

CLOSED,JURY,PROSE

**U.S. District Court
District of South Carolina (Greenville)
CIVIL DOCKET FOR CASE #: 6:10-cv-01587-JMC**

Brown v. Pennington et al
Assigned to: Honorable J Michelle Childs
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 06/21/2010
Date Terminated: 12/10/2010
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Plaintiff

Catherine Amila Brown

represented by **John G Reckenbeil**
John G Reckenbeil Law Office
PO Box 1633
Spartanburg, SC 29306
864-582-5472
Fax: 864-582-7280
Email: john@johnreckenbeillaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Cynthia Pennington
Mauldin High Cafeteria

represented by **Thomas Kennedy Barlow**
Childs and Halligan
PO Box 11367
Columbia, SC 29211-1367
803-254-4035
Fax: 803-771-4422
Email: tbarlow@childs-halligan.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Denise Forrester
Mauldin High Cafeteria

represented by **Thomas Kennedy Barlow**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Julia T Cannon
Greenville County Schools Administration

represented by **Thomas Kennedy Barlow**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Pat Mitchell
Greenville County Schools Administration

represented by **Thomas Kennedy Barlow**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mark A Delledonne
EEOC
TERMINATED: 12/10/2010

Defendant

Victoria A Mackey
 EEOC Charlotte District Office
 TERMINATED: 12/10/2010

Defendant

**South Carolina Employment Security
 Commission**
 TERMINATED: 12/10/2010

Date Filed	#	Docket Text
06/21/2010	<u>1</u>	COMPLAINT against Julia T Cannon, Mark A Delledonne, Denise Forrester, Victoria A Mackey, Pat Mitchell, Cynthia Pennington, South Carolina Employment Security Commission (Filing fee \$350, not paid), filed by Catherine Amila Brown. (Attachments: # <u>1</u> EEOC Right to Sue, # <u>2</u> Exhibit 1-3 Cupcake Incident, # <u>3</u> Exhibit 4 Employee Warning Report, # <u>4</u> Exhibit 5 Letter of Termination, # <u>5</u> Exhibit 6 Termination Form, # <u>6</u> Envelope)(kmca) (Entered: 06/21/2010)
06/21/2010	<u>3</u>	MOTION for Leave to Proceed in forma pauperis (Restricted Access) by Catherine Amila Brown. No proposed order.Motions referred to Bruce Howe Hendricks.(kmca) (Entered: 06/21/2010)
06/21/2010	<u>4</u>	Local Rule 26.01 Answers to Interrogatories by Catherine Amila Brown.(kmca) (Entered: 06/21/2010)
06/30/2010	<u>8</u>	PROPER FORM ORDER.Case to be brought into proper form by 7/26/2010. Signed by Magistrate Judge Bruce Howe Hendricks on 6/30/10. (kmca) (Entered: 06/30/2010)
06/30/2010	<u>9</u>	TEXT ORDER granting <u>3</u> Motion for Leave to Proceed in forma pauperis per <u>8</u> Proper Form Order. Signed by Magistrate Judge Bruce Howe Hendricks on 6/30/10.(kmca) (Entered: 06/30/2010)
06/30/2010		***DOCUMENT MAILED <u>8</u> Proper Form Order with summons and 7 USM-285s, 9 Order on Motion for Leave to Proceed in forma pauperis, placed in U.S. Mail to Catherine Amila Brown (kmca) (Entered: 06/30/2010)
08/05/2010	<u>11</u>	NOTICE of Change of Address for Greenville Clerk's Office. (kmca) (Entered: 08/05/2010)
08/05/2010		***DOCUMENT MAILED <u>11</u> Notice of Change of Address, placed in U.S. Mail to Catherine Amila Brown (kmca) (Entered: 08/05/2010)
08/13/2010	<u>13</u>	ORDER authorizing service of process by clerk on Defendants Pennington,Forrester, Cannon, and Mitchell only. Directing plaintiff to notify the clerk in writing of any change of address. Signed by Magistrate Judge Bruce Howe Hendricks on 8/13/10. (kmca) (Entered: 08/13/2010)
08/13/2010	<u>14</u>	REPORT AND RECOMMENDATIONS that the District Judge dismiss as parties to this case Defendants Delledonne and Mackey, as well as the South Carolina Employment Security Commission. Service of process on the remaining defendants has been ordered. Objections to RRdue by 8/30/2010. Signed by Magistrate Judge Bruce Howe Hendricks on 8/13/10. (kmca) (Entered: 08/13/2010)
08/13/2010		***DOCUMENT MAILED <u>13</u> Order Service, <u>14</u> REPORT AND RECOMMENDATIONS, placed in U.S. Mail to Catherine Amila Brown (kmca) (Entered: 08/13/2010)
08/13/2010	<u>15</u>	Summons Issued as to Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington. (kmca) (Entered: 08/13/2010)
08/23/2010	<u>16</u>	Case Reassigned to Judge Honorable J Michelle Childs. Judge Honorable R Bryan Harwell no longer assigned to the case. (jpet,) (Entered: 08/23/2010)
08/23/2010	<u>17</u>	***DOCUMENT MAILED <u>16</u> Case Reassigned placed in U.S. Mail to Catherine Amila Brown (jpet,) (Entered: 08/23/2010)

