

CLOSED

**U.S. District Court
District of South Dakota (Southern Division)
CIVIL DOCKET FOR CASE #: 4:99-cv-04174-LLP**

EEOC v. John Morrell & Co
Assigned to: U. S. District Judge Lawrence L. Piersol
Demand: \$0
Cause: 42:2000e Job Discrimination (Employment)

Date Filed: 09/27/1999
Date Terminated: 01/04/2001
Jury Demand: None
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: U.S. Government Plaintiff

Plaintiff

**Equal Employment Opportunity
Commission**

represented by **Evangelina Fierro Hernandez**
Equal Employment Opportunity
Commission
Denver District Office
303 E. 17th Ave.
Suite 510
Denver, CO 80203
(303)866-1378
Fax: 866-1375
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nelson G. Alston
Equal Employment Opportunity
Commission
Denver District Office
303 E. 17th Ave.
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LEAD ATTORNEY
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V.

Defendant

John Morrell & Company

represented by **Leslie R. Stellman**
Hodes, Ulman, Pessin & Katz, P.A.
901 Dulaney Valley Road
4th Floor
Towson, MD 21204-2600
410-938-8800
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LEAD ATTORNEY

*ATTORNEY TO BE NOTICED***Scott C. Folkers**

PO Box 5266

Sioux Falls, SD 57117

330-3332

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

| Date Filed | # | Docket Text |
|-------------------|--------------------|--|
| 09/27/1999 | 1 | COMPLAINT: no summons(es) issued to plaintiff's counsel; jury demand (SLL) (Entered: 09/27/1999) |
| 09/27/1999 | 2 | CIVIL COVER SHEET (SLL) (Entered: 09/27/1999) |
| 12/13/1999 | 3 | WAIVER Of Service by defendant John Morrell & Co on 12/9/99 (SLL) (Entered: 12/13/1999) |
| 12/13/1999 | 4 | MOTION to extend time within which to file answer or other responsive pleading by defendant John Morrell & Co (FE) (Entered: 12/14/1999) |
| 12/13/1999 | 5 | ORDER by Lawrence L. Piersol granting motion to extend time within which to file answer or other responsive pleading [4-1]; defendant may have until 1/26/00 to answer or otherwise respond to Complaint (cc:all counsel) (FE) (Entered: 12/14/1999) |
| 12/21/1999 | 6 | NOTICE OF LAWSUIT and Request for Waiver of Service of Summons (with attached copy of Waiver of service of summons) by plaintiff EEOC (FE) (Entered: 12/22/1999) |
| 01/25/2000 | 7 | MOTION to dismiss complaint , or alternatively for summary judgment by defendant John Morrell & Co (SLL) (Entered: 01/25/2000) |
| 01/25/2000 | 8 | MEMORANDUM with exhibits by defendant John Morrell & Co in support of motion to dismiss complaint [7-1], of motion for summary judgment [7-2] (SLL) (Entered: 01/25/2000) |
| 01/25/2000 | 9 | CERTIFICATE OF SERVICE by defendant John Morrell & Co (SLL) (Entered: 01/25/2000) |
| 02/16/2000 | 10 | AFFIDAVIT of S. Ann Muniz re [7-1], re [7-2] (LMZ) (Entered: 02/17/2000) |
| 02/16/2000 | 11 | AFFIDAVIT of Francisco J. Flores, Jr. re [7-1], re [7-2] (LMZ) (Entered: 02/17/2000) |
| 02/16/2000 | 12 | MEMORANDUM by plaintiff EEOC in opposition to motion to dismiss complaint [7-1], motion for summary judgment [7-2] (LMZ) (Entered: 02/17/2000) |
| 02/28/2000 | 13 | CERTIFICATE OF SERVICE by defendant John Morrell & Co (FE) (Entered: 02/28/2000) |
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| 03/01/2000 | 14 | REPLY by defendant John Morrell & Co to response to motion to dismiss complaint [7-1], motion for summary judgment [7-2] (SLL) (Entered: 03/01/2000) |
| 04/11/2000 | 15 | ORDER For Form 35 Report and Scheduling Information by Lawrence L. Piersol (cc: all counsel) (DLS) (Entered: 04/11/2000) |
| 05/02/2000 | 16 | RULE 26 Initial Disclosures Statement by defendant John Morrell & Co (SLL) (Entered: 05/02/2000) |
| 05/10/2000 | 17 | Form 35 Report Of Parties Planning Meeting re [15-1] (FE) (Entered: 05/11/2000) |
| 06/16/2000 | 18 | MEMORANDUM OPINION AND ORDER by Lawrence L. Piersol denying motion to dismiss complaint [7-1], denying motion for summary judgment [7-2] (cc: all counsel) (SKM) (Entered: 06/19/2000) |
| 06/26/2000 | 19 | RULE 16 SCHEDULING ORDER Lawrence L. Piersol ; Discovery ddl set for 12/31/00 ; mtn filing ddl set for 1/10/01; motion hearing and pretrial conference set for 10:00 4/16/01 ; jury trial set for 9:30 5/15/01 (cc: all counsel) (SLL) (Entered: 06/27/2000) |
| 08/16/2000 | 20 | SETTLEMENT CONFERENCE ORDER and Notice of Settlement Conference; settlement conference set for 08/29/00 at 10:00 am; by Mag Judge Marshall P. Young (cc:all counsel) (FE) (Entered: 08/21/2000) |
| 09/06/2000 | 21 | MOTION for default judgment against John Morrell & Co by plaintiff EEOC (SLL) (Entered: 09/06/2000) |
| 09/06/2000 | 22 | MEMORANDUM/SUMMARY OF RELIEF REQUESTED by plaintiff EEOC in support of motion for default judgment against John Morrell & Co [21-1] (SLL) (Entered: 09/06/2000) |
| 09/06/2000 | 23 | AFFIDAVIT of Nelson G. Alston re motion for entry of default judgment [21-1] (SLL) (Entered: 09/06/2000) |
| 09/06/2000 | 24 | ANSWER by defendant John Morrell & Co to [1-1] (SLL) (Entered: 09/06/2000) |
| 09/06/2000 | 25 | MEMORANDUM by defendant John Morrell & Co in opposition to motion for default judgment against John Morrell & Co [21-1] (SLL) (Entered: 09/06/2000) |
| 09/25/2000 | 26 | MOTION for leave to file and serve untimely answer by defendant John Morrell & Co (FE) (Entered: 09/25/2000) |
| 09/25/2000 | 27 | MEMORANDUM by defendant John Morrell & Co in support of motion for leave to file and serve untimely answer [26-1] (FE) (Entered: 09/25/2000) |
| 09/25/2000 | 28 | CERTIFICATE OF SERVICE by defendant John Morrell & Co (FE) (Entered: 09/25/2000) |
| 09/25/2000 | 29 | MOTION for attorney Leslie R. Stellman to appear pro hac vice by defendant John Morrell & Co (SKM) (Entered: 09/26/2000) |

