS CANCELED AND RESCHEDULED FOR 10/26/2004 04:30 PM IN JUDGE'S CHAMBERS BEFORE HONORABLE ANITA B. BRODY.SIGNED BY JUDGE ANITA B. BRODY ON 09/17/2004. 09/17/2004 ENTERED AND COPIES VIA ECF AND U.S. MAIL.(mo,) (Entered: 09/17/2004)
10/07/2004	8	Praecipe to Substitute Attorney <i>Iris A. Santiago-Flores</i> filed by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, Certificate of Service. (ANGLADE, WOODY) Modified on 10/8/2004 (np). (Entered: 10/07/2004)
10/14/2004	9	MOTION TO INTERVENE FILED BY GERALD FLANAGAN.MEMORANDUM OF POINTS, CERTIFICATE OF SERVICE. (Attachments: # 1 CERTIFICATE OF SERVICE# 2 MEMORANDUM# 3 PROPOSED ORDER# 4 INTERVENOR COMPLAINT AND (5) JURY DEMAND)(wgc,) (Entered: 10/14/2004)
10/28/2004	10	ORDER THAT THE MOTION TO INTERVENE BY GERALD FLANAGAN (DOCKET ENTRY #9) IS GRANTED AS STATED ON THE RECORD OF 10/26/04. SIGNED BY JUDGE ANITA B. BRODY ON 10/28/04.10/28/04 ENTERED AND COPIES MAILED AND E-MAILED BY CHAMBERS ON 10/28/04. (jpd) (Entered: 10/28/2004)

10/28/2004	11	Minute Entry for RULE 16 CONFERENCE held before Judge ANITA B. BRODY on 10/26/04: Counsel move for the admission of Mr. RODNEY E. GOULD: MOTION TO INTERVENE GRANTED AS STATED ON THE RECORD: DISCOVERY SET FOR 5/26/05. (jpd,) (Entered: 10/29/2004)
11/04/2004	12	Intervenor COMPLAINT, filed by GERALD FLANAGAN against DEFENDANT CREATIVE PLAYTHINGS, LTD., Certificaet of Service. (Attachments: # 1 Certificate of Service). (jpd) (Entered: 11/04/2004)
11/05/2004	13	TRANSCRIPT of Proceedings held on 10/26/04 before Judge BRODY. Court Reporter: JAMES SCHEIDT. IN CHAMBERS-RULE 16 CONFERENCE. (jl,) (Entered: 11/05/2004)
11/10/2004	14	Minute Entry for RULE 16 CONFERENCE held before Judge ANITA B. BRODY on 10/26/04 (jpd). (Entered: 11/12/2004)
11/12/2004	15	ORDER that DISCOVERY DUE BY 5/26/2005, MOTIONS IN LIMINE DUE BY 6/23/2005, DISPOSITIVE MOTIONS DUE JUNE 23, 2005, PLAINTIFF PRETRIAL MEMO DUE BY 7/7/2005. DEFENDANT PRETRIAL MEMO DUE BY 6/23/2005 AND TRIAL POOL SET FOR 7/25/2005.SIGNED BY JUDGE ANITA B. BRODY ON 11/9/2004. 11/12/2004 ENTERED AND COPIES VIA ECF AND U.S. MAIL.(mo,) Modified on 11/18/2004 (mo,). (Entered: 11/12/2004)
11/17/2004	16	First MOTION to Dismiss filed by CREATIVE PLAYTHINGS, LTD..Memorandum, Certificate of Service, Order. (Attachments: # 1 Exhibit Exhibit A# 2 Exhibit Exhibit B# 3 Exhibit Exhibit D# 4 Exhibit Exhibit C# 5 Exhibit Exhibit E)(EDWARDS, DAVID) (Entered: 11/17/2004)
12/01/2004	17	RESPONSE in Opposition re 16 First MOTION to Dismiss filed by GERALD FLANAGAN. (DUDASH, ROBERT) (Entered: 12/01/2004)
12/01/2004	18	Memorandum in Opposition re 16 First MOTION to Dismiss filed by GERALD FLANAGAN. (DUDASH, ROBERT) (Entered: 12/01/2004)
12/01/2004	19	<i>Proposed Order RE:</i> RESPONSE in Opposition re 16 First MOTION to Dismissfiled by GERALD FLANAGAN. (DUDASH, ROBERT) Modified on 12/3/2004 (np). (Entered: 12/01/2004)
