

CLOSED, JUDGEDUP

**United States District Court
District of Puerto Rico (San Juan)
CIVIL DOCKET FOR CASE #: 3:04-cv-02031-RLA**

United States Equal Employment Opportunity Commission
v. Lupis Enterprises Inc.
Assigned to: Judge Raymond L. Acosta
Cause: 28:1345 USA Plaintiff

Date Filed: 09/30/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**United States Equal Employment
Opportunity Commission**

represented by **Carla J. Von Greiff**
U. S. Equal Employment Opportunity
Commission - Tampa, FL
501 E Polk St.
Suite 1000
Tampa, FL 33602
813-202-7903
Fax: 813-228-2045
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Farrell
Equal Employment Opportunity
Commission
2 S. Biscayne Blvd.
Suite 2700
Miami, FL 33131
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TERMINATED: 08/19/2005
LEAD ATTORNEY
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Maritza I. Gomez-Fernandez
EEOC Miami District Office
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Fax: 305-808-1835
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TERMINATED: 03/11/2005
ATTORNEY TO BE NOTICED

V.

Defendant**Lupis Enterprises Inc.***doing business as*

Lupis Mexican Grill & Sports Cantina

represented by **Enrique J. Mendoza-Mendez**

Mendoza Law Office

PO Box 9282

San Juan, PR 00908-0282

787-722-5522

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
09/30/2004	1	COMPLAINT <i>fee waived / federal government agency</i> against Lupis Enterprises Inc. (Filing fee \$ 150.), filed by United States Equal Employment Opportunity Commission. (Attachments: # 1 Civil Cover Sheet # 2 USDC Category Sheet# 3 USDC Current Address Notice) (Gomez-Fernandez, Maritza) (Entered: 10/19/2004)
10/01/2004	2	Summons Issued as to Lupis Enterprises Inc. Service due by 1/29/2005. (il, DQA) Modified on 10/22/2004 (il, DQA). s/c M. Farrell (Entered: 10/22/2004)
01/20/2005	3	MOTION for Extension of Time until February 23, 2005 to File Answer to Complaint re: 1 Complaint, filed by United States Equal Employment Opportunity Commission, filed by Enrique J. Mendoza-Mendez on behalf of Lupis Enterprises Inc. Suggestions in opposition/response due by 2/2/2005 (Related document(s) 1) (Mendoza-Mendez, Enrique) (Entered: 01/20/2005)
01/21/2005	4	ENDORSED ORDER granting 3 Motion for Extension of Time to Answer. Answer to Complaint due by 2/23/2005. Signed by Judge Raymond L. Acosta on 1/21/05. (ans,) Modified on 1/24/2005 s/c to Farrell (su,). (Entered: 01/21/2005)
02/23/2005	5	ANSWER to Complaint filed by Enrique J. Mendoza-Mendez on behalf of Defendant Lupis Enterprises Inc..(Mendoza-Mendez, Enrique) (Entered: 02/23/2005)
02/24/2005	6	ORDER - JOINT ISC Memorandum Filing due by 3/21/2005. Initial Scheduling Conference set for 3/29/2005 03:30 PM in RLA's Chambers before Judge Raymond L. Acosta, etc as stated herein. Signed by Judge Raymond L. Acosta on 2/24/05. (su,) Modified on 2/24/2005 s/c Farrell (su,). (Entered: 02/24/2005)
03/04/2005	7	NOTICE of Substitution of Counsel by United States Equal Employment Opportunity Commission (Von Greiff, Carla) (Entered: 03/04/2005)
03/11/2005	8	ENDORSED ORDER NOTED 7 Notice of Substitution of Counsel, filed by United States Equal Employment Opportunity Commission. Attorney Carla J. Von Greiff for United States Equal Employment Opportunity