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| 09/25/2000 | 29 | ORDER by Lawrence L. Piersol granting motion for attorney Leslie R. Stellman to appear pro hac vice [29-1] (cc:all counsel) (SKM) (Entered: 09/26/2000) |
| 09/25/2000 | 30 | CERTIFICATE OF SERVICE by defendant John Morrell & Co (SKM) (Entered: 09/26/2000) |
| 09/25/2000 | 31 | ORDER by Lawrence L. Piersol finding the motion for default judgment against John Morrell & Co [21-1] denied as moot (cc:all counsel) (SKM) (Entered: 09/26/2000) |
| 10/02/2000 | | PRO HAC VICE fee paid by John Morrell & Co. for Leslie R. Stellman (DLS) (Entered: 10/02/2000) |
| 10/23/2000 | 32 | SUBPOENA for Terry Hanson returned executed (FE) Modified on 10/24/2000 (Entered: 10/24/2000) |
| 10/23/2000 | 33 | SUBPOENA for Rose Pettibone returned executed (FE) Modified on 10/24/2000 (Entered: 10/24/2000) |
| 10/23/2000 | 34 | SUBPOENA for Todd Pruitt returned unserved (FE) Modified on 10/24/2000 (Entered: 10/24/2000) |
| 10/23/2000 | 35 | SUBPOENA for A.W. Agnew returned unserved (FE) Modified on 10/24/2000 (Entered: 10/24/2000) |
| 11/09/2000 | 36 | ORDER by Lawrence L. Piersol granting motion for leave to file and serve untimely answer [26-1] answer on file to serve as defendant's answer to complaint (cc:all counsel) (SLL) (Entered: 11/09/2000) |
| 01/04/2001 | 37 | CONSENT DECREE by plaintiff EEOC, defendant John Morrell & Co (FE) (Entered: 01/05/2001) |

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