12/01/2004	20	<i>Certificate of Service</i> RE: RESPONSE in Opposition re 16 First MOTION to Dismiss filed by GERALD FLANAGAN. (DUDASH, ROBERT) Modified on 12/3/2004 (np). (Entered: 12/01/2004)
12/06/2004	21	ORDER that DISCOVERY DUE BY 5/26/2005, DISPOSITIVE MOTIONS DUE JUNE 23, 2005, MOTIONS IN LIMINE DUE BY 7/21/2005, PLAINTIFF PRETRIAL MEMO DUE BY 7/7/2005, DEFENDANT PRETRIAL MEMO DUE BY 7/7/2005 AND TRIAL POOL SET FOR 7/25/2005.SIGNED BY JUDGE ANITA B. BRODY ON 12/02/2004. 12/06/2004 ENTERED AND COPIES VIA ECF AND U.S. MAIL.(mo,) Modified on 12/7/2004 (mo,). (Entered: 12/06/2004)
12/10/2004	22	REPLY to Response to Motion re 16 First MOTION to Dismiss filed by CREATIVE PLAYTHINGS, LTD.. (EDWARDS, DAVID) (FILED IN ERROR BY ATTORNEY; ATTORNEY WILL RE-FILE CORRECTED DOCUMENT) Modified on 12/10/2004 (np). (Entered: 12/10/2004)

12/10/2004	23	REPLY to Response to Motion re 16 First MOTION to Dismiss filed by CREATIVE PLAYTHINGS, LTD., Certificate of Service. (EDWARDS, DAVID) Modified on 12/10/2004 (np). (Entered: 12/10/2004)
03/30/2005	24	SCHEDULING ORDER THAT ALL DISCOVERY DUE BY 6/27/2005. PLAINTIFF'S EXPERT REPORT DUE MAY 26, 2005; DEFENDANT'S REPORT DUE 6/13/05; DEPOSITIONS OF ALL EXPERTS TO BE COMPLETED BY 6/22/05; DISPOSITIVE MOTIONS DUE 6/22/05; EXCHANGE OF EXHIBITS DUE 8/8/05; ALL MOTIONS IN LIMINE DUE BY 8/22/2005. PLAINTIFF PRETRIAL MEMO DUE BY 8/8/2005. DEFENDANT PRETRIAL MEMO DUE BY 8/8/2005. TRIAL POOL SET FOR 8/29/2005.. SIGNED BY JUDGE ANITA B. BRODY ON 3/29/05. 3/30/05 ENTERED AND COPIES MAILED AND E-MAILED (ldb,) (Entered: 03/30/2005)
05/19/2005	25	NOTICE of Appearance by RODNEY E. GOULD on behalf of CREATIVE PLAYTHINGS, LTD., CREATIVE PLAYTHINGS, LTD. (GOULD, RODNEY) (Entered: 05/19/2005)
06/06/2005	26	STIPULATED PROTECTIVE ORDER AND CONFIDENTIALITY AGREEMENT BETWEEN PLAINTIFF EEOC AND DEFENDANT CREATIVE PLAYTHINGS. SIGNED BY JUDGE ANITA B. BRODY ON 6/6/05. 6/6/05 ENTERED AND COPIES MAILED. (jpd) (Entered: 06/06/2005)
06/16/2005	27	MOTION for Leave to Appear Pro Hac Vice filed by CREATIVE PLAYTHINGS, LTD..Motion, Memorandum, Declaration of David Edwards, Declaration of Robert Mueller, Certificate of Service.(EDWARDS, DAVID) (Entered: 06/16/2005)
06/21/2005	28	MEMORANDUM AND ORDER - UPON CONSIDERATION OF CREATIVE PLAYTHINGS'S MOTION TO DISMISS, FLANAGN'S RESPONSE, AND CREATIVE PLAYTHINGS'S REPLY, IT IS ORDERED THAT THE MOTION TO DISMISS (DOCKET #16) IS GRANTED IN PART AND DENIED IN PART. - IT IS GRANTED AS TO THE PORTION OF THE FIFTH COUNT OF FLANAGAN'S INTERVENOR COMPLAINT ALLEGING INFLICTION OF EMOTIONAL DISTRESS ARISING OUT OF FLANGAN'S EMPLOYMENT RELATIONSHIP WITH CREATIVE PLAYTHINGS. - IT IS DENIED AS TO THE PORTION OF THE FIFTH COUNT OF FLANAGAN'S INTERVENOR COMPLAINT ALLEGING INFLICTION OF EMOTIONAL DISTRESS OCCURRING AFTER FLANAGAN'S EMPLOYMENT WAS TERMINATED. - IT IS FURTHER DENIED AS TO THE THIRD, FOURTH, SIXTH, AND SEVENTH COUNTS OF FLANAGAN'S INTERVENOR COMPLAINT. SIGNED BY JUDGE ANITA B. BRODY ON 06/21/2005.06/21/2005 ENTERED AND COPIES VIA ECF AND U.S. MAIL. (mo,) (Entered: 06/21/2005)