		Commission added. Attorney Maritza I. Gomez-Fernandez terminated. Signed by Judge Raymond L. Acosta on 3/11/05. (ans,) (Entered: 03/11/2005)
03/15/2005	9	JOINT INITIAL SCHEDULING CONFERENCE MEMORANDUM by All Parties. (Von Greiff, Carla) Modified filer & text on 3/30/2005 (su,). (Entered: 03/15/2005)
03/30/2005	10	MINUTES - ISC held on 3/29/05. APPROVING 9 Joint ISC Memorandum. Joint Status Report due by 12/8/2005. Status/Settlement Conference SET for 12/15/2005 02:00 PM in RLA's Chambers before Judge Raymond L. Acosta, etc as stated herein. Signed by Judge Raymond L. Acosta on 3/30/05. (su,) (Entered: 03/30/2005)
04/18/2005	11	NOTICE of Unavailability of Counsel from May 27, 2005 through June 13, 2005 by United States Equal Employment Opportunity Commission (Von Greiff, Carla) (Entered: 04/18/2005)
04/19/2005	12	ENDORSED ORDER NOTED 11 Notice of Unavailability of Counsel, filed by United States Equal Employment Opportunity Commission. Signed by Judge Raymond L. Acosta on 4/19/05. (ans,) (Entered: 04/19/2005)
08/16/2005	13	NOTICE of Withdrawal of Counsel of Record Michael Farrell by United States Equal Employment Opportunity Commission (Von Greiff, Carla) Modified to add name of counsel on 6/13/2006 (su,). (Entered: 08/16/2005)
08/19/2005	14	ENDORSED ORDER NOTED 13 Notice of Withdrawal as Counsel of Record, filed by United States Equal Employment Opportunity Commission. Attorney Michael Farrell terminated. Signed by Judge Raymond L. Acosta on 8/19/05. (ans,) (Entered: 08/19/2005)
11/30/2005	15	STATUS REPORT by Lupis Enterprises Inc.. (Mendoza-Mendez, Enrique) (Entered: 11/30/2005)
12/12/2005	16	ORDER Rescheduling Status/Settlement Conference. NOTED 15 Joint Status Report. STATUS/SETTLEMENT Conference is reset for 2/27/2006 at 2:30 PM in RLA's Chambers before Judge Raymond L. Acosta. Joint Status Report is due by 2/21/2006, as stated herein. Signed by Judge Raymond L. Acosta on 12/12/05. (ans) (Entered: 12/12/2005)
02/21/2006	17	STATUS REPORT <i>Joint</i> by United States Equal Employment Opportunity Commission. (Von Greiff, Carla) (Entered: 02/21/2006)
02/22/2006	18	Second ORDER Rescheduling Status/Settlement Conference, NOTED 17 Status Report. Status/Settlement Conference is reset for 4/20/2006 at 2:00 PM in RLA's Chambers before Judge Raymond L. Acosta. JOINT Status Report is due by 4/12/2006, etc., as stated herein. Signed by Judge Raymond L. Acosta on 2/22/06. (ans) (Entered: 02/22/2006)

03/08/2006	19	INFORMATIVE Motion regarding ENLARGEMENT OF TIME filed by Enrique J. Mendoza-Mendez on behalf of all defendants (Mendoza-Mendez, Enrique) (Entered: 03/08/2006)
03/08/2006	20	ORDER denying without prejudice at this time 19 MOTION for enlargement of time. Signed by Judge Raymond L. Acosta on 3/8/06. (ans) (Entered: 03/08/2006)
04/12/2006	21	JOINT STATUS REPORT <i>Joint</i> by United States Equal Employment Opportunity Commission. (Von Greiff, Carla) Modified to add text on 8/15/2006 (su,). (Entered: 04/12/2006)
04/27/2006	22	Minute Entry of Status/Settlement Conference held on 4/20/2006. Discovery deadlines were set. Jury Trial was set for 12/5/2006 at 9:30 AM in RLA's Courtroom. Pretrial/Settlement Conference was set for 11/30/2006 at 2:00 PM in RLA's Chambers. The JOINT Proposed Pretrial Order is due by 11/17/2006. Trial Brief is due by 12/1/2006 , etc., as stated herein. Signed by Judge Raymond L. Acosta on 4/26/06. (ans) (Entered: 04/27/2006)
05/31/2006	23	MOTION to Compel <i>Financial Worth Discovery</i> filed by Carla J. Von Greiff on behalf of United States Equal Employment Opportunity Commission Suggestions in opposition/response due by 6/13/2006 (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6)(Von Greiff, Carla) (Entered: 05/31/2006)
06/07/2006	24	RESPONSE to Motion to <i>Compel</i> filed by all defendants Re: 23 MOTION to Compel <i>Financial Worth Discovery</i> filed by United States Equal Employment Opportunity Commission, (Mendoza-Mendez, Enrique) (Entered: 06/07/2006)
08/01/2006	25	ORDER granting 23 Motion to Compel. Answers due by 8/21/06. Signed by Judge Raymond L. Acosta on 8/1/06. (ans) (Entered: 08/01/2006)
09/01/2006	26	MOTION for extension of time until 9/27/06 to file dispositive motion filed by Enrique J. Mendoza-Mendez on behalf of Lupis Enterprises Inc. Suggestions in opposition/response due by 9/14/2006 (Mendoza-Mendez, Enrique) Modified to add text on 9/26/2006 (su,). (Entered: 09/01/2006)
09/11/2006	27	MOTION for extension of time until October 27, 2006 to Respond to Defendant's Motion For Summary Judgment And To Extend Case Management Deadlines filed by Carla J. Von Greiff on behalf of United States Equal Employment Opportunity Commission Suggestions in opposition/response due by 9/25/2006 (Von Greiff, Carla) (Entered: 09/11/2006)
09/20/2006	28	ORDER GRANTING 26 MOTION for extension of time, GRANTING 27 MOTION for extension of time to Respond to Defendant's Motion For Summary Judgment and to Extend Case Management Deadlines. Proposed Joint Pretrial Order is due by 1/19/2007. Trial Brief is due by 2/9/2007. Jury Trial is reset for 2/13/2007 at

