

CLOSED

**U.S. District Court
District of South Carolina (Charleston)
CIVIL DOCKET FOR CASE #: 2:03-cv-02577-PMD-GCK**

EEOC v. Palmetto Rest Group, et al
Assigned to: Judge Patrick Michael Duffy
Referred to: Magistrate Judge George C Kosko
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 08/07/2003
Date Terminated: 06/21/2004
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Edwin Lake Turnage**
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TERMINATED: 05/04/2004
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Kirk J Angel
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Commission
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TERMINATED: 04/09/2004

V.

Defendant

Palmetto Restaurant Group LLC

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Defendant

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Intervenor Defendant

Palmetto Restaurant Group LLC

represented by **Cherie Wilson Blackburn**
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LEAD ATTORNEY
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Jim O Stuckey, II
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Intervenor Defendant

Carolina Restaurant Group Inc

represented by **David Brian McCormack**
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Marylin E Culp
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Nicole E Bourget
(See above for address)

Intervenor Defendant

Metrolina Restaurant Group LLC

Intervenor Defendant

Florida Restaurant Group LLC

Intervenor Plaintiff

Shakeenya Coley

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Intervenor Plaintiff**Shaketia Ford**

represented by **David L Hood**
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Terry Ann Rickson

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Intervenor Plaintiff**Angelia Gary**

represented by **David L Hood**
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Intervenor Plaintiff**Vernata Green**

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Intervenor Plaintiff**Melody Grimmage**

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Intervenor Plaintiff

Marketia Kinzer

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Intervenor Plaintiff

Beverly Lewis

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Intervenor Plaintiff

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Intervenor Plaintiff

Wendy Reed

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Terry Ann Rickson

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V.

Defendant**Metrolina Restaurant Group LLC**

represented by **David Brian McCormack**
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LEAD ATTORNEY
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Defendant**Florida Restaurant Group LLC**

represented by **David Brian McCormack**
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Defendant**Wendy's International Inc**

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Date Filed	#	Docket Text
08/07/2003	1	COMPLAINT; Service due by 12/5/03 for Carolina Rest Group, for Palmetto Rest Group (kmca) (Entered: 08/08/2003)
08/07/2003	2	SUMMONS(ES) issued for defendant Palmetto Rest Group, defendant Carolina Rest Group (kmca) (Entered: 08/08/2003)
08/07/2003	3	ANSWER to Local Rule 26 Interrogatories by plaintiff EEOC; jury demand (kmca) (Entered: 08/08/2003)
09/22/2003	4	WAIVER OF SERVICE as to Carolina Rest Group Answer due on 10/21/03 for Carolina Rest Group (jtho) (Entered: 09/22/2003)
09/26/2003	5	WAIVER OF SERVICE as to Palmetto Rest Group Answer due on 10/31/03 for Palmetto Rest Group (kmca) (Entered: 09/26/2003)
10/17/2003		CASE reassigned from Judge Norton to Judge Patrick Michael Duffy (glev) (Entered: 10/17/2003)
10/20/2003	6	ANSWER to Local Rule 26 Interrogatories by defendant Carolina Rest Group; jury demand (cmur) (Entered: 10/21/2003)
10/20/2003	7	MOTION by defendant Carolina Rest Group to dismiss (cmur) (Entered: 10/21/2003)
10/20/2003	8	MEMORANDUM by defendant Carolina Rest Group in support of [7-1] motion to dismiss (cmur) (Entered: 10/21/2003)
10/20/2003	10	ANSWER to Complaint by defendant Palmetto Rest Group (Attorney Sue Erwin Harper, Jim O Stuckey II, Cherie Wilson Blackburn) (gpea) (Entered: 10/21/2003)
10/20/2003	11	ANSWER to Local Rule 26 Interrogatories by defendant Palmetto Rest Group (gpea) (Entered: 10/21/2003)
10/21/2003	9	NOTICE of Judge reassignment (jwol) (Entered: 10/21/2003)
10/21/2003	12	CONFERENCE AND SCHEDULING ORDER setting 26(f) Conference no later than 11/10/03 ; 26(a) Initial Disclosures served by 11/24/03 ; 26(f) Report filed by 11/24/03 ; Joining of parties,amending of pleadings on 12/19/03 ; Plaintiff's ID of Experts set for 1/19/04 ; Defendant's ID of Experts set for 2/17/04 ; Records Custodian Affidavit filed by 2/17/04 ; Discovery cutoff 4/19/04 ; Motion In Limine filed by 7/12/04 ; Deadline for filing of all motions 5/3/04 ; 26(a)3 Pretrial Disclosures filed by 7/16/04 ; Pretrial Brief filed by 7/26/04 ; Jury Selection deadline set for 8/2/04 ; ADR Statement/Cert due by 6/1/04 Mediation deadline for 7/1/04 (signed by Magistrate Judge George C. Kosko) eod 10/22/03 (cmur) (Entered: 10/22/2003)
10/30/2003	13	MOTION by defendant Carolina Rest Group for Nicole E. Bourget to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17484 (cmur) (Entered: 10/30/2003)