06/22/2005	29	DEFENDANT CREATIVE PLAYTHINGS, LTD.'S MOTION FOR SUMMARY JUDGMENT, MEMORANDUM, CERTIFICATE OF SERVICE. (jpd) Additional attachment(s) added on 6/28/2005 (jpd,). (Entered: 06/22/2005)
07/07/2005	30	RESPONSE in Opposition re 29 MOTION for Summary Judgment filed by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. (ANGLADE, WOODY) (Entered: 07/07/2005)

07/07/2005	31	Declaration of Woody Anglade, Esq. In Support of Plff EEOC's Memo in Opposition to Deft's Motion for Summary Judgment by EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. (jmp,) (Entered: 07/08/2005)
07/07/2005	32	MEMORANDUM of Fact and Law of Plff. In RESPONSE and OBJECTION to Deft's MOTION for Summary Judgment filed by GERALD FLANAGAN.Declaration, Certificate of Service. (pr,) Additional attachment(s) added on 8/24/2005 (jpd,). (Entered: 07/08/2005)
07/20/2005	33	Minute Entry for proceedings held before Judge DIANE M. WELSH : Settlement Conference held on 7/19/05. (le,) (Entered: 07/20/2005)
08/19/2005	34	ORDER that A STATUS CONFERENCE IS SET FOR 8/26/2005 AT 09:30 AM IN JUDGE'S CHAMBERS, ROOM 7613 ON THE 7TH FLOOR, BEFORE HONORABLE ANITA B. BRODY.. SIGNED BY JUDGE ANITA B. BRODY ON 08/19/2005. 08/19/2005 ENTERED AND COPIES VIA ECF AND U.S. MAIL.(mo,) (Entered: 08/19/2005)
08/24/2005	35	ORDER THAT THE STATUS CONFERENCE SCHEDULED FOR 8/26/05 IS RESCHEDULED TO 9/21/2005 AT 4:30 P.M. . SIGNED BY JUDGE ANITA B. BRODY ON 08/24/05. 08/24/05 ENTERED AND COPIES MAILED, E-MAILED (ldb,) (Entered: 08/24/2005)
08/24/2005		Set/Reset Hearings: STATUS CONFERENCE SET FOR 9/21/2005 04:30 PM IN JUDGE'S CHAMBERS BEFORE HONORABLE ANITA B. BRODY. (ldb,) (Entered: 08/24/2005)
09/13/2005	36	Minute Entry for Telephone Conference held before Judge ANITA B. BRODY on 9/13/05: ESR: JAMES F.G. SCHEIDT : Counsel identify themselves for the record: Court inquires if Counsel agrees with Settlement: Counsel does agree with settlement as stated on the record: Court inquires Counsel as to the other plaintiffs who may be similarly situated as class members as stated on the record: Counsel responds to the Courts inquiry and clarifies the circumstances as stated on the record: The Court shall sign the consent decree. (jpd) (Entered: 09/14/2005)
09/13/2005	37	ORDER THAT THIS CONSENT DECREE SHALL FULLY AND FINALLY RESOLVE ALL CLAIMS WHICH WERE RAISED BY THE EEOC IN ITS COMPLAINT IN CIVIL ACTION NO. 04-CV-3243. THE CLERK OF COURT IS HEREBY DIRECTED TO SEND A FILE STAMPED COPY OF THE CONSENT DECREE TO COUNSEL OF RECORD. SIGNED BY JUDGE ANITA B. BRODY ON 9/13/05. 9/14/05 ENTERED AND COPIES MAILED.(jpd) (Entered: 09/14/2005)

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