09/10/2010	<u>19</u>	ANSWER to <u>1</u> Complaint, by Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington. (Attachments: # <u>1</u> Certificate of Service Certificate of Mailing)(Barlow, Thomas) (Entered: 09/10/2010)
09/10/2010	<u>20</u>	Local Rule 26.01 Answers to Interrogatories by Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington. (Attachments: # <u>1</u> Certificate of Service Certificate of Mailing)(Barlow, Thomas) (Entered: 09/10/2010)
09/14/2010	<u>22</u>	SCHEDULING ORDER: Rule 26(f) Conference Deadline 10/4/2010, 26(a) Initial Disclosures due by 10/18/2010, Rule 26 Report due by 10/18/2010, Amended Pleadings due by 11/29/2010, Plaintiffs ID of Expert Witness due by 12/29/2010, Defendants ID of Expert Witnesses Due by 1/28/2011, Records Custodian Affidavit due by 1/28/2011, Discovery due by 2/28/2011, Motions due by 3/14/2011, Rule 26(a)(3) Disclosures due by 5/6/2011, Motion in Limine due by 5/24/2011, Pretrial Briefs due by 5/31/2011, Jury Selection Deadline 6/7/2011. Signed by Honorable J Michelle Childs on 9/14/10. (kmca) (Entered: 09/14/2010)
09/14/2010	<u>23</u>	MEDIATION ORDER. Mediation Due by 3/7/2011. Signed by Honorable J Michelle Childs on 9/14/10. (kmca) (Entered: 09/14/2010)
09/14/2010		***DOCUMENT MAILED <u>22</u> Scheduling Order with Rule 26(f) Report and Notice of Availability of US Magistrate Judge, <u>23</u> Mediation Order, placed in U.S. Mail to Catherine Amila Brown (kmca) (Entered: 09/14/2010)
09/16/2010	<u>24</u>	SUMMONS Returned Executed: Denise Forrester served on 8/31/2010; Pat Mitchell served on 8/31/2010; Cynthia Pennington served on 8/31/2010. (Note: answer filed 9/10/10) (kmca) (Entered: 09/16/2010)
09/27/2010	<u>25</u>	SUMMONS Returned Executed by Catherine Amila Brown. Julia T Cannon served on 9/20/2010. (kric,) Modified on 9/27/2010: to remove answer date – already answered (kmca). (Entered: 09/27/2010)
09/29/2010	<u>26</u>	MOTION to Appoint Counsel by Catherine Amila Brown. Response to Motion due by 10/18/2010. (Attachments: # <u>1</u> Envelope)No proposed order.Motions referred to Bruce Howe Hendricks.(kmca) (Entered: 09/29/2010)
10/04/2010	<u>27</u>	ORDER denying plaintiff's <u>26</u> Motion to Appoint Counsel. Signed by Magistrate Judge Bruce Howe Hendricks on 10/4/10.(kmca) (Entered: 10/04/2010)
10/04/2010	<u>28</u>	***DOCUMENT MAILED <u>27</u> Order on Motion to Appoint Counsel and pro se guide, placed in U.S. Mail to Catherine Amila Brown (kmca) (Entered: 10/04/2010)
10/13/2010	<u>29</u>	Rule 26(f) Report by Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington. (Attachments: # <u>1</u> Certificate of Service)(Barlow, Thomas) (Entered: 10/13/2010)
10/13/2010	<u>30</u>	Local Rule 26.03 Answers to Interrogatories by Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington. (Attachments: # <u>1</u> Certificate of Service)(Barlow, Thomas) (Entered: 10/13/2010)
10/18/2010	<u>31</u>	Rule 26(f) Report by Catherine Amila Brown. (Attachments: # <u>1</u> Initial Disclosures, # <u>2</u> Certificate of Service, # <u>3</u> Envelope)(kmca) (Entered: 10/19/2010)
12/09/2010	<u>32</u>	NOTICE of Appearance by John G Reckenbeil on behalf of Catherine Amila Brown (Reckenbeil, John) (Entered: 12/09/2010)
12/09/2010	<u>33</u>	STIPULATION of Dismissal With Prejudice by Julia T Cannon, Denise Forrester, Pat Mitchell, Cynthia Pennington, Catherine Amila Brown. (Barlow, Thomas) Modified on 12/10/2010: to add filer listed on document (kmca). (Entered: 12/09/2010)
12/10/2010	<u>34</u>	ORDER ADOPTING <u>14</u> REPORT AND RECOMMENDATIONS and incorporating it herein. It is therefore ORDERED that the Defendants Mark A. Delledonne, Victoria A. Mackey, and the South Carolina Employment Security Commission are dismissed as parties to this case. Signed by Honorable J Michelle Childs on 12/10/10. (kmca) (Entered: 12/10/2010)