		10/30/2003)
10/30/2003	14	AFFIDAVIT of Nicole E. Bourget by defendant Carolina Rest Group Re: [13-1] motion for Nicole E. Bourget to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17484 (cmur) (Entered: 10/30/2003)
10/30/2003	15	MOTION by defendant Carolina Rest Group for Marylin E. Culp to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17485 (cmur) (Entered: 10/30/2003)
10/30/2003	16	AFFIDAVIT of Marylin E. Culp by defendant Carolina Rest Group Re: [15-1] motion for Marylin E. Culp to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17485 (cmur) (Entered: 10/30/2003)
11/04/2003	17	ORDER granting [13-1] motion for Nicole E. Bourget to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17484 (signed by Judge David C. Norton) (cmur) (Entered: 11/04/2003)
11/04/2003	18	ORDER granting [15-1] motion for Marylin E. Culp to appear pro hac vice FILING FEE AMOUNT \$100.00 Receipt # 200-17485 (signed by Judge David C. Norton) (cmur) (Entered: 11/04/2003)
11/07/2003	19	RESPONSE in OPPOSITION by plaintiff EEOC to defendant CRG's [7-1] motion to dismiss (with attachment + exhibit A = affidavit of Edwin Turnage, B,C,D,E,F,G = copy of affidavit of Donna Crawford, H,I,J,K,L,M = copy of affidavit of Alex Boatman, N,O,P = affidavit of Charlotte Watts with exhibits 1-5, and exhibit S) (kmca) (Entered: 11/10/2003)
11/07/2003	20	AFFIDAVIT of Edwin L. Turnage with attachment by plaintiff EEOC Re: [19-1] motion response (kmca) Modified on 11/10/2003 (Entered: 11/10/2003)
11/07/2003	21	AFFIDAVIT of Charlotte Watts by plaintiff EEOC Re: [19-1] motion response (kmca) (Entered: 11/10/2003)
11/07/2003	22	MOTION by plaintiff EEOC to amend [1-1] complaint (kmca) (Entered: 11/10/2003)
11/07/2003	23	MEMORANDUM by plaintiff EEOC in support of [22-1] motion to amend [1-1] complaint (kmca) (Entered: 11/10/2003)
11/13/2003	24	NOTICE of Hearing before Magistrate Judge George C. Kosko set Motion Hearing to 11:00 11/19/03 for [22-1] motion to amend [1-1] complaint (obri) (Entered: 11/13/2003)
11/17/2003	25	REPLY by defendant Carolina Rest Group to [19-1] motion response (cmur) (Entered: 11/17/2003)
11/19/2003	26	MOTION HEARING [22-1] motion to amend [1-1] complaint held ORAL ORDER granting [22-1] motion to amend [1-1] complaint; Attorneys to confer on jurisdictional issues and report back to Court by 12/8/03 (before Magistrate Judge George C. Kosko) Court Reporter: Gilbert O'Brien,ESR. (obri) Modified on 11/19/2003 (Entered: 11/19/2003)
12/08/2003	27	MEMORANDUM with exhibits A-C by plaintiff EEOC in opposition to [25-1] reply (jtho) (Entered: 12/08/2003)