		9:30 AM. Pretrial/Settlement Conference is reset for 1/26/2007 at 3:00 PM , etc. as stated herein. Signed by Judge Raymond L. Acosta on 9/20/06. (ans) (Entered: 09/20/2006)
09/27/2006	29	MOTION for Summary Judgment filed by Enrique J. Mendoza-Mendez on behalf of all defendants Suggestions in Opposition to Summary Judgment due by 10/10/2006. (Attachments: # 1 Exhibit Defendant's Statement of Facts# 2 Exhibit 1 Re Defendant's Statement of Facts (Harrassment Policy Janessa Hammerle)# 3 Exhibit 2 Re Defendant's Statement of Facts (Harrassment Policy Yadira Rivera)# 4 Exhibit 3 Re Defendant's Statement of Facts (Harrassment Policy Lissette Betancourt)i# 5 Exhibit 4 Re Defendant's Statement of Facts (Harrassment Policy Tania I. Cruz)# 6 Exhibit 5 Re Defendant's Statement of Facts (Letter 26-09-03)# 7 Exhibit 6 Re Defendant's Statement of Facts (Letter from Mr. Jose. O. Ortiz to Eduardo Figueroa 03-10-03)# 8 Exhibit 7 Re Defendant's Statement of Facts (Harrassment Policy Jose O. Ortiz)# 9 Exhibit 8 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 03-18-03)# 10 Exhibit 9 Re Defendant's Statement of Facts (Lissette Betancourt 04-03-03)# 11 Exhibit 10 Re Defendant's Statement of Facts (Lissette Betancourt 04-18-03)-# 12 Exhibit 11 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 07-15-03)# 13 Exhibit 13 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 07-26-03)# 14 Exhibit 12 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 07-26-03)# 15 Exhibit 14 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 09-14-03)# 16 Exhibit 15 Re Defendant's Statement of Facts (Disciplinary Advertence Lissette Betancourt 10-10-03)# 17 Exhibit 16 Re Defendant's Statement of Facts)Policy for Dismissal))(Mendoza-Mendez, Enrique) (Entered: 09/27/2006)
09/27/2006	30	MOTION for Extension of Time <i>to File Translations</i> filed by Enrique J. Mendoza-Mendez on behalf of all defendants Suggestions in opposition/response due by 10/10/2006 (Mendoza-Mendez, Enrique) (Entered: 09/27/2006)
09/29/2006	31	ENDORSED ORDER GRANTING 30 Motion for Extension of Time to File Translations. Translations due by 10/31/06. Signed by Judge Raymond L. Acosta on 9/29/06. (ans) (Entered: 09/29/2006)
10/11/2006	32	Consent MOTION for Extension of Time until November 30, 2006 to file File Plaintiff's Response to Defendant's Motion For Sumary Judgment Due to Conditional Settlement filed by Carla J. Von Greiff on behalf of United States Equal Employment Opportunity Commission Suggestions in opposition/response due by 10/24/2006 (Von Greiff, Carla) (Entered: 10/11/2006)
10/19/2006	33	ORDER GRANTING 32 Consent MOTION for Extension of Time. Status Report due by 11/20/2006. Response to Motion due by 11/30/2006. Signed by Judge Raymond L. Acosta on 10/19/06. (ans) (Entered: 10/19/2006)

10/31/2006	34	MOTION Submitting Certified English Translations re: 29 MOTION for Summary Judgment filed by Lupis Enterprises Inc., filed by Enrique J. Mendoza-Mendez on behalf of Lupis Enterprises Inc. (Attachments: # 1 Exhibit 5# 2 Exhibit 6# 3 Exhibit 8# 4 Exhibit 9# 5 Exhibit 10# 6 Exhibit 11# 7 Exhibit 12# 8 Exhibit 13# 9 Exhibit 14# 10 Exhibit 15# 11 Exhibit 16)(Related document(s) 29) (Mendoza-Mendez, Enrique) Modified to add text on 11/6/2006 (su,). (Entered: 10/31/2006)
11/20/2006	35	STATUS REPORT <i>Joint</i> by United States Equal Employment Opportunity Commission. (Von Greiff, Carla) (Entered: 11/20/2006)
11/30/2006	36	Joint MOTION For Approval of Consent Decree filed by Carla J. Von Greiff on behalf of United States Equal Employment Opportunity Commission (Attachments: # 1 Exhibit Consent Decree)(Von Greiff, Carla) (Entered: 11/30/2006)
12/05/2006	37	ENDORSED ORDER NOTED 34 Motion submitting translations. Signed by Judge Raymond L. Acosta on 12/5/06. (ans) (Entered: 12/05/2006)
12/21/2006	38	CONSENT JUDGMENT in the amount of \$55,000.00 . Signed by Judge Raymond L. Acosta on 12/20/06. (Attachments: # 1 Exhibit A-Lupis Anti-Discrimination Policy# 2 Exhibit B- Notice to all employees Posted pursuant to Consent Decree between the parties# 3 Exhibit C - Monetary Distribution)(su,) (Entered: 12/21/2006)

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PACER Login:	hs0328	Client Code:	eeoc
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