12/16/2003	28	NOTICE of Hearing set status conference for 10:00 12/23/03 before Magistrate Judge George C. Kosko (cmur) (Entered: 12/16/2003)
12/18/2003	29	NOTICE of Hearing reset status conference for 9:30 12/23/03 before Magistrate Judge George C. Kosko (obri) (Entered: 12/18/2003)
12/18/2003	30	CONSENT ORDER to intervene by individual plaintiffs (signed by Magistrate Judge George C. Kosko) eod 12/19/03 (cmur) (Entered: 12/19/2003)
12/18/2003	31	Intervenor's COMPLAINT against defendant Palmetto Rest Group, defendant Carolina Rest Group, defendant Metrolina Rest Group, defendant Florida Rest Group; jury demand (cmur) (Entered: 12/19/2003)
12/18/2003	32	SUMMONS(ES) issued for defendant Metrolina Rest Group, defendant Florida Rest Group, defendant Wendy's Intl Inc (cmur) (Entered: 12/19/2003)
12/18/2003	33	ANSWER to Local Rule 26 Interrogatories by intervenor-plaintiff Shakeenya Coley, intervenor-plaintiff Shaketia Ford, intervenor-plaintiff Angelia Gary, intervenor-plaintiff Vernata Green, intervenor-plaintiff Melody Grimmage, intervenor-plaintiff Marketia Kinzer, intervenor-plaintiff Beverly Lewis, intervenor-plaintiff Michell E Linen, intervenor-plaintiff Wendy Reed; jury demand (cmur) (Entered: 12/19/2003)
12/22/2003	34	NOTICE of Hearing reset status conference for 10:00 1/12/04 before Magistrate Judge George C. Kosko (obri) (Entered: 12/22/2003)
01/12/2004	35	STATUS CONFERENCE held before Magistrate Judge George C. Kosko ORAL ORDER Court allows Plaintiff to submit amended complaint on newly named defendants; Defendant to withdraw Motion to Dismiss at a later date Court Reporter: Gilbert O'Brien,ESR. (obri) (Entered: 01/12/2004)
01/12/2004	36	ANSWER to intervenors' Complaint by defendant Wendy's Intl Inc, Assignment Interrogatories due on 1/22/04 for Wendy's Intl Inc ; (cmur) (Entered: 01/13/2004)
01/14/2004	37	NOTICE of Hearing set telephone Status conference for 2:00 1/21/04 before Magistrate Judge George C. Kosko (cmur) (Entered: 01/14/2004)
01/14/2004	38	ANSWER to Local Rule 26 Interrogatories by defendant Wendy's Intl Inc; jury demand (cmur) (Entered: 01/15/2004)
01/20/2004	39	MOTION by defendant Metrolina Rest Group, defendant Florida Rest Group to dismiss intervenors' complaint (erav) (Entered: 01/21/2004)
01/20/2004	40	MEMORANDUM by defendant Metrolina Rest Group, defendant Florida Rest Group in support of [39-1] motion to dismiss intervenors' complaint w/attached affidavit of Gary M. Miller. (erav) (Entered: 01/21/2004)
01/20/2004	41	ANSWER to Local Rule 26.01 Interrogatories by defendant Metrolina Rest Group; jury demand (erav) (Entered: 01/21/2004)
01/20/2004	42	ANSWER to Local Rule 26.01 Interrogatories by defendant Florida Rest Group; jury demand (erav) (Entered: 01/21/2004)
01/20/2004	43	MOTION by defendant Carolina Rest Group to dismiss intervenors' complaint (erav) (Entered: 01/21/2004)

01/20/2004	44	MEMORANDUM by defendant Carolina Rest Group in support of [43-1] motion to dismiss intervenors' complaint (erav) (Entered: 01/21/2004)
01/23/2004	45	MOTION by defendant Wendy's Intl Inc for William P. Miles, Jr. to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (cmur) (Entered: 01/26/2004)
01/23/2004	46	AFFIDAVIT of William P. Miles, Jr. by defendant Wendy's Intl Inc Re: [45-1] motion for William P. Miles, Jr. to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (cmur) (Entered: 01/26/2004)
01/23/2004	47	MOTION by defendant Wendy's Intl Inc for Todd D. Wozniak to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (cmur) (Entered: 01/26/2004)
01/23/2004	48	AFFIDAVIT of Tod D. Wozniak by defendant Wendy's Intl Inc Re: [47-1] motion for Todd D. Wozniak to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (cmur) (Entered: 01/26/2004)
01/30/2004	49	ORDER granting [47-1] motion for Todd D. Wozniak to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (signed by Judge David C. Norton for Judge Duffy) (cmck) (Entered: 02/02/2004)
01/30/2004	50	ORDER granting [45-1] motion for William P. Miles, Jr. to appear pro hac vice FILING FEE AMOUNT \$100 Receipt # scx200000563 (signed by Judge David C. Norton for Judge Duffy) (cmck) (Entered: 02/02/2004)
02/10/2004	51	CONSENT ORDER extending time for Palmetto Restaurant Group to respond to Intervenor's Complaint. New deadline set for February 22, 2004. (signed by Magistrate Judge George C. Kosko) eod 2/10/04 (ssan) (Entered: 02/10/2004)
02/11/2004	52	MOTION by plaintiff EEOC for Kirk Joseph Angel to appear pro hac vice FILING FEE AMOUNT (jtho) (Entered: 02/11/2004)
02/11/2004	53	AFFIDAVIT of Kirk Joseph Angel by plaintiff EEOC Re: [52-1] motion for Kirk Joseph Angel to appear pro hac vice FILING FEE AMOUNT (jtho) (Entered: 02/11/2004)
02/11/2004	54	MEMORANDUM by intervenor-plaintiff Shakeenya Coley, intervenor-plaintiff Shaketia Ford, intervenor-plaintiff Angelia Gary, intervenor-plaintiff Vernata Green, intervenor-plaintiff Melody Grimmage, intervenor-plaintiff Marketia Kinzer, intervenor-plaintiff Beverly Lewis, intervenor-plaintiff Michell E Linen, intervenor-plaintiff Wendy Reed in opposition to [43-1] motion to dismiss intervenors' complaint, [39-1] motion to dismiss intervenors' complaint (cmur) (Entered: 02/12/2004)
02/17/2004	55	ORDER granting [52-1] motion for Kirk Joseph Angel to appear pro hac vice FILING FEE AMOUNT (signed by Magistrate Judge George C. Kosko) eod 2/18/04 (cmur) (Entered: 02/18/2004)
02/19/2004	56	REPLY by defendant Metrolina Rest Group, defendant Florida Rest Group to intervenor plaintiffs'[54-1] memorandum in opposition to defendants' motions to dismiss (erav) (Entered: 02/20/2004)

02/19/2004	57	REPLY by defendant Carolina Rest Group to intervenor plaintiffs' [54-1] memorandum in opposition to defendants' motion to dismiss (erav) (Entered: 02/20/2004)
02/23/2004	58	ANSWER to Intervenor's Complaint by defendant Palmetto Rest Group (Attorney Debbie Whittle Durban), (cram) (Entered: 02/24/2004)
02/23/2004	59	ANSWER to Local Rule 26 Interrogatories by defendant Palmetto Rest Group; jury demand (cram) (Entered: 02/24/2004)
03/25/2004		Minute entry: Per Judge Kosko's chambers Telephone conference held in chamber off record staying all matter until 5/20/04 (obri) (Entered: 03/25/2004)
04/07/2004	60	MOTION by plaintiff EEOC for Kirk J Angel to withdraw as attorney (jtho) (Entered: 04/07/2004)
04/09/2004	61	ORDER granting [60-1] motion for Kirk J Angel to withdraw as attorney (Terminated attorney Kirk J Angel for EEOC (signed by Magistrate Judge George C. Kosko) eod (cmur) (Entered: 04/09/2004)
04/28/2004	62	MOTION by plaintiff EEOC for attorney Edwin L. Turnage to withdraw as attorney (dnap) (Entered: 04/28/2004)
04/28/2004	63	MOTION by plaintiff EEOC to stay the proceedings until May 31, 2004 (dnap) (Entered: 04/28/2004)
05/04/2004	64	ORDER granting [62-1] motion for attorney Edwin L. Turnage to withdraw as attorney (signed by Magistrate Judge George C. Kosko) eod 5/5/04 (cmur) (Entered: 05/05/2004)
05/04/2004	65	ORDER granting [63-1] motion to stay the proceedings until May 31, 2004 (signed by Magistrate Judge George C. Kosko) eod 5/5/04 (cmur) (Entered: 05/05/2004)
06/21/2004	66	ORDER (CONSENT DECREE) for settlement for the total sum of four hundred eighty-seven thousand five hundred thousand and .00/100 dollars (\$487,500.00) of any and all claims raised , or which could have been raised by claimants against the Company. The Court shall retain jurisdiction of this case during the duration of this Consent Decree for purposes of resolving controversies arising under this Consent Decree and for entry of any orders that may be necessary to resolve such controversies or to enforce the terms of this Consent Decree. Full details set forth in order (Consent Decree); with all parties to bear their own attorneys' fees and costs This consent decree operates as a final dismissal with prejudice of all claims made. (signed by Judge Patrick Michael Duffy) eod (cmur) Modified on 06/21/2004 (Entered: 06/21/2004)
06/21/2004		Case closed (cmur) (Entered: 06/21/2004)

PACER Service Center

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